



CITY COUNCIL REGULAR AGENDA

Tuesday, May 9, 2023

Notice is hereby given that the City Council of the City of Big Spring, Texas will meet in Regular Session on Tuesday, May 9, 2023, 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

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

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.

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| 4. Public Comment | Moore |
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Announcements, Presentations and Public Hearings

Public Hearings – The Council will take Input on Items Requiring Public Hearing Items Prior to any Action.
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| 5. PROCLAMATION - National Police Week | 8 | Moore |
| 6. PUBLIC HEARING Regarding a Zone Change (Z22-04) from Agricultural (A) to Single Family Residential (SF-2) for Approximately 5.08 Acres of Land Out of N/2 of Section 8, Block 32, T-1-S, T&P RR. Co. Survey, Big Spring, Howard County, Texas. | 9-13 | Bowles |
| 7. TABLED - Consideration and Possible Action Concerning Abatement of Public Nuisance at, 2104 RUNNELS ST BIG SPRING, TEXAS 79720 - LEGAL ADDRESS: S/50 NE/4 & N/50 SE/4 OF BK 37 COLLEGE HEIGHTS 100X140 1262 BLK/TRACT 37 0.321 ACRES- OWNER: TINA CUNNINGHAM | 14-59 | Hagen |
| 8. TABLED - Consideration and Possible Action Concerning Abatement of Public Nuisance at, 604 ABRAMS ST BIG SPRING, TEXAS 79720 - LEGAL ADDRESS:LT 3 BK 15 EARLES 50X130 897 0.149 ACRES - OWNER: LUPE CHAVARRIA , ESTATE OF EDWARD CHAVARRIA | 60-88 | Hagen |
| 9. PUBLIC HEARING - Consideration and Possible Action Concerning Abatement of Public Nuisance, at 305 E 9TH STREET, BIG SPRING, TEXAS 79720 - LEGAL ADDRESS:PT S/50' OF LT 3 BK 74 ORIGINAL TOWN 50X140 1059 0.161 ACRES ACQ 06102020 - OWNER: NOE G SOLIZ , SR. | 89-127 | Hagen |
| 10. PUBLIC HEARING - Consideration and Possible Action Concerning Abatement of Public Nuisance, at 804 JOHNSON STREET, BIG SPRING, TEXAS 79720 - LEGAL ADDRESS: S/75' LT BK 73 ORIGINAL TOWN 75X140 1067 ACQ 02162022 0.241 ACRES - OWNER: BRITTANY M SALAZAR | 128-168 | Hagen |
| 11. PUBLIC HEARING - Consideration and Possible Action Concerning Abatement of Public Nuisance, at 1302 SYCAMORE STREET, BIG SPRING, TEXAS 79720 - LEGAL ADDRESS: LT 18 BK 1 MCEWEN 60X125 1226 ACQ BLK/TRACT 32 1N 0.172 ACRES - OWNER: BROWN FAMILY TRUST, CARROLL J AND EVELYN M TRUSTEES | 169-252 | Hagen |

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| 12. PUBLIC HEARING - Consideration and Possible Action
Concerning Abatement of Public Nuisance, at 1008 E 13TH
STREET, BIG SPRING, TEXAS 79720 - LEGAL
ADDRESS:LT 5 BK 32 COLE & STRAYHORN 50X140 412
ACQ 07142021 BLK/TRACT 32 0.161 ACRES - OWNER:
ROGER G ALPHIN JR AND SANTANA DELEON | 253-
293 | Hagen |
| 13. PUBLIC HEARING - Consideration and Possible Action
Concerning Abatement of Public Nuisance, at 1302 MAIN
STREET, BIG SPRING, TEXAS 79720 - LEGAL ADDRESS:
LT 11 BK 7 MCDOWELL HEIGHTS 50X140 236 BLK/TRACT
7 0.161 ACRES - OWNER: JACK AND MARJORIE WALLIS | 294-
342 | Hagen |
| 14. PUBLIC HEARING - Consideration and Possible Action
Concerning Abatement of Public Nuisance, at 1321 ELM
STREET, BIG SPRING, TEXAS 79720 - LEGAL
ADDRESS:LT 11 BK 4 MESA 50X142 019 ACQ 11062015
BLK/TRACT 331S 0.163 ACRES - OWNER: KASEY D
RAWLS | 343-
391 | Hagen |
| 15. PUBLIC HEARING - Consideration and Possible Action
Concerning Abatement of Public Nuisance, at 411 NW 8TH
STREET, BIG SPRING, TEXAS 79720 - LEGAL ADDRESS:
LTS 4-6 BK 18 BAUER S HWY 539 0.17 ACRES-
OWNER:JIMMY ALEMAN | 392-
435 | Hagen |
| 16. PUBLIC HEARING - Consideration and Possible Action
Concerning Abatement of Public Nuisance, at 413 NW 8TH
STREET, BIG SPRING, TEXAS 79720 - LEGAL
ADDRESS:PART LTS 5-6 BK 18 BAUER 539 BLK/TRACT
18 0.17 ACRES - OWNER:JIMMY ALEMAN | 436-
482 | Hagen |

City Manager's Report

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| 17. City Manager's report on the following items: | Darden |
| <ul style="list-style-type: none"> • Large Item Pickup, District 5 - May 17, 2023 • Splash Pad Update • Write-of-Ways Update • Bid Opening for Birdwell Park Detention Pond | |

