

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. 4th St., Big Spring, Texas, at 5:30 p.m., March 26, 2019, with the following members present:

LARRY MCLELLAN	Mayor
TERRY MCDANIEL	Mayor Pro Tem
RAUL MARQUEZ	Councilmember
DOUG HARTMAN	Councilmember
HOWARD STEWART	Councilmember
RAUL BENAVIDES	Councilmember
JIM DEPAUW	Councilmember

Same and constituting a quorum; and

TODD DARDEN	City Manager
JOHN MEDINA	Assistant City Manager
MARIANNE BANKS	City Attorney
CHAD WILLIAMS	Police Chief
CRAIG FERGUSON	Fire Chief
JIM LITTLE	Airpark Director
TIM GREEN	Municipal Court Judge
DON MOORE	Finance Director/City Secretary
HAYLEY HERRERA	Community Services Director

INVOCATION & PLEDGE OF ALLEGIANCE

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

DISPOSITION OF MINUTES

APPROVAL OF THE MINUTES OF THE REGULAR MEETING OF MARCH 12, 2019.

Motion was made by Councilmember Marquez, seconded by Councilmember Hartman, with all members of the Council present voting “aye” approving the above listed minutes.

CONSENT ITEMS

FINAL READING OF A RESOLUTION SUPPORTING THE DESIGNATION OF THE EXTENSION OF INTERSTATE 27 AS A FUTURE INTERSTATE BY CONGRESS AND URGING THE TEXAS DEPARTMENT OF TRANSPORTATION TO SUPPORT SUCH

DESIGNATION; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE

APPROVAL OF THE PLANNING & ZONING COMMISSION MINUTES OF THE REGULAR MEETING OF NOVEMBER 6, 2018

COUNCILMEMBER BENAVIDES REVIEWED THE VOUCHERS FOR 03/21/19 \$123,962.66.

Motion was made by Councilmember Benavides, seconded by Councilmember Stewart, with all members of the Council present voting "aye" approving the second and final reading of the above captioned resolution, minutes and vouchers.

BIDS

AWARD THE BID FOR THE AMPHITHEATER ADA PHASE 1 UPGRADES TO ALLDREDGE GARDENS AND AUTHORIZE THE CITY MANAGER TO EXECUTE ANY NECESSARY DOCUMENTS

Motion was made by Councilmember DePauw, seconded by Councilmember Marquez, with all members of the Council present voting "aye" awarding to the above captioned bid to Alldredge Gardens in the amount of \$315,189.58.

NEW BUSINESS

PRESENTATION AND ACCEPTANCE OF THE BIG SPRING ECONOMIC DEVELOPMENT CORPORATION'S AUDIT FOR YEAR ENDED SEPTEMBER 30, 2018 BY BOLINGER, SEGAR, GILBERT & MOSS

Tyler Canady with Bolinger, Segar, Gilbert & Moss presented the audit for the Big Spring Economic Development Corporation. Motion was made by Councilmember Marquez, seconded by Councilmember Benavides, with all members of the Council present voting "aye" accepting the above captioned audit.

PRESENTATION AND ACCEPTANCE OF THE COMPREHENSIVE ANNUAL FINANCIAL REPORT FOR YEAR ENDED SEPTEMBER 30, 2018 BY BOLINGER, SEGAR, GILBERT & MOSS.

Tyler Canady with Bolinger, Segar, Gilbert & Moss presented the audit for the City of Big Spring. Motion was made by Councilmember Marquez, seconded by Councilmember Hartman, with all members of the Council present voting "aye" accepting the above captioned audit.

CONSIDERATION AND POSSIBLE ACTION ON A DONATION OF RETIRED RESCUE TOOLS TO WINGATE VOLUNTEER FIRE DEPARTMENT, WINGATE, TEXAS AND AUTHORIZE THE MAYOR TO EXECUTE ANY NECESSARY DOCUMENTS

Motion was made by Councilmember DePauw, seconded by Councilmember Marquez, with all members of the Council present voting “aye” approving the above captioned donation.

FIRST READING OF AN ORDINANCE AMENDING CHAPTER 6 ENTITLED “CEMETERY, PARKS AND RECREATION,” ARTICLE 4, SECTION 6-76 AND 6-77 BY ALLOWING RESIDENTS OF HOWARD COUNTY TO FILL UP TO TWO OF THE BOARD POSITIONS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE

Motion was made by Councilmember Marquez, seconded by Councilmember Stewart, with all members of the Council present voting “aye” approving the above captioned ordinance.

