

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., July 27, 2021, with the following members present in person:

SHANNON THOMASON	Mayor
NICK ORNELAS	Mayor Pro Tem
DIANE YANEZ	Councilmember
CODY HUGHES	Councilmember
GLORIA MCDONALD	Councilmember
TROY TOMPKINS	Councilmember
MAURY SMITH	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
CRAIG FERGUSON	Fire Chief
CHAD WILLIAMS	Police Chief
SHANE BOWLES	Public Works Director
SANDY SMITH	Finance Director
JIM LITTLE	Airpark Director
TAMI DAVIS	City Secretary
TIM GREEN	Municipal Judge

## **INVOCATION & PLEDGE OF ALLEGIANCE**

Jacklyn Roland, Emergency Services Chaplain, gave the invocation and Mayor Thomason led the Pledge of Allegiance to the American and Texas Flags.

## **PUBLIC COMMENT**

One citizen called in with a few comments regarding some items on the agenda.

## **ANNOUNCEMENTS, PRESENTATION AND PUBLIC HEARINGS**

**PUBLIC HEARING** – A PUBLIC HEARING CONCERNING THE CONTINUANCE OF THE JUVENILE CURFEW ORDINANCE PURSUANT TO TEXAS LOCAL GOVERNMENT CODE SEC. 370.002

Motion was made by Councilmember Hughes to open the above captioned public hearing, seconded by Councilmember Smith with all members of the Council present voting "aye." Andrew Hagen, City Attorney, recommended a few changes to our current ordinance. Mayor Thomason requested those changes to be made to the current ordinance and be presented at the next Council meeting. With no further questions or comments, Mayor Thomason closed the public hearing by acclamation.

## **CITY MANAGER'S REPORT**

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

- Update on Large Item Pickup for District 1
- Update on Mosquito Spraying
- Update on various grant programs

Mr. Darden also announced the passing of an employee and past Councilmember Howard Stewart and Councilmember Hughes asked for a moment of silence.

## **CONSENT ITEMS**

APPROVAL OF THE CITY COUNCIL MINUTES OF THE REGULAR MEETING OF JULY 13, 2021

FINAL READING OF AN ORDINANCE AMENDING CHAPTER 44 OF THE BIG SPRING CODE OF ORDINANCES ENTITLED "SOLID WASTE," ARTICLE II "COLLECTION AND LANDFILL FEES," DIVISION 1 "GENERALLY, SECTION 44-41 "RATES" TO AMEND THE RATE SCHEDULE; AMENDING SECTION 44-42 "FAILURE TO PAY" TO CORRECT GRAMMATICAL ERRORS; AND BY ADDING A NEW SECTION 44-45 ENTITLED "DELINQUENT FEES" TO PROVIDE FOR A TEN PERCENT LATE FEE TO EXISTING AND FUTURE DELINQUENT ACCOUNTS; PROVIDING FOR PUBLICATION AND PROVIDING AN EFFECTIVE DATE

FINAL READING OF ORDINANCE AMENDING THE BIG SPRING CITY CODE, CHAPTER 36 ENTITLED "NUISANCES," ARTICLE II "UNSANITARY; UNSIGHTLY; AND PUBLIC NUISANCE CONDITIONS OF PROPERTY," SECTION 36-19 "DEFINITIONS" BY ADDING A NEW DEFINITION FOR "INFESTATION"; AMENDING SECTION 36-22 "ACCUMULATION OF WEEDS, RUBBISH, GARBAGE, AND OTHER MATTER DECLARED A PUBLIC NUISANCE AND UNLAWFUL" BY ADDING "INFESTATION" TO THE TITLE AND BODY OF SAID SECTION IN ORDER TO DECLARE INFESTATIONS NOT COVERED BY STATE LAW A PUBLIC NUISANCE AND REQUIRE THE ABATEMENT THEREOF; AND BY AMENDING SECTION 36-28 "PENALTY" IN ORDER TO CORRECT AN ERROR MADE DURING CODIFICATION; PROVIDING FOR SEVERABILITY; PROVIDING FOR PUBLICATION; AND PROVIDING AN EFFECTIVE DATE

Motion was made by Councilmember Hughes to approve the above captioned ordinances and minutes, seconded by Councilmember Tompkins, with Councilmembers Ornelas, Yanez, Hughes, Thomason, Tompkins and Smith voting "aye." Councilmember McDonald abstained.

## **VOUCHERS**

Councilmember Tompkins reviewed the following vouchers:

VOUCHERS FOR 07/15/2021	\$	1,013,480.35
VOUCHERS FOR 07/22/2021	\$	44,983.75

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

## **BIDS**

CONSIDERATION AND POSSIBLE ACTION ON AWARDING THE SALE OF TAX PROPERTIES BY TEXAS COMMUNITIES GROUP AND AUTHORIZING THE MAYOR TO EXECUTE ANY NECESSARY DOCUMENTS AS FOLLOWS:

Parcel R0000046791, 203 NE 8<sup>th</sup> Street to Juan Carlos Murillo in the Amount of \$2,500.00

Motion was made by Councilmember Tompkins to approve the above captioned bid, seconded by Councilmember Smith, with all members of the Council present voting "aye."

## **NEW BUSINESS**

ACKNOWLEDGE RECEIPT OF THE PLANNING & ZONING COMMISSION MINUTES OF THE REGULAR MEETING OF JUNE 1, 2021

Councilmembers acknowledged receipt of the above captioned minutes.

ACKNOWLEDGE RECEIPT OF THE BIG SPRING ECONOMIC DEVELOPMENT CORPORATION BOARD OF DIRECTOR'S MINUTES OF THE REGULAR MEETING OF JUNE 15, 2021

Councilmembers acknowledged receipt of the above captioned minutes.

