



CITY COUNCIL REGULAR AGENDA

Tuesday, November 8, 2022

Notice is hereby given that the City Council of the City of Big Spring, Texas will meet in Regular Session on Tuesday, November 8, 2022, at 5:30 PM at the City Council Chambers Located at 307 East 4th Street, Big Spring, Texas. **We welcome the public to attend the meeting via telecommunication. Citizens will be able to view the City Council Meeting on Our Local Channel 17 through Suddenlink or on Our Website <http://mybigspring.com/224/Channel-17-Live>.**

CITY COUNCIL MEETING ETIQUETTE

Gentlemen are requested to remove their hats inside the City Council Chambers. As a courtesy to those in attendance, please place your cell phone on "Silent" or "Vibrate." Please, no talking during the meetings. Take all conversations outside so that others can hear.

Thank you!

Open Session

1. Call to Order
2. Invocation
3. Pledge of Allegiance to the United States Flag and to the Texas State Flag

Public Comment

Public Comment – Members of the public are entitled to speak on any topic. Additionally, members of the public may comment on any action item before or during its consideration. Speakers are Requested to Stand at the Podium and State Their Name and Address. Speakers Should Fill out the Form at the Podium and Turn it into the City Secretary. Please Do Not Exceed Five (5) Minutes.

4. **Public Comment**

Announcements, Presentations and Public Hearings

Public Hearings – The Council will take Input on Items Requiring Public Hearing Items **Prior** to any Action.

- | | | |
|--|-------|--------|
| 5. Public Hearing - Regarding a Zone Change (Z22-03) Request from Single Family Dwelling District (SF-2) to Planned Development for Housing (PD) Located at the Intersection of Fordham Ave and Marquette Ave. on a 4.58 Acre Tract out of Section 45, Block 32, T-1-N T&P, RR Co Survey, Property ID 90379 | 7-13 | Bowles |
| 6. Public Hearing - Concerning Amendment of Big Spring Zoning Ordinance to Allow Pole Signs of up to 65' on Properties Adjoining I-20 and on Properties Adjoining FM 700 from I-20 to the East Side of Intersection of Goliad Street in Big Spring, Howard County, Texas | 14-16 | Bowles |
| 7. Public Hearing - Concerning Amendments to the Big Spring City Zoning Ordinance to Permit Transitional Housing in the City of Big Spring under Certain Conditions | 17 | Bowles |

City Manager's Report

- | | | |
|---|----|--------|
| 8. City Manager's report on the following items: <ul style="list-style-type: none">○ Large Item Pickup, District 5 - Nov. 16, 2022○ City Holidays - Veterans Day, Nov. 11th & Thanksgiving Days, Nov. 24th & 25th○ Blowout at the Bunker - Saturday, Nov. 12th○ Howard County Summit - February 28, 2022 | 18 | Darden |
|---|----|--------|

Consent Items

- | | | |
|---|-------|-------|
| 9. Approval of the City Council Minutes of the Regular Meeting of October 25, 2022. | 19-25 | Davis |
| 10. Final Reading of an Ordinance of the City Council of the City of Big Spring, Texas Amending Chapter 2 of the Big Spring City Code Entitled "Administration," Article VII "Boards and Commissions," Division 4 "Parks and Recreation Board" Section 2-295 by Amending Subsection (d) and Adding a New Subsection (e); and Amending Division 10 "Convention and Visitors Bureau Board," Section 2-315 by Adding a New Subsection (c) in Order to Inactivate the Said Boards and | 26-27 | Lewis |

Release the Members of Each Board for Potential
Consideration for Service on Other Boards; Providing for
Severability; and Providing an Effective Date

- | | | |
|---|-------|--------|
| 11. Final Reading of an Ordinance Establishing Compensation and Benefits for the Presiding Judge and Associate Judges of the Municipal Court of Big Spring, Texas | 28-29 | Moore |
| 12. Acknowledge Receipt of the Planning & Zoning Commission Minutes for the Regular Meeting of October 10, 2022 | 30-32 | Bowles |

Vouchers

- | | | |
|---------------------------|---------------|----------|
| 13. Vouchers for 10/27/22 | \$ 740,542.47 | McDonald |
| 14. Vouchers for 11/03/22 | \$ 464,853.42 | Tompkins |
| Manual Ck. | \$ 596.783.18 | |

Bids

- | | | |
|---|----|--------|
| 15. Consideration and Possible Action on Awarding a Bid for a 2023 Ford Escape SUV for the Senior Center and Authorizing the City Manager or His Designee to Execute any Necessary Documents | 33 | Medina |
| 16. Consideration and Possible Action on Awarding a Bid for a Fifteen Foot Trailer Mounted Jetter for the Distribution and Collection Department and Authorizing the City Manager or His Designee to Execute any Necessary Documents | 34 | Medina |
| 17. Consideration and Possible Action on Awarding a Bid for Two (2) John Deere 35G Compact Excavators for the Distribution and Collections Department and Authorizing the City Manager or His Designee to Execute any Necessary Documents | 35 | Medina |
| 18. Consideration and Possible Action on Awarding a Bid for Four (4) 2022 Ford Explorer Police Interceptors and Authorizing the City Manager or His Designee to Execute any Necessary Documents | 36 | Medina |
| 19. Consideration and Possible Action on Awarding a Bid for a Forklift for the Water Treatment Plant and Authorizing the City Manager or His Designee to Execute any Necessary Documents | 37 | Medina |
| 20. Consideration and Possible Action on Awarding a Bid for a | 38 | Medina |

John Deere Z950m Zero Turn Mower for the Water Treatment Plant and Authorizing the City Manager or His Designee to Execute any Necessary Documents

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|-----|---|---------|--------|
| 21. | Consideration and Possible Action on Awarding a Bid for the Asbestos Abatement Project for the Cornell Corrections Prison and Authorizing the City Manager or His Designee to Execute any Necessary Documents | 39-40 | Medina |
| 22. | Consideration and Possible Action of Awarding a Stop Loss Agreement with Companion Life Insurance Company and Authorizing the City Manager or His Designee to Execute any Necessary Documents | Handout | Medina |

New Business

- | | | | |
|-----|---|-------|--------|
| 23. | First Reading of an Ordinance Amending Ordinance Number 038-2022 Which Adopted the Annual Budget for the City of Big Spring, Texas for the Fiscal Year Beginning October 1, 2022 and Ending September 30, 2023 by Increasing the Special Revenue Fund, Senior Center, Budget for the Purpose of Purchasing a New Vehicle for the Senior Center; Providing for Repeal of Ordinances in Conflict Herewith; Providing for Publication; and Providing an Effective Date | 41-43 | Lewis |
| 24. | First Reading of an Ordinance Amending Ordinance Number 038-2022 Which Adopted the Annual Budget for the City of Big Spring, Texas for the Fiscal Year Beginning October 1, 2022 and Ending September 30, 2023 by Increasing the Utility Fund Budget for the Purpose of Purchasing a Jetter Trailer; Providing for Repeal of Ordinances in Conflict Herewith; Providing for Publication; and Providing an Effective Date | 44-45 | Bowles |
| 25. | First Reading of an Ordinance of the City Council of the City of Big Spring, Texas, Amending the Big Spring Zoning Ordinance, Article 2 "Definitions," Section 2-1 "Definition of Words and Terms" by Adding a New Definition "Transitional Housing" and Amending Article 7 "Special Applications," Section 7-2 "Specific Use Permits," Subsection b(72) to Add Transitional Housing for Temporary Lodging on a Non-Profit Basis for Persons Undergoing Services to Those Uses Requiring a Specific Use Permit in Certain Zoning Districts; Providing for Severability; Providing for Publication; and Providing an Effective Date. | 46-48 | Bowles |

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| 26. First Reading of An Ordinance of the City Council of the City of Big Spring, Texas Amending the Big Spring Zoning Ordinance, Article 9 "Sign Regulations", Section 9-5 "Signs Requiring Permits" by adding New Exceptions as Listed and Section 9-8 "Electronic Message Centers," Subsections 3 and 4 by Permitting Pole Signs on FM 700 from I-20 to Goliad Street, and on I-20 to Have a Maximum Height of Sixty-Five (65) Feet on Property Zoned "R", Retail Or Less Restrictive; Providing for Severability; Providing for Publication; and Providing an Effective Date. | 49-52 | Bowles |
| 27. First Reading of an Ordinance Authorizing Z-22-03, Amending the Big Spring Zoning Ordinance by Rezoning Approximately 4.58 Acres Out of Sec. 45, Blk 32, T-1-N, T & P R.R. Co. Survey, in Big Spring, Howard County, Texas from SF-2, Single-Family Dwelling District to PD, Planned Development for Housing; Providing for Severability; Providing for Publication; and Providing an Effective Date | 53-54 | Bowles |
| 28. Consideration and Possible Action to Purchase Real Property located at 1608 E 15th Street for \$5,000.00 on Condition that the City Pay Outstanding Ad Valorem Taxes Due on the Property with Seller reserving Mineral Rights and Authorize the City Manager to Execute any Necessary Documents | 55 | Darden |
| 29. Consideration and Possible Action on an Agreement with Verizon Connect Fleet Management Solutions for GPS Tracking Devices and Authorizing the City Manger or His Designee to Execute any Necessary Documents | 56-57 | Medina |
| 30. ADJOURN | | Moore |

The City Council reserves the right to meet in executive session on any agenda item should the need arise pursuant to Chapter 551, Subchapter D of the Texas Government Code, or the Texas Disciplinary Rules of Professional Conduct.

I hereby certify that this agenda was posted on the official bulletin board at the City of Big Spring, City Hall Building, located outside 310 Nolan Street. Given by order of the City Council and **Posted on Friday, November 4, 2022 at 9:15 a.m.** in accordance with Title 5, Texas Government Code and Chapter 551.

In addition, this agenda and supporting documents are posted on the City of Big Spring's Website, www.mybigspring.com, in accordance with legal requirements.


Tami L. Davis, City Secretary

THE MEETING FACILITY IS ACCESSIBLE TO DISABLED PERSONS. ANY DISABLED PERSON NEEDING SPECIAL ACCOMMODATION OR A HEARING IMPAIRED PERSON WISHING TO HAVE AN INTERPRETER SHOULD REQUEST SERVICES AT LEAST 48 HOURS PRIOR TO THE SCHEDULED MEETING BY CONTACTING TAMI DAVIS AT 432-264-2513 OR EMAIL: TDAVIS@MYBIGSPRING.COM.



