

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., August 11, 2020, with the following members present in person:

SHANNON THOMASON	Mayor
CAMILLA STRANDE	Mayor Pro Tem
RAUL MARQUEZ	Councilmember
DOUG HARTMAN	Councilmember
TERRY MCDANIEL	Councilmember
GLORIA MCDONALD	Councilmember
JIM DEPAUW	Councilmember

Same and constituting a quorum; and the following staff in person;

TODD DARDEN	City Manager
JOHN MEDINA	Assistant City Manager
DON MOORE	Finance Director/City Secretary
ANDREW HAGEN	City Attorney
SHANE BOWLES	Public Works Director
CRAIG FERGUSON	Fire Chief
CHAD WILLIAMS	Police Chief
JIM LITTLE	Airpark Director
HAYLEY HERRERA	Community Services Director

INVOCATION & PLEDGE OF ALLEGIANCE

Councilmember McDaniel gave the invocation and Mayor Thomason led the Pledge of Allegiance to the American and Texas Flags.

PUBLIC COMMENT

A couple of citizens spoke concerning the amount of vehicles speeding in the Kentwood area.

ANNOUNCEMENTS, PRESENTATIONS AND PUBLIC HEARINGS

PRESENTATION OF AUGUST STAR EMPLOYEE – LT. BRIAN GORDON

Mayor Thomason presented the August Star Employee award to Lt. Brian Gordon with the Big Spring Police Department for his dedicated work on the COVID-19 Pandemic.

RECOGNITION – DONATION FROM FIRST CHRISTIAN CHURCH

Chad Williams, Police Chief, recognized and thanked the First Christian Church for their donation of \$1,000 to the Big Spring Police Department for the Purchase of new medical equipment for Self Aid/Self Buddy Aid (SABA) Kits.

CITY MANAGER’S REPORT

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

- LPTexas Convention Update
- Large Item Pickup Update
- Reliever Route Grand Opening held on August 5, 2020
- Animal Shelter A/C Update
- Substandard Structures Update
- Aquatic Center Closing on August 8, 2020
- Census 2020 Update - Reminder put on Water Bills
- School Zone Reminder – School Starts on August 19, 2020
- Discussion of Kentwood School Traffic Control
- Welcomed the new Executive Director Mark Willis with BSEDC

CONSENT ITEMS

FINAL READING OF A RESOLUTION ASSERTING THAT TWO LEGAL MEMORANDA ON INTERPRETATION OF THE CHARTER WITH REGARD TO RECALL OF OFFICERS ARE NO LONGER SUBJECT TO CONFIDENTIALITY, PRIVILEGE, OR WORK PRODUCT IMMUNITY

FINAL READING OF AN ORDINANCE AMENDING CHAPTER 1 OF THE CODE OF ORDINANCES ENTITLED “ADMINISTRATION,” SECTION 1-170 “CITY COUNCIL,” SUBSECTION C “PARLIAMENTARY STANDARD” TO ALLOW THE CITY ATTORNEY TO PARTICIPATE IN CITY COUNCIL DISCUSSIONS BUT NOT GRANTING THE CITY ATTORNEY TO RIGHT TO VOTE; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE

FINAL READING OF AN ORDINANCE AUTHORIZING THE CITY MANAGER TO DIRECT THE PLACEMENT OF TRAFFIC CONTROL SIGNS AT VARIOUS UNCONTROLLED INTERSECTIONS; DESIGNATING A CROSSWALK; PROVIDING FOR SEVERABILITY; PROVIDING FOR A PENALTY; PROVIDING FOR PUBLICATION; AND PROVIDING AN EFFECTIVE DATE

FINAL READING OF AN ORDINANCE ADOPTING AND ENACTING A NEW CODE FOR THE CITY OF BIG SPRING, TEXAS; PROVIDING FOR THE REPEAL OF CERTAIN ORDINANCES NOT INCLUDED THEREIN; PROVIDING A PENALTY FOR THE VIOLATION THEREOF; PROVIDING FOR THE MANNER OF AMENDING SUCH CODE; PROVIDING FOR PUBLICATION; AND PROVIDING AN EFFECTIVE DATE

