

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 24, 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
DON MOORE	Finance Director/City Secretary
JIM LITTLE	Airpark Director
TIM GREEN	Municipal Court Judge
DEBBIE WEGMAN	Community Services Director

INVOCATION & PLEDGE OF ALLEGIANCE

Pastor David Hurst, Trinity Baptist Church, 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 APRIL 10, 2018.

Motion was made by Councilmember Harbour, seconded by Mayor Pro Tem Marquez, 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 TO INCREASE THE GENERAL FUND BUDGET FOR THE PURPOSE OF DEMOLISHING A DILAPIDATED STRUCTURE; PROVIDING FOR SEVERABILITY; PROVIDING FOR PUBLICATION; AND PROVIDING AN EFFECTIVE DATE

FINAL READING OF AN ORDINANCE AMENDING VARIOUS SECTIONS OF THE ZONING ORDINANCE TO PROVIDE FOR DEFINITIONS, SPECIFIC USE PERMITTING REQUIREMENTS, NON-RESIDENTIAL VEHICLE PARKING REGULATIONS, AND DISTRICT USE REGULATIONS TO ALLOW FOR MICROBREWERIES, MICRODISTILLERIES, AND WINERIES; PROVIDING FOR SEVERABILITY; PROVIDING FOR PUBLICATION; AND PROVIDING AN EFFECTIVE DATE

COUNCILMEMBER MCDANIEL REVIEWED THE VOUCHERS IN THE AMOUNT OF \$1,114,772.02 (04/13/18) AND \$629,244.33 (04/19/18).

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.

BIDS

AWARD THE BID FOR A FULL EJECT DUMP ONE-ARM SANITATION TRUCK AND AUTHORIZE THE CITY MANAGER OR HIS DESIGNEE TO EXECUTE ANY NECESSARY DOCUMENTS

Motion was made by Councilmember McDaniel, seconded by Councilmember Harbour, with all members of the Council present voting "aye" awarding the above captioned bid to Heil of Texas in the amount of \$337,689.00.

AWARD THE BID FOR WATER TREATMENT PLANT FILTER IMPROVEMENTS PROJECTS AND AUTHORIZE THE CITY MANAGER OR HIS DESIGNEE TO EXECUTE ANY NECESSARY DOCUMENTS

Motion was made by Mayor Pro Tem Marquez, seconded by Councilmember Benavides, with Councilmembers Marquez, Harbour, McDaniel, McLellan, Stewart and Benavides voting "aye" awarding the above captioned bid to Texas Water & Soil Co., Inc. in the amount of \$1,486,255.00. Councilmember DePauw, being opposed, voting "nay" for passage of same. Motion passes six to one.

NEW BUSINESS

FIRST READING OF A RESOLUTION OF THE FINDING THAT ONCOR ELECTRIC DELIVERY COMPANY LLC'S APPLICATION FOR APPROVAL OF A DISTRIBUTION COST RECOVERY FACTOR PURSUANT TO 16 TEX. ADMIN. CODE § 25.243 TO INCREASE DISTRIBUTION RATES WITHIN THE CITY SHOULD BE DENIED; FINDING

THAT THE CITY'S REASONABLE RATE CASE EXPENSES SHALL BE REIMBURSED BY THE COMPANY

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

FIRST READING OF A RESOLUTION AUTHORIZING THE MAYOR TO NEGOTIATE ON TERMS AND CONDITIONS WITH THE HEALTH AND HUMAN SERVICES COMMISSION (HHSC), AND TO EXECUTE THE CONTRACTS ON BEHALF OF THE CITY OF BIG SPRING

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

FIRST READING OF AN ORDINANCE ESTABLISHING THE PAY SCHEDULE FOR CLASSIFIED POSITIONS WITHIN THE POLICE DEPARTMENT FOR THE FISCAL YEAR 2017-18; REMOVING ADDITIONAL ASSIGNMENT PAY; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE

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

FIRST READING OF A RESOLUTION AMENDING THE CITY OF BIG SPRING PERSONNEL POLICIES AND PROCEDURES BY ADDING A NEW CHAPTER XVIII REGARDING THE AMERICANS WITH DISABILITIES ACT (ADA AND ADA AAA) AND MODIFIED DUTY; 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 Councilmember Benavides, seconded by Councilmember Stewart, with all members of the Council present voting "aye" approving the above captioned resolution.