Memo

Meeting Date: October 4, 2022

To: Planning and Zoning Commission

From: Shane Bowles, Public Works Director

Subject: Request for zone change approval on the following property:
A 4.58-acre tract out of Section 45, Block 32, T-1-N, T&P RR. Co.
Survey, Howard County, TX. (Generally located on Fordham Avenue
east of Marquette Avenue)

Contact: Shane Bowles, Public Works Director, 432-264-2501

Analysis:

The property is currently undeveloped and is also unplatted. It is zoned SF-2, Single Family Dwelling District. The applicant and property owner is Silver Leaf Homes, LLC. The applicant is represented by Mr. Drew Wegman; he has requested a rezoning of the property to Planned Development for Housing in order that he may provide custom lots for residential use that accomplish three objectives as follows:

1. Additional lot coverage: 35% is allowed in the SF-2 District. Lot coverage refers to the amount of square footage that is under a building(s) roof on an individual lot. The request indicated in the zone change application is for a maximum lot coverage not to exceed 50%.
2. Minimum lot size would be 6,250 square feet; this is approximately 10% smaller than the required lot size in the SF-2 District.
3. Minimum lot width will be 50 feet; ten feet narrower than the SF-2 District requires.

This property is located in an existing neighborhood. Lots on the other side of the street (Fordham) are developed with single family residences. Moss Elementary School is located across Marquette Avenue to the west.

Staff believes this request for Planned Development for Housing is reasonable given that the subject property is located in portion of the city with a large undeveloped area lying to the east.

(Silver Leaf Homes wishes to offer a lot of comparable size to the existing neighborhood but with the opportunity for a developer or lot owner to utilize up to 50% of the lot for buildings. Nine letters were mailed by staff to neighboring property owners within 200' of the Silver Leaf land parcel; the notification complies with state law and the city's zoning regulations. One letter of objection has been received. Staff recommends approval of the Planned Development for Housing which would require the land to have an underlying zoning of SF-2 except that the lots may have a minimum size of 6,250 SF; 50' of lot width; and may permit a maximum of 50% lot coverage.

Attachments: Aerial map highlighting subject property, notification boundary, zoning application, letter(s) of objection.



Zone Change Application

General Information

- Prior to the submittal of an application, the applicant is encouraged to schedule a pre-application meeting with City Staff.
- This application will not be scheduled for hearing until reviewed by the Director of Public Works or designee.

Request Type

☐ Straight Zoning

☒ Planned Development

☐ PD Amendment

☐ Specific Use Permit - SUP

Applicant Information

☒ Property Owner

☐ Authorized Representative

☐ Project Manager

Authorized Representatives/Project Managers must provide a notarized affidavit required including signature of legal owner(s)

Name: **Silver Leaf Homes**

Phone Number: **817.348.8500**

Mailing Address: **101 Nursery Ln, Fort Worth TX 76114**

Email Address: **drew@silverlc.com**

Project Information

Name of Project (if applicable): **College Park**

Subject Property Address and/or Location (Use attachment, if necessary): **Intersection of Forham Ave and Monmouth Ave**

Legal Description (Use attachment, if necessary): **4.58 Acre Tract out of Section 45, Block 32, T-1-N T&P RR Co Survey (See attached)**

Current Zoning: **SF-2**

Requested Zoning: **PD**

Comprehensive Plan Designation:

Existing Use of Property: **Undeveloped**

Proposed Use of Property: **Single Family Homes (50' Min Lot Width, 6250 Min Lot Size, 50% Lot Coverage)**

I hereby certify that I am the owner or duly authorized agent of the owner for the purposes of this application. I further certify that I have read and examined this application and know the same to be true and correct. If any of the information provided on this application is incorrect, the permit or approval may be revoked.

Signature:

Date: 8/22/2022

OFFICE USE ONLY

Case Number: **222-03**

Date of Application: **8/22/22**

Date Fee Received ⁵⁰⁰⁰ (~~\$400.00~~): **9/9/22**
Fee \$325.00 - SUP:

Affidavit attached?: ☐ Yes ☐ No ☐ N/A

P&Z Meeting Date:

City Council 1st Reading Date:

City Council 2nd Reading Date:

Bradshaw and Associates, Inc.
Surveying/Engineering
Firm # 10122900/10122901
2112 Scurry Street, Big Spring, Texas, 79720
432-263-1098 Fax 432-263-1294

May 23, 2022

4.58 ACRE TRACT

Being a 4.58 acre tract of land out of a called 88.21 acre tract known as Sixth Tract in a Deed Recorded in Vol. 470, P. 466, Deed records Howard County, Texas all out of Section 45, Block 32, T-1-N T&P RR. Co. Survey Howard County, Texas, and being more particularly described by metes and bounds below:

BEGINNING at a 1/2" I.R. with cap set in the North line of a 2.061 acre tract of land out of a 5.451 acre tract of land filed in Vol. 1816 P. 421 O.P.R. Howard County, Texas now Known as College Park Estates No. 7, Phase 2 Filed in Envelope 212/B Plat Records of Howard County, Texas, North line of Fordham Avenue (60' right of way) East line of said Section 45, for the SE corner of this described tract of land, from which the SE corner of said Section 45 bears S 14°43'40" E 1350.35';

THENCE S 75°20'30" W (Record Bearing) along the North line of said College Park Estates No. 7, North line of said Fordham Avenue, passing at 513.81' the NW corner of said College Park Estates No. 7 continuing along the North line of College Park Estates No.6 Filed in Envelope 131/B Plat Records Howard County, Texas a total distance of 1031.69' to a 1/2" I.R. with cap set in the North line of said College Park Estates No. 6, North line of said Fordham Avenue for the start of a curve to the left of this described tract of land;

THENCE with said Curve to the left along the said North line of Fordham and said College Park Estates No. 6, having a Radius of 2261.62' Delta angle of 6°30'46" (Chord: S 72°05'02" W 257.12') along said curve a distance of 257.26' to a 1/2" I.R. with cap set at the NE corner of the intersection of said Fordham Avenue and Marquette Avenue (50' right of way), SE corner of a called 11.0657 acre tract of land described in a Deed filed in Vol. 264, P. 71 Deed Records Howard County Texas, this also being a Called corner of said 88.21 acre tract, for the SW corner of this described tract of land;

THENCE N 44°37'22" W along the East line of said Marquette Avenue, East line of said 11.0657 acre tract a distance of 162.56' to a 1/2" I.R. with cap set in the said East lines of Marquette Avenue and Said 11.0657 acre tract and the start of a curve to the right and the NW corner for this described tract of land;

THENCE with said Curve to the right and upon and across said 88.21 acre tract of land having a Radius of 2412.81' Delta angle of 8°02'59" (Chord: N 71°18'47" E 228.54') along said curve a distance of 338.82' to a 1/2" I.R. with cap set at a point of tangency for this described tract of land;

THENCE N 75°20'30" E continuing upon and across said 88.21 acre tract a distance of 1031.70' to a 1/2" I.R. with cap set in the said East line of Section 45 for the NE corner of this described tract of land;

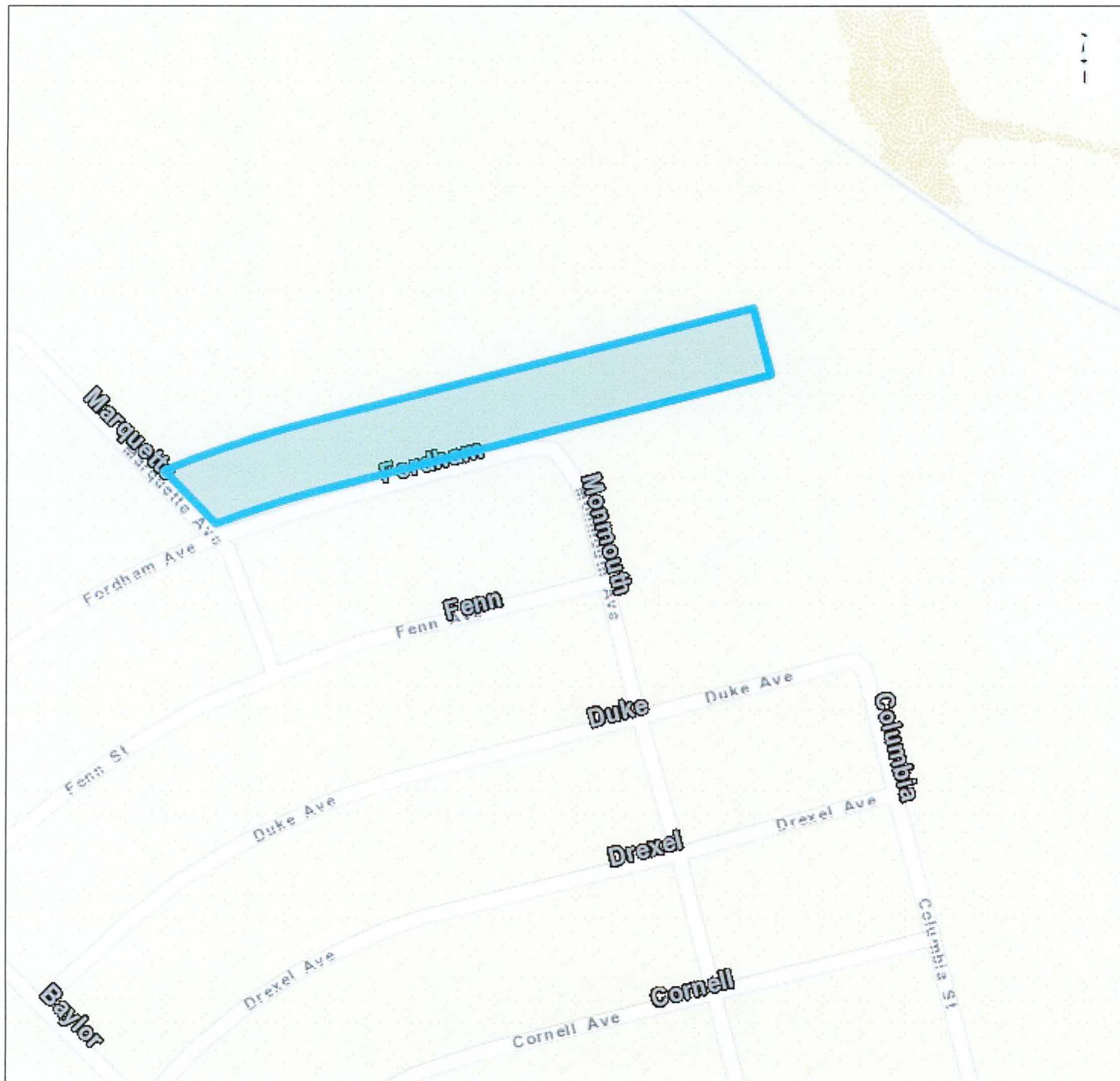
THENCE S 14°43'43" E along the East line of said Section 45 a distance of 150.00' to the POINT OF BEGINNING.

Containing 4.58 acres of land.


