



CITY COUNCIL REGULAR MEETING

Tuesday, February 13, 2024

Notice is hereby given that the City Council of the City of Big Spring, Texas will meet in Regular Session on Tuesday, February 13, 2024, 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 - Regarding a Proposed 2024 Master Parks Plan | | Lewis |
| 6. PUBLIC HEARING - Regarding a Zone Change (Z23-01) From General Residential (GR) to Heavy Commercial (HC) Zoning for 3.450 Acres of Land in Section 32, Block 33, T-1-N, T&P RR. Co. Survey, Big Spring, Howard County, Texas. Generally Located on W. Business 20 East of Old State Highway 80. | 8-10 | Bowles |
| 7. PUBLIC HEARING - Consideration and Possible Action Concerning Abatement of Public Nuisance, at 1008 E 12TH, BIG SPRING, TEXAS 79720 – LEGAL DESCRIPTION: LT 5 BK 29 COLE & STRAYHORN 50X140 251 ACQ 032206 BLK/TRACT 29 0.161 ACRES – OWNER: TYRA LENDERMON | 11-48 | Hagen |
| 8. PUBLIC HEARING - Consideration and Possible Action Concerning Abatement of Public Nuisance, at 1400 STATE PARK, BIG SPRING, TEXAS 79720 – LEGAL DESCRIPTION: LTS 5-6 BK 2 MOUNTAIN VIEW 100X140 216 0.321 ACRES – OWNER: EARL D. KOLDEN | 49-91 | Hagen |

City Manager's Report

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| 9. City Manager's report on the following items: <ul style="list-style-type: none">• Large Item Pickup, District 2 - February 21• City Holiday - President's Day - February 19• Update - Atmos Lane Closure for Maintenance• Update - Road Maintenance - Birdwell Lane from 25th to FM700• Update - Opening of the Auditorium• Installation of the Cardboard Recycling Bailer | | Darden |
| 10. Presentation Regarding Staff Recommendations for Police/Fire Retention and Recruitment | | Darden |
| 11. Report on the Administrative Hearings Held on February 7th, 2024, Concerning Abatement of Premises Nuisance Violations. | 92-106 | Hagen |

Consent Items

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| 12. Approval of the City Council Minutes of the Regular Meeting of January 23, 2024. | 107-114 | Davis |
| 13. Final Reading of a Resolution Calling for a General Election to be Held on May 4, 2024 for the Purpose of Electing One Person to Serve as City Council Member for District Two; One Person to Serve as City Council Member for District Four; and One Person to Serve as City Council Member for District Six; Providing for the Conduct of the Election; Designating Several Polling Places Within the City; Authorizing the Mayor to Execute Notice and Have the Notice Posted for the Purpose of Notifying the Public of Said Election; and Providing for Severability | 115-116 | Davis |
| 14. Final Reading of a Resolution Authorizing Continued Participation with the Steering Committee of Cities Served by Oncor; and Authorizing the Payment of Ten Cents Per Capita to the Steering Committee to Fund Regulatory and Legal Proceedings and Activities Related to Oncor Electric Delivery Company, LLC; and Providing an Effective Date | 117-128 | Medina |
| 15. Final Reading of a Resolution Authorizing and Appointing the City Manager to Submit an Application to the Office of the Governor, Criminal Justice Division to Secure Funding for Rifle-Resistant Body Armor Through the Rifle-Resistant Body Armor Grant Program; and Providing an Effective Date | 129-130 | Williams |
| 16. Final Reading of an Ordinance Granting to Vero Fiber Networks, LLC, a Colorado Limited Liability Company, a Right-of-Way License to Own, Maintain, Operate, and Control in Accordance with Regulations Promulgated by the Federal Communications Commission and the Texas Public Utilities Commission, and this Ordinance, a Fiber-Based Telecommunications Network Serving Customers within the Municipal Boundaries of the City and to the Residents and Businesses Located therein Prescribing the Term of Such License and Rights; 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; and Establishing an Effective Date | 131-145 | Hagen |

Vouchers

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| 17. Vouchers for 01/25/24 | \$ 2,483,416.15 | Ornelas |
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	Drafts	\$	810,808.93	
18.	Vouchers for 02/01/24	\$	462,389.05	Yanez
	Vouchers for 02/09/24	\$	1,172,676.32	
	Drafts	\$	926,096.75	

Bids

19.	Consideration and Possible Action on Awarding a Bid for the Installation of Eight A/C Units at the Waste Water Treatment Plant and Authoring the City Manager or His Designee to Execute any Necessary Documents	146-151	Bowles
20.	Consideration and Possible Action on Awarding a Bid for the 2024 Crack Seal Project and Authorizing the City Manager or His Designee to Execute any Necessary Documents	152-154	Bowles
21.	Consideration and Possible Action on Awarding a Bid for a Gooseneck Tilt Trailer for the Airpark and Authorizing the City Manager or His Designee to Execute any Necessary Documents	155	Medina