Consent Items

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| 18. Approval of the City Council Minutes of the Regular Meeting
of April 25, 2023. | 483-
494 | Davis |
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| 19. Acknowledge Receipt of the Planning & Zoning Minutes of the Regular Meeting of April 4, 2023 | 495-497 | Bowles |
| 20. Final 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 General Fund Budget for the Purpose of the Continuance of the Property Abatement Program; Providing for Severability; Providing for Publication; and Providing an Effective Date | 498-500 | S. Smith |
| 21. Final 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 General Fund Budget for the Purpose of the Continued Funding of the Fire Department Employees that were Funded through the Safer Grant; Providing for Severability; Providing for Publication; and Providing an Effective Date | 501-503 | S. Smith |
| 22. Final 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 General Fund Budget for the Purpose of Purchasing a Tractor for Moss Creek Lake; Providing for Severability; Providing for Publication; and Providing an Effective Date | 504-506 | Medina |

Vouchers

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| 23. Vouchers for 04/27/23 | \$ 246,033.34 | McDonald |
| Drafts | \$ 11,869.35 | |
| 24. Vouchers for 05/04/23 | \$ 356,257.61 | Tompkins |
| Drafts | \$ 590,896.49 | |

Bids

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| 25. Consideration and Possible Action on Awarding a Bid for Merchant Connector Services and Authorizing the City Manager or His Designee to Execute any Necessary Documents | 507-509 | S. Smith |
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New Business

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| 26. Administer the Oath of Office to Duly Elected Council Member for District One and Council Member for District | | Judge Haynes |
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| 27. | Consideration and Possible Action Authorizing Event Funding Requests from CVB for Coach Roy Green Hidden Gems Basketball Event-Basketball Tournament | 510-520 | Lewis |
| 28. | TABLED - First Reading of an Ordinance Amending Chapter 38, Section 38-11 of the Big Spring City Code Authorizing Code Enforcement Officers to be Issued Administrative Search Warrants to Broaden the Authorization to Code Enforcement Officials; to Move the Ordinance to Chapter 2, Section 2-59 the Big Spring City Code and providing for Miscellaneous Amendments; Providing for Repeal of Conflicting Ordinances; Providing a Savings and Severability Clause; Finding and Determining that the Meetings at which the Ordinance Was Discussed and Acted on Were Open to the Public as Required by Law; Providing for Publication; and Establishing an Effective Date | 521-524 | Bowles |
| 29. | First Reading of an Ordinance Authorizing Z-22-04, Amending the Big Spring Zoning Ordinance by Rezoning Approximately 5.08 Acres of Land out on N/2 of Section 8, Block 32, T-1-S, T&P RR. Co. Survey, Big Spring, Howard County, Texas, from Agricultural (A) to Single-Family Residential (SF-2), Single-Family Dwelling District; Providing a Savings and Severability Clause; Providing for Repeal of Conflicting Ordinances; Providing for Publication; and Providing an Effective Date; and Finding and Determining that the Meeting at Which the Ordinance was Discussed was Open to the Public as Required by Law | 525-526 | Bowles |
| 30. | First Reading of an Ordinance Amending the Big Spring City Code, Chapter 40, "Parks, Recreation, and Cultural Affairs," Article V, "Moss Creek Lake," Section 40-151, "Admission Regulations," to Clarify Moss Creek Lake Fees; to Clarify Moss Creek Lake Rules; to Confirm that Moss Creek Lake May Not be Used as a Permanent Residence Except for the Caretaker, and to Delegate the Authority to Make Policies and Regulations for Moss Creek Lake Not Inconsistent with Article V to the City Manager, and With the City Manager's Permission, to the Public Works Director, Providing for Repeal of Conflicting Ordinances; Providing for a Savings and Severability Clause; Establishing an Effective Date; Providing for Publication; and Finding and Determining that the Meeting at Which the Ordinance was Discussed was Open to the Public as Required by Law | 527-530 | Bowles |

31. Boards & Committees

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| a. CRMWD Board of Directors | 531- | Darden |
| Term - June 1, 2023 through May 31, 2025 | 533 | |
| Rick Watkins | | |
| Ernie Morgan | | |
| b. Big Spring Economic Development Board | 534 | Moore |
| Kristy Tyra - Notice of Resignation | | |
| Kevin Armstrong - Nominated by Council Member Smith, Dist. 6 | | |
| c. McMahon/Wrinkle Aviation Advisory Board | | Moore |
| Steven Boatenhamer - Nominated by Council Member Smith, Dist. 6 | | |

Council Input

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| 32. Input | Moore |
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Executive Session

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| 33. Adjourn into Executive Session in Accordance with the Purposes Permitted by the Open Meetings Act, Section 551.071, Texas Government Code, "Consultation with Attorney; Closed Meeting," and the Texas Disciplinary Rules of Professional Conduct, to Provide Legal Advice and Counsel with Respect to Litigation. 118th District Court: Fabian Butler v. City of Big Spring (No. 54252); City of Big Spring v. Jake Tiner Construction, LLC (No. 54929). | Moore |
| 34. Reconvene into Open Session and Take any Necessary Action on Executive Session Item | Moore |
| 35. 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, May 5, 2023 at 4:00 p.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.