Robert D. Bradshaw
Registered Professional Land Surveyor
No. 5507



22050174 4.58 AC TR



Map

Legend

- ETJ
- Streets
- City_Limits

Projection: WGS_1984_Web_Mercator_Auxiliary_Spheroid

0 0.06 0.12 Miles

1: 4,514

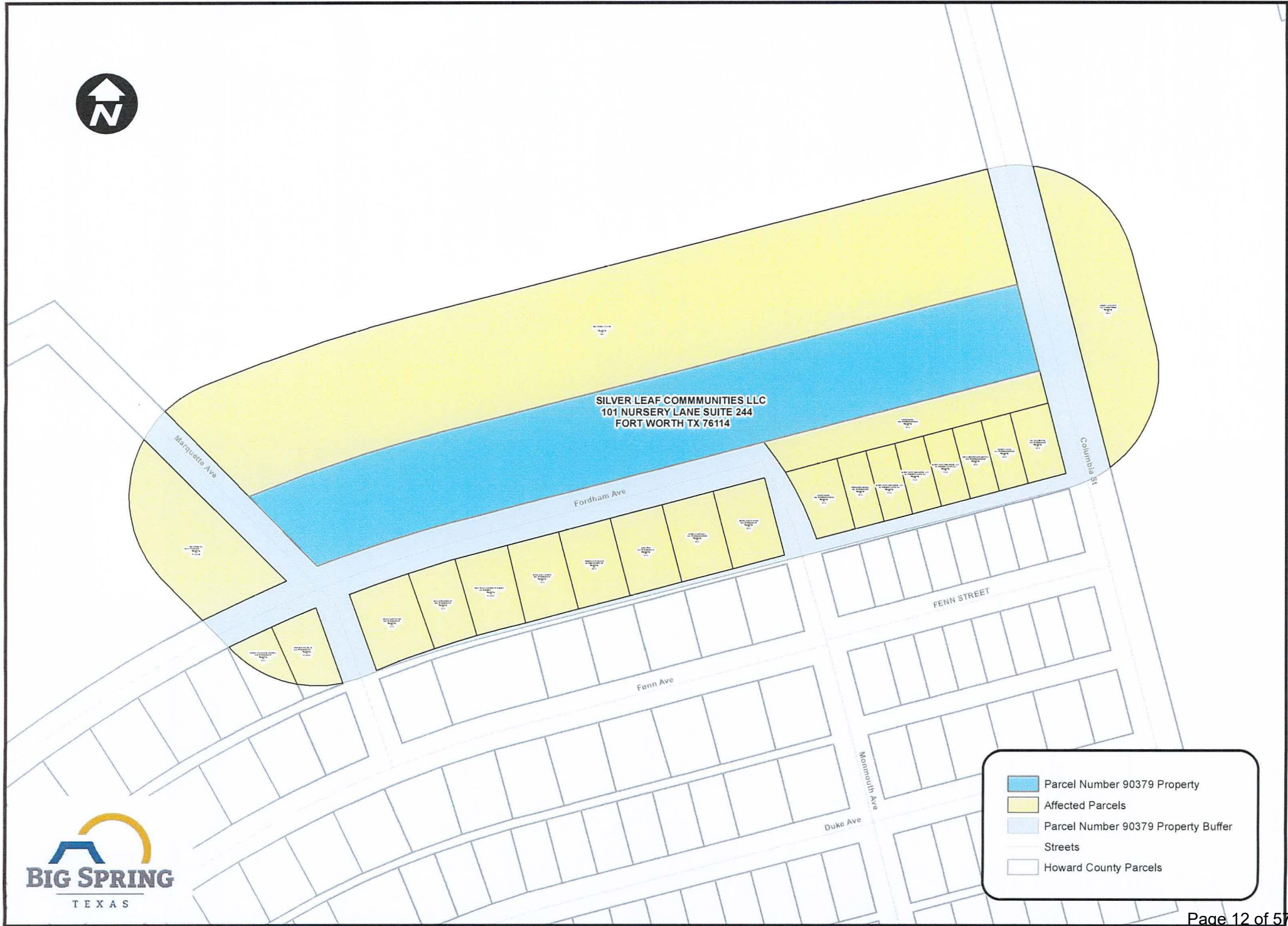
Copyright/Disclaimer

This map has been prepared for informational purposes only. Jacob & Martin Ltd. accepts no responsibility for erroneous measurements or computations that may be made through use of any information contained in this map

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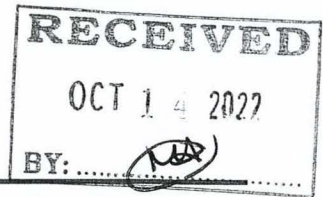
200 FT Buffer for Parcel Number 90379 Silver Leaf Property





Planning and Zoning

310 Nolan St., Big Spring, Texas 79720 · Ph. 432-264-2501



September 30, 2022

ATTENTION PROPERTY OWNER:

RE: NOTIFICATION OF A PUBLIC HEARING CONCERNING REQUEST FOR A ZONE CHANGE FROM SINGLE FAMILY 2 (SF-2) DISTRICT TO PLANNED DEVELOPMENT (PD) FOR HOUSING

The Planning and Zoning Commission has **cancelled** the Public Hearing that was scheduled for Tuesday, October 04, 2022, at 5:30 p.m. and **rescheduled** it for Monday, October 10, 2022, at 5:30 p.m. to receive public comment and consider a request for zone change from Single Family 2(SF-2) District to Planned Development (PD) for Housing at the following address, which is also depicted on the attached map:

Single Family 2 (SF-2) to Planned Development (PD) at intersection of Fordham Ave and Marquette Ave. Being a 4.58 Acre Tract out of Section 45, Block 32, T1N T&P RR Co Survey, Howard County Texas. ID 90379

The City Council will hold a second Public Hearing on Tuesday, October 11, 2022, at 5:30 p.m. to receive public comment and consider a request for zone change from Single Family 2(SF-2) District to Planned Development (PD) for Housing at the following address, which is also depicted on the attached map:

Single Family 2 (SF-2) to Planned Development (PD) at intersection of Fordham Ave and Marquette Ave. Being a 4.58 Acre Tract out of Section 45, Block 32, T1N T&P RR Co Survey, Howard County Texas. ID 90379

You or your representative are invited to attend these Public Hearings, or you may complete the form at the bottom of this page and mail to City of Big Spring Planning Dept., 310 Nolan Street, Big Spring, Texas 79720, or call us at 432-264-2319.

PLANNING & ZONING COMMISSION

Zone Change: Single Family 2 (SF-2) District to Planned Development (PD) for Housing at intersection of Fordham Ave and Marquette Ave. Being a 4.58 Acre Tract out of Section 45, Block 32, T1N T&P RR Co Survey, Howard County Texas. ID 90379

I DO NOT OBJECT ☐

I OBJECT ☒

COMMENTS: The very last thing the neighborhood needs is cheap, quickly built, cookie cutter housing. The neighborhood is fine as is; no further development needed. I am in strong opposition to the zone change from SF-2 to PD. It should stay single family homes.

NAME: Zac Phinney
ADDRESS: 3218 Fordham

PHONE# 432.270.0473

Signature



Meeting Date: November 1, 2022

To: Planning and Zoning Commission

From: Shane Bowles, Public Works Director

Subject: Draft Amendment to the city's sign regulations.

Location: N/A – Draft Code Amendment Only

Staff has been contacted by a business interested in locating in the city. The business would like to construct a sign taller than the city sign regulations currently allows. Currently, the maximum height for a pole sign (Type C) is 30'. Staff is recommending that the sign height listed in Article 9.- Sign Regulations, SECTIONS 9-5. - *Signs Requiring a Permit*, and SECTION 9-8. – *Electronic Message Centers* be amended to a allowed a maximum sign height of 65' on a portion of FM 700 and all of I-20. Language from the city's regulations along with proposed amendments is contained below:

SECTION 9-5. - Signs Requiring Permits.

Upon application to the Inspection Department, permits may be granted for erection and alteration of signs as a matter of right in each district according to the standards set forth for each zoning district and subject to the additional regulations for the types of signs set forth below:

(c)

Type C Sign. These are the signs commonly referred to as pole signs and free-standing signs and include signs supported by a building and extending towards a street, but excluding other types enumerated specifically in other paragraphs, such as Type D and Type E signs.

(1) Such signs, where allowed, shall be located no closer to any street than fifteen (15) feet behind the property line;

(2) At least ten (10) feet from any adjacent common private property line;

(3) Such signs shall be at least eight (8) feet and no more than thirty (30) feet above ground, except for a sign located on property with frontage on I-20 or FM 700 from I-20 to the East side of the intersection of Goliad Street which may be permitted which may be permitted a maximum height of sixty-five (65) feet, and except as may otherwise be permitted in SECTION 9-8;

- (4) Such signs shall be subject to size limitations for the applicable zoning district; **except as may otherwise be permitted in SECTION 9-8;**
- (5) Shall only identify the business conducted on the premises, the name of the building or tenant;
- (6) Only one such sign shall be allowed for each street frontage; and
- (7) No sign shall be allowed on a lot within forty (40) feet of any other existing Type C sign on such lot;
- (8) The use of an Electronic Message Center (EMC) as a Type C sign shall comply with Section 9-8 of this chapter.

SECTION 9-8. - Electronic Message Centers.

In addition to all permit requirements and other regulations contained in this Chapter, the following regulations shall be applicable to all Electronic Message Center, EMC, signs.

Use of an electronic message center (EMC) sign.

(a) *Operational Limitations.*

- (1) The display of a static message or image and the use of scroll/travel to display a message or image shall be permitted.
- (2) The use of any other type of sign transition, such as dissolve/fade, and the use of frame effects, such as animation whereby text graphics appear to move or change in size, shall be prohibited except in accordance with the following:
 - (a) Each message or image must be displayed for a minimum of three seconds; and
 - (b) The change of message or image must be accomplished within two (2) seconds or less and must occur simultaneously on the entire sign face.

(b) *Size Limitations.* In all cases, the use of an electronic message center (EMC) shall count toward the total area of signs allowed on a property.

(1) In the A—MF Districts, a sign permit may be issued for property by a conforming, non-residential use in accordance with the following:

- a. An EMC shall not exceed twenty-four (24) square feet in area.
- b. The EMC may be a single-face or back-to-back sign. The use of a double-faced EMC (side-by-side or stacked) is prohibited.
- c. The maximum height of a freestanding EMC shall be fifteen (15) feet.
- d. For an EMC mounted on a pole, a clearance of not less than seven (7) feet from the bottom of the EMC shall be required.

(2) In the O, Office, and less restrictive zoning districts, excluding PD zones:

a. The area of an EMC shall be limited to fifteen percent (15%) of the total area of signs permitted for the property or forty-two (42) square feet, whichever is less.

b. The maximum height of a freestanding EMC shall be twenty (20) feet.

c. For an EMC mounted on a pole, a clearance of not less than nine (9) feet from the bottom of the sign shall be required.

(3) For a property which (a) has street frontage on Business 20 or US Hwy 87 and FM 700, and is located in the R, Retail or less restrictive districts, the following shall apply:

a. The area of an EMC shall be limited to twenty percent (20%) of the total signs allowed for the property or seventy-five (75) square feet, whichever is less.

b. The maximum height of a freestanding EMC shall be thirty (30) feet.

c. For an EMC mounted on a pole, a clearance of not less than nine (9) feet from the bottom of the sign shall be required.

