

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., February 27, 2018, with the following members present:

LARRY McLELLAN	Mayor
RAUL MARQUEZ	Mayor Pro Tem
CARMEN HARBOUR	Councilmember
TERRY McDANIEL	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/ Human Resource Director
MARIANNE BANKS	City Attorney
CRAIG FERGUSON	Fire Chief
CHAD WILLIAMS	Police Chief
JOHNNY WOMACK	Director of Public Works
JIM LITTLE	Airpark Director
TIM GREEN	Municipal Court Judge

INVOCATION & PLEDGE OF ALLEGIANCE

Pastor Clark Tatum, 14th & Main Church of Christ, gave the invocation and Mayor McLellan led the Pledge of Allegiance to the American and Texas Flags.

DISPOSITION OF MINUTES

APPROVAL OF THE MINUTES OF THE REGULAR MEETING OF FEBRUARY 13, 2018.

Motion was made by Councilmember Harbour, seconded by Councilmember Stewart, with all members of the Council present voting "aye" approving the above listed minutes.

CONSENT ITEMS

FINAL READING OF AN ORDINANCE AMENDING ORDINANCE NUMBER 034-2017, WHICH ADOPTED THE ANNUAL BUDGET FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2017 AND ENDING SEPTEMBER 30, 2018 BY INCREASING THE GENERAL FUND BUDGET TO RECEIVE AND EXPEND FUNDS GRANTED BY THE

CRIMINAL JUSTICE DIVISION THROUGH THE RIFLE-RESISTANT BODY ARMOR GRANT PROGRAM TO PURCHASE RIFLE RESISTANT VESTS FOR THE POLICE DEPARTMENT; PROVIDING FOR SEVERABILITY; PROVIDING FOR PUBLICATION; AND PROVIDING AN EFFECTIVE DATE

FINAL READING OF AN ORDINANCE AMENDING ORDINANCE NUMBER 034-2017, WHICH ADOPTED THE ANNUAL BUDGET FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2017 AND ENDING SEPTEMBER 30, 2018 BY INCREASING THE CEMETERY FUND BUDGET FOR THE PURPOSE OF PURCHASING A NEW LOWERING DEVICE; PROVIDING FOR REPEAL OF ORDINANCES IN CONFLICT HERewith; PROVIDING FOR PUBLICATION; AND PROVIDING AN EFFECTIVE DATE

COUNCILMEMBER BENAVIDES REVIEWED THE VOUCHERS IN THE AMOUNT OF \$819,779.74 (02/15/18) AND \$263,653.16 (02/22/18).

Motion was made by Councilmember Benavides, seconded by Mayor Pro Tem Marquez, with all members of the Council present voting "aye" approving the second and final readings of the above captioned ordinances and vouchers.

NEW BUSINESS

FIRST READING OF AN ORDINANCE DECLARING THE UNOPPOSED CANDIDATES IN THE MAY 5, 2018 GENERAL ELECTION FOR CITY COUNCIL MEMBER, DISTRICT 4 AND FOR CITY COUNCIL MEMBER, DISTRICT 6 AS ELECTED TO OFFICE: CANCELING THE GENERAL ELECTION FOR CITY COUNCIL POSITION FOR CITY COUNCIL MEMBER, DISTRICT 4 AND FOR CITY COUNCIL MEMBER, DISTRICT 6; AND PROVIDING AN EFFECTIVE DATE

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

FIRST READING OF AN ORDINANCE AMENDING ORDINANCE NUMBER 034-2017, WHICH ADOPTED THE ANNUAL BUDGET FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2017 AND ENDING SEPTEMBER 30, 2018 TO INCREASE THE HOTEL/MOTEL TAX FUND BUDGET FOR THE PURPOSE OF A HOTEL/MOTEL AUDIT AND ADDITIONAL HOTEL/MOTEL TAX REVENUE; PROVIDING FOR SEVERABILITY; PROVIDING FOR PUBLICATION; AND PROVIDING AN EFFECTIVE DATE

Motion was made by Mayor Pro 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 ORDINANCE NUMBER 034-2017, WHICH ADOPTED THE ANNUAL BUDGET FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2017 AND ENDING SEPTEMBER 30, 2018 BY INCREASING THE GENERAL FUND BUDGET BY ACCEPTING A JAG GRANT TO BE USED FOR TICKET

