

CITY COUNCIL AGENDA

**City of Big Spring
Special Session
Monday, February 25, 2013**

Notice is hereby given that the City Council of the City of Big Spring, Texas will meet in Special Session on Monday, February 25, 2013, at 5:30 p.m. in the City Council Chambers located at 307 East 4th Street, Big Spring, Texas.

The City Council may discuss and/or take action on each of the following items before it and may go into Executive Session on any item listed on the agenda in accordance with Chapter 551 of the Texas Government Code.

Presentations & Public Hearings

1. Invocation & Pledge of Allegiance to the United States Flag and to the Texas State Flag Duncan

Disposition of Minutes

2. Minutes of the Regular Meeting of February 12, 2013 5-9 Davis

Consent Items

3. Final Reading of an Ordinance Calling for a General Election to be Held on May 11, 2013, for the Purpose of Electing One Person to Serve as Mayor of the City of Big Spring Who Shall be Elected by Majority Vote of the Qualified Voters of the City of Big Spring; and Electing One Person to Serve as City District Five Council Member Who Shall be Elected by Majority Vote of the Qualified Voters of District Five; Designating One Central Polling Place within the City; Authorizing the Mayor to Execute Notice and Have the Notice Posted for the Purpose of Notifying the Public of Said Election; Providing a Severability Clause 10-11 Walker
4. Final Reading of an Ordinance Amending Ordinance Number 025-2012 Which Ordinance Adopted the Annual Budget for the City of Big Spring for the Fiscal Year Beginning October 1, 2012 and Ending September 30, 2013; Providing for Increasing the General Fund Budget for the Purpose of Purchasing a Fire Truck for the Big Spring Fire Department; Providing for Repeal of Ordinances in Conflict Herewith; Providing for Publication; Providing an Effective Date 12-13 Walker

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| 5. | Final Reading of an Ordinance Authorizing and Directing the City Manager to Designate the Placement of Stop Signs on Settles Street Which in Conjunction with the Existing Stop Signs Regulating Stadium Street will Create a 4-Way Stop Controlled Intersection; Providing for Severability; Providing for a Penalty in Accordance with State Law; Providing for Publication and Providing an Effective Date | 14 | Darden |
| 6. | Final Reading of a Resolution Endorsing Certain Legislative Action in the Regular Session of the 83 rd Texas Legislature to Enhance the Competitive Electric Market and System Reliability and to Protect the Traditional Role of Cities in the Regulatory Process | 15-19 | Walker |
| 7. | Final Reading of an Ordinance Amending Chapter Twenty of the Code of Ordinances Entitled "Building Codes and Board of Adjustments and Appeals" by Amending Article 2 Entitled "Board of Adjustments and Appeals" Sections 20-16 and 20-17 in Order to Include One Alternate Member to the Board of Adjustments and Appeals that Has Experience and Training to Pass On Fire Related Matters and to Add a City Fire Official as an Ex-Officio Member to the Board; Providing For Severability and Providing an Effective Date | 20-21 | Sjogren |
| 8. | Acceptance of Convention and Visitors Bureau Committee Minutes for Meeting of January 9, 2013 | 22-24 | Walker |
| 9. | Acceptance of Adjustments and Appeals Board Minutes for Meeting of April 21, 2012 | 25-27 | Walker |
| 10. | Acceptance of Howard County Appraisal District Board Minutes for Meeting of January 9, 2013 | 28 | Walker |

Bids

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| 11. | Approval of "Request for Proposal" for the City of Big Spring's Electric Provider Contract and Authorizing the Mayor to Negotiate Final Contract Pricing and Execute Any Necessary Documents | Walker |
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Routine Business

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|-----|-----------------------|---------------|-----------|
| 12. | Vouchers for 02/14/13 | \$ 558,927.03 | Fernandez |
| | Vouchers for 02/21/13 | \$ 736,231.50 | |

New Business

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|-----|--|-------|---------------|
| 13. | Presentation and Acceptance of Big Spring Economic Development Corporation's Annual Audit for Year Ended September 30, 2012 | | Dale Newberry |
| 14. | Emergency Reading of a Resolution Adopting Rules to Ensure the Identification, Security and Confidentiality of Electronic Bids or Proposals and Authorizing the City Manager or His Designee to Take Such Steps as are Necessary to Implement Such Rules; and Declaring an Emergency | 29 | Medina |
| 15. | First Reading of an Ordinance Amending Chapter Twenty of the Code of Ordinances Entitled "Building Codes and Board of Adjustments and Appeals," by Amending Sections 20-1 Through 20-8 in Order to Adopt the 2012 Editions of the International Code Council, Inc. Building Codes, and the 2011 Edition of the National Electrical Code Along with Certain Deletions and Amendments Thereto; Providing for a Penalty of up to Five Hundred Dollars or Two Thousand Dollars for Violations of a Fire Safety, Zoning, Public Health or Sanitation Provision; Providing for Severability; Providing for Publication and an Effective Date | 30-40 | Sjogren |
| 16. | Discussion and Consideration of Amending the Interlocal Agreement with Howard County for Construction and Operation of the Law Enforcement Center in Order to Reimburse the County for One Half of Additional Cost Incurred in Construction of the Center; and Authorizing the Mayor or His Designee to Execute Any Necessary Documents | 41-42 | Sjogren |
| 17. | Discussion and Consideration of a Replat for the Property Referenced as "McLellan Subdivision," which is Described as a 1.14 Acre Tract Out of a 1.72 Acre Tract Out of the SW/4 of Section 6, Block 32, T-1-S, T&P RR Co. Survey, Howard County | 43-44 | Darden |
| 18. | Discussion and Consideration of a Replat for the Property Referenced as "Don's Tire and Truck Service Subdivision," which is Described as a 9.77 Acre Tract Out of the N/2 of Section 42, Block 32, T-1-N, T&P RR Co. Survey, Howard County | 45-46 | Darden |
| 19. | Approval of Investment Report for the Quarter Ending December 31, 2012 | 47-49 | Walker |
| 20. | Acceptance of Big Spring Economic Development Corporation Board of Directors Minutes for Regular Meeting of January 15, 2013 | 50-52 | Walker |

City Manager's Report

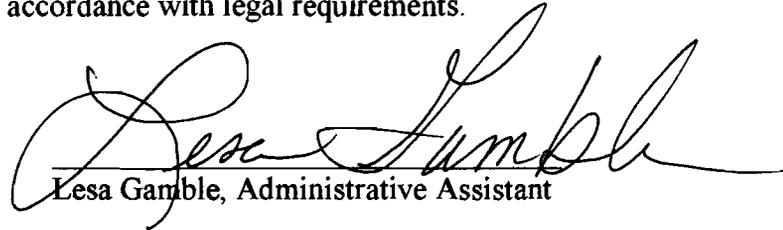
Council Input

22. Input

Duncan

23. Adjourn

I hereby certify that this agenda was posted on the official bulletin boards at the Big Spring City Hall Building, 310 Nolan Street, Big Spring, Texas on Friday, February 22, 2013 at 5:00 p.m. 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.



Lesa Gamble, Administrative Assistant

THE MEETING FACILITY IS ACCESSIBLE TO DISABLED PERSONS. ANY DISABLED PERSON NEEDING SPECIAL ACCOMMODATIONS OR HEARING-IMPAIRED PERSONS WISHING TO HAVE AN INTERPRETER SHOULD CONTACT LESA GAMBLE AT 264-2401. REQUESTS FOR AN INTERPRETER SHOULD BE MADE AT LEAST 48 HOURS IN ADVANCE OF THE MEETING TIME.

Agenda Removal Notice - This public notice was removed from the official posting board at the Big Spring City Hall Building, 310 Nolan Street, Big Spring, Texas on

February _____, 2013 at _____ a.m./p.m. By: _____
City Secretary's Office

STATE OF TEXAS :
COUNTY OF HOWARD :
CITY OF BIG SPRING :

The City Council of the City of Big Spring, Texas, met in a regular meeting in the City Council Chambers located at 307 E. 4th, Big Spring, Texas, at 5:30 p.m., February 12, 2013, with the following members present:

TOMMY DUNCAN	Mayor
CRAIG OLSON	Mayor Pro Tem
MARCUS FERNANDEZ	Councilmember
CARMEN HARBOUR	Councilmember
GLEN CARRIGAN	Councilmember
BOBBY MCDONALD	Councilmember
MARVIN BOYD	Councilmember

Same and constituting a quorum; and

GARY FUQUA	City Manager
TODD DARDEN	Assistant City Manager
LINDA SJOGREN	City Attorney
PEGGY WALKER	Finance Director/City Secretary
JOHN MEDINA	Human Resources Director
LONNIE SMITH	Police Chief
CRAIG FERGUSON	Fire Chief
TIM GREEN	Municipal Court Judge

PRESENTATIONS & PUBLIC HEARINGS

INVOCATION & PLEDGE OF ALLEGIANCE

Music Director Lon Sinton, East Fourth Baptist Church, gave the invocation and Mayor Duncan led the Pledge of Allegiance to the American and State Flags.

PRESENTATION OF “STAR EMPLOYEE” AWARD

Mayor Duncan and Craig Ferguson, Fire Chief, presented a “Star Employee” award to Lieutenant Greg McAlister with the Big Spring Fire Department.

DISPOSITION OF MINUTES

MINUTES OF THE REGULAR MEETING OF JANUARY 22, 2013

Motion was made by Marcus Fernandez, seconded by Mayor Pro Tem Olson, with all members of the Council voting “aye” approving minutes of the regular meeting of January 22, 2013.

CONSENT ITEMS

FINAL READING OF AN ORDINANCE AMENDING CHAPTER NINE OF THE CODE OF ORDINANCES ENTITLED "FIRE PREVENTION" BY AMENDING SECTION 9-1 IN ORDER TO ADOPT THE 2012 EDITION OF THE INTERNATIONAL CODE COUNCIL, INC. FIRE CODE ALONG WITH CERTAIN AMENDMENTS THERETO; PROVIDING FOR SEVERABILITY; PROVIDING FOR A PENALTY; PROVIDING AN EFFECTIVE DATE AND PROVIDING FOR PUBLICATION

ACCEPTANCE OF MCMAHON-WRINKLE AIRPARK DEVELOPMENT BOARD MINUTES FOR MEETING OF NOVEMBER 15, 2012

Motion was made by Councilmember Carrigan, seconded by Councilmember Boyd, with all members of the Council voting "aye" approving the second and final reading of the above listed ordinance and minutes.

ROUTINE BUSINESS

Councilmember Boyd reviewed the vouchers. Motion was made by Councilmember Boyd, seconded by Councilmember Fernandez, with all members of the Council voting "aye" approving vouchers in the amount of \$781,173.53 (01/24/13), \$241,455.59 (01/31/13) and \$1,359,070.08 (02/07/13).

BIDS

AWARD BID FOR A PUMPER FIRE TRUCK AND AUTHORIZING THE CITY MANAGER OR HIS DESIGNEE TO EXECUTE ANY NECESSARY DOCUMENTS

Motion was made by Mayor Pro Tem Olson, seconded by Councilmember Fernandez, with all members of the Council voting "aye" awarding bid to Hall Buick Pontiac GMC in the amount of \$255,330.00 for a pumper fire truck and authorizing the City Manager or his designee to execute any necessary documents.

NEW BUSINESS

FIRST READING OF AN ORDINANCE CALLING FOR A GENERAL ELECTION TO BE HELD ON MAY 11, 2013, FOR THE PURPOSE OF ELECTING ONE PERSON TO SERVE AS MAYOR OF THE CITY OF BIG SPRING WHO SHALL BE ELECTED BY MAJORITY VOTE OF THE QUALIFIED VOTERS OF THE CITY OF BIG SPRING; AND ELECTING ONE PERSON TO SERVE AS CITY DISTRICT FIVE COUNCIL MEMBER WHO SHALL BE ELECTED BY MAJORITY VOTE OF THE QUALIFIED VOTERS OF DISTRICT FIVE; DESIGNATING ONE CENTRAL POLLING PLACE WITHIN THE CITY; AUTHORIZING THE MAYOR TO EXECUTE NOTICE AND HAVE THE NOTICE POSTED FOR THE PURPOSE OF NOTIFYING THE PUBLIC OF SAID ELECTION; PROVIDING A SEVERABILITY CLAUSE

Motion was made by Councilmember Boyd, seconded by Councilmember Carrigan, with all members of the Council voting “aye” approving first reading of an ordinance calling for a General Election to be held on May 11, 2013, for the purpose of electing one person to serve as Mayor of the City of Big Spring who shall be elected by majority vote of the qualified voters of the City of Big Spring; and electing one person to serve as City District Five Council Member who shall be elected by majority vote of the qualified voters of District Five; designating one central polling place within the City; authorizing the Mayor to execute notice and have the notice posted for the purpose of notifying the public of said election; providing a severability clause.

FIRST READING OF AN ORDINANCE AMENDING ORDINANCE NUMBER 025-2012 WHICH ORDINANCE ADOPTED THE ANNUAL BUDGET FOR THE CITY OF BIG SPRING FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2012 AND ENDING SEPTEMBER 30, 2013; PROVIDING FOR INCREASING THE GENERAL FUND BUDGET FOR THE PURPOSE OF PURCHASING A FIRE TRUCK FOR THE BIG SPRING FIRE DEPARTMENT; PROVIDING FOR REPEAL OF ORDINANCES IN CONFLICT HEREWITH; PROVIDING FOR PUBLICATION; PROVIDING AN EFFECTIVE DATE

Motion was made by Councilmember Fernandez, seconded by Councilmember Carrigan, with all members of the Council voting “aye” approving first reading of an ordinance amending Ordinance Number 025-2012 which ordinance adopted the annual budget for the City of Big Spring for the fiscal year beginning October 1, 2012 and ending September 30, 2013; providing for increasing the General Fund budget for the purpose of purchasing a fire truck for the Big Spring Fire Department; providing for repeal of ordinances in conflict herewith; providing for publication; providing an effective date.

FIRST READING OF AN ORDINANCE AUTHORIZING AND DIRECTING THE CITY MANAGER TO DESIGNATE THE PLACEMENT OF STOP SIGNS ON SETTLES STREET WHICH IN CONJUNCTION WITH THE EXISTING STOP SIGNS REGULATING STADIUM STREET WILL CREATE A 4-WAY STOP CONTROLLED INTERSECTION; PROVIDING FOR SEVERABILITY; PROVIDING FOR A PENALTY IN ACCORDANCE WITH STATE LAW; PROVIDING FOR PUBLICATION AND PROVIDING AN EFFECTIVE DATE

Motion was made by Councilmember Boyd, seconded by Councilmember Fernandez, with all members of the Council voting “aye” approving first reading of an ordinance authorizing and directing the City Manager to designate the placement of stop signs on Settles Street which in conjunction with the existing stop signs regulating Stadium Street will create a 4-way stop controlled intersection; providing for severability; providing for a penalty in accordance with state law; providing for publication and providing an effective date.

FIRST READING OF A RESOLUTION ENDORSING CERTAIN LEGISLATIVE ACTION IN THE REGULAR SESSION OF THE 83RD TEXAS LEGISLATURE TO ENHANCE THE COMPETITIVE ELECTRIC MARKET AND SYSTEM RELIABILITY AND TO PROTECT THE TRADITIONAL ROLE OF CITIES IN THE REGULATORY PROCESS

Motion was made by Councilmember Harbour, seconded by Councilmember McDonald, with all members of the Council voting “aye” approving first reading of a resolution endorsing certain legislative action in the regular session of the 83rd Texas Legislature to enhance the competitive electric market and system reliability and to protect the traditional role of cities in the regulatory process.

FIRST READING OF AN ORDINANCE AMENDING CHAPTER TWENTY OF THE CODE OF ORDINANCES ENTITLED “BUILDING CODES AND BOARD OF ADJUSTMENTS AND APPEALS” BY AMENDING ARTICLE 2 ENTITLED “BOARD OF ADJUSTMENTS AND APPEALS” SECTIONS 20-16 AND 20-17 IN ORDER TO INCLUDE ONE ALTERNATE MEMBER TO THE BOARD OF ADJUSTMENTS AND APPEALS THAT HAS EXPERIENCE AND TRAINING TO PASS ON FIRE RELATED MATTERS AND TO ADD A CITY FIRE OFFICIAL AS AN EX-OFFICIO MEMBER OF THE BOARD; PROVIDING FOR SEVERABILITY AND PROVIDING AN EFFECTIVE DATE

Motion was made by Councilmember Carrigan, seconded by Councilmember Boyd, with all members of the Council voting “aye” approving first reading of an ordinance amending Chapter Twenty of the Code of Ordinances entitled “Building Codes and Board of Adjustments and Appeals” by amending Article 2 entitled “Board of Adjustments and Appeals” Sections 20-16 and 20-17 in order to include one alternate member to the Board of Adjustments and Appeals that has experience and training to pass on fire related matters and to add a City Fire Official as an Ex-Officio member to the board; providing for severability and providing an effective date.

CONSIDERATION AND APPROVAL OF APPLYING FOR A GRANT FROM THE TEXAS DEPARTMENT OF AGRICULTURE THROUGH THE TEXAS CAPITAL FUND FOR INFRASTRUCTURE DEVELOPMENT IN COOPERATION WITH THE SOUTH PLAINS ASSOCIATION OF GOVERNMENTS (SPAG) AND AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE ANY NECESSARY DOCUMENTS

Motion was made by Mayor Pro Tem Olson, seconded by Councilmember Carrigan, with all members of the Council voting “aye” approving to apply for a grant from the Texas Department of Agriculture through the Texas Capital Fund for Infrastructure Development in Cooperation with the South Plains Association of Governments (SPAG) and authorizing the Mayor or his designee to execute any necessary documents.

APPOINTMENT TO MCMAHON/WRINKLE AIRPARK DEVELOPMENT BOARD

Motion was made by Councilmember McDonald, seconded by Councilmember Boyd, with all members of the Council voting “aye” appointing Phillip Welch to the McMahan/Wrinkle Airpark Development Board.

CITY MANAGER’S REPORT

Gary Fuqua, City Manager, asked the Council if the February 26th Council meeting could be moved to February 25th due to out of town meetings. Council agreed.

Craig Ferguson, Fire Chief, announced that Jake Sparks and Abel Solis have been promoted to Lieutenants.

Lonnie Smith, Police Chief, announced that Chad Williams has been promoted to Administrative Lieutenant, Brian Gordon as Support Services Sergeant, and John Haynes as Patrol Sergeant.

COUNCIL INPUT

Mayor Duncan announced that the City of Big Spring has some great opportunities to improve our infrastructure with some of the oil business and new companies coming to our area.

EXECUTIVE SESSION

ADJOURN INTO EXECUTIVE SESSION UNDER TEXAS GOVERNMENT CODE SECTION 551.074 TO DELIBERATE THE APPOINTMENT, EMPLOYMENT, EVALUATION AND DUTIES OF THE CITY MANAGER AT 6:15 P.M.

RECONVENE IN OPEN SESSION AND TAKE ANY NECESSARY ACTION AT 7:25 P.M.

Motion was made by Councilmember Fernandez, seconded by Mayor Pro Tem Olson, with all members of the Council voting “aye” approving to negotiate an employment agreement and appoint Assistant City Manager, Todd Darden, as Interim City Manager in order to facilitate a smooth transition of administrative personnel following Gary Fuqua’s retirement announcement, and approve the Mayor to appoint a committee to review and accept applications as City Manager.

ADJOURN

Motion was made by Councilmember Fernandez, seconded by Councilmember Harbour, with all members of the Council voting “aye” to adjourn at 7:30 p.m.

CITY OF BIG SPRING, TEXAS

Tommy Duncan, Mayor

ATTEST:

Tami L. Davis, Assistant City Secretary

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BIG SPRING, TEXAS, CALLING FOR A GENERAL ELECTION TO BE HELD ON MAY 11, 2013, FOR THE PURPOSE OF ELECTING ONE PERSON TO SERVE AS MAYOR OF THE CITY OF BIG SPRING WHO SHALL BE ELECTED BY MAJORITY VOTE OF THE QUALIFIED VOTERS OF THE CITY OF BIG SPRING; AND ELECTING ONE PERSON TO SERVE AS CITY DISTRICT FIVE COUNCIL MEMBER WHO SHALL BE ELECTED BY MAJORITY VOTE OF THE QUALIFIED VOTERS OF DISTRICT FIVE; DESIGNATING ONE CENTRAL POLLING PLACE WITHIN THE CITY; AUTHORIZING THE MAYOR TO EXECUTE NOTICE AND HAVE THE NOTICE POSTED FOR THE PURPOSE OF NOTIFYING THE PUBLIC OF SAID ELECTION; PROVIDING A SEVERABILITY CLAUSE.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BIG SPRING, TEXAS;

SECTION 1. That an election shall be held on the 11th day of May, 2013, for the purpose of electing one person of the City of Big Spring, Texas, to serve as Mayor of the City of Big Spring who shall be a resident of the City and shall be elected by majority vote of the qualified voters of City of Big Spring to serve a three year term; and electing one person of the City of Big Spring, Texas, to serve as City District Five Council Member who shall be a resident of the City and shall be elected by a majority vote of the qualified voters of District Five to serve a three year term.

SECTION II. Mayor Tommy Duncan is hereby authorized to execute and have posted notice of said election in accordance with the law.

SECTION III. The polling place on election day for a resident voter of the Mayor and City District Five will be the Foyer of the Dorothy Garrett Coliseum, located at the corner of Birdwell Lane and Kentucky Way.

SECTION IV. Said election shall be held in accordance with the constitution and laws of the State of Texas and the Charter of the City of Big Spring, Texas, and the manner of holding said election shall be governed by the laws of the State regulating general elections and this Ordinance.

SECTION V. Voting by personal appearance during early voting and on election day shall be by DRE (Direct Recording Electronic) System and by official paper ballot for early voting by mail and for provisional ballots. Each candidate shall make application in writing to the City Secretary for the candidate's name to appear on the official ballot no later than 5:00 p.m. of the sixty-first (61st) day but no earlier than the ninety-first (91st) day prior to date of the election, as required by sections 1.006, 143.007 and 144.005 Texas Election Code and Art. V, Sec. 7 City Charter. The application shall clearly designate the residence address of the candidate. Each candidate must reside in

the city limits of the City of Big Spring. A candidate for each office may reside anywhere within the city limits of the City of Big Spring. All candidates for the office of City Council shall have been a resident citizen of the City of Big Spring for a period of one (1) year immediately preceding the date of the election.

SECTION VI. Early voting by personal appearance will be conducted at Howard County Courthouse located at 300 S. Main. Early voting will be held on weekdays beginning April 29, 2013 and ending May 7, 2013. The early voting polling place shall be open to the public from 7:00 a.m. to 7:00 p.m. on Tuesday, April 30, 2013 and Thursday, May 2, 2013 and from 8:00 a.m. to 5:00 p.m. on all other days.

SECTION VII. Only qualified electors under the general laws of the state who reside in the City of Big Spring city limits shall be qualified to vote for the office of Mayor of the City of Big Spring; and only qualified electors under the general laws of the state who reside in City District Five shall be qualified to vote for the office of District Five City Council Member.

SECTION VIII. It is hereby declared to be the intention of the City Council that the sections, paragraphs, sentences, clauses and phrases of this ordinance are severable and if any phrase, clause, sentence, paragraph or section be declared unconstitutional or invalid by the valid judgment or decree of any court of competent jurisdiction, said unconstitutionality or invalidity shall not affect any of the remaining phrases, clauses, sentences, paragraphs, and sections of this ordinance.

PASSED AND APPROVED on first reading at a regular meeting of the City Council on the 12th day of February, 2013, with all members present voting “aye” for passage of same.

PASSED AND APPROVED on second and final reading at a special meeting of the City Council on the 26th day of February, 2013, with all members present voting “aye” for passage of same.

Tommy Duncan, Mayor

ATTEST:

Tami L. Davis, Assistant City Secretary

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BIG SPRING, TEXAS, AMENDING ORDINANCE NUMBER 025-2012 WHICH ORDINANCE ADOPTED THE ANNUAL BUDGET FOR THE CITY OF BIG SPRING, TEXAS FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2012 AND ENDING SEPTEMBER 30, 2013; PROVIDING FOR INCREASING THE GENERAL FUND BUDGET FOR THE PURPOSE OF PURCHASING A FIRE TRUCK FOR THE BIG SPRING FIRE DEPARTMENT; PROVIDING FOR REPEAL OF ORDINANCES IN CONFLICT HEREWITH; PROVIDING FOR PUBLICATION; PROVIDING AN EFFECTIVE DATE.

WHEREAS the City Council adopted the annual budget for the City of Big Spring, Texas on September 25, 2012; and

WHEREAS, funding for purchase of a fire truck was not included in such budget, and is necessary for the efficient operation of the Big Spring Fire Department;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BIG SPRING, TEXAS AS FOLLOWS:

SECTION 1. Enacted.

THAT, the General Fund Budget of the Annual Budget for the City of Big Spring, Texas for the Fiscal Year beginning October 1, 2012 and ending September 30, 2013 is hereby increased by the amount of \$255,330 for the purpose of purchasing a Fire Truck for the Big Spring Fire Department.

SECTION 2: Continuing effect.

The remaining portions of Ordinance Number 025-2012 shall remain in full force and effect.

SECTION 3: Repeal.

All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of the conflict.

SECTION 4. Publication.

The City Secretary is hereby authorized and directed to cause the publication of this ordinance in accordance with law.

SECTION 5. Effective Date.

This ordinance shall be in force and effect from and after its publication as required by law.

PASSED AND APPROVED on first reading at a regular meeting of the City Council on the 12th day of February, 2013, with all members present voting “aye” for the passage of same.

PASSED AND APPROVED on second and final reading at a regular meeting of the City Council on the 26th day of February, 2013, with all members present voting “aye” for the passage of same.

CITY OF BIG SPRING

Tommy Duncan, Mayor

ATTEST:

Tami L. Davis, Assistant City Secretary

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF BIG SPRING, TEXAS, AUTHORIZING AND DIRECTING THE CITY MANAGER TO DESIGNATE THE PLACEMENT OF STOP SIGNS ON SETTLES STREET WHICH IN CONJUNCTION WITH THE EXISTING STOP SIGNS REGULATING STADIUM STREET WILL CREATE A 4-WAY STOP CONTROLLED INTERSECTION; PROVIDING FOR SEVERABILITY; PROVIDING FOR A PENALTY IN ACCORDANCE WITH STATE LAW; PROVIDING FOR PUBLICATION AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the intersection of Settles and Stadium Street is currently a 2-way stop controlled intersection that the Big Spring Police Department and Public Works Department have recommended changing to a 4-way controlled stop intersection based on traffic history; and

WHEREAS, the City Council finds it to be in the public interest to make the intersection a 4-way controlled stop intersection and finds that the public safety and general welfare will best be served by such regulation;

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BIG SPRING, TEXAS THAT:

SECTION 1. The intersection of Settles and Stadium Street shall be a 4-way stop controlled intersection.

SECTION 2. City officials shall place and maintain the necessary signs at the above intersection.

SECTION 3. Should any section, paragraph, sentence, clause, phrase or word of this ordinance be declared unconstitutional or invalid for any purpose, the remainder of this ordinance shall not be affected thereby.

SECTION 4. The penalty for violation of this ordinance shall be as mandated by State Law.

SECTION 6. The City Secretary is hereby ordered and directed to cause the descriptive caption and penalty for violation of this ordinance to be published as provided by law.

SECTION 5. This ordinance shall take effect immediately from and after its passage and publication as required by law.

PASSED AND APPROVED on first reading of a regular meeting of the City Council on the 12th day of February, 2013, with all members present voting "aye" for the passage of same.

PASSED AND APPROVED on second and final reading at a regular meeting of the City Council on the 26th day of February, 2013, with all members present voting "aye" for the passage of same.

Tommy Duncan, Mayor

ATTEST:

Tami Davis, Asst. City Secretary

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BIG SPRING, TEXAS, ENDORSING CERTAIN LEGISLATIVE ACTION IN THE REGULAR SESSION OF THE 83RD TEXAS LEGISLATURE TO ENHANCE THE COMPETITIVE ELECTRIC MARKET AND SYSTEM RELIABILITY AND TO PROTECT THE TRADITIONAL ROLE OF CITIES IN THE REGULATORY PROCESS

WHEREAS, the City of Big Spring, Texas is a member of the Steering Committee of Cities Served by Oncor (“OCSC”), a coalition of 150 cities which intervenes in Oncor rate cases and otherwise pursues policies and advocacy to secure affordable electric energy for its members and their residents in the deregulated electric market; and

WHEREAS, affordable and reliable power means economic development for the City and a better standard of living for our citizens; and

WHEREAS, the City supports legislative initiatives that promote a healthy electric market where competition can flourish and electric customers can save money; and

WHEREAS, the City endorses the legislative agenda of OCSC and opposes legislative initiatives that would fundamentally alter the ERCOT energy market or the traditional role of cities in the regulatory process.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BIG SPRING, TEXAS, THAT:

1. The Regular Session of the 83rd Texas Legislature be encouraged to preserve the traditional role of cities in the regulatory process, including management of the public rights-of-way, original jurisdiction, and reimbursement of reasonable rate case expenses.
2. The Legislature make no statutory changes that would lead to a reduction in municipal revenues paid by public utilities as franchise fees for rental of public rights-of-way.
3. The Legislature facilitate and encourage public/private partnership opportunities between cities and electric generation developers in creating small-scale (not to exceed 50 MW) power plants capable of rapidly meeting peak power needs.
4. The Legislature preclude foreign ownership of electric distribution assets and clarify existing law that home rule cities, individually or collectively, shall be permitted to own and operate electric distribution assets so long as said cities are not involved in retail sales of electricity.
5. The Legislature resist any efforts to transform the energy-only ERCOT market into a capacity market which would increase the price of electricity.

6. The Legislature enhance protections against anti-competitive activities in the wholesale market and require the Public Utility Commission (“PUC”) to reform its rules related to Voluntary Mitigation Plans and allow cities and other interested parties to participate in review of such plans.

7. The Legislature recognize that “smart meters” are under-utilized with regard to encouraging and incentivizing reductions in energy consumption during peak periods and that the regulated transmission and distribution utilities which own the “smart meters” be allowed to re-enter the retail electric market to the extent they offer regulated rate plans designed to incent reductions in peak energy consumption.

8. The Legislature mandate that the PUC and market participants provide consumer education regarding the relationship between time of use, cost of energy production and transmission, and the price paid by consumers.

9. The Legislature require the PUC to establish certain uniform products that must be offered by all retail electric providers (“REPs”) and to establish new rules governing the power to choose and power to save Texas websites that will better inform retail customers of complaints against REPs and better educate customers regarding the economic and market benefits of reducing demand during peak periods.

10. This resolution shall take effect immediately upon its passage.

11. A copy of this resolution shall be sent to the elected lawmakers representing the City’s interests in the Texas House and Senate and to Jay Doegey, Chair of the Steering Committee of Cities Served by Oncor, Arlington City Attorney, Mail Stop 63-0300, P.O. Box 90231, Arlington, Texas 76004-3231.

PASSED AND APPROVED on first reading at a regular meeting of the City Council on the 12th day of February, 2013, with all members present voting “aye” for the passage of same.

PASSED AND APPROVED on second and final reading at a regular meeting of the City Council on the 26th day of February, 2013, with all members present voting “aye” for the passage of same.

Mayor

ATTEST:

Mr. Gay's Direct Line: (512) 322-5875
Email: ggay@lglawfirm.com

MEMORANDUM

TO: Members of the Steering Committee of Cities Served by Oncor

FROM: Geoffrey M. Gay

DATE: January 4, 2013

RE: Resolution Endorsing Legislative Agenda

The Regular Session of the 83rd Texas Legislature commences Tuesday, January 8, 2013. It is anticipated that bills will be filed that seek to eliminate or limit city participation in the ratemaking regulatory process and otherwise make it easier for utility companies to increase and expedite rate changes. The Executive Committee of the Steering Committee of Cities Served by Oncor at its quarterly meeting on December 13, 2012 discussed and approved a legislative agenda reflected in the attached model resolution. Your city is encouraged to pass the resolution as soon as possible and send a copy to your representatives in the Texas House and Senate and to Jay Doegey, Chair of the Steering Committee. Attached please find a model staff report that explains the "Be It Resolved" portion of the resolution.

**Staff Report on Resolution Endorsing
Legislative Action in the 83rd
Texas Legislative Session**

The City is a member of the Steering Committee of Cities Served by Oncor which has actively participated in TXU and Oncor rate cases and represented the interests of city residents and businesses before the Public Utility Commission (“PUC”), the Courts, the Legislature, and ERCOT for decades. The Steering Committee’s current legislative agenda is reflected in the Resolution.

The first and second sections of the Resolution express opposition to anticipated efforts by certain utilities and the Texas Public Policy Foundation to eliminate: (1) cities’ right to compensation for use of public rights-of-way; (2) cities’ original jurisdiction in the utility ratemaking process; and (3) cities’ right to reimbursement of reasonable rate case expenses for participating in ratemaking proceedings to protect their residents and businesses.

The third, fifth, seventh, and eighth sections are intended to express opposition to transformation of the ERCOT energy-only market into one that pays generators regardless of whether they produce or sell energy. Certain parties are playing on a fear that Texas has inadequate resources to meet the growing need for energy. They urge higher and higher prices in the wholesale market and the transformation of the wholesale market into a capacity market. The Steering Committee opposes a capacity market (Section 5) and instead offers alternatives designed to make sure supply of electricity matches the need for electricity (Sections 3, 7, and 8).

If any shortage of generation capacity exists, it is only for a handful of hours during the year at points of peak demand. What Texas needs are relatively small (less than 50 MW) generation stations that can be added to the grid quickly. That need can be met efficiently by allowing cities to enter public-private partnerships wherein certain cities could supply low-cost financing to generators in exchange for a profit from future energy sales from small scale plants operated by private parties (Section 3).

Sections 7 and 8 address the alleged resource adequacy problem by focusing on the fact that the alleged problem could be solved by reducing peak demand rather than building new capital intensive generating plants. Section 7 would further stimulate competition in the retail market by allowing traditional distribution companies to re-enter the retail market to the extent that they offer regulated rate plans, approved by the PUC, that are designed to reduce peak consumption. Section 8 would require the PUC to better educate retail customers that power generated during a few peak hours costs more to produce than power produced at night and early morning hours.

Section 4 specifically addresses an Oncor scenario. Oncor ownership is 80% by Energy Future Holdings (“EFH”) and 20% by entities located outside the United States. EFH is likely to end up in bankruptcy before the end of 2013, and EFH’s majority interest in Oncor will be sold to pay EFH’s creditors. The Steering Committee opposes further foreign ownership of the wires that serve North and West Texas communities. Section 4 urges the Legislature to allow cities to pursue ownership of Oncor’s distribution system should such assets become available for purchase.

Section 6 recognizes that market power abuse among generators leads to unfair retail prices. Voluntary Mitigation Plans were authorized in the last legislative session as a partial remedy when a generator is confronted with allegations of market abuse. However, Voluntary Mitigation Plans have turned into “get out of jail free” authorizations secretly negotiated between generators and the PUC. Certain generators are getting pre-approval of their intended conduct before any party has an opportunity to observe whether said conduct is abusive. At a minimum, cities and other interested parties should be allowed to participate in an open process where such plans are considered.

Section 9 continues efforts by the Steering Committee over the last several legislative sessions to address confusion in the residential and commercial retail markets in trying to compare offers on the powertochoose website. While providers should be allowed to offer as many rate options and different rates as they choose, at least one offer should be a standard offer defined by the PUC so that customers can make an initial apples-to-apples comparison among providers.

City staff supports passage of this resolution endorsing the Steering Committee’s legislative agenda and urges adoption. Upon adoption, a copy of the Resolution should be sent to Texas House and Senate members whose districts include the city. A copy should also be sent to Jay Doegey, Chair of the Steering Committee.

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BIG SPRING, TEXAS, AMENDING CHAPTER TWENTY OF THE CODE OF ORDINANCES OF THE CITY OF BIG SPRING ENTITLED "BUILDING CODES AND BOARD OF ADJUSTMENTS AND APPEALS" BY AMENDING ARTICLE 2 ENTITLED "BOARD OF ADJUSTMENTS AND APPEALS," SECTIONS 20-16 AND 20-17 IN ORDER TO INCLUDE ONE ALTERNATE MEMBER TO THE BOARD OF ADJUSTMENTS AND APPEALS THAT HAS EXPERIENCE AND TRAINING TO PASS ON FIRE RELATED MATTERS AND TO ADD A CITY FIRE OFFICIAL AS AN EX-OFFICIO MEMBER TO THE BOARD; PROVIDING FOR SEVERABILITY AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Council finds that due to the recent adoption of the 2012 International Fire Code, it would be in the best interest of the health and safety of the community for the Board of Adjustments and Appeals to have an alternate member that possesses knowledge and experience in the area of fire safety;

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BIG SPRING, TEXAS AS FOLLOWS:

SECTION 1.

THAT Chapter 20 of the Code of Ordinances of the City of Big Spring entitled "Building Codes and Board of Adjustments and Appeals," Article 2 entitled "Board of Adjustments and Appeals," Sections 20-16 and 20-17 are hereby to be amended to read as follows:

Sec. 20-16. Appointments.

There is hereby established a Board called the Board of Adjustments and Appeals, which shall consist of seven (7) members, one alternate member and three (3) ex-officio members, appointed by a majority vote of the City Council. The Board of Adjustments and Appeals shall also include the duties of the Plumbing, Gas, Electrical, Fire and Mechanical Board of Adjustments and Appeals.

Sec. 20-17. Membership and Terms.

Members. The Board of Adjustments and Appeals shall consist of seven (7) members, one alternate member and three (3) ex-officio members.

Membership shall be composed of:

- One (1) Engineer or Architect
- One (1) Master Plumber
- One (1) Mechanical Contractor
- One (1) Master Electrician
- Three (3) Members at large from the construction industry
- One (1) Alternate member with experience and training to pass on matters pertaining to hazards of fire, explosions, hazardous conditions or fire protection systems
- Three (3) Ex-officio members:
 - One (1) Representative of Atmos Energy
 - One (1) Representative of TXU Electric
 - One (1) City of Big Spring Fire Official as designated by the Fire Chief

Members must be qualified voters of the City unless other requirements cannot be met. Wherever appeals of orders, decisions, or determinations made by the fire code official are before the Board of Adjustments and Appeals, the alternate member with experience and training to pass on fire related matters shall sit in place of one other member of the Board. If any member is unable to attend the meeting the alternate member shall replace that member; however, if all members are available to attend the meeting the alternate member shall replace the most recently appointed at large member.

SECTION 2. SEVERABILITY

THAT if any section, subsection, sentence, clause or phrase of this ordinance is, for any reason, held to be unconstitutional; such decision shall not affect the validity of the remaining portions of this ordinance. The City of Big Spring, hereby declares that it would have passed this ordinance, and each section, subsection, clause or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses and phrases be declared unconstitutional.

SECTION 3.

THAT nothing in this ordinance or in the corresponding codes published by the International Code Council, Inc. or the National Fire Protection Association, Inc. hereby adopted shall be construed to affect any suit or proceeding impending in any court, or any rights acquired, or liability incurred, or any cause or causes of action acquired or existing, under any act or ordinance hereby repealed by this ordinance; nor shall any just or legal right or remedy of any character be lost, impaired or affected by this ordinance.

SECTION 4. EFFECTIVE DATE.

THAT this ordinance and the rules, regulations, provisions, requirements, orders and matters established and adopted hereby shall take effect and be in full force and effect upon completion of publication as provided by law.

PASSED AND APPROVED on first reading at a regular meeting of the City Council on the 12th day of February, 2013, with all members voting “aye” for passage of the same.

PASSED AND APPROVED on second reading at a regular meeting of the City Council on the 26th day of February, 2013, with all members voting “aye” for passage of the same.

Tommy Duncan, Mayor

ATTEST:

Tami Davis, Asst. City Secretary

**Convention and Visitors Bureau Committee
Minutes from Wednesday, January 9, 2013
City Council Chambers**

Present: Jim Clements, Marcus Fernandez, Carmen Harbour, Jay Patel, Troy Tompkins
Staff: Debbie Wegman, Devoun Blount
Absent: Gary Fuqua, Peggy Walker
Guests: Robert Downing, PowWow Committee of Big Spring; John Sparks, Big Spring Lady Steers, Cindy Roberts, Big Spring Lady Steers Booster; Craig Felty

Marcus Fernandez called the meeting to order at 4:01 p.m.

Approval of minutes

The minutes from the meeting of October 3, 2012 were reviewed. Motion was made by Jim Clements to approve the minutes as written. Motion was seconded by Troy Tompkins and passed unanimously.

Discussion of Event Funding Requests

a. Tournament at the Crossroads

Lady Steer Softball Coach John Sparks and Lady Steer Booster President Cindy Roberts presented the funding request. They are requesting more than the previous year due to unforeseen expenses such as having to pay for the use of the fields, umpire fees and other fees that were not expected. There are 24 teams expected to play in the tournament. LaQuinta will again be the host hotel for this event. They are having more teams to stay in Big Spring to participate in the tournament. Coach Sparks wants to ask the City of Big Spring to complete the practice field in order to allow for more games. Motion was made by Jim Clements to approve the funding request in the amount of \$14,025.00. Motion was seconded by Jay Patel and passed unanimously.

b. Big Spring PowWow

Robert Downing of the PowWow Committee of Big Spring presented the funding request to the committee. This is the ninth year for the PowWow. They are requesting \$7,100.00 for Dorothy Garrett Coliseum rental fee, advertising, and drum entertainment. The event draws crowd of 2,000-3,000 people. There are 30-40 vendors that participate in the event. The committee is expecting approximately 20 rooms to be booked at local hotels to house staff and family that will participate in the event. Motion was made by Troy Tompkins to approve the funding request in the amount of \$7,100.00. Motion was seconded by Carmen Harbour and passed unanimously.

c. Big Spring Super Sprint & Kids Triathlon

Craig Felty presented the funding request. This is a new event for Big Spring and USAT. This is to spark interest in fitness and exercise among the kids. A bid was submitted to be able to host this event and it was granted by USAT. This event

should expect at least 100 participants and approximately 30-40 rooms booked in our local hotels. Mr. Felty has discussed the event with coaches and students and has received great feedback and excitement about the event. Motion was made by Troy Tompkins to approve the funding request for \$2,800.00. Motion was seconded Jim Clements and passed unanimously.

Discussion of Follow-up Reports

a. Funtastic Fourth 2012

The Funtastic Fourth event had some expenses related to an accident that prevented it from submitting its follow up report in a timely matter. The Downtown Revitalization Association is looking at changing times of the event to avoid the mid day heat.

b. Woodcarvers Show and Sale

The woodcarvers show and sale does not receive CVB funds; they ask for a partial in-kind of the rental fee for use of the Dora Roberts Community Center. This year show and sale was less successful than future years and the Woodcarvers are still determining if they will have a show next year.

Other

Crimson Soul Concert

Debbie Wegman was contact by Ryan Tant about this event. Crimson Soul was a band that played in the area in 1990's. It would be a reunion concert at the Big Spring Municipal Auditorium on March 1. The band members are all former residents of Big Spring and expect to draw a crowd. The event is expected to cost approximately \$10,000-\$12,000 to pay for sound, lightning, and advertising. Motion was made by Jim Clements to approve the Crimson Soul concert at the Big Spring Municipal Auditorium with \$10 ticket fee. The budget is not set but the committee would like to see at next month's meeting the expenses for the event. Motion was Seconded by Troy Tompkins and passed unanimously.

Voices in My Head Comedy Show

This is event is a comedy/ variety show. The date has not been set for this event. This event will also take place in the Big Spring Auditorium.

Financials

September 2012 Final and October 2012 reports were provided. Final revenue chart and current one were also provided.

CVB Coordinator Report

Thank you notes were passed around from different organizations that the CVB provided promotional items: Christmas for Troops, Bobby McDonald for the Water Tower lighted poinsettia and Texas Plains Trail for financial support.

A thank you to Jim Clements for serving on our CVB board, this meeting was his last meeting.

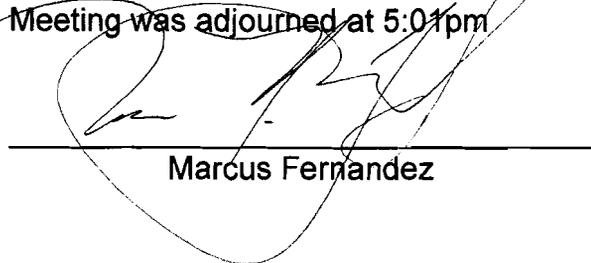
Members Comments

Troy Tompkins asked about the directional billboard signs and on the maintenance of those signs. It will be the responsibility of the city's maintenance crew to take care of the maintenance of those signs. We are in the process of researching new lightning.

The committee is requesting that CVB look into the possibility of changing the billboard at the Water Tower. The CVB committee also suggested that we involve the Big Spring High School and Howard College art departments with the art work for the signs. At the next month's meeting these items will be further discussed.

Jim Clements wanted to leave a few things to remember. We need to continue to research in fixing the Heart of the City Park so it is available for use. Jim appreciated the work and the final product on the Lighted Poinsettia street banners. The sound system at the Dora Roberts Community Center needs to be replaced because it is unreliable and also to continue to work on the improvements of the building.

Meeting was adjourned at 5:01pm



Marcus Fernandez

02/06/2013

Date

**THE CITY OF BIG SPRING
BOARD OF ADJUSTMENTS AND APPEALS
MECHANICAL, ELECTRICAL, PLUMBING & GAS
BOARD
MINUTES OF APRIL 21, 2010**

THE CITY OF BIG SPRING BOARD OF ADJUSTMENTS AND APPEALS: MECHANICAL, ELECTRICAL, PLUMBING & GAS BOARD HELD A MEETING WEDNESDAY APRIL 21, 2010 AT 5:30 PM IN THE CITY COUNCIL CHAMBERS, LOCATED AT 307 E 4TH ST.

THE FOLLOWING MEMBERS WERE PRESENT:

Phil Furqueron - (Architect)
Dale Coates – (Mechanical Contractor)
Ron Howell – (Member at Large)
Tommy Corwin-(Member at Large)
Richard Wright—(Member at Large)

MEMBERS ABSENT:

Walter Brumley – (Master Electrician)

OTHERS PRESENT:

Kenny Davis (Chief Building Official)
Chad Averette (Code Enforcement Supervisor)
Leslie Whitten (Administrative Assistant)
Tamara Bishop (Code Clerk)
Brandi Hilario (Code Officer)
Danny Valle (Code Officer)
Thomas Hodges (Code Officer)

CALL TO ORDER:

Phil Furqueron called the meeting to order @ 5:30 PM.

APPROVAL OF MINUTES OF MARCH 21, 2007:

Dale Coates made motion to approve minutes. Richard Wright 2nd the motion. All members present voted “Aye”, none opposed. Motion carried.

First item for discussion is the adoption of the **2009 ICC Codes** and the **2008 NEC Code**.

- ❖ **2009 International Plumbing Code**
- ❖ **2009 International Property Maintenance Code**
- ❖ **2009 International Building Code**
- ❖ **2009 International Residential Code**
- ❖ **2009 International Mechanical Code**
- ❖ **2009 International Fuel Gas Code**
- ❖ **2009 International Energy Conservation Code**
- ❖ **2009 International Existing Building Code**
- ❖ **2008 National Electrical Code**

Dale Coates made motion to approve. Ron Howell 2nd the motion. All members present voted "Aye", none opposed. Motion carried.

Second item for discussion is the adoption of a new "Grease Trap Ordinance."
Ron Howell made motion to approve the ordinance. Richard Wright 2nd the motion. All members present voted "Aye", none opposed. Motion carried.

Third item for discussion is the adoption of a new "Landscape Ordinance."
Ron Howell made motion to approve. Dale Coates 2nd the motion. All members present voted "Aye," with the exception of Tommy Corwin, his vote was "Nay."
Motion carried.

OTHER BUSINESS:

No other business.

ADJOURNMENT:

Dale Coates made motion to adjourn. Ron Howell 2nd the motion.
All members present voted "Aye". None opposed. Meeting Adjourned.

Chairman's Signature

Administrative Assistant

Wade Brumby

Leslie Whitten

City of Big Spring
Mechanical, Electrical, Plumbing & Gas
Board of Adjustments & Appeals
AGENDA
April 21, 2010

The City of Big Spring Mechanical, Electrical, Plumbing & Gas Board of Adjustments & Appeals will hold a meeting on Wednesday, April 21, 2010 at 5:30 pm in the City Council Chambers, Located at 307 E. 4th Street Big Spring, Texas to consider the following:

- A. Call to order 5:30 pm
- B. Approval of minutes from the meeting of March 21, 2007
- C. Discussion and or adoption of the 2009 ICC Codes and 2008 NEC Code:
 - ❖ **2009 International Plumbing Code**
 - ❖ **2009 International Property Maintenance Code**
 - ❖ **2009 International Building Code**
 - ❖ **2009 International Residential Code**
 - ❖ **2009 International Mechanical Code**
 - ❖ **2009 International Fuel Gas Code**
 - ❖ **2009 International Energy Conservation Code**
 - ❖ **2009 International Existing Building Code**
 - ❖ **2008 (NEC) National Electrical Code**
- D. Discussion and adoption of grease trap & landscape ordinance
- E. Other Business
- F. Adjournment

The meeting facility is accessible to disabled persons. Any disabled person needing special accommodations or hearing impaired persons wishing to have an interpreter should request services at least 48 hours prior to the scheduled meeting by contacting City Hall at 264-2401.

POSTED BY: _____ DATE: _____ TIME: _____ AM/PM

**THE MINUTES OF MEETING OF THE
BOARD OF DIRECTORS
HOWARD COUNTY APPRAISAL DISTRICT**

January 9, 2013

The Board of Directors of the Howard County Appraisal District (HCAD) met for their Regular Meeting on January 9, 2013 at 5:15 pm. Directors present were Donnie Baker, Donnie Reid, Tim Blackshear and Kathy Sayles. Ronny Babcock represented the HCAD.

Mr. Baker called the meeting to order at 5:15 pm.

No one was registered for public comments.

The minutes for December 12, 2012 were reviewed and approved on a motion from Kathy Sayles with a second from Tim Blackshear. Motion carried 4 to 0.

The bills were inspected and reviewed. Tim Blackshear made a motion to approve the bills, Donnie Reid seconded the motion. Motion carried 4 to 0.

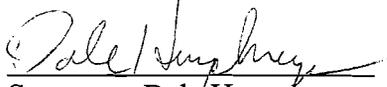
The financial reports were reviewed and approved on a motion from Donnie Reid, with a second from Tim Blackshear. Motion carried 4 to 0.

The Travel Expenses were inspected and reviewed. Tim Blackshear made a motion to approve the Travel Expenses as presented with a second from Donnie Reid, with the exception of Ermalinda Ornelas's Travel Expense. Motion carried 4 to 0.

The appointment of a new Appraisal Review Board Member was tabled.

Kathy Sayles motioned to approve the 2013 Holiday Schedule as printed. Tim Blackshear seconded the motion. Motion carried 4 to 0.

With no other business to discuss, the meeting adjourned at 6:15 P.M.


Secretary, Dale Humphreys


Chairman, Donnie Baker

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BIG SPRING, TEXAS, ADOPTING RULES TO ENSURE THE IDENTIFICATION, SECURITY AND CONFIDENTIALITY OF ELECTRONIC BIDS OR PROPOSALS AND AUTHORIZING THE CITY MANAGER OR HIS DESIGNEE TO TAKE SUCH STEPS AS ARE NECESSARY TO IMPLEMENT SUCH RULES; AND DECLARING AN EMERGENCY SO THAT THE CHARTER RULE NECESSITATING TWO READINGS OF THIS RESOLUTION IS SUSPENDED.

WHEREAS, the City Council finds that it is in the best interest of the citizens for the city to be able to accept bids or proposals that are required for the acquisition, sale or lease of property or services in electronic form; and

WHEREAS, it is necessary to develop rules to protect the integrity of such electronic bids or proposals;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BIG SPRING, TEXAS:

Section 1. THAT, the city may accept electronic bids or proposals for any purpose for which it seeks bids or proposals so long as the City Manager or his designee (i) has established an identified electronic receiving portal; (ii) has ensured that such portal has the means to assure that such bids or proposals remain secure, confidential, and effectively unopened until the time set for the applicable bid opening; and (iii) has designated certain employees or agents of the city to open bids or proposals at the appropriate time. The City Manager or his designee shall ensure that all requests for bids or proposals prepared by or for the city contain information and instructions on the proper way for bids or proposals to be submitted electronically.

Section 2. THAT, any prior resolution that is inconsistent with this resolution, is hereby repealed and declared to be of no further force or effect.

Section 3. THAT, the passage of this Resolution constitutes an emergency and an imperative necessity that the Charter Rule requiring that city Resolutions be read at two (2) separate meetings of the City council shall be suspended, and said rule is hereby suspended, and this Resolution shall take effect immediately upon its passage.

PASSED AND APPROVED on emergency reading this 25th day of February, 2013, with all City Council Members voting "aye" for passage of same.

Tommy Duncan, Mayor

ATTEST:

Tami Davis, Assistant City Secretary

ORDINANCE _____

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BIG SPRING, TEXAS, AMENDING CHAPTER TWENTY OF THE CODE OF ORDINANCES OF THE CITY OF BIG SPRING ENTITLED "BUILDING CODES AND BOARD OF ADJUSTMENTS AND APPEALS" BY AMENDING SECTIONS 20-1 THROUGH 20-8 IN ORDER TO ADOPT THE 2012 EDITIONS OF THE INTERNATIONAL CODE COUNCIL, INC. BUILDING CODES, AND THE 2011 EDITION OF THE NATIONAL ELECTRICAL CODE ALONG WITH CERTAIN DELETIONS AND AMENDMENTS THERETO; PROVIDING FOR A PENALTY OF UP TO FIVE HUNDRED DOLLARS OR TWO THOUSAND DOLLARS FOR VIOLATIONS OF A FIRE SAFETY, ZONING, PUBLIC HEALTH OR SANITATION PROVISION; PROVIDING FOR SEVERABILITY; PROVIDING FOR PUBLICATION AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Board of Adjustments and Appeals of the City of Big Spring has recommended adoption of the 2011 edition of the National Electrical Code and the 2012 editions of the International Code Council Building Codes for use within the City; and

WHEREAS, the City Council finds that adoption of the referenced codes will be beneficial to the health and safety of the citizens of the City;

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BIG SPRING, TEXAS AS FOLLOWS:

SECTION 1. THAT Chapter 20 of the Code of Ordinances of the City of Big Spring entitled "Building Codes and Board of Adjustments and Appeals" Sections 20-1 through 20-8 and a new Section 20-9 are to read as follows:

Sec. 20-1. International Building Code.

2012 Edition in its entirety, save and except Chapters 13, 27, and 34 and save and except Appendices A, B, D, E, H, and K and save and except Sections 101.4.5, 105.1.1, 105.1.2 Building subparts 1, 2, 4, 6, 8 and Mechanical subpart 7, and Sections 113 and 114 which shall be deleted in their entirety and with the following amendments:

(A)101.1 Title.

These regulations shall be known as the Building Code of the City of Big Spring, hereinafter referred to as "this code".

(B)109.2 Schedule of Permit Fees.

On buildings, structures, electrical, gas, mechanical and plumbing systems or alterations requiring a permit, a fee for each permit shall be paid as required, in

accordance with the schedule as established by the applicable governing authority.

Up to \$3,000.00	\$ 25.00
\$3,001.00 to \$49,999.00 (\$5.00 dollars per thousand)	\$ 5.00
\$50,000.00	\$ 260.00
\$50,001.00 to \$99,999.00 (\$4.00 per thousand)	\$ 4.00
\$100,000.00	\$ 460.00
\$100,001.00 to \$499,999.00 (\$3.00 per thousand)	\$ 3.00
\$500,000.00	\$ 1660.00
\$500,001.00 and above (\$2.00 per thousand)	\$ 2.00
Moving Fee	\$ 100.00
Demolition – One Story	\$ 50.00
Demolition – Additional Story	\$ 25.00
Curb Cuts Commercial	\$ 25.00
ZBA Charge	\$ 50.00
Commercial Plan Review	\$ 50.00
Re-Inspect Fee	\$ 25.00

(C)1612.3 Establishment of Flood Hazard Areas.

To establish flood hazard areas, the governing body shall adopt a flood hazard map and supporting data. The flood hazard map shall include, at a minimum, areas of special flood hazard as identified by the Federal Emergency Management agency in an engineering report entitled “The Flood Study for the City of Big Spring”, dated 8th day of September, 1981, as amended or revised with the accompanying Flood Insurance Rate Map (FIRM) and Flood Boundary and Flood Insurance Rate Map (FBFM) and related supporting data along with any revisions thereto. The adopted flood hazard map and supporting data are hereby adopted by reference and declared to be a part of this section.

(D)3412.2 Applicability.

Structures existing prior to 1986, in which there is work involving additions,

alterations, or changes of occupancy shall be made to conform to the requirements of this section or the provisions of Sections 3403 through 3409. The provisions in Sections 3412.2.1 through 3412.2.1 shall apply to existing occupancies that will continue to be, or are proposed to be, in Groups A, B, E, F, M, R, S, and U. These provisions shall not apply to buildings with occupancies in Group H or I.

Sec. 20-2. International Residential Building Code.

2012 Edition in its entirety, save and except Chapter 34 thru 43, Sections R105.2 Buildings subparts 1, 2, 3, 5 and 9, Mechanical Subpart 7, Appendices A, B, C, D, F, J, L, N, Q and Sections R112, R113 which shall be deleted in their entirety and with the following amendments:

(A) R101.1 Title.

These provisions shall be known as the International Residential Code of the City of Big Spring and shall be cited as such and will be referred to herein as “this code.”

(B) R108.2 Schedule of Permit Fees.

On buildings, structures, electrical, gas, mechanical and plumbing systems or alterations requiring a permit, a fee for each permit shall be paid as required, in accordance with the established by the applicable governing authority.

Up to \$3,000.00	\$ 25.00
\$3,001.00 to \$49,000.00 (\$5.00 per thousand)	\$ 5.00
\$50,000.00	\$ 260.00
\$50,001.00 to \$99,000.00 (\$4.00 per thousand)	\$ 4.00
\$100,000.00	\$ 460.00
\$100,001.00 to \$499,999.00 (\$3.00 per thousand)	\$ 3.00
\$500,000.00	\$ 1,660.00
\$500,001.00 and above (\$2.00 per thousand)	\$ 2.00
Moving Fee	\$ 100.00
Demolition – One Story	\$ 50.00
Demolition – Additional Story (\$25.00 per story)	\$ 25.00

Curb Cuts Residential	\$ 25.00
ZBA Charge	\$ 50.00
Residential Plan Review (Min. \$140.00 up to 1600 square feet - .12 cents per square foot)	\$ 140.00
Re-Inspect Fee	\$ 25.00

(C) R301.2 Climatic and Geographic Design Criteria.

Buildings shall be constructed in accordance with the provisions of this code as limited by the provisions of this section. Additional criteria shall be established by the local jurisdiction and set forth in Table R301.2(1).

(D) Table R301.2.1 Wind Design Criteria.

Buildings and portions thereof shall be constructed in accordance with the wind provisions of this code using the basic wind speed in Table R301.2 (1) as determined from Figure R301.2(4)A. Basic wind speeds shall be determined from figure R301.2(4)B or where the basic wind speed from Figure R301.2(4)A equals or exceeds 110 miles per hour (49 m/s).

(E) P2603.5.1 Sewer Depth.

Building sewer that connect to private sewage disposal systems shall be not less than twelve (12) inches (305mm) below finished grade at the point of septic tank connection. Building sewers shall be a minimum of (12) inches (305mm) below grade.

(F) P3103.1 Roof Extensions.

Open vent pipes that extend through a roof shall be terminated at least (6) inches (152mm) above the roof or (6) inches (152mm) above the anticipated snow accumulation, whichever is greater, except that where a roof is to be used for any purpose other than weather protection, the vent extension shall be run at least seven (7) feet (2134mm) above the roof.

Sec. 20-3. International Existing Building Code.

2012 Edition in its entirety save and except Sections 112, 113 and 114 which shall be deleted in their entirety and save and with the following amendments:

(A) 101.1 Title.

These provisions shall be known as the International Existing Building Code of the City of Big Spring and shall be cited as such and will be referred to herein as "this code."

(B) 1401.2 Applicability.

Structures existing prior to 1986, in which there is work involving additions, alterations or changes of occupancy shall be made to conform to the requirements of this chapter or the provisions of Chapters 4 through 12. The provisions of Sections 1301.2.1 through 1301.2.5 shall apply to existing occupancies that will continue to be, or are proposed to be, in Groups A, B, E, F, M, R and S. These provisions shall not apply to buildings with occupancies in Group H or Group I.

Sec. 20-4. National Electrical Code.

2011 Edition in its entirety including Annex H entitled "Administration and Enforcement", save and except for Section 80.15, 80.19F(3), 80.23, and 80.27 which shall be deleted in their entirety and with the following amendments:

(A) 80.19 (E) Fee Schedule.

On all electrical systems or alterations requiring a permit, a fee for each permit shall be paid as required, in accordance with the established governing authority.

Minimum Permit Fee	\$ 25.00
Meter Loop	\$ 25.00
Temporary Meter Loop	\$ 25.00
Temporary Power Pole	\$ 25.00
Temporary Service on Structure	\$ 25.00
New Service (per meter)	\$ 25.00
Meter Loop (move, change, alter)	\$ 25.00
Electrical Safety (commercial name change)	\$ 25.00
Rewire	
Per Sq. Ft. (Residential)	\$ 0.02
Per Sq. Ft. (Commercial)	\$ 0.04
Condenser Unit Disconnect	\$ 5.00
Electrical Sign Hookup	\$ 5.00
Ranges & Heaters (each)	\$ 1.00

Washers & Dryers (each)	\$ 1.00
Pumps	\$ 2.00
Dispenser	\$ 2.00
1 st Motor 01 to 5 HP or less	\$ 2.00
Additional Motors 01 HP or less	\$ 2.50
Motors 01 to 5 HP	\$ 5.00
Motors above 5 HP	\$ 2.50
Re-Inspect Fee	\$ 25.00
Commercial Plan Review	\$ 50.00

(B) 4-a Permit – Required; Exceptions to Licensing Requirement.

Any homeowner personally installing electrical conductors or equipment within his own home; provided, that the owner shall file with the Electrical Inspector approved plans and specifications, shall satisfy the Electrical Inspector as to his ability to install electrical wiring, shall apply for and secure a permit, shall pay the required fees, shall do work in accordance with this chapter and shall request the required inspections and obtain a certificate of approval. Homeowner shall sign an Electrical Liability Waiver before obtaining a permit. Personal installation by an owner under this subsection shall be by himself, on his homestead premises.

(C) 4-b Sign Manufacturer’s License.

The first annual fee for an electrical sign manufacturer’s license shall be One Hundred Dollars (\$100.00) for the first year, payable in full and in advance, and the annual renewal fee for such a license shall be Fifty Dollars (\$50.00), payable in full on the expiration date of the annual period for which license fee was paid theretofore; and shall in no way constitute ability to do electrical installations of their signs.

(D) 4-c Electric Fences Prohibited.

Electric fences, whether of the battery or the transformer type, shall not be installed or used in the city.

Sec. 20-5. International Energy Conservation Code.

2012 Edition in its entirety and with the following amendments:

(A)101.1 Title.

These regulations shall be known as the International Energy Conservation Code of the City of Big Spring herein after referred to as “this code.”

(B)107.2 Conflicting Requirements.

Where the provisions of this code and the referenced standards conflict, except those of the ICC, the provisions of this code shall take precedence.

Sec. 20-6. International Fuel Gas Code.

2012 Edition in its entirety, save and except Sections 108.1, 108.2, 108.3 108.4 and 109 which shall be deleted in their entirety and with the following amendments:

(A)101.1 Title.

These regulations shall be known as the Fuel Gas Code of the City of Big Spring, hereinafter referred to as “this code.”

(B)106.5.2 Fee Schedule.

The fees for work shall be as indicated in the following schedule:

Minimum Permit Fee	\$ 25.00
Re-Inspection Fee	\$ 25.00
Gas Service Line	\$ 7.00
Each Gas Opening	\$ 2.00

(C)106.6.3. Fee refunds.

The Building Official shall authorize the refunding of fees as follows:

1. The full amount of any fee paid hereunder that was erroneously paid or collected.
2. Not more than fifty percent (50%) of the plan review fee paid when no work has been done under a permit issued in accordance with this code.
3. Not more than fifty percent (50%) of the plan review fee paid when an application for a permit for which a plan review fee has been paid is withdrawn or cancelled before any plan review effort has been expended.

The Building Official shall not authorize the refunding of any fee paid except upon written application filed by the original permit fee not later than 180 days after the date of fee payment.

Sec. 20-7. International Mechanical Code.

2012 Edition in its entirety save and except Appendix B, and save and except Sections 106.2(7), 108.1, 108.2, 108.3, 108.4, 108.5 and 109 which shall be deleted in their entirety and with the following amendments:

(A) 101.1 Title.

These provisions shall be known as the International Mechanical Code of the City of Big Spring and shall be cited as such and will be referred to herein as "this code."

(B) 106.5 Fees.

The fees for mechanical work shall be as indicated in the following schedule:

Mechanical Permit	\$ 25.00
0-5 Tons HVAC Cooling	\$ 10.00
150,000 BTU Gas or 25 kw Electric Heat	\$ 10.00
Package Unit or Roof Top Unit (RTU) (with or without heat-includes duct openings)	\$ 20.00
5 ½ - 15 Tons HVAC Cooling	\$ 25.00
150,001 to 250,000 BTU Gas or 26-50 kw Electric Heat	\$ 25.00
Package Unit or Roof Top Unit (RTU) (with or without heat-includes duct openings)	\$ 45.00
15.1 + Tons Cooling	\$ 4.00 per ton
251,000 + BTU Gas or 51 + kw Electric Heat	\$ 50.00
Package Unit or Roof Top Unit (RTU) (with or without heat)	\$ 4.00 per ton
Commercial Vent-a-Hood	\$ 25.00
Re-Inspect Fee	\$ 25.00

Commercial Plan Review

\$ 50.00

(C) 106.5.3 Fee Refunds.

The Building Official shall authorize the refunding of fees as follows:

1. The full amount of any fee paid hereunder that was erroneously paid or collected.
2. Not more than fifty percent (50%) of the plan review fee paid when no work has been done under a permit issued in accordance with this code.
3. Not more than fifty percent (50%) of the plan review fee paid when an application for a permit for which a plan review fee has been paid is withdrawn or cancelled before any plan review effort has been expended.

The Building Official shall not authorize the refunding of any fee paid except upon written application filed by the original permit fee not later than 180 days after the date of fee payment.

Sec. 20-8. International Plumbing Code.

2012 Edition in its entirety save and except Appendices A and save and except Sections 108.1, 108.2, 108.3, 108.4 and 109 which shall be deleted in their entirety and with the following amendments and additions:

(A) 101.1 Title.

These provisions shall be known as the International Plumbing Code of the City of Big Spring and shall be cited as such and will be referred to herein as "this code."

(B) 106.6.2 Fee Schedule.

The fees for all plumbing work shall be as indicated in the following schedule:

Basic Fee	\$ 25.00
Each fixture or set of fixtures of 01 trap including water and drain piping	\$ 2.00
Install/replace/repair Sewer Line	\$ 7.00
Water Heater	\$ 5.00
Lawn Sprinkler System 1 st Five (5) Heads	\$ 2.00

Additional heads over Five (5)	\$ 0.25 ea.
Install/replace/repair Water Line	\$ 7.00
Re-Inspection (Red Tag)	\$ 25.00
Additional Water Heater	\$ 5.00
Fire suppression (sprinkler)	\$ 0.01 sq ft of sprinklered area

(C)106.6.3 Fee Refunds.

The code official shall authorize the refunding of fees as follows:

1. The full amount of any fee paid hereunder that was erroneously paid or collected.
2. Not more than fifty percent (50%) of the permit fee paid when no work has been done under a permit issued in accordance with this code.
3. Not more than fifty percent (50%) of the plan review fee paid when an application for a permit for which a plan review fee has been paid is withdrawn or canceled before any plan review effort has been expended.

The code official shall not authorize the refunding of any fee except upon written application filed by the original permittee not later than 180 days after the date of fee payment.

(D)305.4.1 Sewer Depth.

Building sewers that connect to private sewage disposal systems shall be a minimum of twelve (12) inches (305 mm) below finished grade at the point of septic tank connection. Building sewers shall be a minimum of twelve (12) inches (305 mm) below grade.

(E)904.1 Required Vent Extension.

All open vent pipes that extend through a roof shall be terminated at least six (6) inches (15mm) above the roof, except that where a roof is to be used for any purpose other than weather protection, the vent extensions shall be run at least seven (7) feet (2134mm) above the roof.

Sec. 20-9. Penalty.

Any person who shall violate a provision of this chapter or shall fail to comply with any of the requirements thereof or who shall erect, install, alter, repair or do work in violation of the approved construction documents or directive of the building official, or of a permit or certificate

used under provision of this code, shall be guilty of a misdemeanor punishable by a fine of not to exceed Five-Hundred Dollars (\$500.00); however, a violation of this chapter governing fire safety, zoning or public health and sanitation, shall not exceed Two-Thousand Dollars (\$2000.00). Each day that a violation continues after due notice has been served shall be deemed a separate offense.

SECTION 2. THAT if any section, subsection, sentence, clause or phrase of this ordinance is, for any reason, held to be unconstitutional; such decision shall not affect the validity of the remaining portions of this ordinance. The City of Big Spring, hereby declares that it would have passed this ordinance, and each section, subsection, clause or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses and phrases be declared unconstitutional.

SECTION 3. THAT nothing in this ordinance or in the corresponding codes published by the International Code Council, Inc. or the National Fire Protection Association, Inc. hereby adopted shall be construed to affect any suit or proceeding impending in any court, or any rights acquired, or liability incurred, or any cause or causes of action acquired or existing, under any act or ordinance hereby repealed by this ordinance; nor shall any just or legal right or remedy of any character be lost, impaired or affected by this ordinance.

SECTION 4. THAT the City Secretary is hereby ordered and directed to cause the descriptive caption, as well as the penalties for violation of this ordinance, to be published as provided by law.

SECTION 5. THAT this ordinance and the rules, regulations, provisions, requirements, orders and matters established and adopted hereby shall take effect and be in full force and effect upon completion of publication as provided by law.

PASSED AND APPROVED on first reading at a regular meeting of the City Council on the **25th** day of **February, 2013**, with all members voting “aye” for passage of the same.

PASSED AND APPROVED on second reading at a regular meeting of the City Council on the **12th** day of **March, 2012**, with all members voting “aye” for passage of the same.

Tommy Duncan, Mayor

ATTEST:

Tami Davis, Asst. City Secretary

**FIRST AMENDMENT TO THE
INTERLOCAL COOPERATION AGREEMENT
BETWEEN HOWARD COUNTY AND THE CITY OF BIG SPRING
FOR CONSTRUCTION AND OPERATION
OF A LAW ENFORCEMENT CENTER AND
FOR COMBINED DISPATCHING SERVICES**

This **FIRST AMENDMENT TO THE INTERLOCAL COOPERATION AGREEMENT** (“Amendment”) is executed as of this ____ day of _____, _____, by and between the **COUNTY OF HOWARD**, State of Texas, hereinafter referred to as the “County,” and the **CITY OF BIG SPRING**, Texas, hereinafter referred to as the “City,” acting by and through their duly authorized representatives, hereinafter referred to collectively as the “Parties.”

WHEREAS, the Commissioners Court of the County (the “Court”) and the City Council of the City (the “Council”) entered into an interlocal cooperation agreement on or about September 27, 2011 (the “ILA”) in order to share in the costs of constructing and operating a joint law enforcement center; and

WHEREAS, the costs of such construction exceeded the estimates that were contemplated at the time of the ILA by \$110,189.12; and

WHEREAS, the Council finds it to be equitable and in the best interests of the citizens of the community for the City to reimburse the County for 50 % of such increased costs;

NOW, THEREFORE, for and in consideration of the covenants, conditions, and undertakings hereinafter described, and the benefits to accrue to the citizens of the County and the City, the Parties hereby amend the ILA as follows:

1. Article I, Section B is amended to read as follows:

B. The County and the City have agreed to the building specifications prepared by Southwest Architects. However, both parties realize the change orders may occur during construction. The City’s financial obligation toward the construction and completion of the Center is limited to \$1,810,189.12. All other costs and expenses, including change orders, will be the sole expense of the County. All change orders must be approved by the County with the prior written authorization of the City Manager or his designee.

2. A new Section E is added to Article I to read as follows:

E. Due to unexpected cost overruns during construction of the law enforcement center, the City will reimburse the County for fifty per cent (50%) of such additional costs of construction in the amount of \$55,096.56.

Executed in duplicate originals this ____ day of _____, 2013

CITY OF BIG SPRING, TEXAS

By: _____
Tommy Duncan, Mayor

ATTEST:

Tami Davis, Assistant City Secretary

Executed in duplicate originals this ____ day of _____, 2011

HOWARD COUNTY, TEXAS

By: _____
Mark Barr, County Judge

ATTEST:

Donna Wright, County Clerk

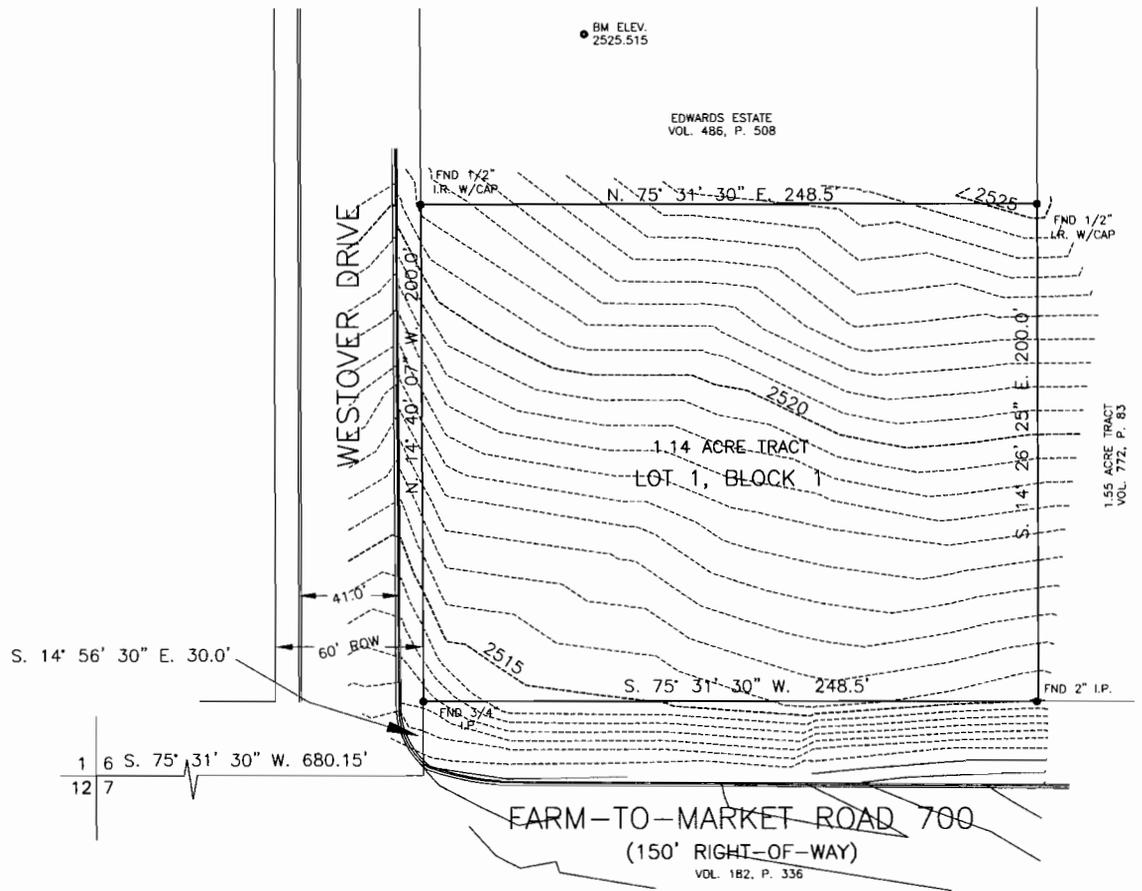


**PUBLIC WORKS
MEMORANDUM**

TO: HONORABLE MAYOR AND CITY COUNCIL
FROM: TODD DARDEN, INTERIM CITY MANAGER
SUBJECT: DISCUSSION AND CONSIDERATION TO APPROVE REPLAT
DATE: FEBRUARY 21, 2013

We are requesting your consideration to approve the replat of a property to be hereinafter referenced as "McLellan Subdivision" which is described as a 1.14 acre tract out of a 1.72 acre tract out of the SW/4 of Section 6, Block 32, T-1-S, T&P RR Co Survey, Howard County, Texas.

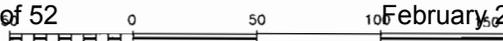
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PLAT
OF
"McLELLAN SUBDIVISION"

LOT 1, BLOCK 1,
TO THE CITY OF BIG SPRING, HOWARD COUNTY, TEXAS

A 1.14 ACRE TRACT OUT OF A 1.72 ACRE TRACT OUT OF THE SW/4 OF
SECTION 6, BLOCK 32, T-1-S, T. & P. RR. CO. SURVEY,
HOWARD COUNTY, TEXAS

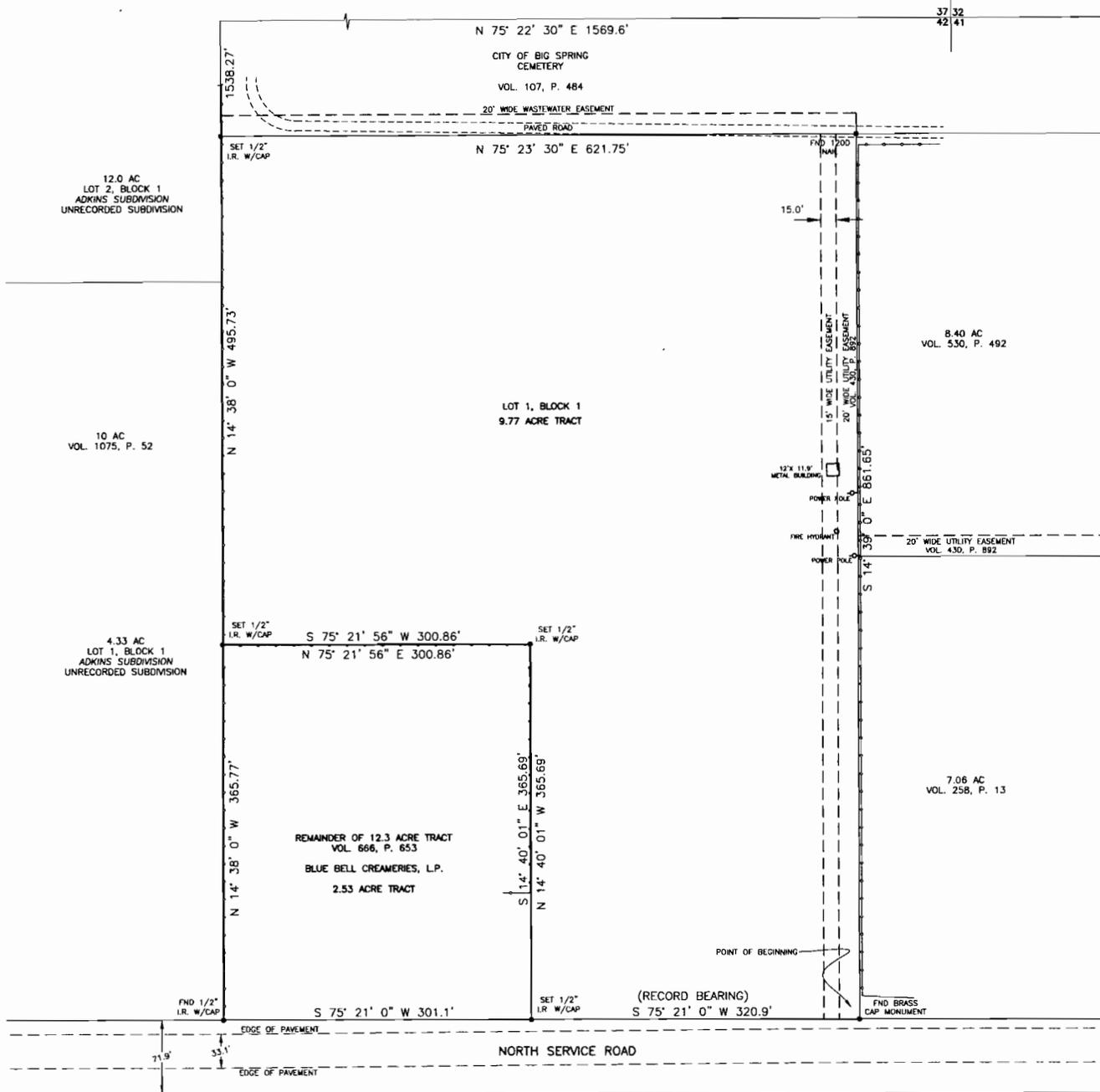




CITY OF
Big Spring
PUBLIC WORKS
MEMORANDUM

TO: HONORABLE MAYOR AND CITY COUNCIL
FROM: TODD DARDEN, INTERIM CITY MANAGER
SUBJECT: DISCUSSION AND CONSIDERATION TO APPROVE REPLAT
DATE: FEBRUARY 21, 2013

We are requesting your consideration to approve the replat of a property to be hereinafter referenced as "Don's Tire and Truck Service Subdivision" which is described as a 9.77 acre tract out of the N/2 of Section 42, Block 32, T-1-N, T&P RR Co Survey, Howard County, Texas.



INTERSTATE HIGHWAY NO. 20
 (300' RIGHT-OF-WAY)
 VOL. 288, P. 198

PLAT
 OF
 "DON'S TIRE AND TRUCK SERVICE SUBDIVISION"

LOT 1, BLOCK 1,
 TO THE CITY OF BIG SPRING, HOWARD COUNTY, TEXAS
 A 9.77 ACRE TRACT OUT OF
 THE N/2 OF SECTION 42,
 BLOCK 32, T-1-N, T.& P. RR. CO. SURVEY,
 HOWARD COUNTY, TEXAS

**City of Big Spring
Investment Report
Quarter Ending December 31, 2012**

	<u>Market Value</u> 9/30/12	<u>Quarterly</u> Interest Income	<u>Net Additions/ Decreases</u>	<u>Market Value</u> 12/31/12
<u>TexPool Funds</u>				
Utility Escrow	\$ -	\$ -	\$ -	\$ -
Airpark	496,049.97	197.09	-	496,247.06
Landfill Closure	2,251,208.29	894.20	-	2,252,102.49
Operating Account	1,729,102.98	686.83	-	1,729,789.81
Cemetery	350,623.70	139.31	-	350,763.01
Health Insurance	-	-	-	-
Total TexPool	\$ 4,826,984.94	\$ 1,917.43	\$ -	\$ 4,828,902.37
<u>TexSTAR Funds</u>				
Certificates of Obligation	\$ -	\$ -	\$ -	\$ -
Certificates of Obligation 2012	\$ 11,802,463.74	\$ 5,069.38	\$ -	\$ 11,807,533.12
Total TexSTAR	\$ 11,802,463.74	\$ 5,069.38	\$ -	\$ 11,807,533.12
Total Funds in Pools	\$ 16,629,448.68	\$ 6,986.81	\$ -	\$ 16,636,435.49

**City of Big Spring
Investment Report
Quarter Ending December 31, 2012**

	<u>Value 9/30/12</u>	<u>Quarterly Interest Income</u>	<u>Net Additions/ Decreases</u>	<u>Value 12/31/12</u>
Western Bank-				
Maturity 3/31/2013	\$ 100,703.96	\$ 115.14	\$ -	\$ 100,819.10
Maturity 9/30/2013	131,046.51	213.45	-	131,259.96
Total Western Bank	\$ 231,750.47	\$ 328.59	\$ -	\$ 232,079.06
Lone Star State Bank				
Maturity 3/31/2013	\$ 100,476.29	\$ 75.90	\$ -	\$ 100,552.19
Maturity 9/30/2013	130,980.43	162.98	-	131,143.41
Total Lone Star Bank	\$ 231,456.72	\$ 238.88	\$ -	\$ 231,695.60
BBVA Compass				
Money Market - 2521127867	\$ 5,506,355.18	\$ 2,735.39	\$ -	\$ 5,509,090.57
Total BBVA Compass	\$ 5,506,355.18	\$ 2,735.39	\$ -	\$ 5,509,090.57
Total Investments	\$ 22,599,011.05	\$ 10,289.67	\$ -	\$ 22,609,300.72

**City of Big Spring
Monthly Interest Rates
Quarter Ending December 31, 2012**

	<u>Oct</u>	<u>Nov</u>	<u>Dec</u>	<u>Average</u>
TexPool Funds	0.1700%	0.1600%	0.1500%	0.1636%
TexSTAR Funds	0.1746%	0.1720%	0.1647%	0.1742%
Western Bank 6 month CD				0.4500%
12 month CD				0.6500%
Lone Star State Bank 6 month CD				0.2997%
12 month CD				0.4991%
BBVA Compass Money Market				0.2000%

Prepared by: *Peggy Walker*
Peggy Walker - Finance Director

Todd Darden - Interim City Manager

Minutes of the Board of Director's Regular Meeting
BIG SPRING ECONOMIC DEVELOPMENT CORPORATION
Tuesday, January 15, 2013

5:15 p.m.

Offices of the Big Spring Economic Development Corporation
215 West Third Street
Big Spring, Texas

The Regular Meeting of the Board of Directors of the Big Spring Economic Development Corporation was called to order at 5:16 p.m. Tuesday, January 15, 2013 in the offices of the Big Spring Economic Development Corporation with Mr. DePauw, presiding. The following notice was sent on January 11, 2013 to all Directors, the news media, and duly posted on January 11, 2013, by Teresa Darden in compliance with the Open Meeting's Act by posting it on the outside door of the Big Spring Economic Development Corporation and on the inside and outside of City Hall.

"The Board of Directors of the Big Spring Economic Development Corporation will hold a Regular Board Meeting on Tuesday, January 15, 2013 at 5:15 p.m. in the offices of the Big Spring Economic Development Corporation, 215 West Third Street, Big Spring, Texas. The purpose of the meeting is: Howard College Grant Quarterly Update for Workforce Training; Action on Minutes of the December 18, 2012 Regular Meeting, Action on December Financials, Action on December Investment Reports, Directors Report, Executive Session, Action as a Result of Executive Session, Public Comment; Board Comment, and Adjourn".

Directors Present:

Mr. Jim DePauw
Mr. Justin Myers
Dr. Keith Ledford
Mrs. Frances Hobbs

Directors Absent:

Mr. Scott MacKenzie

Staff Present:

Mr. Terry Wegman
Mrs. Teresa Darden

Guests:

Miklos Szabo, Kinsey Hansen, Steve Campbell, Paul Keierleber, Ron Bowes, Carl Beach, Kevin Corcon

AGENDA ITEM # 1 – Call to Order/Invocation and Pledge:

Mr. DePauw called the meeting to order at 5:16 p.m. Mr. Myers led the invocation and pledge.

ACTION ITEM #2- Howard College Grant Quarterly Update for Workforce Training:

Mrs. Kinsey Hansen gave the 2012 Third quarterly update on the Howard College Grant for Workforce Training. Mrs. Hansen explained that programs have continued to be a great success. Along with the core training classes, HC has developed a NCCER accredited course. Student enrollment in January thus far is 68 students, with registration still open. Howard College has been very pleased with the participation from the area High Schools as well as local business. Howard College continues to work on placing students into careers and tracking the career paths of the students. With several new programs including PLC and truck driving, Howard College is very optimistic for our future.

ACTION ITEM #3- Action on Minutes of the December 18, 2012 Regular Board Meeting:

Mr. DePauw presented the minutes of the December 18, 2012 Regular Meeting. Motion to accept the minutes was made by Mr. Myers, seconded by Mrs. Hobbs. The motion passed 4 to 0 with all members present voting "aye" in favor of the motion.

**ACTION ITEM #4- Action on December Financials Report:
(moved to item # 5)**

Mr. Myers presented the December Financial report. Motion to approve the December Financial Report was made by Dr. Ledford seconded by Mrs. Hobbs. The motion passed 4 to 0 with all members present voting "aye" in favor of the motion.

**ACTION ITEM #5- Action on December Investment Report:
(moved to item #6)**

Mr. Myers presented the December Investment report. Motion to approve the December Investment Report was made by Mrs. Hobbs seconded by Dr. Ledford. The motion passed 4 to 0 with all members present voting "aye" in favor of the motion.

**AGENDA ITEM #6- Directors Report
(moved to item #4)**

Mr. Wegman discussed various projects including: Boyce Galvanizing Kettle to be installed Jan 25th, Hi Sierra Energy is in negotiation with the Industrial Foundations for land for trans-loading operation, Ft. Worth Pipe is installing new rail adjacent to the existing spur, the annual audit is underway, and insurance claim has been filed for damage to the floor in the EDC building, numerous inquires from oilfield service related companies for potential operational sites as well as developers looking for potential sites for trailer parks, temporary housing, and permanent housing. Mr. Wegman advised the board of upcoming meetings that include: Looking into having an educational conference on the Cline Shale, Howard County day at the Capitol Feb 5th, Chamber Banquet Jan 31st, High Ground Spring Meeting Mar 28-29th, next board meeting February 19th.

AGENDA ITEM #7- Executive Session

Executive Session in accordance with Texas Government Code, Section 551.087 (1) to discuss or deliberate regarding commercial or financial information that the governmental body has received from a business prospect that the governmental body seeks to have locate, stay, or expand in or near the territory of the governmental body and with which the governmental body is conducting economic negotiations; or (2) to deliberate the offer of a financial or other incentive to a business prospect described by Subdivision (1).

- **Future Potential Lease of Big Spring EDC Property**

Mr. DePauw adjourned the Board of Directors into Executive Session @ 6:06 p.m. January 15, 2013.

AGENDA ITEM #8- Action as a Result of Executive Session

Mr. DePauw reconvened the Board of Directors into open session @ 7:40 p.m. January 15, 2013. Action as a result include: None

AGENDA ITEM #9- Public Comments

None

AGENDA ITEM # 10- Board Comments

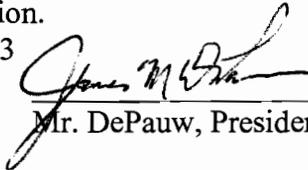
Dr. Ledford commended the past EDC Board members and Mr. Ryan for the \$36.5 mill renovation of the Hotel Settles and wanted to extend his appreciation for the work everyone has done to make this project come to fruition. Mr. DePauw, Mr. Myers and Mrs. Hobbs all agreed.

AGENDA ITEM # 11- Adjourn

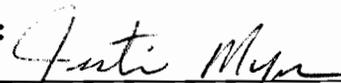
Mr. DePauw asked for a motion to adjourn.

Motion by Mr. DePauw seconded by Mr. Myers. The motion passed 4 to 0 with all members present voting "aye" in favor of the motion.

Meeting adjourned at 7:41 pm on January 15, 2013


Mr. DePauw, President

ATTEST:


Mr. Myers, Vice President