(4) For property which has street frontage on Interstate Highway 20 or FM 700 from I-20 to the East side of the intersection of Goliad Street which may be permitted and is located in R, Retail and less restrictive zoning district, the following shall apply:

a. The area of an EMC shall be limited to twenty percent (20%) of the total signs allowed for the property or seventy-five (75) square feet, whichever is less.

b. The maximum height of a freestanding EMC shall be ~~forty (40)~~ sixty five (65) feet.

c. For an EMC mounted on a pole, a clearance of not less than nine (9) feet from the bottom of the sign shall be required.



Memo

Meeting Date: November 1, 2022

To: Planning and Zoning Commission
From: Shane Bowles, Public Works Director

Subject: Request to consider amending the zoning code to permit “Transitional Housing under certain conditions.

Location: N/A

Contact: Shane Bowles, Public Works Director, 432-264-2501

Analysis:

The Planning and Zoning Commission held two workshops to discuss the potential of amending the city’s zoning regulations to permit a new use called “Transitional Housing” and adding a definition and conditions that would be applicable to any applicant seeking approval of a Specific Use Permit for this use. Staff has attached a draft ordinance for review and comment by the P&Z prior to any action by the city council. At this time, there are no specific properties to be considered – this is a potential code amendment only.



COMMUNITY SERVICES MEMORANDUM

Date: 11/8/22
To: Todd Darden, City Manager
From: Hayley Lewis, Community Services Director
Subject: City Managers Report:
Howard County Summit

The Big Spring Economic Development Corporation announced the date for the 2023 Howard County Summit: Tuesday, February 28, 2023 to be held at Dorothy Garrett Coliseum. The Howard County Summit is an Open Meeting held jointly by all entities in Howard County, and is seen as a chance for all the entities to help coordinate and share their plans to move the community forward.

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 PM, October 25, 2022, with the following members present in person:

COUNCIL MEMBER CODY HUGHES
COUNCIL MEMBER TROY TOMPKINS
MAYOR ROBERT MOORE
COUNCIL MEMBER DIANE YANEZ
MAYOR PRO TEM NICK ORNELAS
COUNCIL MEMBER MAURY SMITH
COUNCIL MEMBER GLORIA MCDONALD

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
SHANE BOWLES	Public Works Director
CHAD WILLIAMS	Police Chief
CRAIG FERGUSON	Fire Chief
SANDY SMITH	Finance Director
HAYLEY LEWIS	Community Services Director
TAMI DAVIS	City Secretary
TIM GREEN	Associate Municipal Judge
MANDY HAYNES	Presiding Municipal Judge

Open Session

Call to Order

Mayor Moore called the council meeting to order at 5:30 p.m.

Invocation

Dr. John Key gave the invocation.

Pledge of Allegiance to the United States Flag and to the Texas State Flag

Mayor Moore led the Pledge of Allegiance to the United States Flag and to the Texas State Flag.

Public Comment

Public Comment

There were no public comments at this time.

Announcements, Presentations and Public Hearings

Proclamation - World Polio Day

Council Member Tompkins read the above captioned proclamation declaring October 24, 2022 as World Polio Day.

Proclamation - Red Ribbon Week

Council Member Hughes read the above captioned proclamation declaring October 23 - 31, 2022 as Red Ribbon Week.

City Manager's Report

City Manager's report on the following items:

- Update on Large Item Pickup, District 4 - Oct. 19, 2022
- Update on the Sports Complex Water Line Project
- Update on the Comanche Trail Festival of Lights
- Boards & Committees

Todd Darden, City Manager, updated the council on the above captioned items as follows:

Large Item Pickup for District 4 picked up 4 tons of trash; A memo was handed out to the Council with updates regarding the GEO negotiations; The water line project to the Roy Anderson Sports Complex is completed; The Parks Department has begun the process for the annual Festival of Lights; and also that the boards and committees still need some members.

Consent Items

Approval of the City Council Minutes of the Regular Meeting of October 11, 2022 and of the City Council Minutes of the Special Meetings of October 10, 2022, October 12, 2022, October 17, 2022 and October 20, 2022.

Final Reading of a Resolution Repealing City Council Resolution 013-2022 Which Authorized and Directed the City Manager to Submit an Application for a Safer Grant

on Behalf of the Fire Department; Providing for Severability; and Providing an Effective Date

Final Reading of an Ordinance Amending Chapter 44 "Solid Waste" Article I "In General," Section 44-7 "Collection by City: Exception," Subsection (d) to Update the Section with New Big Sandy Landfill Address; and Amending Section 44-8 "Collection of City-Furnished Containers," Subsection (c), to Prohibit the Blocking of Containers Set by the User; Providing for Severability; Providing for Publication; and Providing an Effective Date

Acknowledge Receipt of the Big Spring Economic Development Corporation Minutes of the Regular Meeting of September 20, 2022.

Acknowledge Receipt of Planning & Zoning Committee Minutes for the Regular Meeting of September 6, 2022

MOTION WAS MADE BY Council Member Smith to approve the above captioned minutes, resolution and ordinance, seconded by Council Member Yanez.

**YEAS: Mayor Moore, Mayor Pro Tem Ornelas, Council Member Yanez, 7
Council Member Hughes, Council Member McDonald, Council Member 0
Tompkins, Council Member Smith**

NAYS: None

MOTION PASSED

Vouchers

Vouchers for 10/13/22	\$	1,037,171.84
Vouchers for 10/20/22	\$	1,154,853.74
Manual Cks & Drafts	\$	616,076.69

Council Member McDonald reviewed the above captioned vouchers.

MOTION WAS MADE BY Council Member McDonald to approve the above captioned vouchers, seconded by Council Member Yanez.

**YEAS: Mayor Moore, Mayor Pro Tem Ornelas, Council Member Yanez, 7
Council Member Hughes, Council Member McDonald, Council Member 0
Tompkins, Council Member Smith**

NAYS: None

MOTION PASSED

Bids

Consideration and Possible Action on Awarding a Bid for a 2022 John Deere Backhoe for the Distribution and Collections Department

MOTION WAS MADE BY Council Member Hughes to award the above captioned

bid to Yellowhouse Machinery in the amount of \$129,000.00, seconded by Council Member McDonald.

YEAS: Mayor Moore, Mayor Pro Tem Ornelas, Council Member Yanez, 7
Council Member Hughes, Council Member McDonald, Council Member 0
Tompkins, Council Member Smith

NAYS: None

MOTION PASSED

Consideration and Possible Action on Awarding a Bid for a Second Backhoe for the Distribution and Collections Department

MOTION WAS MADE BY Council Member Yanez to award the above captioned bid to Yellowhouse Machinery in the amount of \$131,500.00, seconded by Council Member Hughes.

YEAS: Mayor Moore, Mayor Pro Tem Ornelas, Council Member Yanez, 7
Council Member Hughes, Council Member McDonald, Council Member 0
Tompkins, Council Member Smith

NAYS: None

MOTION PASSED

New Business

Acknowledge Receipt of the Quarterly Claims and Litigation Report for the Third Quarter of 2022 from the City Attorney sent October 11, 2022

Council Members acknowledged the above captioned report from Andrew Hagen, City Attorney.

Acknowledge Receipt of the Investment Report for the Quarter Ending September 30, 2022

Council Members acknowledged receipt of the above captioned Investment Report presented by Sandy Smith, Finance Director.

Acknowledge Receipt of the Quarterly Financial Report

Council Members acknowledged the above captioned Financial Report presented by Sandy Smith, Finance Director.

First Reading of an Ordinance of the City Council of the City of Big Spring, Texas Amending Chapter 2 of the Big Spring City Code Entitled "Administration," Article VII "Boards and Commissions," Division 4 "Parks and Recreation Board" Section 2-295 by Amending Subsection (d) and Adding a New Subsection (e); and Amending Division 10 "Convention and Visitors Bureau Board," Section 2-315 by Adding a New Subsection (c) in Order to Inactivate the Said Boards and Release the Members of Each Board for Potential Consideration for Service on Other Boards; Providing for Severability; and Providing an Effective Date

MOTION WAS MADE BY Mayor Pro Tem Ornelas to approve the above captioned ordinance, seconded by Council Member Hughes.

**YEAS: Mayor Moore, Mayor Pro Tem Ornelas, Council Member Yanez, 6
Council Member Hughes, Council Member McDonald, Council Member 1
Smith**

NAYS: Council Member Tompkins

MOTION PASSED

Consideration and Possible Action on an Agreement with AirMedCare Network for Payroll Deduction Memberships and Authorizing the City Manager or His Designee to Execute any Necessary Documents

MOTION WAS MADE BY Council Member Yanez to approve the above captioned agreement, seconded by Council Member Smith.

**YEAS: Mayor Moore, Mayor Pro Tem Ornelas, Council Member Yanez, 7
Council Member Hughes, Council Member McDonald, Council Member 0
Tompkins, Council Member Smith**

NAYS: None

MOTION PASSED

Consideration and Possible Action on a Contract Extension, Amendment #7 with Vector Fleet Management for the Annual Pricing Adjustment and Authorizing the City Manager or His Designee to Execute any Necessary Documents

MOTION WAS MADE BY Council Member Hughes to approve the above captioned contract, seconded by Council Member McDonald.

**YEAS: Mayor Moore, Mayor Pro Tem Ornelas, Council Member Yanez, 7
Council Member Hughes, Council Member McDonald, Council Member 0
Tompkins, Council Member Smith**

NAYS: None

MOTION PASSED

Consideration and Possible Action on a Contract Agreement for Auditorium HVAC Renovations for \$692,525.00 to be Drawn from the Hotel/Motel Tax Fund and Authorizing the City Manager or His Designee to Execute any Necessary Documents

MOTION WAS MADE BY Council Member Yanez to approve the above captioned agreement with Varitec, seconded by Council Member Hughes.

**YEAS: Mayor Moore, Council Member Yanez, Council Member Hughes, 6
Council Member McDonald, Council Member Tompkins, Council Member 1
Smith**

NAYS: Mayor Pro Tem Ornelas

MOTION PASSED

Discussion on Requiring the Timely Repair or Boarding Up of Broken Windows in the Downtown Area Between Goliad Street and Gregg Street, and First Street and Sixth

Street

Mayor Pro Tem Ornelas noticed many windows downtown that were broken and would like code enforcement to start enforcing the ordinance or repeal it.

Discussion Regarding the Charter, Possible Issues with the Charter that May Require Amendment, and the Charter Review Committee

Mayor Pro Tem Ornelas would like to appoint a charter committee at the beginning of next year to review the charter again to correct and amend certain issues and would like a summary of each measure for less confusion for the voters.