WRITERS; PROVIDING FOR REPEAL OF ORDINANCES IN CONFLICT HEREWITH;
PROVIDING FOR PUBLICATION; AND PROVIDING AN EFFECTIVE DATE

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

FIRST READING OF AN ORDINANCE AMENDING ORDINANCE NUMBER 034-2017, WHICH ADOPTED THE ANNUAL BUDGET FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2017 AND ENDING SEPTEMBER 30, 2018 TO INCREASE THE HOTEL/MOTEL BUDGET; PROVIDING FOR SEVERABILITY; PROVIDING FOR PUBLICATION; AND PROVIDING AN EFFECTIVE DATE

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

DISCUSSION OF ATMOS ENERGY CORPORATION'S INTENT TO REDUCE GAS UTILITY RATES PER FEDERAL CORPORATION TAX RATE REDUCTION

Don Moore, Finance Director, explained Atmos Energy Corporation's intent to reduce gas utility rates within the incorporated areas of those Cities that have adopted the Annual Rate Review Mechanism Tariff in the West Texas Division by reducing the federal corporate tax rate from 35% to 21%.

FIRST READING OF AN ORDINANCE APPROVING A TARIFF AUTHORIZING AN ANNUAL RATE REVIEW MECHANISM ("RRM") AS A SUBSTITUTION FOR THE ANNUAL INTERIME RATE ADJUSTMENT PROCESS DEFINED BY SECTION 104.301 OF THE TEXAS UTILITIES CODE, AND AS NEGOTIATED BETWEEN ATMOS ENERGY CORP., WEST TEXAS DIVISION ("ATMOS WEST TEXAS" OR "COMPANY") AND THE STEERING COMMITTEE OF CITIES SERVED BY ATMOS WEST TEXAS; REQUIRING THE COMPANY TO REIMBURSE CITIES' REASONABLE RATEMAKING EXPENSE; ADOPTING A SAVNG CLAUSE; DETERMINING THAT THIS ORDINANCE WAS PASSED IN ACCORDANCE WITH THE REQUIREMENTS OF THE OPEN MEETINGS ACT; DECLARING AN EFFECTIVE DATE; AND REQUIRING DELIVERY OF THE ORDINANCE TO THE COMPANY AND LEGAL COUNSEL FOR THE STEERING COMMITTEE

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

FIRST READING OF A RESOLUTION AMENDNG THE CITY'S PERSONNEL POLICIES AND PROCEDURES BY AMENDING CHAPTER XVI REGARDING SEXUAL AND OTHER UNLAWFUL HARASSMENT; BY ADDING A NEW CHAPTER XVIII REGARDING SOCIAL MEDIA; AND AUTHORIZING THE CITY MANAGER OR HIS DESIGNEE TO TAKE SUCH STEPS AS ARE NECESSARY TO IMPLEMENT SUCH POLICIES AND PROCEDURES

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

APPROVAL OF AN AGREEMENT FOR LODGING PROVIDER HOTEL/MOTEL TAX AUDIT WITH TAX REVENUE, US, LLC, DBA THE RESOURCE PROFESSIONAL GROUP, AND AUTHORIZING THE CITY MANAGER OR HIS DESIGNEE TO EXECUTE ANY NECESSARY DOCUMENTS

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

APPROVAL OF THE SECOND AMENDMENT TO THE INTERLOCAL COOPERATION AGREEMENT BETWEEN HOWARD COUNTY AND THE CITY FOR CONSTRUCTION AND OPERATION AND OPERATION OF A LAW ENFORCEMENT CENTER, AND FOR COMBINED DISPATCHING SERVICES AND AUTHORIZING THE MAYOR TO EXECUTE ANY NECESSARY DOCUMENTS

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

APPROVAL OF THE CITY MANAGER'S APPOINTMENT OF ERIN MACKENZIE TO THE CIVIL SERVICE COMMISSION

Motion was made by Councilmember Stewart, seconded by Councilmember Benavides, with all members of the Council present voting "aye" approving the appointment of Erin MacKenzie to the Civil Service Commission.

CITY MANAGER'S REPORT

City Manager, Todd Darden, reminded the Council that several staff members will be out of the office the next few days for a meeting in Eastland, TX.

COUNCIL INPUT

Mayor McLellan congratulated Councilmembers Stewart and DePauw for having unopposed candidates for the upcoming election.

ADJOURN

Mayor McLellan adjourned the meeting at 6:20 p.m.



Larry McLellan, Mayor

ATTEST:



Tami L. Davis, Assistant City Secretary