

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., April 09, 2019, with the following members present:

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

(Councilmember Benavides was not present at this meeting.)

Same and constituting a quorum; and

TODD DARDEN	City Manager
JOHN MEDINA	Assistant City Manager
MARIANNE BANKS	City Attorney
CHAD WILLIAMS	Police 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.

ANNOUNCEMENTS AND PUBLIC HEARINGS

Scott Emerson expressed his concern about the Golf Course losing money and suggested to the Council to table any items on the agenda concerning Parks and Golf Course until the Parks Board is established.

DISPOSITION OF MINUTES

APPROVAL OF THE MINUTES OF THE REGULAR MEETING OF MARCH 26, 2019.

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

CONSENT ITEMS

FINAL 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

COUNCILMEMBER DEPAUW REVIEWED THE VOUCHERS FOR 03/29/19 \$924,244.91 AND 04/04/19, \$1,461,501.44.

Motion was made by Councilmember DePauw, seconded by Councilmember Hartman, with all members of the Council present voting "aye" approving the second and final reading of the above captioned ordinance and vouchers.

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

Motion was made by Councilmember DePauw, seconded by Councilmember Hartman, with Councilmembers DePauw and Hartman voting "aye" to table the above captioned ordinance. Councilmembers Marquez, McDaniel, McLellan and Stewart, being opposed, voting "nay" for passage of same. Motion **failed** two to four.

Motion was made by Councilmember Marquez, seconded by Mayor Pro Tem McDaniel, with Councilmembers Marquez, McDaniel, McLellan and Stewart voting "aye" approving the above captioned ordinance. Councilmembers DePauw and Hartman, being opposed, voting "nay" for passage of same. Motion **passed** four to two.

BIDS

PERMISSION TO SEEK QUALIFICATIONS AND PROPOSALS FOR COST ALLOCATIONS SERVICES

Motion was made by Councilmember Marquez, seconded by Councilmember DePauw, with all members of the Council present voting "aye" approving permission for the above captioned proposal for cost allocations services.

PERMISSION TO SEEK QUALIFICATIONS AND PROPOSALS FOR AUDITING SERVICES

After a brief discussion, motion was made by Councilmember DePauw, seconded by Mayor Pro Tem McDaniel, with all members of the Council present voting “aye” approving to seek proposals for auditing services with a few changes in the evaluation factors.

PERMISSION TO REJECT ALL BIDS FOR THE CONSTRUCTION OF THE NEW LANDFILL

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

NEW BUSINESS

FIRST READING OF AN ORDINANCE AMENDING ORDINANCE NUMBER 042-2018 WHICH ADOPTED THE ANNUAL BUDGET FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2018 AND ENDING SEPTEMBER 30, 2019 TO INCREASE THE GENERAL FUND BUDGET FOR THE BEALS CREEK MAINTENANCE PROJECT; PROVIDING SEVERABILITY; PROVIDING FOR PUBLICATION; AND PROVIDING AN EFFECTIVE DATE

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

AWARD THE BID FOR THE BEALS CREEK CHANNEL REHABILITATION TO ERS OF MS, INC. OF JACKSON, MISSISSIPPI 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 the above captioned bid to ERS of MS, Inc. in the amount of \$141,141.00.

APPROVAL OF AN AGREEMENT WITH FREEZE AND NICHOLS FOR THE FIXED COST AND DESIGNS OF AIRPARK ROADS AND AUTHORIZING THE MAYOR TO EXECUTE ANY NECESSARY DOCUMENTS

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

APPROVAL OF AN INTERLOCAL AGREEMENT WITH TOM GREEN COUNTY FOR FORENSIC EXAMINATION SERVICES AND AUTHORIZING 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 agreement.

CONSIDERATION AND POSSIBLE ACTION ON A DEVELOPMENT AGREEMENT WITH SILVERLEAF COMMUNITIES, LLC CONCERNING INFRASTRUCTURE IMPROVEMENTS AND RESIDENTIAL DEVELOPMENT AND AUTHORIZING THE MAYOR TO EXECUTE ANY NECESSARY DOCUMENTS

Motion was made by Councilmember DePauw, seconded by Councilmember Stewart, with Councilmembers Marquez, Hartman, McLellan, Stewart and DePauw voting "aye" approving to table the above captioned agreement. Mayor Pro Tem McDaniel, being opposed, voting "nay" for passage of same. Motion **passes** five to one.

CONSIDERATION AND ADOPTION OF AN EMS PROVIDERS CHARITY CARE POLICY AND AUTHORIZING THE MAYOR TO EXECUTE ANY NECESSARY DOCUMENTS

Motion was made by Mayor Pro Tem McDaniel, seconded by Councilmember Stewart, with all members of the Council present voting "aye" approving the above captioned policy.

CONSIDERATION AND POSSIBLE ACTION OF A REQUEST OF A DONATION OF THE BIG SPRING AMPHITHEATER ON MAY 11TH FOR THE RELAY FOR LIFE EVENT AND AUTHORIZING THE MAYOR TO EXECUTE ANY NECESSARY DOCUMENTS

After a brief discussion motion was made by Mayor Pro Tem McDaniel, seconded by Councilmember DePauw, with Councilmembers Marquez, Hartman, McDaniel, McLellan, and DePauw voting "aye" accepting a donation from Councilmember DePauw for the deposit and rental of the Big spring Amphitheater on May 11th for the Relay for Life Event. Councilmember Stewart abstained.

CONSIDERATION AND POSSIBLE ACTION OF A REQUEST OF A DONATION OF THE COTTON MIZE BASEBALL FIELD MAY 6TH THROUGH MAY 8TH BY GEO FOR CORRECTIONAL WORKERS WEEK FOR MAY 6TH THROUGH MAY 8TH AND AUTHORIZING THE MAYOR TO EXECUTE ANY NECESSARY DOCUMENTS

After a brief discussion, motion was made by Councilmember DePauw, seconded by Councilmember Marquez, with Councilmembers Marquez, Hartman, McDaniel, Stewart and DePauw voting "aye" to **reject** the above captioned donation. Mayor McLellan, being opposed, voting "nay" for passage of same. Motion **passes** five to one.

CONSIDERATION AND POSSIBLE ACTION OF A REQUEST BY THE CHICANO GOLF ASSOCIATION FOR REDUCED FEE'S FOR THE ANNUAL SCHOLARSHIP TOURNAMENT

After a brief discussion, motion was made by Councilmember Marquez to the reduced fee's of \$500.00 per day that was requested by the Chicano Golf Association. There was no second on this motion. Motion **dies** for lack of second.

Motion was made by Councilmember Stewart, seconded by Councilmember Marquez, with Councilmembers Marquez, McDaniel, McLellan and Stewart voting "aye" to reduce the fee's to

\$1000.00 per day. Councilmember Hartman and DePauw, being opposed, voting “nay” for passage of same. Motion passes four to two.

APPOINTMENTS TO THE COLORADO RIVER MUNICIPAL WATER DISTRICT’S BOARD OF DIRECTORS

By paper ballot, Clif Talbot and Jeff Brorman were appointed to the Colorado River Municipal Water District’s Board of Directors.

CITY MANAGER’S REPORT

Todd Darden, City Manager, announced that they have received enough applications to appoint members to the Parks and Recreation Board and Traffic Commission and will be on the next agenda.

COUNCIL INPUT

Councilmember DePauw announced that Keep Big Spring Beautiful members were picking up trash at Birdwell Park for a Disc Golf Tournament and the Texas Trash Off is Saturday April 13th. Councilmember DePauw encouraged citizens to participate in keeping our town clean.

Councilmember Stewart thanked Councilmember DePauw for his donation to the Relay for Life.

Mayor Pro Tem McDaniel recognized a couple of city employee’s that repaired a fence next to his property.

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.

There was no executive session at this time.

ADJOURN

Mayor McLellan adjourned the meeting at 6:54 p.m.



Larry McLellan, Mayor

ATTEST:



Tami L. Davis, Assistant City Secretary