Boards & Committees

Planning & Zoning Commission

Terry McDaniel - Nominated by Mayor Moore

Zoning Board of Adjustments

Jeanie Knocke - Nominated for Reappointment by Mayor Moore

Carrie Rodman - Nominated for Reappointment by Council Member Hughes, Dist. 3

MOTION WAS MADE BY Mayor Moore to appoint the above listed board members, seconded by Council Member Smith.

**YEAS: Mayor Moore, Mayor Pro Tem Ornelas, Council Member Yanez, 7
Council Member Hughes, Council Member McDonald, Council Member 0
Tompkins, Council Member Smith**

NAYS: None

MOTION PASSED

Council Input

Input

Mayor Moore adjourned the meeting for a brief break at 6:30 p.m. before adjourning into the below captioned executive session at 6:40 p.m.

Council input was moved to the end of the meeting.

Executive Session

ADJOURN into Executive Session in Matters Covered by Texas Government Code Section 551.074 "Personnel Matters; Closed Meeting" to Deliberate the Appointment, Employment, Evaluation and Duties of Municipal Judge

RECONVENE into Open Session and Take any Necessary Action on Executive Session Items

Council reconvened into open session at 7:55 p.m.

First Reading of an Ordinance Establishing Compensation and Benefits for the Presiding Judge and Associate Judges of the Municipal Court of Big Spring, Texas

MOTION WAS MADE BY Council Member Smith to approve the above captioned ordinance, seconded by Council Member Yanez.

**YEAS: Mayor Moore, Council Member Yanez, Council Member Hughes, 6
Council Member McDonald, Council Member Tompkins, Council Member 1
Smith**

NAYS: Mayor Pro Tem Ornelas

MOTION PASSED

Consideration and Possible Action on a Contract Agreement with the Presiding Judge of the Municipal Court

MOTION WAS MADE BY Council Member Hughes to approve the above captioned contract, seconded by Council Member Smith.

**YEAS: Mayor Moore, Mayor Pro Tem Ornelas, Council Member Yanez, 7
Council Member Hughes, Council Member McDonald, Council Member 0
Tompkins, Council Member Smith**

NAYS: None

MOTION PASSED

Council Input

All Council Members congratulated Mandy Haynes on the appointment of Municipal Court Judge.

Mayor Pro Tem Ornelas reminded everyone that early voting has started and also Keep Big Spring Beautiful was hosting the last Toasty Tuesday trash pickup this evening.

Council Member McDonald thanked the Young Marines for their help with the clean up at the Veitnam Memorial and congratulated Big Spring Crime Stoppers on receiving an award.

Council Member Tompkins reminded citizens that the large item pickup will be on November 16, 2022 for District 5.

ADJOURN

Mayor Moore adjourned the meeting at 8:06 p.m.

Robert H. Moore III, Mayor

ATTEST:

Tami L. Davis, City Secretary

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BIG SPRING, TEXAS AMENDING CHAPTER 2 OF THE BIG SPRING CITY CODE ENTITLED “ADMINISTRATION,” ARTICLE VII “BOARDS AND COMMISSIONS,” DIVISION 4 “PARKS AND RECREATION BOARD” SECTION 2-295 BY AMENDING SUBSECTION (d) AND ADDING A NEW SUBSECTION (e); AND AMENDING DIVISION 10 “CONVENTION AND VISITORS BUREAU BOARD,” SECTION 2-315 BY ADDING A NEW SUBSECTION (c) IN ORDER TO INACTIVATE THE SAID BOARDS AND RELEASE THE MEMBERS OF EACH BOARD FOR POTENTIAL CONSIDERATION FOR SERVICE ON OTHER BOARDS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE

WHEREAS, the Parks and Recreation Board and the Convention and Visitor’s Bureau Boards have not met in an extended period of time; and

WHEREAS, the members of these boards are prohibited from serving on other, more utilized boards of the City due to restrictions on serving on multiple boards; and

WHEREAS, if the boards are rendered inactive, the members will be released from their respective obligations under these boards to potentially serve on other boards of the City;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BIG SPRING, TEXAS, AS FOLLOWS, THAT:

SECTION 1. The Big Spring City Code, Chapter 2 entitled “Administration,” Article VII entitled “Boards and Commissions,” Division 4 entitled “Parks and Recreation Board” Section 2-295, is hereby amended by amending subsection (d) and by adding a new subsection (e) which shall read as follows:

Sec 2-295. – Parks and recreation board.

...

(d) Section 2-241 and Section 2-242 shall apply to this board, ~~except that the members of the boards as of June 8, 2021 shall retain their current terms according to their appointments under the prior language of section 40-18, regardless of section 2-241 eligibility requirements relating to city council district, unless removed earlier by city council. Subsequent appointments to the board shall be pursuant to section 2-241.~~

(e) Notwithstanding this section, the Parks and Recreation Board shall be inactive.

SECTION 2. The Big Spring City Code, Chapter 2 entitled “Administration,” Article VII entitled “Boards and Commissions,” Division 10 entitled “Convention and Visitor’s Bureau Board” Section 2-315 is hereby amended by adding a new subsection (c) to read as follows:

Sec. 2-315. Convention and visitor's bureau board.

...

(c) Notwithstanding this section, the Convention and Visitors Bureau Board shall be inactive.

NOTE* Language to be added appears underlined and language to be deleted is ~~stricken~~.

SECTION 3: For the purpose of allowing such members to serve on other boards, all voting members are hereby released from the following boards: Parks and Recreation Board and Convention and Visitors Bureau Board. The eligibility of such members to serve on other boards is not affected.

SECTION 4: Should any section, paragraph, sentence, clause, phrase, or word of this ordinance be declared unconstitutional or invalid for any purpose, the reminder of this ordinance shall not be affected thereby.

SECTION 5. All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of the conflict.

SECTION 6. This Ordinance shall take effect immediately after passage in accordance with the provisions of the Charter of the City of Big Spring, and it is accordingly so ordained.

PASSED AND APPROVED on first reading at a regular meeting of the City Council on the **25th** day of **October, 2022** with all members of the Council voting "aye" for the passage of same.

PASSED AND APPROVED on second and final reading at a regular meeting of the City Council on the **8th** day of **November, 2022** with all members of the Council voting "aye" for the passage of same.

Robert H. Moore, III, Mayor

ATTEST:

Tami L. Davis, City Secretary

ORDINANCE _____

AN ORDINANCE ESTABLISHING COMPENSATION AND BENEFITS FOR THE PRESIDING JUDGE AND ASSOCIATE JUDGES OF THE MUNICIPAL COURT OF BIG SPRING, TEXAS

WHEREAS, Section 2, Article X of the Charter of the City of Big Spring states that the presiding judge and any judges will “receive such salary as may be fixed by ordinance,”

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BIG SPRING, TEXAS, AS FOLLOWS, THAT:

SECTION 1. The City Council of Big Spring, Texas establishes the compensation for the Judges of the Municipal Court as stated herein.

SECTION 2.

- (a) Compensation for the Presiding Judge appointed by City Council shall be \$77,800.00 per annum. The Presiding Judge shall receive an automobile allowance of \$600.00 per month unless the City provides a vehicle to Presiding Judge in which case the Presiding Judge will not receive an automobile allowance. The compensation shall be remitted through the standard payroll policies of the City. The Presiding Judge shall be an exempt employee under the federal Fair Labor Standards Act.
- (b) Judicial education for the presiding judge shall be paid according to the agreement between the City and the Presiding Judge.
- (c) The Presiding Judge shall be an at-will employee of the City of Big Spring.
- (d) The Presiding Judge is a “department head” under Section 5, Article VI of the Charter of the City of Big Spring.
- (e) The Presiding Judge shall be subject to the Personnel Policies, except as agreed in writing.
- (f) The Presiding Judge shall not be subject to the administrative directives of the City Manager except as agreed in writing or as the Presiding Judge may elect.

SECTION 3.

- (a) Upon completing all judicial education specified in the Texas Rules of Judicial Education, Rule 5 for a given year, an Associate Judge appointed by City Council shall certify to the City of Big Spring that such judicial education has been completed, and the City shall pay the Associate Judge a flat payment of \$1,000.00 in compensation for the Associate Judge’s time.
- (b) For an Associate Judge's judicial education as state law requires, City shall pay for an Associate Judge's enrollment and hotel expenses to one conference in Texas annually, and for one new judges conference, if applicable. If an Associate Judge is an attorney, City shall pay continuing legal education (CLE) fees associated with the required judicial education.

- (c) Except as stated in subsections (a) and (b), an Associate Judge shall not receive further compensation for judicial education, nor shall the Associate Judge receive reimbursement of other expenses related to judicial education.
- (d) Except as specified in subsections (a), (b), and (c), above, compensation for an Associate Judge shall be \$1,250.00 per month for the months of November 2022 and December 2022. Subsequently, compensation shall be \$48.00 per hour.
- (e) An Associate Judge shall be an independent contractor of the City of Big Spring. An Associate Judge shall not be a City employee.
- (f) As an Associate Judge is not an employee of the City, the Associate Judge shall not be subject to Section 5, Article VI of the Charter of the City of Big Spring.
- (g) The Associate Judge shall not be subject to the Personnel Policies, or administrative directives of the City Manager except as agreed in writing.

SECTION 4. This Ordinance supersedes all prior conflicting ordinances and orders by motion of the City Council of Big Spring.

SECTION 5. This Ordinance takes effect November 13, 2022, except Section 3(d) which will take effect immediately.

SECTION 6. The City Manager is directed to take the necessary administrative actions to implement these compensation adjustments.

SECTION 7. This Ordinance will not be codified.

PASSED AND APPROVED on first reading at a regular meeting of the City Council on the **25th** day of **October, 2022** with all members of the Council voting “aye” for the passage of same.

PASSED AND APPROVED on second and final reading at a regular meeting of the City Council on the **8th** day of **November, 2022** with all members of the Council voting “aye” for the passage of same.

Robert H. Moore, III, Mayor

ATTEST:

Tami L. Davis, City Secretary



PLANNING & ZONING COMMISSION MINUTES

Monday, October 10, 2022

The Planning and Zoning Commission for the City of Big Spring held a regular session on Monday, October 10, 2022, at 5:30 pm in the City Council Chambers located at 307 East 4th Street, Big Spring, Texas.

Attendees included: Chairperson Kevan Schooler
Member Kelley Harris
Member Dale Avant
Member TJ Stewart

Open Session

1. Call to Order

Schooler

Chairperson Schooler called the Planning & Zoning Commission regular session to order at 5:31 p.m. on Monday, October 10, 2022.

Announcements

2. Announcements

Chairperson Schooler stated that in the next meeting we will need to nominate chair and co-chair. He also, stated he will not accept a nomination for either position.

Public Hearings

3. Public Hearing **CANCELLED**- Regarding a Zone Change (Z22-02) request from Single Family Dwelling District (SF-2) to Heavy Industrial District (HI) located at Lot 1 Block 1 Mid Tex Cornell Corrections Prison located at 1801 West Interstate 20, approximately 11.06 Acres, Property ID 6787

This hearing was cancelled before the meeting was held.