FIRST READING OF AN ORDINANCE AMENDING CHAPTER 13 OF THE BIG SPRING CODE OF ORDINANCES ENTITLED "HEALTH, SAFETY, AND NUISANCES," ARTICLE 3 "ABANDONED, INOPERATIVE, OR JUNKED VEHICLES" TO RE-ALIGN THE SUBJECT REGULATIONS WITH STATE LAW AND ENSURE DUE PROCESS; PROVIDING FOR SEVERABILITY; PROVIDING FOR PUBLICATION; AND PROVIDING AN EFFECTIVE DATE

Motion was made by Councilmember McDonald to approve the above captioned resolution and ordinances, seconded by Councilmember Hartman, with all members of the Council present voting "aye."

APPROVAL OF THE CITY COUNCIL MINUTES OF THE SPECIAL MEETING OF AUGUST 2, 2020

Motion was made by Mayor Pro Tem Strande to approve the above captioned minutes, seconded by Councilmember DePauw, with all members of the Council present voting "aye."

APPROVAL OF THE CITY COUNCIL MINUTES OF THE REGULAR MEETING OF JULY 28, 2020

Motion was made by Mayor Pro Tem Strande to table the above captioned minutes, seconded by Councilmember DePauw, with all members of the Council present voting "aye."

FINAL READING OF A RESOLUTION AMENDING CHAPTER IX OF THE BIG SPRING PERSONNEL POLICY ENTITLED "CONDUCT," TO ADD A NEW SECTION 7 ENTITLED "RELATIONS WITH MAYOR AND CITY COUNCIL," IN ORDER TO ESTABLISH STANDARDS FOR RELATIONS BETWEEN CITY COUNCIL AND STAFF AND PROVIDING AN EFFECTIVE DATE

Motion was made by Councilmember DePauw to approve the above captioned resolution, seconded by Mayor Pro Tem Strande. Mayor Thomason made a motion to postpone the above captioned resolution indefinitely, seconded by Councilmember Hartman, with Mayor Thomason and Councilmember Hartman voting "aye." Councilmembers Marquez, McDaniel, McDonald, Strande and DePauw, being opposed, voting "nay" for passage of same. Motion **fails** five to two. Original motion was made by Councilmember DePauw to approve the above captioned resolution, seconded by Mayor Pro Tem Strande, with Councilmembers Marquez, McDaniel, McDonald, Strande and DePauw voting "aye" for passage of same. Mayor Thomason and Councilmember Hartman, being opposed, voting "nay" for passage of same. Motion **passed** five to two.

VOUCHERS

Councilmember DePauw reviewed the following vouchers.

Vouchers for 07/30/2020	\$ 646,623.69
Vouchers for 08/06/2020	\$ 560,332.78

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

BIDS

AWARD THE BID FOR STOP LOSS FOR THE 2020-2021 PLAN YEAR TO ISU/COMPANION LIFE AND AUTHORIZING THE CITY MANAGER OR HIS DESIGNEE TO EXECUTE ANY NECESSARY DOCUMENTS

Motion was made by Councilmember DePauw to approve the above captioned bid, seconded by Councilmember Hartman, with all members of the Council present voting “aye.”

NEW BUSINESS

PRESENTATION OF THE TAX RATES FOR 2020-21 FISCAL YEAR

Don Moore, Finance Director, presented to the Council the tax rates.

CALL FOR PUBLIC HEARING ON THE PROPOSED 2020-21 ANNUAL BUDGET TO BE HELD ON TUESDAY, AUGUST 25, 2020 AT 5:30 PM IN THE CITY COUNCIL CHAMBERS LOCATED AT 307 EAST 4TH STREET, BIG SPRING TX

Motion was made by Councilmember McDaniel to call for the above captioned public hearing, seconded by Councilmember McDonald, with all members of the Council present voting “aye.”

CALL FOR PUBLIC HEARING ON THE PROPOSED TAX RATE TO BE HELD ON TUESDAY, AUGUST 25, 2020 AT 5:30 PM IN THE CITY COUNCIL CHAMBERS LOCATED AT 307 EAST 4TH STREET, BIG SPRING TX

Don Moore, Finance Director, explained that if the Council does not wish to adopt a Tax Rate above the No New Revenue Rate then a public hearing is not necessary. No motion was made by the Council.

