



CITY COUNCIL REGULAR AGENDA

Tuesday, September 10, 2024

Notice is hereby given that the City Council of the City of Big Spring, Texas will meet in Regular Session on Tuesday, September 10, 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. Open Public Hearings | | Moore |
| 6. PUBLIC HEARING - Annual Budget for Fiscal Year 2024-2025 | | Smith |
| 7. PUBLIC HEARING - Proposed Tax Rate for Year 2024 | 8 | Smith |
| 8. PUBLIC HEARING - Regarding a Zone Change Z24-02: General Residential (GR) to Heavy Commercial (HC) for Property 297365, 2201 Old Bankhead Hwy (Old State Highway 80), Which is 2 Acres in SC 32 BK 33 1N 620, City of Big Spring, Howard County Texas | 9-12 | Bowles |
| 9. PUBLIC HEARING - Consideration and Possible Action Concerning Abatement of Public Nuisance, at 910 E 15TH, BIG SPRING, TEXAS 79720 – LEGAL DESCRIPTION: LOT 6, BLOCK 37, COLE & STRAYHORN SUBDIVISION, BIG SPRING, HOWARD COUNTY, TEXAS – OWNER: B&C STARR, LLC | 13-52 | Hagen |
| 10. PUBLIC HEARING - Consideration and Possible Action Concerning Abatement of Public Nuisance, at 501 DONLEY, BIG SPRING, TEXAS 79720 – LEGAL DESCRIPTION: LOT 12, BLOCK 16, BOYDSTUN SUBDIVISION, BIG SPRING, HOWARD COUNTY, TEXAS – OWNER: MANUEL ARRIAGA | 53-91 | Hagen |
| 11. PUBLIC HEARING - Consideration and Possible Action Concerning Abatement of Public Nuisance, at 910 N RUNNELS, BIG SPRING, TEXAS 79720 – LEGAL DESCRIPTION: SE/4 OF SECTION 42, BLOCK 32, TOWNSHIP 1 NORTH, TRACT 21, WILLIAM B CURRIE SUBDIVISION, BIG SPRING, HOWARD COUNTY, TEXAS – OWNER: THE ESTATE OF TERRENCE YOUNG | 92-152 | Hagen |
| 12. PUBLIC HEARING - Consideration and Possible Action Concerning Abatement of Public Nuisance, at 4110 MUIR, BIG SPRING, TEXAS 79720 – LEGAL DESCRIPTION: LOT 6, BLOCK 1, MUIR HEIGHTS SUBDIVISION, BIG SPRING, HOWARD COUNTY, TEXAS – OWNER: MARTIN P. CARRILLO | 153-187 | Hagen |

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| 13. PUBLIC HEARING - Consideration and Possible Action Concerning Abatement of Public Nuisance, at 707 WYOMING, BIG SPRING, TEXAS 79720 – LEGAL DESCRIPTION: LOT 10, BLOCK 3, BANKS SUBDIVISION, BIG SPRING, HOWARD COUNTY, TEXAS – OWNER: THE ESTATE OF WILL JOHNSON | 188-231 | Hagen |
| 14. Close Public Hearings | | Moore |

City Manager's Report

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| 15. City Manager's report on the following items: | | Darden |
| <ul style="list-style-type: none"> • Update - Large Item Pickup, District 3 - Sept. 18th • City Wishes to Express our Sincere Condolences to the Family of Battalion Chief Greg McAlister | | |

Consent Items

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| 16. Approval of the City Council Minutes of the Regular Meeting of August 27, 2024. | 232-238 | Davis |
| 17. Final 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 2024 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 Tarifs 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 | 239-250 | Medina |

Vouchers

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| 18. Vouchers for 08/29/24 | \$ 336,692.60 | Yanez |
| 19. Vouchers for 09/05/24 | \$ 440,237.41 | Hughes |

Bids

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| 20. Consideration and Possible Action on Awarding a Bid for the Asbestos Abatement and Demolition of the Control Tower located at McMahon-Wrinkle Airport and Authorizing the City Manager or His Designee to Execute any Necessary Documents | 251-254 | Feeley |
| 21. Consideration and Possible Action on Awarding a Bid for the Construction of ADA Compliant Sidewalks for the New Playground at Comanche Trail Park and Authorizing the City Manager or His Designee to Execute any Necessary Documents | 255 | Medina |
| 22. Consideration and Possible Action on Awarding Annual Bids and Authorizing the City Manager or His Designee to Execute any Necessary Documents as Follows: | | Medina |
| a. Aluminum Sulfate | 256 | Medina |
| b. Anhydrous Ammonia | 257 | Medina |
| c. Liquid Chlorine | 258 | Medina |
| d. Polymer | 259 | Medina |
| e. Sodium Hydroxide | 260 | Medina |
| f. Sulfur Dioxide | 261 | Medina |
| g. Valves & Fittings | 262 | Medina |
| h. Sodium Permanganate | 263 | Medina |