4. Public Hearing – Regarding a Zone Change (Z22-03) request from Single Family Dwelling District (SF-2) to Planned Development for Housing (PD) located at the intersection of Fordham Ave and Marquette Ave. on a 4.58-acre tract out of Section 45, Block 32, T-1-N T&P, RR Co Survey, Property ID 90379

There were no public comments.

Consent Items

5. Approval of the Planning & Zoning Commission minutes of the regular session on September 06, 2022

Chairperson Schooler entertained a motion to accept the minutes with the following changes:

Chairperson Schooler announced that his ~~position on the board will expire at the end of the month.~~ He will be stepping down as Chairperson.

1st by Member Avant 2nd by Member Stewart

Vote was 4 Ayes 0 Nays

New Business

6. Discussion & Possible Action- Regarding a Zone Change (Z22-03) request from Single Family Dwelling District (SF-2) to Planned Development for Housing (PD) located at the intersection of Fordham Ave and Marquette Ave. on a 4.58-acre tract out of Section 45, Block 32, T-1-N T&P, RR Co Survey, Property ID 90379

A motion to approve was made by Member Harris

2nd by Member Avant

Vote was 4 Ayes 0 Nays

7. Discussion & Possible Action – Regarding a Preliminary Plat Application submitted by SilverLeaf Communities. Kentwood Addition Unit #5, a replat of Blocks 18 and 19 of Kentwood Addition (Unit #2), a 6.61-acre tract out of an original 74.382-acre tract out of Section 9, Block 32, T-1-S T&P, RR. Co. Survey, Howard County, Texas

Chairperson Schooler entertained a motion to approve

1st Member Stewart

2nd Member Harris

Vote was 4 Ayes 0 Nays

Commission Input

8. Input

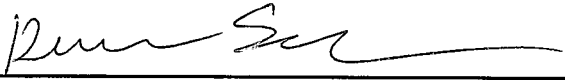
9.. ~~Adjourn~~

Schooler

Chairperson Schooler made a motion to adjourn.

1st by Member Stewart 2nd by Member Avant

Vote was 4 Ayes 0 Nays


Chairperson Kevan Schooler


Date



MEMORANDUM

Date: November 8, 2022
To: Mayor Robert H. Moore, City Council Members, and Todd Darden, City Manager
From: Albert Belez, Purchasing Agent
Re: 2023 Ford Escape SUV

On Tuesday, October 27, 2022, at the request of the Community Services Department, the Purchasing Department sought out pricing and availability for 1 (one) 2023 Ford Escape SUV. We received a quote in the amount of \$28,904.00 from Silsbee's Ford of Silsbee, Texas. The submitted quote is a TIPS Cooperative quote. This purchase will require a budget amendment increase of \$4,000.

Staff Recommendation: Due to pricing and uncertainty in the current supply chain, staff recommends, that the City Council accept the formal quote from Silsbee Ford and proceed with the purchase. It is also important to note that the vehicle will be available in late December to early January 2023.



MEMORANDUM

Date: November 8, 2022
To: Mayor Robert H. Moore, City Council Members, and Todd Darden, City Manager
From: Albert Belez, Purchasing Agent
Re: Harben Trailer Mounter Jetter

On Tuesday, October 10, 2022, at the request of the City's Distribution and Collections Department, the Purchasing Department sought out pricing and availability for one (1) fifteen (15) foot trailer mounted jetter. We received a quote in the amount of \$75,314.00 from Harben, Inc of Cummings, Georgia. The submitted quote is an HGAC Cooperative quote.

If approved by Council, this equipment will be funded mostly by a \$66,000 savings in capital purchases in addition a budget amendment of \$10,000 will be needed to complete the purchase.

Staff Recommendation: Due pricing and uncertainty in the current supply chain, staff recommends that the City Council accept the formal quote from Harben Inc. and proceed with the purchase. It is also important to note that the jetter would be available for delivery five to seven weeks after the purchase order is signed and approved.



MEMORANDUM

Date: November 8, 2022
To: Mayor Robert H. Moore, City Council Members, and Todd Darden, City Manager
From: Albert Belez, Assistant City Manager
Re: John Deere 35G Compact Excavators

On Friday, October 21, 2022, at the request of the Distribution and Collections Department, the Purchasing Department sought out pricing and availability for 2 (two) John Deere 35G Compact Excavators. The Purchasing Department received a quote in the amount of \$124,000.00 which is \$26,000 under-budget from Yellowhouse Machinery of Midland, Texas. The submitted quote is a Sourcewell Cooperative quote.

Staff Recommendation: Due to pricing and uncertainty in the current supply chain, staff recommends that the City Council accept the formal quote from Yellowhouse Machinery and proceed with the purchase. It is also important to note that, one of the excavators will be available in December and the other in March of 2023.



MEMORANDUM

Date: November 8, 2022
To: Mayor Robert H. Moore, City Council Members, and Todd Darden, City Manager
From: Albert Belez, Purchasing Agent
Re: 2022 Ford Explorer Police Interceptors

On Tuesday, October 4, 2022, at the request of the Big Spring Police Department, the Purchasing Department sought out pricing and availability for 4 (four) 2022 Ford Explorer Police Interceptors. We received a sealed bid in the amount of \$173,510.00 from Sewell Ford in Odessa, Texas.

Staff Recommendation: Due to pricing and uncertainty in the current supply chain, staff recommends that the City Council accept the formal quote from Sewell Ford and proceed with the purchase. It is also important to note that these four (4) units are available and are ready for delivery.

City of Big Spring

Purchasing and Material Control

Memorandum

To: Honorable Mayor, City Council, City Manager

From: Albert Belez, Purchasing Supervisor

Date: November 2, 2022

Subject: Request approval to purchase 1-8,000lb. capacity forklift

On Thursday, October 24, 2022, at the request of the City's Water Treatment Plant, the City of Big Spring's Purchasing department sought out pricing and availability of 1(one)-8,000lb. capacity forklift. The Purchasing department received a quote in the amount of \$40,000 for the forklift. The submitted quote is from V-bar Equipment of Abilene, TX. The submitted quote is a Buyboard Cooperative quote.

Recommendation: Due to the price and uncertainty in the current supply chain, City staff is respectfully requesting that the Council accept the formal quote from V-bar Equipment and proceed with the purchase.

Note: It is also important to note that the quoted forklift is currently available for delivery. Another key factor is that the approved budget allowed for \$50,000 towards the purchase. If approved, this purchase will be \$10,000 under budget.

City of Big Spring

Purchasing and Material Control

Memorandum

To: Honorable Mayor, City Council, City Manager

From: Albert Belez, Purchasing Supervisor

Date: November 2, 2022

Subject: Request approval to purchase 1-60" John Deere Z950m Zero Turn Mower

On Tuesday, October 27, 2022, at the request of the City's Water Treatment Plant, the City of Big Spring's Purchasing department sought out pricing and availability of 1(one)-60" John Deere Z950m Zero Turn Mower. The Purchasing department received a quote in the amount of \$12,510.96 for the zero-turn mower. The submitted quote is from South Plains Implement of Tornillo, TX. The submitted quote is a Sourcewell Cooperative quote.

Recommendation: Due to the price and uncertainty in the current supply chain, , we, the staff, are respectfully requesting that the Council accept the formal quote from South Plains Implement and proceed with the purchase.

Note: It is also important to note that the quoted zero-turn would be available early February 2023.

October 31, 2022

City of Big Spring
310 Nola Street
Big Spring, Texas 70720

Attn: Mr. John Medina
Assistant City Manager

Re Asbestos Abatement Recommendation
Mid-Tex Cornell Corrections Prison
310 Nolan Street
Big Spring, Texas
Consultant's No. 2240

Attached is the proposal tabulation sheet for the above referenced project for you review. All contractors have been prequalified based on our project specifications criteria Section 00200-Instruction to Proposers. The project scope of work includes the abatement of all identified asbestos containing materials to accommodate for building demolition.

After reviewing proposals, we recommend Vanco Insulation perform the asbestos abatement project for the sum of \$88,200. We estimate projects will take 30-35 days to complete.

We estimate our consulting fees for project design, project management, air monitoring and laboratory analysis at \$24,000. Please call if you have any questions.

Thank you,

A handwritten signature in black ink, appearing to read 'Ines Corral', is written over a light gray rectangular background.

Ines Corral CIEC
Certified Indoor Environmental Consultant
Teas License 10-5373

PROPOSAL TABULATION

PROJECT: Asbestos Abatement Project
City of Big Spring - Mid-Tex Cornell Corrections Prison
Project No. 2240

Bid No. 22-023

Date/Time: October 31, 2022 @ 2:00pm

Location: Big Spring City Hall
310 Nolan Street
Big Spring , Texas

Proposer	Advanced Environmental Odessa, TX	RL Abatement Weslaco, TX	Vanco Abatement Midland, TX	AML Environmental	Alloy Group Fort Worth, TX	1Priority Environmental Lubbock, TX
Addenda 1	N/A	N/A	N/A	N/A	N/A	N/A
Bid Security	Yes		Yes		Yes	Yes
Base Proposal - Asbestos	\$137,600	No Proposal	\$88,200	No Proposal	\$182,325	\$139,000
Number of days to complete	32		110 ACM/Demo		20	35



**COMMUNITY SERVICES
MEMORANDUM**

Date: 11/8/2022
To: Mayor and City Council
Todd Darden, City Manager
From: Hayley Lewis, Community Services Director
Subject: Budget Amendment: Senior Center Vehicle

At this time, we are respectfully requesting permission to make a budget amendment for the Senior Center to purchase a new delivery vehicle. The senior center's current fleet is over 15 years old and is costing upwards of \$5,000-\$10,000 on vehicle maintenance.

Motor Vehicles: 160-050-910-6401 adding an additional \$4,000 for a total of \$29,000

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BIG SPRING, TEXAS, AMENDING ORDINANCE NUMBER 038-2022 WHICH ADOPTED THE ANNUAL BUDGET FOR THE CITY OF BIG SPRING, TEXAS FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2022 AND ENDING SEPTEMBER 30, 2023 BY INCREASING THE SPECIAL REVENUE FUND, SENIOR CENTER, BUDGET FOR THE PURPOSE OF PURCHASING A NEW VEHICLE FOR THE SENIOR CENTER; PROVIDING FOR REPEAL OF ORDINANCES IN CONFLICT HERewith; PROVIDING FOR PUBLICATION; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS the City Council adopted the annual 2022-23 budget for the City of Big Spring, Texas on September 27, 2022 (“Budget”); and

WHEREAS additional funds is requested for a Senior Center vehicle that was not included in such Budget; and

WHEREAS the City Council desires to increase the special revenue fund budget in order to purchase a new vehicle for the Senior Center for meal deliveries.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BIG SPRING, TEXAS AS FOLLOWS:

SECTION 1. The Special Revenue Fund, Senior Center Budget of the Annual Budget for the City of Big Spring, Texas for the Fiscal Year beginning October 1, 2022 and ending September 30, 2023 is hereby increased by the amount of \$4,000.00 to the expense account number 160-050-910-6401 (Vehicles) for the purpose of purchasing a new vehicle for the Senior Center. The net increase will be funded through the fund balance.