FIRST READING OF AN ORDINANCE AMENDING CHAPTER 6 OF THE BIG SPRING CITY CODE ENTITLED “AMUSEMENTS AND ENTERTAINMENT,” SECTION 6-2 “DEFINITIONS” TO ADD A NEW DEFINITION FOR “SKILL OR PLEASURE COIN-OPERATED MACHINE” AND A NEW SECTION 6-13 ENTITLED “RESTRICTION OF SKILL OR PLEASURE COIN-OPERATED MACHINES” IN ORDER TO RESTRICT SKILL OR PLEASURE COIN-OPERATED MACHINES WITHIN 300 FEET OF A CHURCH, SCHOOL, OR HOSPITAL; PROVIDING FOR SEVERABILITY; PROVIDING FOR A PENALTY; PROVIDING FOR PUBLICATION; AND PROVIDING AN EFFECTIVE DATE

Motion was made by Councilmember McDaniel to approve the above captioned ordinance, seconded by Councilmember Hartman, with Councilmembers Marquez, Hartman, McDaniel,

Thomason, Strande and DePauw voting “aye.” Councilmember McDonald, being opposed, voting “nay” for passage of same. Motion passed six to one.

EMERGENCY READING OF AN ORDINANCE CALLING FOR A SPECIAL ELECTION TO BE HELD ON NOVEMBER 3, 2020, FOR THE PURPOSE OF VOTING FOR OR AGAINST THE RECALL OF COUNCILMEMBER CAMILLA STRANDE, REPRESENTING DISTRICT 5; DESIGNATING A POLLING PLACE; AUTHORIZING THE MAYOR TO EXECUTE NOTICE AND HAVE THE NOTICE POSTED FOR THE PURPOSE OF NOTIFYING THE PUBLIC OF SAID ELECTION; AND PROVIDING FOR SEVERABILITY

No motion was necessary due to the duty of the Council by Charter to call this election five days after the recall signatures are verified by the City Secretary. All Councilmember present voting “aye” to approve the above captioned ordinance.

CONSIDERATION AND POSSIBLE ACTION OF AN AGREEMENT WITH PERMIAN BASIN REGIONAL PLANNING COMMISSION AND AUTHORIZING THE CITY MANAGER OR HIS DESIGNEE TO EXECUTE ANY NECESSARY DOCUMENTS

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

CONSIDERATION AND POSSIBLE ACTION OF A WARRANTY GIFT DEED OF THE PROPERTY LOCATED AT 501 RUNNELS ST. TO WEST TEXAS COMMUNITY MEDIATION CENTER AND AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE ANY NECESSARY DOCUMENTS

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

APPROVAL OF THE BIG SPRING ECONOMIC DEVELOPMENT CORPORATION BOARD OF DIRECTOR’S MINUTES FOR THE REGULAR MEETING OF JUNE 16, 2020 AND FOR THE SPECIAL MEETING OF JUNE 25, 2020

Motion was made by Councilmember DePauw to approve the above captioned minutes, seconded by Councilmember Hartman, with all members of the Council voting “aye.”

CONSIDERATION AND POSSIBLE ACTION OF AN AGREEMENT WITH CAP-ROCK HOLDINGS, LLC AND AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE ANY NECESSARY DOCUMENTS

Andrew Hagen, City Attorney, suggested that this item be discussed in executive session. Council agreed. Motion was made by Councilmember Marquez to enter into executive session, seconded by Councilmember Hartman, with all members of the Council voting “aye” at 7:40 pm.

RECONVENE IN OPEN SESSION AND TAKE ANY NECESSARY ACTION AT 8:00 PM.

Motion was made by Councilmember McDaniel to table the above captioned agreement with Cap-Rock Holding, LLC, seconded by Councilmember Hartman, with all members of the Council voting "aye."

COUNCIL INPUT

Mayor Thomason reminded everyone to participate in the Census 2020 and to help control the pet population, spay or neuter your pets.

Several Councilmembers thanked the staff for taking care of some issues.

ADJOURN

Mayor Thomason adjourned the meeting at 8:10 p.m.



Shannon D. Thomason, Mayor

ATTEST:



Tami L. Davis, Assistant City Secretary