



CITY COUNCIL REGULAR AGENDA

Tuesday, August 8, 2023

Notice is hereby given that the City Council of the City of Big Spring, Texas will meet in Regular Session on Tuesday, August 8, 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. PUBLIC HEARING - Consideration and Possible Action
Concerning Abatement of Public Nuisance, at 201
CHANNING, BIG SPRING, TEXAS 79720 - LEGAL
DESCRIPTION: S/27 W/90 OF LT 1 BK 1 ROSEMONT
27X90 060 0.056 ACRES ACQ 062813- OWNER: CURTIS
FLEWELLEN | 6-39 | Hagen |
| 6. PUBLIC HEARING - Consideration and Possible Action
Concerning Abatement of Public Nuisance, at 1807 W 3RD,
BIG SPRING, TEXAS 79720 - LEGAL DESCRIPTION: PART
NW/4 OF SC 32 BK 33 1N 604 ACQ 100307 BLK/TRACT 33
1N 0.466 ACRES - OWNER: VARGAS GALINDO | 40-81 | Hagen |
| 7. PUBLIC HEARING - Consideration and Possible Action
Concerning Abatement of Public Nuisance, at 500 NW 7TH,
BIG SPRING, TEXAS 79720 - LEGAL DESCRIPTION: LT 12
BK 19 BAUER 60X140 537 BLK/TRACT 19 0.193 ACRES -
OWNER: JOANN TORRES | 82-
115 | Hagen |
| 8. PUBLIC HEARING - Consideration and Possible Action
Concerning Abatement of Public Nuisance, at 106 ALGERITA
, BIG SPRING, TEXAS 79720 - LEGAL DESCRIPTION: LT 3
BK 7 LAKEVIEW 50X140 341 0.161 ACRES ACQ 03042020-
OWNER: PHILLIP DON LESLEY | 116-
152 | Hagen |
| 9. PUBLIC HEARING - Consideration and Possible Action
Concerning Abatement of Public Nuisance, at 1601
HARDING, BIG SPRING, TEXAS 79720 - LEGAL
DESCRIPTION: LT 1 BK 1 AVION 525X150 441 BLK/TRACT
1 0.179 ACRES - OWNER: VIRGINIA PEREZ AND ESTATE
OF ROBERTO D. PEREZ | 153-
184 | Hagen |

City Manager's Report

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| 10. City Manager's report on the following items: | Darden |
| <ul style="list-style-type: none">• Large Item Pickup, District 2 - August 16, 2023• Budget Work Sessions - August 14 - 18• Blowout at the Bunkers - August 19, 2023• Back to School Starting August 17, 2023 | |

Consent Items

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| 11. Approval of the City Council Minutes of the Regular Meeting of July 25, 2023. | 185-192 | Davis |
| 12. Acknowledge Receipt of the Big Spring Economic Development Board Minutes for the Regular Meeting of May 16, 2023. | 193-194 | Mark Willis |
| 13. 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 Sanitation Fund Budget for the Purpose of the Purchase of a Sanitation Truck; Providing for Severability; Providing for Publication; and Providing an Effective Date | 195-196 | S. Smith |

Vouchers

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| 14. Vouchers for 07/28/23 | \$ 356,862.92 | Ornelas |
| Drafts | \$ 669,337.90 | |
| 15. Vouchers for 08/03/23 | \$ 802,203.98 | Yanez |

Bids

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| 16. Consideration and Possible Action on Awarding a Bid for an Ice Machine for the Airpark Department and Authorizing the City Manager or His Designee to Execute any Necessary Documents | 197 | Medina |
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New Business

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| 17. Consideration and Possible Action to Accept a Donation from Crossroad Housing to the Bert Andries Park Splash Pad | | Lewis |
| 18. Discussion Regarding the Tax Rate for 2023-24 Fiscal Year | 198 | S. Smith |
| 19. First Reading of an Ordinance Amending the Big Spring City Code Chapter 48, "Traffic and Vehicles," Article V, "Vehicle Impoundment," Section 48-157 "Impoundment and Redemption Fees," to Increase Administrative Fees on a Driver or Owner of Any Vehicle or Property Impounded Prior to the Release of the Vehicle from \$150.00 to \$250.00; and Article VI, "Tow Trucks," Section 48-206 "License and Permit Fees," by Reducing the Annual License Fee of Towing Companies Performing Nonconsent Tows to \$15.00; | 199-200 | Williams |

Providing for Repeal of Conflicting Ordinances; Providing for a Severability Clause; Finding and Determining that the Meetings at Which the Ordinance was Discussed Were Open to the Public as Required by Law; Providing for Publication; and Establishing an Effective Date

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| 20. | 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 Airpark Fund Budget for the Purpose of Purchasing an Ice Machine; Providing for Severability; Providing for Publication; and Providing an Effective Date | 201-
202 | S. Smith |
| 21. | First Reading of a Resolution Amending Resolution 005-2023 and the Underlying Real Estate Purchase Agreement with 3-D Development, LLC to Replace the Right of Re-Entry with a Surety Bond; Providing for Repeal of Conflicting Resolutions; Finding and Determining that the Meetings at Which the Resolution Were Discussed Were Open to the Public as Required by Law; Providing a Savings and Severability Clause; and Establishing an Effective Date | 203-
204 | Medina |

Council Input

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| 22. | Input | Moore |
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Executive Session

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| 23. | 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. City of Big Spring v. Jake Tiner Construction, LLC (No. 54929). | Moore |
| 24. | Adjourn into Executive Session in Accordance with the Purposes Permitted by the Open Meetings Act: Section 551.071, Texas Government Code, to Receive Attorney Advice and Consultation; and Section 551.072 Texas Government Code, "Deliberation Regarding Real Property; Closed Meeting," to Deliberate the Purchase, Exchange, Lease, or Value of Real Property when Deliberation in an Open Meeting Would Have a Detrimental Effect on the Position of the Governmental Body in Negotiations with a Third Person: 406/408 Nolan Street, Big Spring, Texas, legal | Moore |

description, first parcel S/20' OF LT 2 & N/15' OF LT 3 BK 31
ORIGINAL TOWN 35X140 0536 ACQ 101409 0.112 ACRES.
Legal description: second parcel: S/35' OF LT 3 BK 31
ORIGINAL TOWN 35X140 0537 ACQ 05312022 0.112
ACRES, Howard County.

25. **Reconvene** into Open Session and Take any Necessary Action on Executive Session Items Moore
26. **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, August 4, 2023 at 4:30 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.