FIRST READING OF AN ORDINANCE 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 TO INCREASE THE GENERAL FUND BUDGET FOR THE PURPOSE OF ADDING RUBBER MULCH TO KID ZONE; PROVIDING FOR SEVERABILITY; PROVIDING FOR PUBLICATION; AND PROVIDING AN EFFECTIVE DATE

Motion was made by Councilmember Tompkins to approve the above captioned ordinance, seconded by Mayor Thomason, with all members of the Council present voting "aye."

FIRST READING OF AN ORDINANCE AMENDING CHAPTER 2 OF THE BIG SPRING CITY CODE ENTITLED "ADMINISTRATION," ARTICLE VII "BOARDS AND COMMISSIONS," BY ADDING A NEW DIVISION 9, ENTITLED "CONVENTION AND VISITORS BUREAU BOARD," AND A NEW SECTION 2-308 ENTITLED "CONVENTION AND VISITORS BUREAU BOARD" TO MOVE THE SECTION OF THE CODE PERTAINING TO THE CONVENTION AND VISITOR'S BUREAU BOARD FROM CHAPTER 32 FOR CONSISTENCY AND PROVIDING FOR THE RENUMBERING OF THAT SECTION; REPEALING CHAPTER 32 ENTITLED "LICENSES, TAXATION, AND MISCELLANEOUS BUSINESS REGULATION," ARTICLE II "TAXATION," DIVISION 2 "HOTEL OCCUPANCY TAX," SECTION 32-65, "CONVENTION AND VISITORS BUREAU BOARD," AND RESERVING THAT SECTION FOR FUTURE EXPANSION; AMENDING DIVISION 8 "BOARD OF ADJUSTMENTS AND APPEALS, SECTION 2-312 "MEMBERSHIP AND TERMS" BY ADDING A NEW SECTION (D) TO PROVIDE FOR APPOINTMENT OF MEMBERS CONSISTENT WITH SECTION 2-241; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE

Motion was made by Councilmember Tompkins to approve the above captioned ordinance as written, seconded by Councilmember Hughes. After a brief discussion and a few suggested changes to the ordinance, Councilmember Tompkins withdrew his motion. No other motion was made. The above captioned ordinance dies due to lack of motion and will be brought back to Council at a later date.

CONSIDERATION AND POSSIBLE ACTION CONCERNING AN AFFIDAVIT OF FACT TO CORRECT LEGAL DESCRIPTIONS FOR PARCELS OF LAND SUBJECT TO AN EXISTING OIL AND GAS LEASE WITH FOUR SEVENS OPERATING CO., LTD. AND AUTHORIZING THE MAYOR TO EXECUTE ANY NECESSARY DOCUMENTS

Motion was made by Councilmember Tompkins to approve the above captioned affidavit of fact, seconded by Mayor Pro Tem Ornelas, with all members of the Council present voting "aye."

CONSIDERATION AND POSSIBLE CONSENT TO THE ASSIGNMENT OF AN OIL AND GAS LEASE BY THE CITY OF BIG SPRING FROM SM ENERGY COMPANY TO CAMTERRA RESOURCES PARTNERS, LTD., CAMTERRA RESOURCES, INC. MANAGING GENERAL PARTNER WITH AN EFFECTIVE DATE OF JUNE 1, 2021 AND AUTHORIZING THE MAYOR TO EXECUTE ANY NECESSARY DOCUMENTS

Motion was made by Mayor Thomason to approve the above captioned assignment, seconded by Councilmember Smith, with all members of the Council present voting "aye."

CONSIDERATION AND POSSIBLE ACTION TO EXTEND THE CURRENT AGREEMENT WITH TML HEALTH INSURANCE AND AUTHORIZING THE CITY MANAGER OR HIS DESIGNEE TO EXECUTE ANY NECESSARY DOCUMENTS

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

## BOARDS & COMMITTEES

### ANIMAL RESCUE & ADOPTION COMMITTEE

Brittany Hankins – Nominated by Councilmember Tompkins for District 5

Brittany Hankins is appointed to the Animal Rescue & Adoption Committee by acclamation.

## COUNCIL INPUT

Mayor Thomason gave an update on the new Delta Variant COVID-19 and reminded everyone to take precautions and encouraged citizens if you feel sick get tested and get the vaccine. Mayor Thomason also reminded citizens to “help control the pet population, spay or neuter your pets.”

Mayor Pro Tem Ornelas thanked the Young Marines for their help with the large item pickup for District One and also he is working with a local lawn service to assist citizens 60 or older. Mayor Pro Tem Ornelas also announced that there will be a meet and greet for back to school at the ABC Park on August 21<sup>st</sup> and also thanked the staff for helping with a couple of project.

Councilmember Yanez announced that the Northside Movement will be hosting a Head to Toe Program on August 9<sup>th</sup> at 5:00 p.m. at 605 N. Main St. and also reminded citizens of the Large Item Pickup in District 2 will be on August 18<sup>th</sup>.

Councilmember Hughes asked the staff to work on city owned lots that have overgrown weeds.

Councilmember McDonald appreciates the support of the staff and council while she is out. Councilmember McDonald would also like to see an ordinance regarding code enforcement and making it easier for them to enforce. She would also like to see the staff look into electric stations for electric vehicles in the future.

Councilmember Tompkins announced that Brint Ryan was nominated to be on the ERCOT Board Selection Committee.

Councilmember Smith asked for a moment of silence for the loss of a family friend, Greg Henry.

## ADJOURN

Mayor Thomason adjourned the meeting at 7:02 p.m.



Shannon D. Thomason, Mayor

ATTEST:



Tami L. Davis, City Secretary