



CITY COUNCIL REGULAR AGENDA

Tuesday, August 22, 2023

Notice is hereby given that the City Council of the City of Big Spring, Texas will meet in Regular Session on Tuesday, August 22, 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 | 6-43 | 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 | 44-90 | Hagen |
| 7. 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 | 91-
131 | Hagen |
| 8. 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 | 132-
167 | Hagen |

City Manager's Report

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| 9. City Manager's report on the following items: | 168-
170 | Darden |
| <ul style="list-style-type: none">• Update on Large Item Pickup, District 2• City Holiday - September 4, Labor Day• Board Members Needed - See Attached List | | |

Consent Items

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| 10. Approval of the City Council Minutes of the Regular Meeting
of August 8, 2023. | 171-
178 | Davis |
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| 11. Acknowledge Receipt of the Big Spring Economic Development Corporation Board of Director's Minutes of the Regular Meeting of July 24, 2023 | 179-180 | Mark Willis |
| 12. Final 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; 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 | 181-182 | Williams |
| 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 Airpark Fund Budget for the Purpose of Purchasing an Ice Machine; Providing for Severability; Providing for Publication; and Providing an Effective Date | 183-184 | S. Smith |
| 14. Final 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 | 185-186 | Medina |

Vouchers

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| 15. Vouchers for 08/10/23 | \$ 901,787.35 | Yanez |
| Vouchers for 08/17/23 | \$ 839,566.34 | |
| Drafts | \$ 808,571.52 | |

New Business

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| 16. Consideration and Possible Action of Placing a Proposal on the September 12, 2023 City Council Agenda to Adopt the De Minimis Tax Rate of \$0.670429. | 187 | S. Smith |
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| 17. Call for Public Hearing on the Proposed 2023-24 Annual Budget to be Held on Tuesday, September 12, 2023 at 5:30 p.m. in the City Council Chambers Located at 307 East 4th Stree, Big Spring, TX | | S. Smith |
| 18. Call for Public Hearing on the Proposed Tax Rate to be Held on Tuesday, September 12, 2023 at 5:30 p.m. in the City Council Chambers Located at 307 East 4th Street, Big Spring, TX | | S. Smith |
| 19. First Reading of a Resolution Approving a Negotiated Settlement Between the Executive Committee of Cities Served by Atmos West Texas ("Cities") and Atmos Energy Corp., West Texas Division Regarding the Company's 2023 Rate Review Mechanism Filing; Declaring Existing Rates to be Unreasonable; Adopting Tariffs that Reflect Rate Adjustments Consistent with the Negotiated Settlement; Finding the Rates to be Set by the Attached Settlement Tariffs to be Just and Reasonable and in the Public Interest; Approving an Attachment Establishing a Benchmark for Pensions and Retiree Medical Benefits; Requiring the Company to Reimburse Cities' Reasonable Ratemaking Expenses; Determining that this Resolution was Passed in Accordance with the Requirements of the Texas Open Meetings Act; Adopting a Savings Clause; Declaring an Effective Date; and Requiring Delivery of this Resolution to the Company and the Cities' Legal Counsel | 188-
190 | Medina |
| 20. Consideration and Possible Action on Extending the Current Mutual of Omaha LTD Contract Aligning with Other Employee Benefits and Awarding a Renewal Date of January 1, 2024 for LTD Insurance to Mutual of Omaha and Authorizing the City Manager or His Designee to Execute any Necessary Documents | 191 | Medina |
| 21. Discussion and Possible Action Concerning the Howard County 911 Emergency Communications District to Cast One Vote or Two Votes to Remove One or Two Municipal Members from the Board of Managers, and to Cast One Vote or Two Votes to Appoint One or Two Municipal Members to the Board of Managers. | | Hagen |

Current Members: Phil Witten & Debra Wallace

Council Input

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| 22. Input | Moore |
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23. Adjourn

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 18, 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.