FIRST READING OF AN ORDINANCE AMENDING CHAPTER 6 ENTITLED “CEMETERY, PARKS AND RECREATION,” ARTICLE 7, SECTION 6-146(B) TO ADD A DEFINITION FOR “LIMITED PLAY SENIOR” AND “LIMITED PLAY JUNIOR” TO ALLOW LIMITED PLAY SENIORS TO GOLF ON HOLIDAYS THAT FALL ON WEEKDAYS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE

After a brief discussion, Motion was made by Councilmember Marquez, seconded by Councilmember Stewart, with Councilmembers Marquez, McDaniel, McLellan, and Stewart voting “aye” approving the above captioned ordinance. Councilmembers Hartman, Benavides and DePauw, being opposed, voting “nay” for passage of same. Motion passes four to three.

CONSIDERATION AND POSSIBLE ACTION ON CHANGES TO THE NATIONWIDE RETIREMENT PLAN AND AUTHORIZE THE MAYOR TO EXECUTE ANY NECESSARY DOCUMENTS

After a brief discussion, Motion was made by Councilmember Benavides, seconded by Mayor Pro Tem McDaniel, with all members of the Council present voting “aye” approving Option 3A (Option 3A - will continue to offer the Nationwide Fixed Contract with an initial Crediting Rate of 1.2% and a .5% GMIR) to the above captioned change to the Nationwide Retirement Plan.

CONSIDERATION AND APPROVAL OF AMENDMENTS TO THE INVESTMENT POLICY

Motion was made by Councilmember DePauw, seconded by Councilmember Stewart, with all members of the Council present voting “aye” approving the above captioned amendments.

CONSIDERATION AND APPROVAL OF AN AGREEMENT WITH HOWARD COLLEGE FOR USE OF CITY PROPERTY AND AUTHORIZE THE CITY MANAGER OR HIS DESIGNEE TO EXECUTE ANY NECESSARY DOCUMENTS

Motion was made by Councilmember Benavides, seconded by Councilmember DePauw, with all members of the Council present voting “aye” approving the above captioned agreement.

APPROVAL OF THE MINUTES OF THE REGULAR MEETING OF THE BIG SPRING ECONOMIC DEVELOPMENT CORPORATION HELD ON FEBRUARY 19, 2019

Motion was made by Councilmember DePauw, seconded by Councilmember Benavides, with all members of the Council present voting "aye" approving the above captioned minutes.

CITY MANAGER'S REPORT

Todd Darden, City Manager, reminded everyone that we are still taking resumes for seven (7) members to be on the Parks and Traffic Boards and also one person for the Zoning Board of Adjustments (ZBA) and Board of Adjustments and Appeals (BAA).

COUNCIL INPUT

Councilmember DePauw suggested that rather than offer additional discounts at the golf course, the City should aim to benefit all citizens by offering free admission into the landfill for all citizens for one day per month as an incentive for residents to clean up their properties and alleys.

EXECUTIVE SESSION

ADJOURN INTO EXECUTIVE SESSION WITH CITY ATTORNEY AND STAFF IN ACCORDANCE WITH TEXAS GOVERNMENT CODE SECTION 551.072 TO DELIBERATE THE PURCHASE, EXCHANGE, LEASE, OR VALUE OF REAL PROPERTY AND;

ADJOURN INTO EXECUTIVE SESSION IN ACCORDANCE WITH THE TEXAS GOVERNMENT CODES SECTION 551.071(1)(A) TO CONSULT WITH THE CITY ATTORNEY CONCERNING PENDING OR CONTEMPLATED LITIGATION AT 6:56 P.M.

RECONVENE IN OPEN SESSION AND TAKE ANY NECESSARY ACTIONS AND AUTHORIZE THE MAYOR OR HIS DESIGNEE TO EXECUTE ANY NECESSARY DOCUMENTS AT 7:37 P.M.

No action was taken on the first executive session.

Motion was made by Councilmember Benavides, seconded by Councilmember Marquez, with all members of the Council voting "aye" authorizing the City Attorney to file a Declaratory Judgement seeking judicial interpretation of Section 3(a) of the City Charter regarding term limits.

ADJOURN

Mayor McLellan adjourned the meeting at 7:38 p.m.



Larry McLellan, Mayor

ATTEST:



Tami L. Davis, Assistant City Secretary