New Business

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| 23. Consideration and Possible Action Regarding the Big Spring Economic Development Corporation's Annual Budget for 2024-2025 | 264-267 | Mark Willis |
| 24. First Reading of an Ordinance Approving and Adopting an Annual Budget for the City of Big Spring, Texas for the Fiscal Year Beginning October 1, 2024 and Ending September 30, 2025; Providing for Severability; and Providing an Effective Date | 268-271 | Smth |
| 25. First Reading of an Ordinance Fixing and Levying Municipal Ad Valorem Taxes for Said City for the Year 2024 ; Directing the Assessment and Collection Thereof; Providing for | 272-275 | Smith |

Severability; and Establishing an Effective Date

"I Move that the Property Tax Rate be Increased by the Adoption of a Tax Rate of \$0.671465 per \$100 Taxable Assessed Valuation, Which is Effectively a 5.57% Increase in the Tax Rate."

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| 26. | First Reading of an Ordinance Ratifying the Property Tax Increase Reflected in the Fiscal Year 2024-2025 Budget that Will Require Raising More Revenue from Property Taxes than in the Prior Fiscal Year 2023-2024 Budget | 276-
277 | Smith |
| 27. | First Reading of an Ordinance Authorizing Z24-02 and Amending the Big Spring Zoning Ordinance by Rezoning Approximately 2 Acres Out of 2201 Old Bankhead Highway, Section 32, Block 33, City of Big Spring, Howard County, Texas from General Residential to Heavy Commercial; Providing for Repeal of Conflicting Legislation; Providing for Severability; Finding and Determining that the Meetings at Which the Ordinance was Discussed Were Open to the Public as Required by Law; and Providing an Effective Date | 278-
279 | Bowles |
| 28. | Boards and Committees
Consideration and Possible Action on the Below Listed Boards & Committees Regarding Expired Terms as of 9/30/24 & Vacancies: | 280-
282 | Moore |
| a. | <u>McMahon/Wrinkle Aviation Advisory Board</u>
Dist. 2 - Adriel Saldivar, Current Member
Dist. 3 - No Current Member
Dist. 4 - Shane Schaffner, Current Member
Dist. 6 - Steven Boatenhamer, Current Member | | |
| b. | <u>Board of Adjustments & Appeals</u>
Dist. 1 - No Current Member
Dist. 2 - Rosie Franco - Current Member
Dist. 3 - No Current Member
Dist. 4 - No Current Member
Dist. 5 - No Current Member
Dist. 6 - No Current Member | | |
| c. | <u>Planning & Zoning Commission</u>
Dist. 2 - TJ Stewart, Current Member
Dist. 4 - No Current Member
Dist. 6 - No Current Member | | |

- d. Zoning Board of Adjustments
 Dist. 2 - Julie Ramirez, Current Member
 Dist. 4 - No Current Member
 Dist. 6 - Mark Sheedy, Current Member
- e. Zoning Board of Adjustments - Alternates
 Dist. 2 - Jose Olivias, Current Member
 Dist. 3 - No Current Member
 Dist. 4 - Jan Hansen, Current Member
 Dist. 5 - No Current Member
 Dist. 6 - April Gutierrez, Current Member
 Mayor - No Current Member
- f. Animal Rescue & Adoption Committee
 Dist. 2 - Julia Hartman, Current Member
 Dist. 3 - No Current Member
 Dist. 4 - Jeff Lane, Current Member
 Dist. 6 - No Current Member
- g. Big Spring Economic Development Corporation
 Dist. 2 - Anna Scott, Current Member
 Dist. 3 - No Current Member
 Dist. 6 - Kevin Armstrong, Current Member

Council Input

29. Input Moore

Executive Session

- 30. ADJOURN into Executive Session in Matters Covered by Section 551.074, Texas Government Code, "Personnel Matters; Closed Meeting" to Deliberate the Appointment, Employment, Evaluation, Reassignment, Duties, Discipline or Dismissal of the following:
 City Attorney
 City Manager
 Municipal Judge Moore
- 31. 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 Potential Litigation. Moore
- 32. Reconvene into Open Session and Take Any Necessary Moore

Action Regarding the Executive Sessions.

33. 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, September 6, 2024 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.