SECTION 2. The remaining portions of Ordinance Number 038-2022 shall remain in full force and effect.

SECTION 3. Should any section, paragraph, sentence, clause, phrase or word of this ordinance be declared unconstitutional or invalid for any purpose, the reminder of this ordinance shall not be affected thereby.

SECTION 4. All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of the conflict.

SECTION 5. The City Secretary is hereby authorized and directed to cause the publication of this ordinance in accordance with law.

SECTION 6. This ordinance shall be in full force and effective from and after its publication as required by law.

PASSED AND APPROVED on first reading at a regular meeting of the City Council on the **8th** day of **November, 2023** with all members of the Council voting “aye” for the passage of same.

PASSED AND APPROVED on second reading at a regular meeting of the City Council on the **13th** day of **December, 2023** with all members of the Council voting “aye” for the passage of same.

Robert H. Moore III, Mayor

ATTEST:

Tami L. Davis, City Secretary

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BIG SPRING, TEXAS, AMENDING ORDINANCE NUMBER 038-2022 WHICH ADOPTED THE ANNUAL BUDGET FOR THE CITY OF BIG SPRING, TEXAS FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2022 AND ENDING SEPTEMBER 30, 2023 BY INCREASING THE UTILITY FUND BUDGET FOR THE PURPOSE OF PURCHASING A JETTER TRAILER; PROVIDING FOR REPEAL OF ORDINANCES IN CONFLICT HEREWITH; PROVIDING FOR PUBLICATION; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS the City Council adopted the annual 2022-23 budget for the City of Big Spring, Texas on September 27, 2022 (“Budget”); and

WHEREAS funds for a jetter trailer for the Distribution and Collection (D&C) Department was not included in such Budget; and

WHEREAS the City Council desires to increase the utility fund budget in order to purchase a jetter trailer.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BIG SPRING, TEXAS AS FOLLOWS:

SECTION 1. The Utility Fund Budget of the Annual Budget for the City of Big Spring, Texas for the Fiscal Year beginning October 1, 2022 and ending September 30, 2023 is hereby increased by the amount of \$10,000.00 to the expense account number 405-021-710-6401 (Vehicles) for the purpose of purchasing a new jetter trailer for the D & C Department. The net increase will be funded through the fund balance.

SECTION 2. The remaining portions of Ordinance Number 038-2022 shall remain in full force and effect.

SECTION 3. Should any section, paragraph, sentence, clause, phrase or word of this ordinance be declared unconstitutional or invalid for any purpose, the reminder of this ordinance shall not be affected thereby.

SECTION 4. All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of the conflict.

SECTION 5. The City Secretary is hereby authorized and directed to cause the publication of this ordinance in accordance with law.

SECTION 6. This ordinance shall be in full force and effective from and after its publication as required by law.

PASSED AND APPROVED on first reading at a regular meeting of the City Council on the **8th** day of **November, 2023** with all members of the Council voting “aye” for the passage of same.

PASSED AND APPROVED on second reading at a regular meeting of the City Council on the **13th** day of **December, 2023** with all members of the Council voting “aye” for the passage of same.

Robert H. Moore III, Mayor

ATTEST:

Tami L. Davis, City Secretary

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY BIG SPRING, TEXAS AMENDING THE BIG SPRING ZONING ORDINANCE, ARTICLE 2 “DEFINITIONS,” SECTION 2-1 “DEFINITION OF WORDS AND TERMS” BY ADDING A NEW DEFINITION “TRANSITIONAL HOUSING” AND AMENDING ARTICLE 7 “SPECIAL APPLICATIONS,” SECTION 7-2 “SPECIFIC USE PERMITS,” SUBSECTION b(72) TO ADD TRANSITIONAL HOUSING FOR TEMPORARY LODGING ON A NON-PROFIT BASIS FOR PERSONS UNDERGOING SERVICES TO THOSE USES REQUIRING A SPECIFIC USE PERMIT IN CERTAIN ZONING DISTRICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR PUBLICATION; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Planning and Zoning Commission held discussions on June 21, 2022 and again on September 16, 2022 to discuss potential amendments to the city’s zoning regulations concerning transitional housing; and

WHEREAS, the Planning and Zoning Commission submitted its final report to the City Council on November 1, 2022;

WHEREAS, the Planning and Zoning Commission recommends the following amendments to the City of Big Spring Zoning Ordinance;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BIG SPRING, TEXAS, THAT:

SECTION 1. The Big Spring Zoning Ordinance, Article 2 entitled “Definitions,” Article 2-1 entitled “Definition of Words and Terms,” is hereby amended by adding a new definition “Transitional Housing” to read in its entirety as follows:

ARTICLE 2. – DEFINITIONS

SECTION 2.1 – Definition of words and terms.

TRANSITIONAL HOUSING means a housing shelter that provides supervised lodging at no charge for individuals on a non-profit basis for an extended period not to exceed 18 months within any five year period, on condition that any person receiving lodging accepts as seen fit by the supervisor of the transitional housing facility or the supervisor’s agent all of the following: social services, job training, self-sufficiency training, life skills training, educational programs, physical fitness programs, substance abuse treatment, health care including but not limited to mental health treatment, and/or counseling programs, and other conditions decided by the supervisor such as testing for illegal drugs. Transitional housing does not include group homes.

SECTION 2. The Big Spring Zoning Ordinance, Article 7 entitled “Special Applications,” Article

7-2 entitled “Specific Use Permits,” Subsection B(72) is hereby amended to read in its entirety as follows:

ARTICLE 7. – SPECIAL APPLICATIONS

SECTION 7-2. Specific Use Permits.

(b) Specific use permits without term may be issued for the following types of uses and subject to, but not limited to, the specified restrictions, in the following districts:

72. Transitional Housing in the following zones: HC, LI, LC, and HI Districts subject to the standards and restrictions listed herein.

An application for a Transitional Housing permit shall include a written operational plan. The operational plan shall provide a description of the use and sufficient details to adequately describe the operations of the Transitional Housing use. The operational plan shall include the following:

1. An organizational tree including an estimated total number of professional staff and volunteers that will work at the facility;
2. The number of beds to be provided;
3. The average population per month;
4. A description of the services to be provided, such as job placement, counseling, and other training services;
5. A description of the population expected to be served, for example women, women and children, single men, families, etc.;
6. Typical length of stay per person; and
7. Any other information the applicant believes could be helpful to explain the operation and compatibility of the proposed transitional housing facility with the proposed location.

Transitional housing shall not be permitted within one thousand (1,000) feet of another transitional housing facility.

Transitional housing shall not be permitted within one thousand (1,000) feet of a school or daycare, or public park. Measurements of distance under this section are taken radially along the shortest distance between the nearest point of the transitional housing building and the nearest point of the school, daycare, or public park.

Transitional housing shall not allow any person as a tenant or resident in any capacity if previously convicted of a sex-oriented crime or child molestation.

Outdoor leisure activities at transitional housing shall be limited to the hours of 6:00 a.m. until 10:00 p.m. seven (7) days a week.

The transitional home may be considered a public nuisance if any of the following occurs: (1) More than two (2) police disturbance calls are recorded within a thirty-day period involving residents housed at any single transitional facility; (2) A code violation that is not brought into compliance within thirty (30) days of receiving notice; or (3) More than five (5) nuisance complaints from adjoining property owners are received and validated by the police department within a six-month period. If the Police Chief determines that any of these three (3) provisions occur, he or she shall request that the city attorney take court action to abate the nuisance where appropriate under law.

SECTION 3. Should any section, paragraph, sentence, clause, phrase or word of this ordinance be declared unconstitutional or invalid for any purpose, the remainder of this ordinance shall not be affected thereby.

SECTION 4. All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of the conflict.

SECTION 5. The City Secretary is hereby ordered and directed to cause the descriptive caption as well as the penalties for violation of this ordinance to be published as required by law.

SECTION 6. This ordinance shall take effect immediately after its publication in accordance with the provisions of the Charter of the City of Big Spring, and it is accordingly so ordained.

PASSED AND APPROVED on first reading at a regular meeting of the City Council on the 8th day of November, 2022 with all members of the Council voting “aye” for the passage of same.

PASSED AND APPROVED on second and final reading at a regular meeting of the City Council on the 13th day of December, 2022 with all members of the Council voting “aye” for the passage of same.

Robert Moore, Mayor

ATTEST:

Tami L. Davis, City Secretary

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BIG SPRING, TEXAS AMENDING THE BIG SPRING ZONING ORDINANCE, ARTICLE 9 “SIGN REGULATIONS”, SECTION 9-5 “SIGNS REQUIRING PERMITS” BY ADDING NEW EXCEPTIONS AS LISTED AND SECTION 9-8 “ELECTRONIC MESSAGE CENTERS,” SUBSECTIONS 3 AND 4 BY PERMITTING POLE SIGNS ON FM 700 FROM I-20 TO GOLIAD STREET, AND ON I-20 TO HAVE A MAXIMUM HEIGHT OF SIXTY-FIVE (65) FEET ON PROPERTY ZONED “R”, RETAIL OR LESS RESTRICTIVE; PROVIDING FOR SEVERABILITY; PROVIDING FOR PUBLICATION; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Texas state law allows municipalities to adopt zoning ordinances, Chapter 211, Texas Local Government Code; and

WHEREAS, the City of Big Spring is a Texas home rule municipal corporation; and

WHEREAS, the governing body of the City of Big Spring is the City Council of Big Spring under the Charter of the City of Big Spring, Article IV, Section 1a; and

WHEREAS, the City of Big Spring has adopted zoning regulations in its Zoning Ordinance; and

WHEREAS, the wide topography of property adjoining I-20 and E FM 700 from I-20 to the east side intersection of Goliad would allow for the placement of signs in excess of 30 feet if an increased setback is met while not affecting more densely developed areas, the airport, or the view from Big Spring State Park; and

WHEREAS, the Planning and Zoning Commission held a public hearing on November 1, 2022 to discuss potential amendments to the city’s sign regulations concerning maximum sign height allowed on certain roadways; and

WHEREAS, the Planning and Zoning Commission submitted its final report to the City Council following its recommendation on November 1, 2022;

WHEREAS, the Planning and Zoning Commission recommends the following amendments to the City of Big Spring Zoning Ordinance;

WHEREAS, City Council held a public hearing November 8, 2022;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BIG SPRING, TEXAS, THAT:

SECTION 1. The Big Spring Zoning Ordinance, Article 9 entitled “Sign Regulations,” Section

9-5 entitled “Signs Requiring Permits” and Section 9-8 entitled “Electronic Message Centers” are hereby amended by adding new exceptions in both Sections as follows:

Zoning Ordinance

Article 9. Sign Regulations

Section 9-5. Signs Requiring Permits.