FIRST READING OF AN ORDINANCE AMENDING ORDINANCE NUMBER 034-2017 WHICH ADOPTED THE ANNUAL BUDGET FOR THE CITY OF BIG SPRING 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 HIRING AN ARCHITECT TO ASSIST WITH THE AMPHITHEATER RENOVATIONS; PROVIDING FOR SEVERABILITY; PROVIDING FOR PUBLICATION; AND PROVIDING AN EFFECTIVE DATE

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

PERMISSION TO SEEK GRANT FROM THE BUREAU OF JUSTICE ASSISTANCE FOR PARTIAL REIMBURSEMENT OF BODY ARMOR

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

CONSIDERATION AND APPROVAL OF A PROFESSIONAL SERVICES AGREEMENT WITH KDC ASSOCIATES FOR THE DESIGN AND LANDSCAPE AMPHITHEATER RENOVATION PROJECT AND AUTHORIZING THE CITY MANAGER TO EXECUTE ANY NECESSARY DOCUMENTS

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

CONSIDERATION AND APPROVAL OF AN INDUSTRIAL LEASE AGREEMENT OF BUILDING 75 BETWEEN CITY OF BIG SPRING AND FUSION OILFIELD SERVICES, INC. AUTHORIZING THE CITY MANAGER OR HIS DESIGNEE TO EXECUTE ANY NECESSARY DOCUMENTS

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

CONSIDERATION AND APPROVAL OF AN AMENDMENT TO ARTICLE IX OF THE VALIC DEFERRED COMPENSATION PLAN AND AUTHORIZE THE CITY MANAGER OR HIS DESIGNEE TO EXECUTE ANY NECESSARY DOCUMENTS

Motion was made by a Mayor Pro Tem Marquez, seconded by Councilmember Harbour, with all members of the Council present voting “aye” approving the above captioned amendment.

APPOINTMENTS TO THE COLORADO RIVER MUNICIPAL WATER DISTRICT BOARD OF DIRECTORS – TERM JUNE 1, 2018 THROUGH MAY 31, 2020

Motion was made by Mayor Pro Tem Marquez, seconded by Councilmember DePauw, with all members of the Council present voting “aye” appointing Jim Purcell and Dr. John Myers to the Colorado River Municipal Water District Board of Directors.

APPROVAL OF THE MINUTES OF THE REGULAR MEETING OF THE BIG SPRING ECONOMIC DEVELOPMENT CORPORATION HELD ON MARCH 20, 2018 AND SPECIAL MEETING HELD ON MARCH 26, 2018

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

CITY MANAGER’S REPORT

There was no City Manager’s report at this time.

COUNCIL INPUT

Mayor McLellan encouraged citizens to vote in the upcoming City Council Election.

Councilmember DePauw reminded everyone about Toasty Tuesday beginning at 6:30 p.m.

Councilmember McDaniel announced that the board met and agreed to move forward on the demolition of the structure on Scurry St.

Councilmember Harbour also encouraged citizens to vote.

EXECUTIVE SESSION

ADJOURN INTO EXECUTIVE SESSION WITH CITY MANAGER, CITY ATTORNEY AND STAFF IN ACCORDANCE WITH TEXAS GOVERNMENT CODE SECTION 511.072 TO DELIBERATE THE PURCHASE, EXCHANGE, LEASE, OR VALUE OF REAL PROPERTY AT 6:25 P.M.

Councilmember Harbour left the council meeting at 7:21 p.m.

RECONVENE IN OPEN SESSION AND TAKE ANY NECESSARY ACTION AT 7:30 P.M.

Motion was made by Mayor Pro Tem Marquez, seconded by Councilmember Benavides, with all members of the Council present voting "aye" authorizing the Mayor to execute a letter with Caprock Investment for investments of public, cash, and in-kind contributions in the amount of \$1,000,000.00 for the city plaza and authorize the City Attorney to prepare a development agreement.

Motion was made by Councilmember McDaniel, seconded by Councilmember Stewart, with all members of the Council present voting "aye" authorizing the City Manager to issue an RFP for development of 116 acres, formerly operated by Big Spring State Hospital.

Motion was made by Councilmember Stewart, seconded by Councilmember Benavides, with all members of the Council present voting "aye" authorizing the City Manager to send out an RFP for development of the interstate prison property and adjacent acreage owned by the City.

Motion was made by Councilmember Benavides, seconded by Councilmember DePauw, with all members of the Council present voting "aye" authorizing to release the paving assessments recorded in Deed Records Volume 444, Page 846, Howard County, Texas.

ADJOURN

Mayor McLellan adjourned the meeting at 7:33 p.m.



Larry McLellan, Mayor

ATTEST:



Tami L. Davis, Assistant City Secretary