New Business

22.	Report on the Big Spring Police Department 2023 Racial Profiling Analysis	Handout	Williams
23.	Acknowledge Receipt of the Investment Report for the Quarter Ending December 31, 2023	156-159	S. Smith
24.	Acknowledge Reciept of the Quarterly Financial Report	160-181	S. Smith
25.	First Reading of a Resolution of the City of Big Spring, Texas, Amending the Big Spring City Code to Amend Resolutions 005-2023 and 012-2023 and the Underlying Real Estate Purchase Agreement with 3-D Development as Amended to Provide for a Third Inspection Period; Providing for Repeal of Conflicting Resolutions; Finding and Determinig that the Meetings at Which the Resolution Were Discussed Were Open to the Public as Required by Law; Providing a Savings and Severability Clause; Establishing an Effective Date		Medina
26.	First Reading of a Resolution Authorizing and Appointing the City Manager to Submit an Application to the Edward Byrne Memorial Justice Grant Program to Secure Funding for a SWAT Transport Van; and Providing an Effective Date	182-184	Williams

27.	First Reading of a Resolution Accepting a Grant from the Texas Department of Transportation (TxDOT) for the Funding of Striping and Marking on the Runway and Taxiways at the McMahon-Wrinkle Airport and Industrial Park; and Providing an Effective Date	185-187	Feeley
28.	First Reading of an Ordinance Authorizing Z-23-01, Amending the Big Spring Zoning Ordinance by Rezoning Approximately 3.450 Acres of Land in Section 32, Block 33, T-1-S, T&P RR. Co. Survey, Big Spring, Howard County, Texas, From General Residential (GR) to Heavy Commercial (HC); Providing a Savings and Severability Clause; Providing for Repeal of Conflicting Ordinances; Providing for Publication; 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	188-190	Bowles
29.	First Reading of an Ordinance Amending Ordinance Number 049-2023 Which Adopted the Annual Budget for the City of Big Spring, Texas, for the Fiscal Year Beginning October 1, 2023 and Ending September 30, 2024 for the Purpose of Budgeting the Additional Matching Share of the Texas Department of Transportation Grant for Striping and Marking the Airport Runway and Taxiways; Providing for Severability; Providing for Publication; and Providing an Effective Date	191-192	S. Smith
30.	First Reading of an Ordinance Amending Ordinance Number 049-2023 Which Adopted the Annual Budget for the City of Big Spring, Texas, for the Fiscal Year Beginning October 1, 2023 and Ending September 30, 2024 by Transferring Capital Funds into Expense Accounts for the Purpose of Leasing Vehicles through the Enterprise Lease Program for Various Departments; Providing for Severability; Providing for Publication; and Providing an Effective Date	193-206	S. Smith
31.	First Reading of an Ordinance Amending Ordinance Number 049-2023 Which Adopted the Annual Budget for the City of Big Spring, Texas, for the Fiscal Year Beginning October 1, 2023 and Ending September 30, 2024 by Increasing the Utility Fund Budget to Provide for the City's Matching Share of the CDBG Grant CDV21-1065; Providing for Severability; Providing for Publication; and Providing an Effective Date	207-209	S. Smith
32.	First Reading of an Ordinance Amending Ordinance Number 049-2023 Which Adopted the Annual Budget for the City of Big Spring, Texas, for the Fiscal Year Beginning October 1, 2023 and Ending September 30, 2024 by Increasing the	210-212	Median

Landfill Budget for the Purpose of Purchasing a Bulldozer;
 Providing for Severability; Providing for Publication; and
 Providing an Effective Date

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| 33. First Reading of an Ordinance Amending Ordinance Number 049-2023 Which Adopted the Annual Budget for the City of Big Spring, Texas, for the Fiscal Year Beginning October 1, 2023 and Ending September 30, 2024 by Increasing the General Fund Budget for the Purpose of Conducting a Compensation Market Study; Providing for Severability; Providing for Publication; and Providing an Effective Date | 213-215 | Medina |
| 34. Consideration and Possible Action to Authorize the City Manager to Negotiate and Execute an Agreement to conduct a Compensation Market Study with Evergreen Solutions, LLC. | 216 | Medina |
| 35. Consideration and Possible Action to Authorize the City Manager to Negotiate and Execute a Lease for a Term of Up to 50 Years with Vero Fiber Networks, LLC for the Parcel Commonly Known as 405 Nolan Street, Big Spring, Texas, in the Records of Howard County as: N 3/4' OF LT 8 ALL LT 9 BK 32 ORIGINAL TOWN 87.5X140 PARKING LOT FOR BIG SPRING POLICE DEPT 0533 BLK/TRACT 32 0.283 ACRES | | Darden |
| 36. Discussion and Possible Acceptance of 2024 Parks Master Plan | 217-249 | Lewis |
| 37. Discussion and Possible Action Regarding Russ McEwen Family Aquatic Center Grant Funded Capital Projects. | 250 | Lewis |
| 38. Discussion and Possible Action to Direct Staff to Draft an Ordinance to Amend the Budget to Add One Full Time Equivalent (FTE) at the Sports Complex | | Ornelas |

Council Input

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| 39. Input | | Moore |
| 40. 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, February 9, 2024 at 5:15 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.