...

(c) *Type C Sign*. These are the signs commonly referred to as pole signs and free-standing signs and include signs supported by a building and extending towards a street....

- (1) Such signs, where allowed, shall be located no closer to any street than fifteen (15) feet behind the property line, except that if the pole sign exceeds thirty (30) feet in height as provided in subsection (c)(3) below, the setback shall be thirty (30) feet behind the property line;
- (2) At least ten (10) feet from any adjacent common private property line;
- (3) Such signs shall be at least eight (8) feet and no more than thirty (30) feet above ground, except for a sign located on a property with frontage on Interstate Highway 20 or FM 700 from Interstate Highway 20 to the east side of the intersection of Goliad Street which may be permitted a maximum height of sixty-five (65) feet above ground, and except as may otherwise be permitted in Section 9-8;
- (4) Such signs shall be subject to size limitations for the applicable zoning district, except as may otherwise be permitted in SECTION 9-8;

...

Section 9-8. Electronic Message Centers

(b) ...

(3) For a property which has street frontage on Business Interstate Highway 20, Business US Highway 87, or FM 700 from Business Interstate Highway 20 to the west side of the intersection of Goliad Street, and is located in the R, Retail or less restrictive districts, the following shall apply:

~~For a property which (a) has street frontage on Business 20, US Hwy 87 and FM 700, and is located in the R, Retail or less restrictive districts, the following shall apply:~~

- a. The area of an EMC shall be limited to twenty percent (20%) of the total signs allowed for the property or seventy-five (75) square feet, whichever is less.
- b. The maximum height of a freestanding EMC shall be thirty (30) feet.
- c. For an EMC mounted on a pole, a clearance of not less than nine (9) feet from the bottom of the sign shall be required.

(4) For a property which has street frontage on Interstate Highway 20, or FM 700 from Interstate Highway 20 to the east side of the intersection of Goliad Street, and is located in R, Retail and less restrictive zoning district, the following will apply:

~~For property which has street frontage on Interstate Highway 20 and is located in R, Retail and less restrictive zoning district, the following will apply:~~

- a. The area of an EMC shall be limited to twenty percent (20%) of the total signs allowed for the property or seventy-five (75) square feet, whichever is less.
- b. The maximum height of a freestanding EMC shall be ~~forty (40)~~ sixty-five (65) feet.
- c. For an EMC mounted on a pole, a clearance of not less than nine (9) feet from the bottom of the sign shall be required.

NOTE* Language to be added appears underlined and language to be deleted is ~~stricken~~.

SECTION 2. If any provision of this Ordinance, or the application of this Ordinance to any person or circumstance, is held invalid, the remainder of this Ordinance and the application to other persons or circumstances remain in effect.

SECTION 3. All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of the conflict.

SECTION 4. The City Secretary is hereby ordered and directed to cause the descriptive caption as well as the penalties for violation of this ordinance to be published as required by law.

SECTION 5. This ordinance shall take effect immediately after its publication in accordance with the provisions of the Charter of the City of Big Spring, and it is accordingly so ordained.

PASSED AND APPROVED on first reading at a regular meeting of the City Council on the **8th** day of **November, 2022** with all members of the Council voting “aye” for the passage of same.

PASSED AND APPROVED on second and final reading at a special meeting of the City Council on the **9th** day of **November, 2022** with all members of the Council voting “aye” for the passage of same.

Robert H. Moore, III, Mayor

ATTEST:

Tami L. Davis, Assistant City Secretary

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BIG SPRING, TEXAS, AUTHORIZING Z-22-03, AMENDING THE BIG SPRING ZONING ORDINANCE BY REZONING APPROXIMATELY 4.58 ACRES OUT OF SEC 45, BLK 32, T-1-N, T & P R.R. CO. SURVEY, IN BIG SPRING, HOWARD COUNTY, TEXAS FROM SF-2, SINGLE-FAMILY DWELLING DISTRICT TO PD, PLANNED DEVELOPMENT FOR HOUSING; PROVIDING FOR SEVERABILITY; PROVIDING FOR PUBLICATION; AND PROVIDING AN EFFECTIVE DATE

WHEREAS, the Planning and Zoning Commission held a public hearing during a regular meeting on October 10, 2022;

WHEREAS, a majority of the Planning and Zoning Commission recommends that this zone change be approved; and

WHEREAS, the City Council held a public hearing during a regular meeting on November 8, 2022; and

WHEREAS, due to the Zoning Commissions' recommendation to the City Council was to approve this change, the Zoning Ordinance of Big Spring requires three-fourths of the City Council vote for approval of the proposed change; and

WHEREAS, the City Council has considered this request and has determined that approval is in the best interest of the City;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BIG SPRING, TEXAS, THAT:

SECTION 1. The City Council hereby authorizes Z-22-03, a rezone of 4.58 acres lying in and being Section 45, Block 32, T-1-N, T&P RR Co. Survey in Big Spring, Howard County, Texas from SF-2, Single-Family Dwelling District to PD, Planned Development for Housing and such changes are hereby approved as an amendment to the Zoning Ordinance.

SECTION 2. The City of Big Spring Zoning Map shall be amended to reflect the zoning designation of the above-described property as PD, Planned Development for Housing.

SECTION 3. Should any section, paragraph, sentence, clause, phrase, or word of this Ordinance be declared unconstitutional or invalid for any purpose, the remainder of this Ordinance shall not be affected thereby.

SECTION 4. All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of the conflict.

SECTION 5. The City Secretary is hereby directed to cause the caption of ordinance to be

published as provided by law.

SECTION 6. This Ordinance shall take effect immediately from and after its publication and passage upon two readings in accordance with the provisions of the Charter of the City of Big Spring, and it is accordingly so ordained.

PASSED AND APPROVED on first reading at a regular meeting of the City Council on the **8th** day of **November, 2022**, with all members present voting "aye" for the passage of same.

PASSED AND APPROVED on second and final reading at a regular meeting of the City Council on the 13th day of **December, 2022**, with all members present voting "aye" for the passage of same.

Robert H. Moore III, Mayor

ATTEST:

Tami L. Davis, City Secretary



STAFF MEMORANDUM

Date: November 08, 2022
To: Mayor and City Council
From: Todd Darden, City Manager
Re: Purchase of Real Property located at 1608 E 15th Street

Request : To request the title company to complete the transaction on the real property located at 1608 E 15th Street.

Background: On February 24, 2021 staff was contacted by Joe Murphy, regarding the property at 1608 E 15th Street. This property is located across from the existing Water Treatment Plant. The City owns the majority of the lots on this block. Mr. Murphy wishes to sell his property for \$5,000.00 and requests that the City pay back taxes on the property. Mr. Murphy also requests to keep the mineral rights. The property currently has \$6,523.93 due in back taxes as of November 3, 2022. An affidavit of heirship shows that Mr. Murphy is the current owner. The City will obtain title insurance for the purchase.

Budget Impact: In this transaction, the City will pay \$5,000 to Joe Murphy and will pay outstanding ad valorem taxes on the property.

Recommendation: The staff finds that it is in the best interest of the City to purchase the property as it is next to the existing Water Treatment Plant and the City owns most of the property in the area. Staff also believes that this would clean up a property in the process as well.



MEMORANDUM

Date: November 8, 2022
To: Mayor Robert H. Moore, City Council Members, and Todd Darden, City Manager
From: John Medina, Assistant City Manager
Re: GPS Tracking System

In a continued effort to improve productivity, we budgeted for (20) twenty GPS Tracking devices using Verizon Connect Fleet Management Solutions. The system provides vehicle location in near real-time, improving fleet operations, increasing worker productivity, and tracks and monitor driver behavior including speeding, idling and harsh driving. The premise is to encouraging safe driving by offering management informational reports and alerts.

The information provided from this system will allow administration to evaluate performance, identify and address safety/security issues, and reduce vehicle maintenance costs while improving fuel consumption, dispatching, routing, and visibility. The departments that will utilize the system will be Code Enforcement, Sanitation, and Water Office. Administration is requesting that the Council approve the agreement with Verizon Connect Fleet Management Solutions.

SERVICES ORDER FORM

Customer Service: 1-844-617-1100
Customer Service:
reveal.support@verizonconnect.com
www.verizonconnect.com



GENERAL INFORMATION

Order Date: September 19, 2022		Customer Reference Number:		VCF Salesperson Name: Jessica Cardenas	Region: VZT
Company Name: City of Big Spring				Officer or Owner: Konn Ulmer	Telephone: (432) 264-2520
Address (Mailing or Invoicing Address): 310 NOLAN ST				Officer/Owner Email Address: julmer@mybigspring.com	Cell Phone:
City: BIG SPRING	State: TX	Zip Code: 79720-2657	Installation Contact if other than Officer/Owner:		Telephone:
Please advise your VCF scheduler if there are multiple shipping or installation addresses			Accounts Payable Contact, if other than Officer/Owner:		Telephone:
			Email:		

SUBSCRIPTION SERVICES:

QUANTITY	DESCRIPTION	MONTHLY PER UNIT FEE	MONTHLY TOTALS
20	Vehicle Tracking Subscription	18.95 USD	379.00 USD
20	Driver ID Subscription	0.00 USD	0.00 USD
20	Engine Connect Data Subscription	0.00 USD	0.00 USD

TOTAL Monthly AMOUNT	379.00 USD
Agreement Length: 12 Months from the Subscription Start Date. The "Subscription Start Date" is the earlier of (i) the date of installation of any Equipment or (ii) 90 days from the execution of the Services Order Form. Billing for each ordered subscription shall start at the earlier of (i) the date of installation of the applicable Equipment or (ii) 90 days from the execution of this Services Order Form.	Excludes Applicable Taxes and Fees

ONE-TIME FEES (per Occurrence):

QUANTITY	DESCRIPTION	AMOUNT	EXTENDED PRICE
60	Key Fob ID	0.00 USD	0.00 USD
Total One-Time Fees			0.00 USD
COVERT INSTALLATION: Unknown			EXCLUDES APPLICABLE TAXES AND FEES

ORDER TERMS:

Customer agrees that the purchase and/or licensing of the products and/or services set forth in this order is subject to the terms and conditions in the contract between Verizon Connect NWF Inc.(VCN) (formerly Networkfleet, Inc.) and Sourcewell (formerly NJPA) (Contract #020221-NWF) that are in effect as of the date the order was received by VCN ("Sourcewell Contract"). The Sourcewell Contract terms and conditions are available at <https://www.sourcewell-mn.gov/cooperative-purchasing/020221-nwf>. If, in accordance with the terms of the Sourcewell Contract, Customer and VCN have executed an additional separate written agreement ("Customer Addendum") with respect to the products and/or services set forth in this order, the terms and conditions set forth in the Customer Addendum shall also apply with respect to the products and/or services set forth in this order.

INSTALLATION NOTES (not valid for changes to billing, payment or other contract terms):

Customer Name: City of Big Spring	
By (signature)	Date: