



## CITY COUNCIL AGENDA

**Tuesday, April 22, 2014**

Notice is hereby given that the City Council of the City of Big Spring, Texas will meet in Regular Session on Tuesday, April 22, 2014, at 5:30 p.m. in the City Council Chambers located at 307 East 4<sup>th</sup> 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.**

**As a courtesy to those in attendance, please place your cell phone on “Silent” or “Vibrate.”  
Please, no talking during the meeting, take any conversations outside, so others can hear.**

**Thank You!**

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

**“Honor the Texas flag; I pledge allegiance to thee, Texas,  
one state under God, one and indivisible.”**

### **Public Hearings & Announcements**

2. **Public Hearing** – Regarding a Replat of Government Heights to Bauer Addition to the City of Big Spring, Parts of Lots 1-3, Lots 4-6, Block 34, Lots 1-3, Block 35, Part of an Abandoned Alley and a Portion of North Douglas Street, Being Approximately 1.57 Acres Located West of US Highway 87 (Gregg Street) and South of North 10<sup>th</sup> Street. Zoned: Light Commercial. Applicant: Parkhill, Smith & Cooper, Inc. Browning

### **Disposition of Minutes**

3. Approval of Minutes of the Regular Meeting of April 8, 2014 5-9 Davis

**Consent Items**

- |    |   |       |        |
|----|---|-------|--------|
| 4. | Final Reading of a Resolution Supporting the Rights of Our Citizens Under the 2 <sup>nd</sup> , 9 <sup>th</sup> , and 10 <sup>th</sup> Amendments to the United States Constitution; and Providing an Effective Date  | 10-11 | Boyd   |
| 5. | Final Reading of an Ordinance Amending Ordinance Number <b>029-2013</b> Which Adopted the Annual Budget for the City of Big Spring for the Fiscal Year Beginning October 1, 2013 and Ending September 30, 2014; to Move Funds from the General Fund and Create a New Fund Called Cable Franchise-Peg Fund for the Purpose of Purchasing Broadcasting Equipment for Public Entities; Providing for Repeal of Ordinances in Conflict Herewith; Providing for Publication; Providing an Effective Date   | 12-14 | Moore  |
| 6. | Final Reading of an Ordinance Amending Chapter 18 of the Code of Ordinances Entitled "Traffic" by Amending Article 3 Section 18-75 Entitled "One Way Streets, Designation and Marking" by Adding a New Subsection (I) to Declare 2 <sup>nd</sup> Street a Single Lane, One Way Westbound Traffic Roadway from the East Line of the Alley Between Gregg Street and Lancaster Street to Lancaster Street; Adding Subsection (J) to Declare Lancaster Street a Single Lane, One Way Southbound Traffic Roadway from 2 <sup>nd</sup> Street to 3 <sup>rd</sup> Street; Amending Section 18-83 Renamed to "Turning Prohibited"; Adding Subsection (B) to Prohibit Left Turns Northbound at the Eastbound Intersection of West 2 <sup>nd</sup> Street and Gregg Street; Amending Article 5 Section 18-149 Entitled "Specific Parking, Standing, Stopping and Street Closing Provisions" by Adding a New Subsection (M) to Regulate Parking Along 2 <sup>nd</sup> Street from Gregg Street to Lancaster Street and Lancaster Street from 2 <sup>nd</sup> Street to 3 <sup>rd</sup> Street; and Adding a New Subsection (N) to Prohibit Thru Traffic in the Alley From 2 <sup>nd</sup> Street to 3 <sup>rd</sup> Street Between Gregg Street and Lancaster Street; Providing for Severability; Providing for a Penalty in Accordance with State Law; Providing for Publication; and Providing an Effective Date | 15-18 | Womack |
| 7. | Acceptance of the Howard County Appraisal District's Board of Directors Minutes for the Regular Meeting of February 5, 2014   | 19    | Darden |

**Bids**

- |    |   |    |        |
|----|---|----|--------|
| 8. | Award Bid for 2014 Water System Improvements (Water Line Replacement) for Community Development Block Grant No. 713030 and Authorizing the Mayor to Execute Any Necessary Documents | 20 | Womack |
|----|---|----|--------|

### **Routine Business**

- |    |                       |                 |  |          |
|----|-----------------------|-----------------|--|----------|
| 9. | Vouchers for 04/10/14 | \$ 415,020.98   |  |          |
|    | Vouchers for 04/17/14 | \$ 1,301,680.77 |  | Carrigan |

### **New Business**

- |     |   |       |  |          |
|-----|---|-------|--|----------|
| 10. | First Reading of an Ordinance Approving a Replat of Government Heights to Bauer Addition to the City of Big Spring, Parts of Lots 1-3, Lots 4-6, Block 34, Lots 1-3, Block 35, Part of an Abandoned Alley and a Portion of North Douglas Street, Being Approximately 1.57 Acres Located West of US Highway 87 (Gregg Street) and South of North 10 <sup>th</sup> Street, Providing for Severability and Providing an Effective Date                   | 21-22 |  | Browning |
| 11. | Emergency Reading of an Ordinance Establishing the Pay Schedule for Classified Positions within the Police Department for June 1 <sup>st</sup> Through September 30, 2014; Providing for a 6% Increase in Pay; Providing for Repeal of Ordinances in Conflict Herewith; and Providing an Effective Date   | 23-24 |  | Medina   |
| 12. | Emergency Reading of an Ordinance Establishing the Fire Department Pay Scale for June 1 <sup>st</sup> to September 30, 2014; Providing for a 6% Increase in Base Pay, Including Firefighter and EM T Certifications into Base Pay and Adding a Non-Civil Service Cadet Classification in Accordance with Chapter 143 of the Texas Local Government Code; Providing for the Repeal of Ordinances in Conflict Herewith; and Providing an Effective Date | 25-26 |  | Medina   |
| 13. | Approval of an Agreement for Audit Services with Bolinger, Segars, Gilbert & Moss, L.L.P. and Authorizing the City Manager to Execute Any Necessary Documents   | 27-35 |  | Moore    |
| 14. | Acceptance of the Big Spring Economic Development Corporation Board of Directors Minutes for the Regular Meeting of March 18, 2014  | 36-39 |  | Sjogren  |

### **City Attorney's Report**

- |     |   |  |  |          |
|-----|---|--|--|----------|
| 14. | Attorney's Update on Pending Claims and Litigation – If Necessary, the Council will Adjourn into Executive Session in Accordance with Texas Government Code Section 551.071(1)(A) to Consult with the City Attorney |  |  | McLellan |
|-----|---|--|--|----------|

**City Manager's Report**

15. US 87 Big Spring Truck Reliever Route Ground Breaking Ceremony – Friday, April 25, 2014 at Hangar 25 Air Museum 1911 Apron Drive Darden

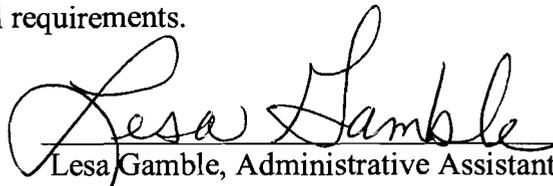
**Council Input**

16. Input McLellan

**Executive Session**

17. Adjourn into **Executive Session** in Accordance with Texas Government Code Section 551.072 to Discuss the Purchase, Exchange, Lease or Value of Real Property in Connection with the US 87 Big Spring Truck Reliever Route McLellan
18. Reconvene in Open Session and Take Any Necessary Action McLellan
19. Adjourn McLellan

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 Thursday, April 17, 2014 at 4:00 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

April \_\_\_\_\_, 2014 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. 4<sup>th</sup>, Big Spring, Texas, at 5:30 p.m., April 8, 2014, with the following members present:

LARRY McLELLAN	Mayor
MARCUS FERNANDEZ	Mayor Pro Tem
CARMEN HARBOUR	Councilmember
GLEN CARRIGAN	Councilmember
BOBBY McDONALD	Councilmember
RAUL BENAVIDES	Councilmember
MARVIN BOYD	Councilmember

Same and constituting a quorum; and

TODD DARDEN	City Manager
LINDA SJOGREN	City Attorney
JOHN MEDINA	Human Resources Director
CHAD WILLIAMS	Police Chief
CRAIG FERGUSON	Fire Chief
JIM LITTLE	Airpark Director
DON MOORE	Finance Director/ City Secretary
TIM GREEN	Municipal Court Judge

## **PRESENTATIONS & PUBLIC HEARINGS**

### **INVOCATION & PLEDGE OF ALLEGIANCE**

Ken McMeans, College Baptist Church, gave the invocation and Mayor McLellan led the Pledge of Allegiance to the American and Texas Flags.

### **DISPOSITION OF MINUTES**

#### **APPROVAL OF MINUTES OF THE REGULAR MEETING OF MARCH 25, 2014**

Motion was made by Councilmember Carrigan, seconded by Councilmember Boyd, with all members of the Council voting “aye” approving the minutes of the regular meeting of March 25, 2014.

## **CONSENT ITEMS**

FINAL READING OF A RESOLUTION AUTHORIZING THE MAYOR TO APPROVE THE USE OF FUNDS FROM THE PUBLIC EDUCATIONAL AND GOVERNMENTAL (PEG) FEES THAT THE CITY RECEIVES FROM CABLE SUBSCRIBERS FOR THE ACQUISITION, INSTALLATION OR UPDATING OF MATERIALS OR EQUIPMENT BY OR ON BEHALF OF OTHER BOARDS OR GOVERNMENTAL ENTITIES IN ORDER TO FACILITATE BROADCASTING ON CHANNEL 17; AND PROVIDING AN EFFECTIVE DATE

FINAL READING OF AN ORDINANCE AMENDING THE BIG SPRING CODE OF ORDINANCES CHAPTER SIX ENTITLED "CEMETERIES, PARKS AND RECREATION," ARTICLE THREE ENTITLED "DORA ROBERTS COMMUNITY CENTER," SECTION 6-46 ENTITLED "DEPOSITS, RENTAL FEES, AND SECURITY" REQUIRING RENTAL FEES BE PAID SEVEN (7) DAYS PRIOR TO ANY EVENT AND ADJUSTING VARIOUS FEES; AMENDING SECTION 6-47 ENTITLED "SPECIAL SERVICES AND EQUIPMENT" TO ADJUST VARIOUS FEES; AND REVISING OTHER SECTIONS FOR CLARITY; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE

ACCEPTANCE OF THE CONVENTION AND VISITORS BUREAU COMMITTEE MINUTES FOR THE MEETINGS OF MARCH 5, 2014

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

## **ROUTINE BUSINESS**

Councilmember Harbour reviewed the vouchers. Motion was made by Councilmember Harbour, seconded by Councilmember Carrigan, with all members of the Council voting "aye" approving vouchers in the amount of \$362,771.79 (03/27/14) and \$826,604.80 (04/03/14).

## **NEW BUSINESS**

FIRST READING OF A RESOLUTION SUPPORTING THE RIGHTS OF OUR CITIZENS UNDER THE 2<sup>ND</sup>, 9<sup>TH</sup>, AND 10<sup>TH</sup> AMENDMENTS TO THE UNITED STATES CONSTITUTION; AND PROVIDING AN EFFECTIVE DATE

Motion was made by Councilmember Boyd, seconded by Councilmember Carrigan, with all members of the Council voting "aye" approving the above captioned resolution.

FIRST READING OF AN ORDINANCE AMENDING ORDINANCE NUMBER 029-2013 WHICH ADOPTED THE ANNUAL BUDGET FOR THE CITY OF BIG SPRING FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2013 AND ENDING SEPTEMBER 30, 2014; TO MOVE FUNDS FROM THE GENERAL FUND AND CREATE A NEW FUND CALLED CABLE FRANCHISE-PEG FUND FOR THE PURPOSE OF PURCHASING

BROADCASTING EQUIPMENT FOR PUBLIC ENTITIES; PROVIDING FOR REPEAL OF ORDINANCES IN CONFLICT HEREWITH; PROVIDING FOR PUBLICATION; PROVIDING AN EFFECTIVE DATE

Motion was made by Councilmember Harbour, seconded by Councilmember Carrigan, with all members of the Council voting “aye” approving the above captioned ordinance.

FIRST READING OF AN ORDINANCE AMENDING CHAPTER 18 OF THE CODE OF ORDINANCES ENTITLED “TRAFFIC” BY AMENDING ARTICLE 3 SECTION 18-75 ENTITLED “ONE WAY STREETS, DESIGNATION AND MARKING” BY ADDING A NEW SUBSECTION I TO DECLARE 2<sup>ND</sup> STREET A SINGLE LANE, ONE WAY WESTBOUND TRAFFIC ROADWAY FROM GREGG TO LANCASTER; ADDING SUBSECTION J TO DECLARE LANCASTER A SINGLE LANE, ONE WAY SOUTHBOUND TRAFFIC ROADWAY FROM 2<sup>ND</sup> STREET TO 3<sup>RD</sup> STREET; AMENDING ARTICLE 5 SECTION 18-149 ENTITLED “SPECIFIC PARKING, STANDING, STOPPING AND STREET CLOSING PROVISIONS” BY ADDING A NEW SUBSECTION (M) TO REGULATE PARKING ALONG 2<sup>ND</sup> STREET FROM GREGG TO LANCASTER AND LANCASTER STREET FROM 2<sup>ND</sup> TO 3<sup>RD</sup>; AND ADDING A NEW SUBSECTION (N) TO PROHIBIT THRU TRAFFIC IN THE ALLEY FROM 2<sup>ND</sup> TO 3<sup>RD</sup> BETWEEN GREGG AND LANCASTER; PROVIDING FOR SEVERABILITY; PROVIDING FOR PUBLICATION; AND PROVIDING AN EFFECTIVE DATE

After a brief discussion and making an amendment by changing 2<sup>nd</sup> Street to a single lane, one way westbound traffic roadway from the alley to Lancaster, instead of from Gregg to Lancaster, motion was made by Councilmember Benavides, seconded by Councilmember McDonald, with all members of the Council voting “aye” approving the above captioned ordinance with the amendment.

CONSIDERATION OF ACCEPTING AND APPROVING FUNDING FROM THE BIG SPRING ECONOMIC DEVELOPMENT CORPORATION FOR THE CITY’S MASTER PLAN AND THE AIRPORT MASTER PLAN AND AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE ANY NECESSARY DOCUMENTS

Motion was made by Councilmember Benavides, seconded by Councilmember Harbour, with all members of the Council voting “aye” accepting and approving funding for the Master Plan and Airport Master Plan in the amount of \$247,000 from the Big Spring Economic Development Corporation.

Also at this time Mr. Wegman, Executive Director of the Big Spring Economic Development Corporation gave the quarterly update in open session to the Council reporting that progress on the Railyard Project on the EDC’s property east of town has slowed down in order to implement a new design that is requiring additional review by the Union Pacific Railroad. Mr. Wegman also reported on various other ongoing projects.

## **CITY MANAGER'S REPORT**

Todd Darden, City Manager, reminded the Council of the special meeting on April 15, 2014 regarding the compensation plan report and also that there would be a public meeting on April 21, 2014 at Howard College regarding the City's Master Plan and that the public is invited to attend and make comments at the meeting.

## **COUNCIL INPUT**

All Councilmembers thanked Big Spring Economic Development Corporation for funding the City's Master Plan and the Airport Master Plan.

Mayor McLellan also thanked Keep Big Spring Beautiful for their participation in the annual trash off. Mayor McLellan reported on his participation in the Salvation Army fund raiser on the 7-11 roof that raised \$16,000. Mayor McLellan also reported on presenting a proclamation to Isiah 58 stating that he was very impressed with the number of volunteers and the amount of people they feed every day.

Mayor Pro Tem Fernandez said he had heard complaints from some citizens on a change in the due date on their water bills. Mr. Medina and Mr. Moore explained a change in the system that caused the due date for some bills to change a little bit. Mayor Pro Tem Fernandez asked that the City publish any changes that will effect the citizens in the future.

Councilmember Harbour expressed concerns about trash pick-ups and permit issues. Mr. Darden addressed the number of trash trucks running and/or the shortage of drivers. He also stated that the Permit Department is willing to work with contractors and if anyone has a problem to please call him about it.

Councilmember Carrigan thanked Johnny Womack, Public Works Director, for taking care of some citizens concerns and Mr. Carrigan also said he had received some calls about the permit process.

Councilmember McDonald thanked citizens who participated in the Big Spring Annual Trash Off and announced that 5600 pounds of trash had been collected.

Councilmember Benavides stated he also had heard some complaints about the permit department. Mr. Darden reiterated that anyone with complaints about permits should call him.

Councilmember Boyd read into the record the resolution on supporting the rights of our citizens under the 2<sup>nd</sup>, 9<sup>th</sup>, and 10<sup>th</sup> amendments to the United States Constitution and thanked Ms. Sjogren for her help in drafting it.

**EXECUTIVE SESSION**

ADJOURN INTO EXECUTIVE SESSION IN ACCORDANCE WITH TEXAS GOVERNMENT CODE SECTION 551.072 TO DISCUSS THE PURCHASE, EXCHANGE, LEASE OR VALUE OF REAL PROPERTY AT 6:35 P.M.

RECONVENE IN OPEN SESSION AND TAKE ANY NECESSARY ACTION AT 7:05 P.M.

Motion was made by Councilmember Carrigan, seconded by Councilmember McDonald, with all members of the Council voting “aye” approving the purchase of approximately 300 acres of land for the a new landfill.

**ADJOURN**

Motion was made by Councilmember Harbour, seconded by Councilmember Carrigan, with all members of the Council voting “aye” to adjourn at 7:07 p.m.

CITY OF BIG SPRING, TEXAS

\_\_\_\_\_  
Larry McLellan, Mayor

ATTEST:

\_\_\_\_\_  
Tami L. Davis, Assistant City Secretary

RESOLUTION NO. **-2014**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BIG SPRING, TEXAS, SUPPORTING THE RIGHTS OF OUR CITIZENS UNDER THE 2<sup>ND</sup>, 9<sup>TH</sup>, AND 10<sup>TH</sup> AMENDMENTS TO THE UNITED STATES CONSTITUTION AND UNDER ARTICLE I OF THE TEXAS CONSTITUTION; CALLING FOR AFFIRMATION FROM OUR STATE LEGISLATORS AND ELECTED OFFICIALS; AND PROVIDING AN EFFECTIVE DATE.

**WHEREAS**, a government of, by, and for the people has long been a cherished American value and the foundation of our freedom; and We The People's fundamental and inalienable right to self-govern, and thereby secure rights to life, liberty, and the pursuit of happiness is guaranteed in the U.S. Constitution and the Declaration of Independence; and

**WHEREAS**, the Second Amendment to the United States Constitution provides: "A well-regulated militia being necessary to the security of a free state, the right of the people to keep and bear arms shall not be infringed."; and

**WHEREAS**, the Ninth Amendment to the United States Constitution provides: "The enumeration in the Constitution, of certain rights, shall not be construed to deny or disparage others retained by the people."; and

**WHEREAS**, the Tenth Amendment to the United States Constitution provides: "The powers not delegated to the United States by the Constitution, nor prohibited by it to the States, are reserved to the States respectively, or to the people."; and

**WHEREAS**, the Texas Constitution, Article 1 Section 23 provides in part: "Every citizen shall have the right to keep and bear arms in the lawful defense of himself or the State"; and

**WHEREAS**, the citizens of Big Spring, Texas recognize their duty as law-abiding citizens to act in accordance with the U.S. Constitution and the Texas Constitution, and agree that the right to keep and bear arms shall not be infringed upon by any government or organization, political or otherwise.

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

**SECTION 1:** The citizens' representatives, the City Council and Mayor of Big Spring, Texas hereby call upon our state legislators and elected officials to join with us in the affirmation of the rights of our citizens under the 2<sup>nd</sup> Amendment.

**SECTION 2:** The City Council declares its belief that all federal acts, laws, executive orders, agency orders, and rules or regulations of all kinds which may be enacted with the purpose, intent, or effect of

- confiscating any firearm,
- banning any firearm,

- limiting the size of a magazine for any firearm,
- imposing any limit on the ammunition that may be purchased for any firearm,
- special taxation on any firearm or ammunition therefore,
- or requiring the registration of any firearm or ammunition therefore,

infringes upon Texans’ right to bear arms in direct violation of the Second Amendment to the Constitution of the United States, and Article 1, of the Texas Constitution and, therefore, any such law is not made in pursuance of the Constitution, is not authorized by the Constitution and thus, is not the supreme law of the land and consequently, is invalid in the State of Texas and shall be further considered null and void and of no effect in the City of Big Spring.

**SECTION 3:** The City of Big Spring, Texas strongly supports our citizens’ right to bear arms under the Second Amendment and does not support any law that would deprive any citizen of the rights guaranteed and protected under the U.S. Constitution, Bill of Rights, and the Texas Constitution. We urge the Congress of the United States to monitor and defend against any infringement of these rights.

**SECTION 4:** The City of Big Spring, State of Texas calls on other communities and jurisdictions to join with us in this action by passing similar Resolutions.

**SECTION 5:** Copies of this Resolution be immediately transmitted to the President of the United States; the President of the United States Senate; the Speaker of the House of Representatives; each member of Congress from the State of Texas; each justice on the United States Supreme Court; the Attorney General of the State of Texas; the President of the Senate and the Speaker of the House of Representatives of Texas’ legislature; and each individual legislator that represents our district in the State of Texas; the Sheriff of Howard County; and the Chief of the Big Spring Police Department.

PASSED AND APPROVED on first reading by the City Council of the City of Big Spring, Texas this \_\_\_ day of \_\_\_\_\_, at a regular meeting of the City Council, with all members present voting “aye” for the passage of same.

PASSED AND APPROVED on second reading by the City Council of the City of Big Spring, Texas this \_\_\_ day of \_\_\_\_\_, at a regular meeting of the City Council, with all members present voting “aye” for the passage of same.

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Larry McLellan, Mayor

ATTEST:

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Tami Davis, Assistant City Secretary

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BIG SPRING SPRING, TEXAS, AMENDING ORDINANCE NUMBER 029-2013 WHICH ADOPTED THE ANNUAL BUDGET FOR THE CITY OF BIG SPRING, TEXAS FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2013 AND ENDING SEPTEMBER 30, 2014 TO MOVE FUNDS FROM THE GENERAL FUND AND CREATE A NEW FUND CALLED CABLE FRANCHISE-PEG FUND FOR THE PURPOSE OF PURCHASING BROADCASTING EQUIPMENT FOR PUBLIC ENTITIES; PROVIDING FOR REPEAL OF ORDINANCES IN CONFLICT HEREWITH; PROVIDING FOR PUBLICATION; PROVIDING AN EFFECTIVE DATE.

WHEREAS the City Council adopted the annual 2013-14 budget for the City of Big Spring, Texas on September 24, 2013; and

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

SECTION 1. Enacted.

THAT the Cable Franchise-PEG Fee Fund is added to the Annual Budget for the City of Big Spring, Texas for the Fiscal Year beginning October 1, 2013 and ending September 30, 2014 by moving the amount of \$65,000 from the General Fund account of 002-4054-01 "Cable Franchise-PEG Fees" to 170-4054-01 "Cable Franchise-PEG Fees", and establishing budget of \$100,000 to expense account 170-002-140-6310-01 "PEG Equipment" for the purpose of purchasing broadcasting equipment for public entities which will broadcast on the City's Cable Channel.

The \$100,000 for account 170-002-140-6310-01 will come from the fund balance of Fund 170 "Cable Franchise -PEG Fund".

SECTION 2. Continuing effect.

THAT the remaining portions of Ordinance Number 029-2013 shall remain in full force and effect.

SECTION 3. Repeal.

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

SECTION 4. Publication.

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

SECTION 5. Effective Date.

THAT, this ordinance shall be in force and effective 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 8<sup>th</sup> day of April, 2014 with all members of the Council 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 22<sup>nd</sup> day of April, 2014 with all members of the Council voting “aye” for the passage of same.

CITY OF BIG SPRING

\_\_\_\_\_  
Larry McLellan, Mayor

ATTEST:

\_\_\_\_\_  
Tami L. Davis, Assistant City Secretary

## Backup Documentation

Note: There was \$75,951.19 of PEG expenses processed as of 4/1/14. The current fund balance, which includes this year's expenses, last year's ending fund balance, and this year received revenues is \$42,622.05. No amount was budgeted for this year's PEG Equipment. \$100,000 should cover the expenses already incurred, plus future ones, as approved by the prior meeting's ordinance to allow the PEG fund to be used for public entities which broadcast on the City's Cable Channel.

**ORDINANCE NO. \_\_\_\_\_**

**AN ORDINANCE OF THE CITY OF BIG SPRING, TEXAS AMENDING CHAPTER 18 OF THE BIG SPRING CODE OF ORDINANCES ENTITLED "TRAFFIC" BY AMENDING ARTICLE 3 SECTION 18-75 ENTITLED "ONE WAY STREETS, DESIGNATION AND MARKING" BY ADDING A NEW SUBSECTION I TO DECLARE 2<sup>ND</sup> STREET A SINGLE LANE, ONE WAY WESTBOUND TRAFFIC ROADWAY FROM THE EAST LINE OF THE ALLEY BETWEEN GREGG STREET AND LANCASTER STREET TO LANCASTER STREET; ADDING SUBSECTION (J) TO DECLARE LANCASTER STREET A SINGLE LANE, ONE WAY SOUTHBOUND TRAFFIC ROADWAY FROM 2<sup>ND</sup> STREET TO 3<sup>RD</sup> STREET; AMENDING SECTION 18-83 RENAMED TO "TURNING PROHIBITED" ADDING SUBSECTION (B) TO PROHIBIT LEFT TURNS NORTHBOUND AT THE INTERSECTION OF EASTBOUND WEST 2<sup>ND</sup> STREET AND GREGG STREET; AMENDING ARTICLE 5 SECTION 18-149 ENTITLED "SPECIFIC PARKING, STANDING, STOPPING AND STREET CLOSING PROVISIONS" BY ADDING A NEW SUBSECTION (M) TO REGULATE PARKING ALONG 2<sup>ND</sup> STREET FROM GREGG STREET TO LANCASTER STREET AND LANCASTER STREET FROM 2<sup>ND</sup> STREET TO 3<sup>RD</sup> STREET; AND ADDING A NEW SUBSECTION (N) TO PROHIBIT THRU TRAFFIC IN THE ALLEY FROM 2<sup>ND</sup> STREET TO 3<sup>RD</sup> STREET BETWEEN GREGG STREET AND LANCASTER STREET; PROVIDING FOR SEVERABILITY; PROVIDING FOR A PENALTY IN ACCORDANCE WITH STATE LAW; PROVIDING FOR PUBLICATION; AND PROVIDING AN EFFECTIVE DATE**

**WHEREAS,** the City Council finds it to be in the interest of public safety to regulate the direction of travel, parking, and alley traffic in the area of 2<sup>nd</sup> Street between Gregg Street and Lancaster Street and Lancaster Street between 3<sup>rd</sup> Street and 4<sup>th</sup> Street; and

**WHEREAS,** the City Council finds that the public safety and general welfare will best be served by the following regulations;

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

**SECTION 1.** The City of Big Spring Code of Ordinances Chapter 18, Article 3, Section 18-75 and 18-83 as well as Article 5, Section 18-149 are hereby amended by adding new subsections which shall read as follows:

**Article 3: Operation of Vehicles Generally**

...

**Section 18-75. One way Streets; Designation and Marking.**

...

- I. 2<sup>nd</sup> Street from the east line of the alley located between Gregg Street and Lancaster street westbound to Lancaster Street is hereby designated a one lane roadway that is one way westbound.
- J. Lancaster Street from 2<sup>nd</sup> Street to 3<sup>rd</sup> Street is hereby designated a one lane roadway that is a one way southbound.

...

**Sec. 18-83. Turning Prohibited**

**A 11<sup>th</sup> Place**

- (1) "No Left Turn" shall be allowed westbound on 11th Place at the intersection of 11<sup>th</sup> Place and Benton Street;
- (2) "No Left Turn" shall be allowed westbound on 11th Place at the intersection of 11<sup>th</sup> Place and Austin Street;
- (3) "No Left Turn" shall be allowed northbound on Benton Street at the intersection of Benton Street and 11th Place;
- (4) "No Left Turn" shall be allowed northbound on Austin Street at the intersection of Austin Street and 11th Place.

**B W 2<sup>nd</sup> Street and Gregg Street**

- (1) "No Left Turn" shall be allowed northbound onto Gregg Street at the intersection of Gregg Street and eastbound West 2<sup>nd</sup> Street.

**Article 5: Stopping/Standing/Parking**

...

**Sec. 18-149. Specific Parking, Standing, Stopping, and Street Closing Provisions.**

...

- (m) **Parking on 2<sup>nd</sup> Street from Gregg to Lancaster and on Lancaster from 2<sup>nd</sup> Street to 3<sup>rd</sup> Street.**

Perpendicular parking is established on the south side of 2<sup>nd</sup> Street from Gregg to Lancaster and on the west side of Lancaster from 2<sup>nd</sup> Street to 3<sup>rd</sup> Street.

- (n) **Closure of alley to Thru Traffic between Gregg and Lancaster from 2<sup>nd</sup> Street to 3<sup>rd</sup> Street.**

The alley running north and south between Gregg and Lancaster from 2<sup>nd</sup> Street to 3<sup>rd</sup> Street shall be closed to all thru traffic.

**SECTION 2.** All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of the conflict.

**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 5.** This ordinance shall take effect immediately after passage and publication in accordance with the provisions of the Charter of the City of Big Spring, and it is accordingly so ordained.

**SECTION 6.** It is officially found and determined that the meeting at which this ordinance was passed was open to the public as required by law.

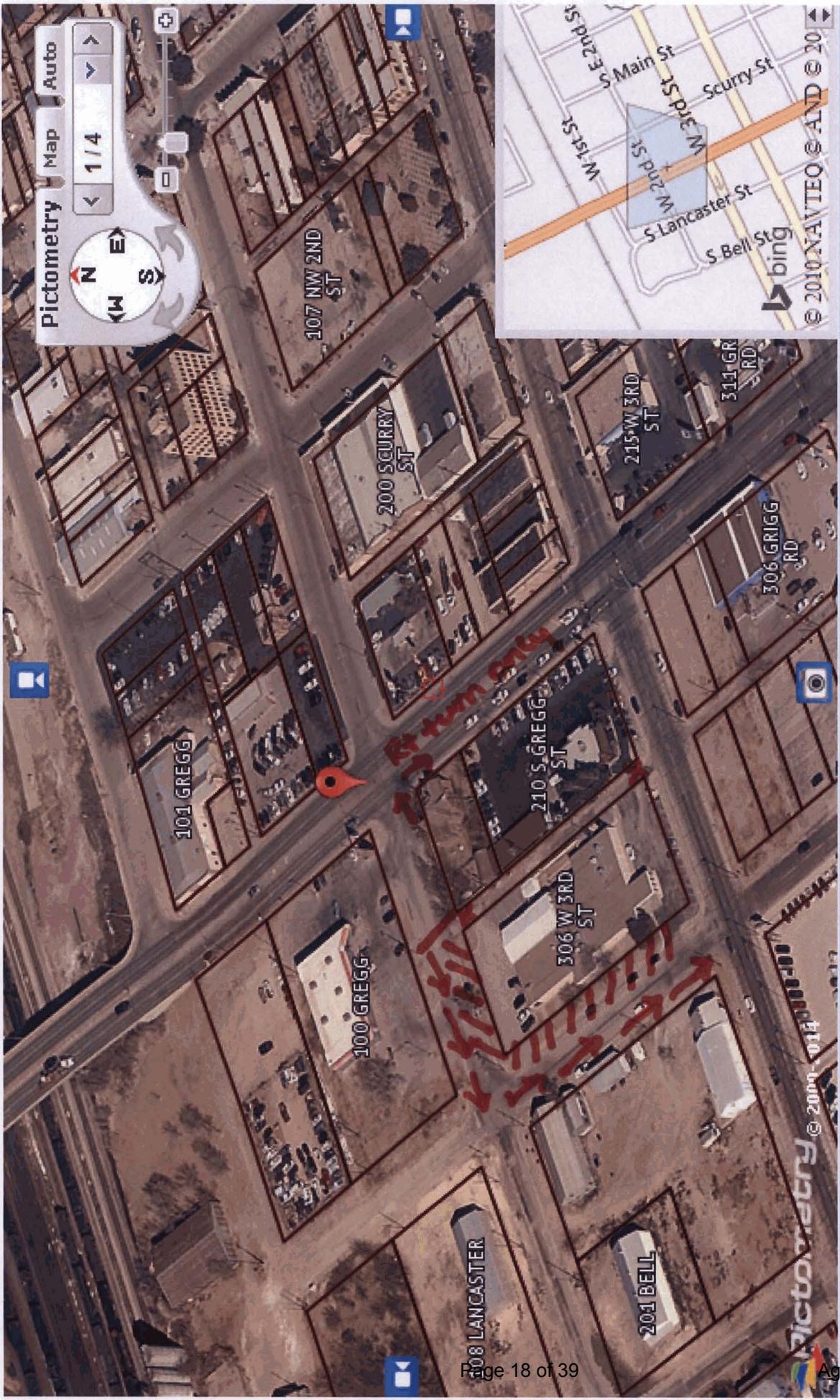
**PASSED AND APPROVED** on first reading at a regular meeting of the City Council on the **8th** day of **April, 2014**, with all members voting “aye” for the passage of same.

**PASSED AND APPROVED** on second reading at a regular meeting of the City Council on the **22<sup>nd</sup>** day of **April, 2014**, with all members voting "aye" for the passage of same.

\_\_\_\_\_  
Larry McLellan, Mayor

ATTEST:

\_\_\_\_\_  
Tami Davis, Asst. City Secretary



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

FEBRUARY 05, 2014

---

The Board of Directors of the Howard County Appraisal District (HCAD) met for their Regular Meeting on February 5, 2014 at 5:15 pm. Directors present were Donnie Baker, Tim Blackshear, Dale Humphreys, Donnie Reid and Kathy Sayles. Ronny Babcock and Lisa Reyna represented the HCAD.

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

No one was registered for public comments.

Kathy Sayles motioned and Donnie Reid motioned to accept the organization of the Board as previously set: Donnie Baker as Chairman and Dale Humphreys as secretary. Motion carried 5 to 0.

The minutes for January 8, 2014 were reviewed and approved on a motion from Kathy Sayles with a second from Donnie Reid. Motion carried 5 to 0.

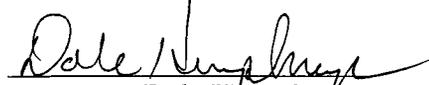
The bills for January, 2014 were reviewed and approved on a motion from Kathy Sayles with a second from Donnie Reid. Motion carried 5 to 0.

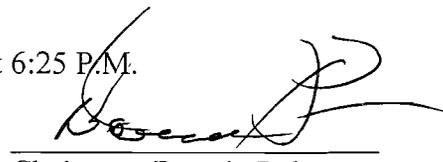
The financial report for January, 2014 were reviewed and approved on a motion from Kathy Sayles with a second from Donnie Reid. Motion carried 5 to 0.

The Chief Appraiser's Contract was reviewed. A motion was made by Tim Blackshear and seconded by Dale Humphreys to renew the Contract for \$103,257. Motion carried 5 to 0.

Ronny Babcock submitted changes to the Personnel Manual. Kathy Sayles motioned and Donnie Reid seconded to approve the Personnel Policy changes as written. Motion carried 5 to 0.

With no other business to discuss, the meeting adjourned at 6:25 P.M.

  
Secretary, Dale Humphreys

  
Chairman, Donnie Baker

---



CITY OF  
**Big Spring**  
**PUBLIC WORKS**  
**MEMORANDUM**

---

**TO:** HONORABLE MAYOR AND CITY COUNCIL  
MR. TODD DARDEN, CITY MANAGER

**FROM:** JOHNNY WOMACK, PUBLIC WORKS DIRECTOR

**SUBJECT:** REQUEST FOR PERMISSION TO ADVERTISE FOR BIDS FOR THE 2014  
WATER SYSTEM IMPROVEMENTS (WATER LINE REPLACEMENT) AS PART  
OF THE TEXAS COMMUNITY DEVELOPMENT BLOCK GRANT NO. 713030

**DATE:** APRIL 16, 2014

---

This is a request for permission to advertise for bids for the 2014 Water System Improvements (water line replacement) as part of the Texas Community Development Block Grant No. 713030. Plans and specifications have been prepared by Parkhill, Smith and Cooper and are on file in the Public Works office for review.

Please contact me if you have any questions or concerns.

**ORDINANCE NO. \_\_\_\_\_**

**AN ORDINANCE OF THE CITY OF BIG SPRING, TEXAS, APPROVING A REPLAT OF GOVERNMENT HEIGHTS TO BAUER ADDITION TO THE CITY OF BIG SPRING, HOWARD COUNTY, TEXAS, PARTS OF LOTS 1-3, LOTS 4-6, BLOCK 34, LOTS 1-3, BLOCK 35, PART OF AN ABANDONED ALLEY AND A PORTION OF NORTH DOUGLAS STREET, BEING APPROXIMATELY 1.57 ACRES LOCATED WEST OF US HIGHWAY 87 (GREGG STREET) AND SOUTH OF NORTH 10<sup>TH</sup> STREET, PROVIDING FOR SEVERABILITY, AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, the City Planning and Zoning Commission has given its final approval of the replat of Government Heights to Bauer Addition of the City of Big Spring, Howard County, Texas, parts of Lots 1-3, Lots 4-6, Block 34, Lots 1-3, Block 35, part of an abandoned alley and a portion of North Douglas Street; and

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

**SECTION 1.** The replat of Government Heights to Bauer Addition of the City of Big Spring, Howard County, Texas, parts of Lots 1-3, Lots 4-6, Block 34, Lots 1-3, Block 35, part of an abandoned alley and a portion of North Douglas Street being Approximately 1.57 Acres Located west of US Highway 87 (Gregg Street) and south of North 10<sup>th</sup> Street, approved by said City Council.

**SECTION 2.** 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 3.** This ordinance shall take effect immediately from and after its passage upon two readings in accordance with the provisions of the Charter of the City of Big Spring, and it is accordingly so ordained.

**PASSED AND APPROVED** on the first reading at a regular meeting of the City Council on the 22<sup>nd</sup> day of April, 2014, 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 13th day of May, 2014, with all members present voting "aye" for the passage of same.

\_\_\_\_\_  
Larry McLellan, Mayor

ATTEST:

\_\_\_\_\_  
Tami Davis, Asst. City Secretary



ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BIG SPRING, TEXAS, ESTABLISHING THE PAY SCHEDULE FOR CLASSIFIED POSITIONS WITHIN THE POLICE DEPARTMENT FOR JUNE 1<sup>ST</sup> THROUGH SEPTEMBER 30<sup>TH</sup>, 2014; PROVIDING FOR A 6% INCREASE IN PAY; PROVIDING FOR REPEAL OF ORDINANCES IN CONFLICT HEREWITH; PROVIDING FOR AN EFFECTIVE DATE AND DECLARING AN EMERGENCY.

WHEREAS, the City Council desires to amend the Police Department pay plan for June 1<sup>st</sup> through September 30<sup>th</sup>, 2014;

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

SECTION 1: Enacted. THAT, the pay schedule for the Police Department as shown in Exhibit "A", which is attached hereto and incorporated herein for all purposes as if copied herein verbatim, is adopted as the pay schedule for the classified positions within the Police Department of the City of Big Spring for June 1<sup>st</sup> through September 30<sup>th</sup>, 2014. In the event the City Council does not take action to amend the pay schedule in the years following 2014-15, the pay plan provided shall remain in effect for subsequent years.

SECTION 2: Repeal. THAT, all ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of the conflict.

SECTION 3: Effective Date. THAT, this ordinance shall be in force and effect beginning June 1, 2014.

SECTION 4: Emergency. THAT the passage of this ordinance constitutes an emergency and an imperative public necessity so that the Charter Rule requiring that City ordinances must be read at two (2) separate meetings of the City Council should be suspended and said rule is hereby suspended.

PASSED AND APPROVED on emergency reading at a regular meeting of the City Council on the 22nd day of April 2014, with all members of the Council voting "aye" for passage of the same.

\_\_\_\_\_  
Larry McLellan, Mayor

ATTEST:

\_\_\_\_\_  
Tami Davis, Assistant City Secretary

## Exhibit A

### City of Big Spring Police Department Pay Plan June 1 through September 30, 2014

<u>Rank</u>	<u>Grade &amp; Step</u>	<u>Old Pay Rate</u>	<u>New Pay Rate</u>	<u>Bi-weekly</u>	<u>HCP</u>	<u>Narcotics Pay Rate</u>	<u>Narcotics Bi-weekly</u>
Non-Cert Police Officer	P0-01	18.891	20.024	\$ 1,601.96			
Police Officer	P1-01	19.849	21.040	\$ 1,683.20	X	\$ 1.016	
Corporal	P2-01	21.375	22.658	\$ 1,812.60	X	\$ 1.618	
Corporal 1 <sup>st</sup> Class	P3-01	23.019	24.400	\$ 1,952.01	X	\$ 1.742	25.010 \$ 2,000.80
Senior Corporal	P4-01	24.184	25.635	\$ 1,934.72	X	\$ 1.235	26.276 \$ 2,102.08
Sergeant	P5-01	25.409	26.934	\$ 2,154.68	X	\$ 1.299	
Sergeant 1 <sup>st</sup> Class	P6-01	28.048	29.731	\$ 2,378.47	X	\$ 2.797	
Master Sergeant	P7-01	29.469	31.237	\$ 2,498.97	X	\$ 1.506	32.018 \$ 2,561.44
Lieutenant	P8-01	30.959	32.817	\$ 2,625.32	X	\$ 1.580	
Senior Lieutenant	P9-01	35.028	37.130	\$ 2,970.37	X	\$ 4.313	

### Additional Assignment Pay

Narcotics Officers      One Step Increase

Includes authorized personnel only, specifically:

- (1) Master Sergeant
- (3) Senior Corporal
- (1) Corporal - 1<sup>st</sup> Class

Emergency Management Director \$200.00 per month

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BIG SPRING, TEXAS, ESTABLISHING THE FIRE DEPARTMENT PAY SCALE FOR JUNE 1<sup>st</sup> TO SEPTEMBER 30<sup>th</sup>, 2014; PROVIDING FOR A 6% INCREASE IN BASE PAY, INCLUDING FIREFIGHTER AND EMT CERTIFICATIONS IN BASE PAY AND ADDING A NON-CIVIL SERVICE CADET CLASSIFICATION IN ACCORDANCE WITH CHAPTER 143 OF THE TEXAS LOCAL GOVERNMENT CODE; PROVIDING FOR THE REPEAL OF ORDINANCES IN CONFLICT HEREWITH; PROVIDING FOR AN EFFECTIVE DATE AND DECLARING AN EMERGENCY.

WHEREAS, the City Council desires to amend the Fire Department pay plan for June 1<sup>st</sup> to September 30<sup>th</sup>, 2014; and to amend the provisions for certificate, education and paramedic pay;

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

SECTION 1: Enacted. THAT, the pay schedule for the Fire Department as shown in Exhibit "A", which is attached hereto and incorporated herein for all purposes as if copied herein verbatim, is adopted as the pay scale for the Fire Department of the City of Big Spring for June 1<sup>st</sup> through September 30<sup>th</sup>, 2014. Assignment, education and paramedic pay are authorized as provided in Exhibit "A". In the event the City Council does not take action to amend the assignment, education and paramedic pay in the years following 2014-15, the assignment, education and paramedic pay provided shall remain in effect for subsequent years.

SECTION 2: Repeal. THAT, all ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of the conflict.

SECTION 3: Effective Date. THAT, this ordinance shall be in force and effect beginning June 1, 2014.

SECTION 4: Emergency. THAT the passage of this ordinance constitutes an emergency and an imperative public necessity so that the Charter Rule requiring that City ordinances must be read at two (2) separate meetings of the City Council should be suspended and said rule is hereby suspended.

PASSED AND APPROVED on emergency reading at a regular meeting of the City Council on the **22nd** day of **April, 2014**, with all members of the Council voting "aye" for passage of the same.

\_\_\_\_\_  
Larry McLellan, Mayor

ATTEST:

\_\_\_\_\_  
Tami Davis, Assistant City Secretary

## Exhibit A

	STEP	SHIFT	JOB DESCRIPTION	CODE	CURRENT HOURLY	NEW HOURLY
<b>PARA CERT.</b>	1	DAY	CADET		0	\$12.680
	1	SHIFT	FIRE FIGHTER	FF S	\$12.857	\$13.628
	2	DAY	FIRE FIGHTER	FF D	\$17.999	\$19.079
	1	SHIFT	APPARATUS ENGINEER	APENG S	\$14.211	\$15.064
	2	DAY	APPARATUS ENGINEER	APENG D	\$19.896	\$21.090
	1	SHIFT	LIEUTENANT	LT S	\$16.036	\$16.998
	2	DAY	LIEUTENANT	LT D	\$22.451	\$23.798
	1	SHIFT	DEPUTY CHIEF	DC S	\$19.293	\$20.451
	2	DAY	DEPUTY CHIEF	DC D	\$27.013	\$28.634
	<b>PARA CERT.</b>	1	SHIFT	EMERGENCY MED TECH PARAMEDIC	EMTP S	\$2.131
2		DAY	EMERGENCY MED TECH PARAMEDIC	EMTP D	\$2.985	\$2.985
<b>EDUCATION</b>	1	SHIFT	ASSOCIATE DEGREE	ASSOC S	\$0.428	\$0.428
	2	DAY	ASSOCIATE DEGREE	ASSOC D	\$0.600	\$0.600
	1	SHIFT	BACHELORS DEGREE	BACH S	\$0.870	\$0.870
	2	DAY	BACHELORS DEGREE	BACH D	\$1.218	\$1.218
<b>ASSIGNMENT PAY</b>	1	SHIFT	INSTRUCTOR - TDH	INST-TDH S	\$0.888	\$0.888
	2	DAY	INSTRUCTOR - TDH	INST-TDH D	\$1.244	\$1.244
	1	SHIFT	INSTRUCTOR - INTERMEDIATE TCFP	INST-TCFP S	\$0.888	\$0.888
	2	DAY	INSTRUCTOR - INTERMEDIATE TCFP	INST-TCFP D	\$1.244	\$1.244
	1	SHIFT	FIRE INVESTIGATOR or INSPECTOR	INV-INSP S	\$0.455	\$0.455
	2	DAY	FIRE INVESTIGATOR or INSPECTOR	INV-INSP D	\$0.636	\$0.636
	1	SHIFT	ARSON INVESTIGATOR	ARSON S	\$0.908	\$0.908
	2	DAY	ARSON INVESTIGATOR	ARSON D	\$1.261	\$1.261
	1	SHIFT	TRAINING OFFICER	TRANOFF S		\$0.861
	2	DAY	TRAINING OFFICER	TRANOFF D	\$1.206	\$1.206
	1	SHIFT	FIRE MARSHAL	FIRE MARSH S		\$2.548
	2	DAY	FIRE MARSHAL	FIRE MARSH D	\$3.567	\$3.567
1	SHIFT	HEALTH INSPECTOR	FIRE MARSH S	\$0.861	\$0.861	
2	DAY	HEALTH INSPECTOR	FIRE MARSH D	\$1.206	\$1.206	

**BOLINGER, SEGARS, GILBERT & MOSS, L.L.P.**

CERTIFIED PUBLIC ACCOUNTANTS

PHONE: (806) 747-3806

FAX: (806) 747-3815

8215 NASHVILLE AVENUE

LUBBOCK, TEXAS 79423-1954

April 10, 2014

City of Big Spring  
310 Nolan Street  
Big Spring, TX 79720-2657

We submit the enclosed audit agreement for the year ended September 30, 2014. If the terms are acceptable, please have the agreement signed by a corporate officer and return one to us.

We appreciate the opportunity to continue as your auditor. If you have any questions or need additional information, please let us know.

Very truly yours,

BOLINGER, SEGARS, GILBERT & MOSS, L.L.P.

By: 

David Copeland, Partner

Enclosures

**BOLINGER, SEGARS, GILBERT & MOSS, L.L.P.**

CERTIFIED PUBLIC ACCOUNTANTS

PHONE: (806) 747-3806

FAX: (806) 747-3815

8215 NASHVILLE AVENUE

LUBBOCK, TEXAS 79423-1954

April 10, 2014

City of Big Spring  
310 Nolan Street  
Big Spring, TX 79720-2657

We are pleased to confirm our understanding of the services we are to provide for City of Big Spring for the year ended September 30, 2014.

We will audit the financial statements of the governmental activities, each major fund, and the aggregate remaining fund information, including the related notes to the financial statements, which collectively comprise the basic financial statements of City of Big Spring, Texas as of and for the year ended September 30, 2014. Accounting standards generally accepted in the United States of America provide for certain required supplementary information (RSI), such as management's discussion and analysis (MD&A), to supplement City of Big Spring, Texas's basic financial statements. Such information, although not a part of the basic financial statements, is required by the Governmental Accounting Standards Board who considers it to be an essential part of financial reporting for placing the basic financial statements in an appropriate operational, economic, or historical context. As part of our engagement, we will apply certain limited procedures to City of Big Spring, Texas's RSI in accordance with auditing standards generally accepted in the United States of America. These limited procedures will consist of inquiries of management regarding the methods of preparing the information and comparing the information for consistency with management's responses to our inquiries, the basic financial statements, and other knowledge we obtained during our audit of the basic financial statements. We will not express an opinion or provide any assurance on the information because the limited procedures do not provide us with sufficient evidence to express an opinion or provide any assurance. The following RSI is required by generally accepted accounting principles and will be subjected to certain limited procedures, but will not be audited: See Attachment A

We have also been engaged to report on supplementary information other than RSI that accompanies City of Big Spring, Texas's financial statements. We will subject the following supplementary information to the auditing procedures applied in our audit of the financial statements and certain additional procedures, including comparing and reconciling such information directly to the underlying accounting and other records used to prepare the financial statements or to the financial statements themselves, and other additional procedures in accordance with auditing standards generally accepted in the United States of America and will provide an opinion on it in relation to the financial statements as a whole: See Attachment A

The statistical section accompanying the financial statements will not be subjected to the auditing procedures applied in our audit of the financial statements, and our auditor's report will not provide an opinion or any assurance on that other information: See Attachment A

**Audit Objectives**

The objective of our audit is the expression of opinions as to whether your basic financial statements are fairly presented, in all material respects, in conformity with accounting principles generally accepted in the United States of America. Our audit will be conducted in accordance

with auditing standards generally accepted in the United States of America and the standards for financial audits contained in *Government Auditing Standards*, issued by the Comptroller General of the United States and will include tests of the accounting records of City of Big Spring and other procedures we consider necessary to enable us to express such opinions. If our opinions on the financial statements are other than unqualified, we will fully discuss the reasons with you in advance. If, for any reason, we are unable to complete the audit or are unable to form or have not formed opinions, we may decline to express opinions or to issue a report as a result of this engagement.

We will also provide a report (that does not include an opinion) on internal control related to the financial statements and compliance with the provisions of applicable laws, regulations, contracts, agreements, and grants, noncompliance with which could have a material effect on the financial statements as required by *Government Auditing Standards*. The reports on internal control and compliance will each include a statement that the report is intended solely for the information and use of the board of directors, management, and specific legislative or regulatory bodies and is not intended to be and should not be used by anyone other than these specified parties.

### **Management Responsibilities**

Management is responsible for the basic financial statements and all accompanying information as well as all representations contained therein. As part of the audit, we will prepare a draft of your financial statements and related notes. You are responsible for making all management decisions and performing all management functions relating to the financial statements and related notes and for accepting full responsibility for such decisions. You will be required to acknowledge in the management representation letter that you have reviewed and approved the financial statements and related notes prior to their issuance and have accepted responsibility for them. Further, you are required to designate an individual with suitable skill, knowledge, or experience to oversee any nonaudit services we provide and for evaluating the adequacy and results of those services and accepting responsibility for them.

Management is responsible for making all financial records and related information available to us. We understand that you will provide us with such information required for our audit and that you are responsible for the accuracy and completeness of that information. Management's responsibilities include adjusting the financial statements to correct material misstatements and for confirming to us in the representation letter that the effects of any uncorrected misstatements aggregated by us during the current engagement and pertaining to the latest period presented are immaterial, both individually and in the aggregate, to the financial statements taken as a whole.

You are responsible for establishing and maintaining internal controls, including monitoring ongoing activities; for the selection and application of accounting principles; and for the fair presentation in the financial statements of City of Big Spring and the respective changes in financial position and cash flows, where applicable, in conformity with accounting principles generally accepted in the United States of America. You are responsible for the design and implementation of programs and controls to prevent and detect fraud, and for informing us about all known or suspected fraud, or illegal acts affecting the government involving (1) management, (2) employees who have significant roles in internal control, and (3) others where the fraud or illegal acts could have a material effect on the financial statements. Your responsibilities include informing us of your knowledge of any allegations of fraud or suspected fraud, or illegal acts affecting the government received in communications from employees, former employees, grantors, regulators, or others. In addition, you are responsible for identifying and ensuring that



control and, accordingly, no opinion will be expressed in our report on internal control issued pursuant to *Government Auditing Standards*.

An audit is not designed to provide assurance on internal control or to identify significant deficiencies. However, during the audit, we will communicate to management and those charged with governance internal control related matters that are required to be communicated under AICPA professional standards and *Government Auditing Standards*.

#### **Audit Procedures—Compliance**

As part of obtaining reasonable assurance about whether the financial statements are free of material misstatement, we will perform tests of City of Big Spring's compliance with the provisions of applicable laws, regulations, contracts, agreements, and grants. However, the objective of our audit will not be to provide an opinion on overall compliance and we will not express such an opinion in our report on compliance issued pursuant to *Government Auditing Standards*.

#### **Audit Administration, Fees, and Other**

The audit documentation for this engagement is the property of Bolinger, Segars, Gilbert & Moss, L.L.P. and constitutes confidential information. However, pursuant to authority given by law or regulation, we may be requested to make certain audit documentation available to a federal agency providing direct or indirect funding, or the U.S. Government Accountability Office for purposes of a quality review of the audit, to resolve audit findings, or to carry out oversight responsibilities. We will notify you of any such request. If requested, access to such audit documentation will be provided under the supervision of Bolinger, Segars, Gilbert & Moss, L.L.P. personnel. Furthermore, upon request, we may provide copies of selected audit documentation to the aforementioned parties. These parties may intend, or decide, to distribute the copies or information contained therein to others, including other governmental agencies.

The audit documentation for this engagement will be retained for a minimum of five years after the report release date. If we are aware that a federal awarding agency or auditee is contesting an audit finding, we will contact the party contesting the audit finding for guidance prior to destroying the audit documentation.

David Copeland is the engagement partner and is responsible for supervising the engagement and signing the report, and whom any complaints or disputes should be directed.

We estimate that our fee for these services will be \$36,000 including travel and other out-of-pocket costs such as report reproduction, word processing, postage, travel, copies, telephone, etc. The above fee is based on anticipated cooperation from your personnel and the assumption that unexpected circumstances will not be encountered during the audit. If significant additional time is necessary, we will discuss it with you and arrive at a new fee estimate before we incur the additional costs. Our invoices for these fees will be rendered each month as work progresses and are payable on presentation.

*Government Auditing Standards* require that we provide you with a copy of our most recent external peer review report and any letter of comment, and any subsequent peer review reports and letters of comment received during the period of the contract. Our most recent peer review report accompanies this letter.

We appreciate the opportunity to be of service to City of Big Spring and believe this letter accurately summarizes the significant terms of our engagement. If you have any questions,

please let us know. If you agree with the terms of our engagement as described in this letter, please sign the enclosed copy and return it to us.

Very truly yours,

BOLINGER, SEGARS, GILBERT & MOSS, L.L.P.

By: 

David Copeland, Partner

RESPONSE:

This letter correctly sets forth the understanding of City of Big Spring.

By: \_\_\_\_\_

Title: \_\_\_\_\_

Date: \_\_\_\_\_

**Attachment A (Continued)**

**REQUIRED SUPPLEMENTARY INFORMATION**

Schedule of Funding Progress for the Retirement Plan for the Employees of the City  
Budgetary Comparison Schedule – General Fund  
Notes to Required Supplementary Information

**SUPPLEMENTARY INFORMATION**

Combining Statements and Budgetary Comparison Schedules as Supplementary Information:

Combining Balance Sheet – Nonmajor Governmental Funds  
Combining Statement of Revenues, Expenditures, and Changes in Fund Balances–Nonmajor Governmental Funds

Special Revenue Funds:

Combining Balance Sheet – Nonmajor Special Revenue Funds  
Combining Statement of Revenues, Expenditures, and Changes in Fund Balances – Nonmajor Special Revenue Funds

Budgetary Comparison Schedules for Special Revenue Funds:

Hotel/Motel Occupancy Tax Fund  
Economic Development  
Employee's College Education Fund  
Municipal Court Security Fund  
RSVP Fund  
Narcotics Task Force  
Cemetery Fund  
Senior Center

Budgetary Comparison Schedules for Debt Service Funds:

2007 G.O. Bonds  
2007 C.O. Bonds  
2010 C.O. Bonds

Budgetary Comparison Schedules for Capital Project Funds:

Capital Replacement Fund  
2010 C.O. Water Park

Budgetary Comparison Schedule for Permanent Fund:

Cemetery Permanent Care Fund

Budgetary Comparison Schedules for Enterprise Funds:

Water and Sewer Fund  
Airport/Industrial Park  
Emergency Medical Services Fund  
Malone & Hogan Clinic

Internal Service Funds:

Combining Statement of Net Position  
Combining Statement of Revenues, Expenses, and Changes in Fund Net Position  
Combining Statement of Cash Flows

## **Attachment A (Concluded)**

### **Budgetary Comparison Schedules for Internal Service Funds:**

- Garage Fund
- Health Insurance Fund
- Occupational Accident Insurance Fund

### **STATISTICAL SECTION (Unaudited)**

- Statistical Section Contents
- Net Position by Component
- Expenses, Program Revenues, and Net (Expense) Revenue
- General Revenues and Total Change in Net Position
- Fund Balances of Governmental Funds
- Changes in Fund Balances of Governmental Funds
- Tax Revenues by Sources, Governmental Funds
- Direct and Overlapping Sales Tax Rates
- Assessed Value and Estimated Actual Value of Taxable Property
- Principal Property Taxpayers
- Property Tax Levies and Collections
- Sales Tax Revenue Payers by Industry
- Ratios of Outstanding Debt by Type
- Ratios of General Bonded Debt Outstanding
- Direct and Overlapping Governmental Activities Debt
- Legal Debt Margin Information
- Demographic and Economic Statistics
- Principal Employers
- Full-Time-Equivalent City Government Employees by Function/Program
- Operating Indicators by Function/Program
- Capital Assets Statistics by Function/Program

BUMGARDNER, MORRISON & COMPANY, L.L.P.

*BMC*

CERTIFIED PUBLIC ACCOUNTANTS

JOSEPH B. BUMGARDNER, CPA  
(1911-2002)  
JACK R. MORRISON, SR., CPA  
(1922-1997)

MEMBERS:  
AMERICAN INSTITUTE OF CERTIFIED PUBLIC ACCOUNTANTS  
TEXAS SOCIETY OF CERTIFIED PUBLIC ACCOUNTANTS  
AICPA PRIVATE COMPANIES PRACTICE SECTION  
AICPA TAX DIVISION

September 28, 2011

CHRISTOPHER E. KREJCI, CPA  
JEROME G. KOTZUR, CPA  
G. DENNIS SHAY, CPA, CFP®  
PAULA G. LESKE, CPA  
MICHAEL E. WENSKE, CPA

JACK C. FITZGERALD, CPA  
JACK R. MORRISON, JR., CPA

**System Review Report**

To the Partners of Bolinger, Segars, Gilbert & Moss, LLP  
and the Peer Review Committee of the  
Texas Society of Certified Public Accountants

We have reviewed the system of quality control for the accounting and auditing practice of Bolinger, Segars, Gilbert & Moss, LLP (the firm) in effect for the year ended May 31, 2011. Our peer review was conducted in accordance with the Standards for Performing and Reporting on Peer Reviews established by the Peer Review Board of the American Institute of Certified Public Accountants. The firm is responsible for designing a system of quality control and complying with it to provide the firm with reasonable assurance of performing and reporting in conformity with applicable professional standards in all material respects. Our responsibility is to express an opinion on the design of the system of quality control and the firm's compliance therewith based on our review. The nature, objectives, scope, limitations of, and the procedures performed in a System Review are described in the standards at [www.aicpa.org/prsummary](http://www.aicpa.org/prsummary).

As required by the standards, engagements selected for review included engagements performed under the *Government Auditing Standards*; audits of employee benefit plans, and audits performed under FDICIA.

In our opinion, the system of quality control for the accounting and auditing practice of Bolinger, Segars, Gilbert & Moss, LLP in effect for the year ended May 31, 2011, has been suitably designed and complied with to provide the firm with reasonable assurance of performing and reporting in conformity with applicable professional standards in all material respects. Firms can receive a rating of *pass*, *pass with deficiency (ies)* or *fail*. Bolinger, Segars, Gilbert & Moss, LLP has received a peer review rating of *pass*.

*Bumgardner, Morrison & Company, LLP*

**Minutes of the Board of Director's Regular Meeting**  
**BIG SPRING ECONOMIC DEVELOPMENT CORPORATION**  
**Tuesday, March 18, 2014**  
**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 5:15 p.m. Tuesday, March 18, 2014 in the offices of the Big Spring Economic Development Corporation with Mr. Avant, presiding. The following notice was sent on March 14, 2014 to all Directors, the news media, and duly posted on March 14, 2014, 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, March 18, 2014 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: Action on Minutes of the February 18, 2014, Regular Meeting, Action on February Financials, Action on February Investment Reports, Discussion/Action that Board Minute be made available to the Board for review within 3 working days after Board meetings, Discussion on Funding City of Big Spring Comprehensive Plan, Discussion/Action to approve audio, visual quote from Lubbock Audio Visual Inc, Discussion/Action to approve BSEDC Policy and Procedures, Directors Report, Public Comment, Board Comment, and Adjourn”.

**Directors Present:**

Mr. Scott MacKenzie-Secretary  
Mr. Jim DePauw  
Mrs. Frances Hobbs  
Mr. Don Avant-President  
Mrs. Nati Saldivar

**Directors Absent:**

**Staff Present:**

Mr. Terry Wegman  
Mrs. Teresa Darden

**Guests that signed in:** Norma Garcia, Diane Yanez, Poncho Narbaiz, Michelle Garcia, Pat DeAnda, Louisa Rangel, Jim Rangel, Jan Foresyth, Eddilisa Saldivar, Debra Casey, Lance Dean, Kaleb Hill, Pat Simmons, Mary Frances Malone, Cole Morgan, Marcus Fernandez, Andria Medlin, Robert Moore, Jimmy Newsom, Steve Campbell, Jackie Olson, Georgie Newsom, Aubrey Weaver, Marvin Boyd, Maricela Rodriguez, Matt Evans, TJ Stewart, Tom Erickson, Katie Grimes, Tammy DePauw, Shelley Trowbridge, Justin Myers, Dave Lee, Larry McLellan

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

Mr. Avant called the meeting to order at 5:15 p.m. Mr. Avant led the invocation and pledge.

**ACTION ITEM #2- Action on Minutes of the February 18, 2014 Regular Board:**

Mr. Avant presented the minutes of the February 18, 2014 Regular Meeting. Motion to accept the February 18, 2014 minutes were made by Mr. MacKenzie, seconded by Mr. DePauw. The motion passed 5 to 0 with all members present voting “aye” in favor of the motion.

**ACTION ITEM #3- Action on February Financials Report:**

Mr. MacKenzie presented the February Financial report. Motion to approve the February Financial Report was made by Mrs. Saldivar seconded by Mrs. Hobbs. The motion passed 5 to 0 with all members present voting “aye” in favor of the motion.

**ACTION ITEM #4- Action on February Investment Report:**

Mr. MacKenzie presented the February Investment report. Motion to approve the February Investment Report was made by Mrs. Saldivar seconded by Mr. DePauw. The motion passed 5 to 0 with all members present voting “aye” in favor of the motion.

**AGENDA ITEM #5- Discussion/Action that Board Minutes be made available to the Board for review within 3 working days after Board meetings:**

After much discussion a motion to have the Board meeting minutes be developed and sent out for review by the Board members within 10 working days was made by Mrs. Hobbs seconded by Mrs. Saldivar. The motion passed 5 to 0 with all members present voting “aye” in favor of the motion.

**AGENDA ITEM #6- Discussion on Funding City of Big Spring Comprehensive Plan:**

Motion by Mr. DePauw to have Mr. Wegman approach the City of Big Spring and separate entities such as the Airpark Board if that will be incorporated into it about EDC funding the City’s Master Plan with Mrs. Saldivar seconding the motion adding that she be included in the meeting. No vote was taken.

A second motion to convene a Special Meeting with City of Big Spring to discuss the EDC funding in full the City Comprehensive Plan was made by Mr. DePauw seconded by Mrs. Saldivar. The motion passed 5 to 0 with all members present voting “aye” in favor of the motion.

**AGENDA ITEM #7- Discussion/Action to approve audio/visual quote form Lubbock Audio Visual Inc.:**

Mrs. Saldivar made a motion to except the \$11,799 quote and precede working with the City and see if all other entities mentioned, being the School Board and County and see if

we can get a better package and if we do then we will start bidding it out. Motion seconded by Mrs. Hobbs. The motion passed 5 to 0 with all members present voting “aye” in favor of the motion.

**AGENDA ITEM #8- Discussion/Action to approve BSEDC Policy and Procedures:**

After much discussion, and request by Mrs. Saldivar to let the record reflect point of order on Mr. DePauw, a motion to reject these Policy and Procedures and adhere to the City of Big Spring Policy and Procedures until we lock something down and we make it the EDC's, starting today, was made by Mrs. Saldivar and seconded by Mrs. Hobbs. No vote was taken.

A second motion was made by Mrs. Saldivar to adhere and follow City's Policy and Procedures that pertaining to traveling and administrative Policies until we get our own. Motion was lost and no vote taken.

Final motion by Mrs. Saldivar made to adhere to City Policy until we fine tune what we have, not to exceed 30 days Mrs. Hobbs seconded the motion. The motion passed 3 to 2 with Mr. DePauw and Mr. MacKenzie voting “nay” against the motion.

**AGENDA ITEM #9- Directors Report:**

Mr. Wegman reported on State and Federal Incentives Offered by BSEDC. A copy of the new cell phone contract was presented to the Board. The lease agreement with Permian Energy Partners (now known as Permian Industrial Center) is still in progress. Leading EDG update included 82 clients. Mr. Wegman presented and email confirming that Mr. Newberry is more than willing to continue preparing the EDC's audit. Prospect update includes a mud company, hydrochloric acid company and a pipe coating company wanting to settle at the Airpark. Meetings include the upcoming Ports to Plains Southern Work Group Meeting on March 27<sup>th</sup>. Mr. Wegman received unanimous approval from the Board to attend the meeting. The next EDC meeting will be April 15, 2014

**AGENDA ITEM #10- Public Comments**

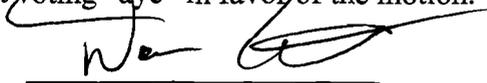
Public comments included; Pat DeAnda discussed issues regarding work load of staff, Thomas Stewart discussed conduct of Mr. DePauw, Janet Wolfe discussed conduct of Mr. DePauw, Mary Frances Malone discussed Policy and Procedures and the future of Big Spring and Debra Casey discussed conduct of Mr. DePauw.

**AGENDA ITEM # 11- Board Comments**

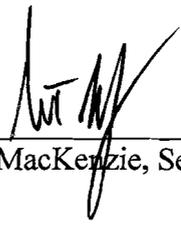
Mrs. Hobbs stated that she wants the EDC to continue to progress. Mr. DePauw stated that positive things are happening in Big Spring and pointed out several thriving businesses. Mrs. Saldivar stated that she is glad the Master Plan has been addressed, possible change of venue. Mr. MacKenzie discussed the opportunity's Leading EDG has to offer. Mr. Avant stated that he wants the Policy and Procedures done by the next Board meeting, encouraged the Board to work together, community growth, and thanked all who were in attendance.

**AGENDA ITEM # 12- Adjourn**

Mrs. Saldivar made a motion to adjourn, seconded by Mr. DePauw  
The motion passed 5 to 0 with all members present voting "aye" in favor of the motion.  
Meeting adjourned at 7:16 pm on March 18, 2014.

  
\_\_\_\_\_  
Mr. Don Avant, President

ATTEST:

  
\_\_\_\_\_  
Mr. Scott MacKenzie, Secretary/Treasurer