

# CITY COUNCIL AGENDA

City of Big Spring  
Tuesday, April 24, 2012

Notice is hereby given that the City Council of the City of Big Spring, Texas will meet in Regular Session on Tuesday, April 24, 2012, 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.**

## Presentations & Public Hearings

1. Invocation & Pledge of Allegiance to the United States Flag and to the Texas State Flag Duncan
2. **Public Hearing** – Consideration and Discussion of a Type 4B Project to Repair and Rehabilitate the City’s Water and Wastewater Treatment Plants and Repair and Replacement of Water Distribution Lines Located in the City of Big Spring Duncan

## Disposition of Minutes

3. Minutes of the Regular Meeting of April 10, 2012 4-6 Davis

## Consent Items

4. Final Reading of an Ordinance Amending Chapter Five of the Code of Ordinances Entitled “Business and Occupations,” by Amending Article 5 Entitled “Peddlers, Solicitors, and Itinerant Merchants,” by Amending Section 5-122 in Order to Exempt from the Definition of Itinerant Vendor for Licensing Purposes Persons Associated with Bonafide Trade Shows, Exhibits, Expositions or Conventions, Organized Community Events and Charitable Solicitations; Providing for Severability and Providing an Effective Date 7-9 Sjogren
5. Acceptance of Convention and Visitors Bureau Committee Minutes for Regular Meeting of March 7, 2012 10-11 Walker

**Routine Business**

- 6. Vouchers for 04/12/12 \$ 326,855.89 Fernandez  
Vouchers for 04/19/12 \$ 1,006,616.17

**New Business**

- 7. Emergency Reading of a Resolution Authorizing the Mayor to Enter into an Interlocal Agreement with Howard County, Texas for Reallocation of Funds from the Justice Assistance Grant Program Award and for the County to Use the Funds for the Combined Law Enforcement Technology Program 12-14 Smith
- 8. Approval of First Amendment to the Raw Water Agreement Between the City of Big Spring and Alon USA and Sid Richardson Carbon LTD and Authorizing the Mayor to Execute Any Necessary Documents Walker
- 9. Approval of Investment Report for the Quarter Ending March 31, 2012 15-17 Walker
- 10. Acceptance of Big Spring Economic Development Corporation Board of Directors Minutes for Regular Meeting of March 20, 2012 18-20 Fuqua

**City Manager's Report**

- 11. Two Colorado River Municipal Water District Board of Director's terms expire on May 31, 2012 Fuqua

**Council Input**

- 12. Input Duncan

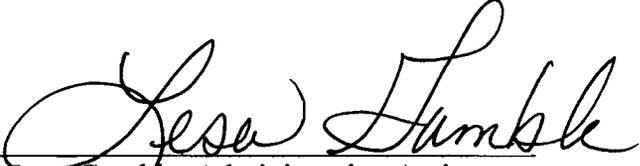
**Executive Session**

- 13. Quarterly Update - Executive Session with the of Big Spring Economic Development Corporation under the Provisions of Title 5, Texas Government Code, Section 551.087 to Discuss or Deliberate Commercial or Financial Information Concerning Entities that the City Seeks to have Locate, Stay, or Expand in or Near the City and with Which the City and Big Spring Economic Development Corporation are Conducting Economic Development Negotiations; and Title 5, Texas Government Code, Section 551.072 to Deliberate the Purchase, Exchange, Lease or Value of Duncan

Real Property

- 14. Reconvene in Open Session and Take Any Necessary Action Duncan
- 15. Adjourn Duncan

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, April 20, 2012 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](http://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 \_\_\_\_\_, 2012 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 10, 2012, with the following members present:

TOMMY DUNCAN	Mayor
CRAIG OLSON	Mayor Pro Tem
MARCUS FERNANDEZ	Councilmember
MANUEL RAMIREZ	Councilmember
GLORIA MCDONALD	Councilmember
TERRY HANSEN	Councilmember

(Councilmember Carrigan was not present at this meeting.)

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
RICH GROVE	Interim Fire Chief

## **PRESENTATIONS & PUBLIC HEARINGS**

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

Pastor Derek Looney, Spring Creek Fellowship, gave the invocation and Mayor Duncan led the Pledge of Allegiance to the American and State Flags.

### **DISPOSITION OF MINUTES**

#### **MINUTES OF THE REGULAR MEETING OF MARCH 27, 2012**

Motion was made by Councilmember Ramirez, seconded by Mayor Pro Tem Olson, with all members of the Council voting “aye” approving the minutes of the regular meeting of March 27, 2012.

### **CONSENT ITEMS**

#### **FINAL READING OF AN ORDINANCE DECLARING THE UNOPPOSED CANDIDATES IN THE MAY 12, 2012 GENERAL ELECTION FOR CITY COUNCIL**

MEMBER, DISTRICT 2 AND FOR CITY COUNCIL MEMBER, DISTRICT 6 AS ELECTED TO OFFICE; CANCELING THE GENERAL ELECTION FOR CITY COUNCIL POSITION FOR CITY COUNCIL MEMBER, DISTRICT 2 AND FOR CITY COUNCIL MEMBER, DISTRICT 6; PROVIDING AN EFFECTIVE DATE

FINAL READING OF AN ORDINANCE AUTHORIZING AND DIRECTING THE CITY MANAGER TO DESIGNATE THE PLACEMENT OF A STOP SIGN ON KENNEY STREET YIELDING TO CIRCLE STREET CREATING A STOP CONTROLLED INTERSECTION; PROVIDING FOR SEVERABILITY; PROVIDING FOR A PENALTY IN ACCORDANCE WITH STATE LAW; PROVIDING FOR PUBLICATION AND PROVIDING AN EFFECTIVE DATE

FINAL READING OF AN ORDINANCE AUTHORIZING AND DIRECTING THE CITY MANAGER TO DESIGNATE THE PLACEMENT OF STOP SIGNS ON WEST 2<sup>ND</sup> STREET YIELDING TO BROWN STREET CREATING A TWO WAY STOP INTERSECTION; PROVIDING FOR SEVERABILITY; PROVIDING FOR A PENALTY IN ACCORDANCE WITH STATE LAW; PROVIDING FOR PUBLICATION AND PROVIDING AN EFFECTIVE DATE

FINAL READING OF AN ORDINANCE PROVIDING FOR THE ISSUANCE OF A SPECIFIC USE PERMIT TO BIG SPRING STORAGE ZONE FOR CONSTRUCTION AND OPERATION OF A STORAGE FACILITY ON 1.9 ACRES LOCATED ON GOLIAD BETWEEN 22<sup>ND</sup> AND 23<sup>RD</sup> STREETS DESCRIBED AS LOTS 1-12, BLOCK 41, AMENDED COLLEGE HEIGHTS ADDITION; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR PUBLICATION

Motion was made by Councilmember McDonald, seconded by Councilmember Fernandez, with all members of the Council voting “aye” approving final reading of the above listed ordinances.

## **ROUTINE BUSINESS**

### **VOUCHERS**

Councilmember Hansen reviewed vouchers. Motion was made by Councilmember Hansen, seconded by Councilmember Fernandez, with all members of the Council voting “aye” approving vouchers in the amount of \$338,634.13 (03/29/12) and \$854,313.32 (04/05/12).

### **NEW BUSINESS**

FIRST READING OF AN ORDINANCE AMENDING CHAPTER FIVE OF THE CODE OF ORDINANCES ENTITLED “BUSINESS AND OCCUPATIONS,” BY AMENDING ARTICLE 5 ENTITLED “PEDDLERS, SOLICITORS, AND ITINERANT MERCHANTS,” BY AMENDING SECTION 5-122 IN ORDER TO EXEMPT FROM THE DEFINITION OF ITINERANT VENDOR FOR LICENSING PURPOSES PERSONS ASSOCIATED WITH

**BONAFIDE TRADE SHOWS, EXHIBITS, EXPOSITIONS OR CONVENTIONS,  
ORGANIZED COMMUNITY EVENTS AND CHARITABLE SOLICITATIONS;  
PROVIDING FOR SEVERABILITY AND PROVIDING AN EFFECTIVE DATE**

Motion was made by Councilmember McDonald, seconded by Mayor Pro Tem Olson, with all members of the Council voting “aye” approving first reading of an ordinance amending Chapter Five of the Code of Ordinances entitled “Business and Occupations,” by amending Article 5 entitled “Peddlers, Solicitors, and Itinerant Merchants,” by amending Section 5-122 in order to exempt from the definition of itinerant vendor for licensing purposes persons associated with bonafide trade shows, exhibits, expositions or conventions, organized community events and charitable solicitations; providing for severability and providing an effective date.

**CITY MANAGER’S REPORT**

Gary Fuqua, City Manager, announced that there will be a public hearing on April 24, 2012 at 5:30 p.m. in the Council Chambers for the 4A/4B Project scheduled to be on the May 12, 2012 ballot.

Mr. Fuqua also announced that there will be two members of the Colorado River Municipal Water District Board of Director’s whose terms will expire on May 31, 2012.

**COUNCIL INPUT**

Mayor Duncan and several Councilmembers thanked Linda Sjogren, City Attorney, for working on amending the Peddlers, Solicitors, and Itinerant Merchants ordinance and also thanked the citizens for their input.

**ADJOURN**

Motion was made by Mayor Pro Tem Olson, seconded by Councilmember Hansen, with all members of the Council voting “aye” to adjourn at 6:45 p.m.

CITY OF BIG SPRING, TEXAS

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Tommy Duncan, Mayor

ATTEST:

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Tami L. Davis, Assistant City Secretary

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

AN ORDINANCE OF THE CITY OF BIG SPRING, TEXAS AMENDING CHAPTER FIVE OF THE BIG SPRING CODE OF ORDINANCES ENTITLED "BUSINESS AND OCCUPATIONS," BY AMENDING ARTICLE 5 ENTITLED, "PEDDLERS, SOLICITORS, AND ITINERANT MERCHANTS," BY AMENDING SECTION 5-122 IN ORDER TO EXEMPT FROM THE DEFINITION OF ITINERANT VENDOR FOR LICENSING PURPOSES PERSONS ASSOCIATED WITH BONAFIDE TRADE SHOWS, EXHIBITS, EXPOSITIONS OR CONVENTIONS, ORGANIZED COMMUNITY EVENTS AND CHARITABLE SOLICITATIONS; PROVIDING FOR SEVERABILITY AND PROVIDING AN EFFECTIVE DATE.

**WHEREAS**, the City Council of the City of Big Spring finds it to be in the best interest of economic development and tourism in the City to exempt from the definition of Itinerant Vendor or Peddler for licensing purposes, persons associated with trade shows, exhibits, exhibitions or conventions, organized community events, or charitable solicitations;

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

**SECTION 1.** Chapter 5, Article 5 of the Big Sprig Code of Ordinances entitled "Business and Occupations," is hereby amended by amending Section 5-122 entitled "Definitions" by adding a new Subsection E and adding certain exceptions with such subsection to read in its entirety as follows:

**Sec. 5-122. Definitions.** . . . .

- (E) **Exemptions.** The definition of itinerant vendor or peddler shall not include the following as regards permit requirements under this Article:
- (1) Any sales of merchandise damaged by smoke or fire, or of bankrupt concerns, where such stocks have been acquired from merchants of the city regularly licensed and engaged in business, provided, however, no such stocks of merchandise shall be augmented by new goods;
  - (2) Persons living in Big Spring who hold "garage sales," which consist of sale of used domestic merchandise for two (2) days or less duration, no more than twice a year;

- (3) Art exhibits where participating artists sell their original works and which do not contain any sales of artwork purchased elsewhere and held for resale, providing said art exhibits are sponsored by a local responsible organization;
- (4) The sale of agricultural products grown by the seller in this county;
- (5) Peddlers selling to or soliciting orders from retail business houses only;
- (6) Peddlers going to a house or place at the express invitation of the owner or occupant of such house or place;
- (7) Persons engaged in a business or activity which the State or Federal government has exclusive authority to regulate;
- (8) Persons distributing or selling newspapers, pamphlets, handbills or other written or printed matter sold or distributed for the purpose of disseminating news, information or religious materials;
- (9) Governmental entities;
- (10) Persons or transactions associated with solicitations of a bona-fide non-profit charitable organization;
- (11) Persons or transactions associated with bona-fide trade shows, exhibits, expositions or conventions, where all purchases, sales or exchanges are made in connection with, and within the confines of, the trade show, exhibit, exposition or convention site;
- (12) Persons or transactions associated with fairs, rodeos, festivals or other events sponsored by civic or community organizations, schools, churches, the Chamber of Commerce or a local governmental entity.

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

**SECTION 4. Effective Date.** This ordinance shall take effect immediately upon its passage in accordance with the provisions of the Charter of the City of Big Spring, and it is accordingly so ordained.

**SECTION 5. Emergency.** The passage of this ordinance constitutes an emergency and an imperative public necessity that the Charter rule requiring that City ordinances must be read at

two separate meetings of the City Council be suspended and said rule is hereby suspended, and this resolution shall be effective beginning April 10, 2012.

PASSED AND APPROVED on emergency reading at a regular meeting of the City Council on the 10th day of April, 2012, with all members voting “aye” for the passage of same.

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Tommy Duncan, Mayor

ATTEST:

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Tami Davis, Assistant City Secretary

**Convention and Visitors Bureau Committee  
Minutes from Wednesday, March 7, 2012  
City Council Chambers**

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*Present:* Gloria McDonald, Jay Patel, Jim Clements, Marcus Fernandez, Gary Fuqua  
*Staff:* Debbie Wegman  
*Absent:* Peggy Walker Troy Tompkins, Devoun Blount,  
*Guests:* .Betty Kelley, Big Spring Kennel Club; Chanz Reed, InnerPole DGA;  
Scott MacKenzie, Big Spring Symphony Association.

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Gloria McDonald called the meeting to order at 4:00 p.m.

**Approval of minutes**

The minutes from the meeting of February 8, 2012 were reviewed. Motion was made by Gary Fuqua to approve the minutes as written. Motion was seconded by Jim Clements and passed unanimously.

**Discussion of Event Funding Requests**

- a. **Big Spring Kennel Club AKC Dog Show:** Betty Kelley presented the request for payment of the rental of the Dorothy Garrett Coliseum for the Dog Show on May 5 & 6, 2012 in the amount of \$1,800.00. Ms. Kelley stated the show usually draws anywhere from 400 to 600 dogs from California, Amarillo, Houston & Dallas. Motion was made by Gary Fuqua to approve the request for payment of rental of the Dorothy Garrett Coliseum in the amount of \$1,800.00. Motion was seconded by Marcus Fernandez and passed unanimously.
- b. **West Texas Disc Golf Champions Tournament:** Chanz Reed presented an addendum to his previous request for funding to allow the in-kind use of the Dora Roberts Community Center as the tournament headquarters and use of the facility for meetings, etc. during the two day tournament. Motion was made by Marcus Fernandez to approve this request. Motion was seconded by Gary Fuqua and passed unanimously.

**Discussion of Follow-up Reports**

- a. **Big Spring Symphony Association:** Scott MacKenzie presented the follow-up report on behalf of the Big Spring Symphony Association and also provided a refund check in the amount of \$16,500.00. Mr. MacKenzie stated that due to a very generous gift from the Dora Roberts Foundation, the Symphony did really great last year. Mr. MacKenzie thanked the committee for their help with these funds.
- b. **Mustang Draw Woodcarvers Club:** Follow-up report was received from the Mustang Draw Woodcarvers Club week-long event which includes classes, a show and sale. The report indicates that the show had participants from Denton, Lubbock, Denver City, Post, Odessa, Midland and Pitman, TX. He also stated that several visitors saw the signs on the highways and came to the show.

**Other**

The committee discussed the use of signs to draw visitors into town. We currently use our city-owned billboards for this purpose. Members discussed the possibility of using some electronic billboards for advertising and asked Debbie to research some possibilities.

**Financials**

Copies of monthly financials and hotel tax report were provided to members for review.

**Members Comments**

Gloria McDonald asked for the CVB Committee to consider using some funds to help restore and improve the Heart of the City Park. The park is used for many events, festivals and concerts and needs improvements. She provided some pictures showing that the trees have grown into the metal grates and the checkerboard area is not useable and has weeds growing in between each block at this time. Debbie will check with Peggy to see if this would be allowable under the Hotel Tax Guidelines. A committee of Peggy Walker, Gloria McDonald, Jim Clements and Debbie Wegman was appointed to work on some ideas for this project and bring back to the committee for consideration.

Next meeting is scheduled for April 4, 2012  
Meeting was adjourned at 4:30 p.m.

  
Gloria McDonald

4-4-12  
Date

**RESOLUTION NO. \_\_\_\_\_**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BIG SPRING, TEXAS, AUTHORIZING THE MAYOR TO ENTER INTO AN INTERLOCAL AGREEMENT WITH HOWARD COUNTY, TEXAS FOR REALLOCATION OF FUNDS FROM THE JUSTICE ASSISTANCE GRANT PROGRAM AWARD AND FOR THE COUNTY TO USE THE FUNDS FOR THE COMBINED LAW ENFORCEMENT TECHNOLOGY PROGRAM; FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS RESOLUTION WAS DISCUSSED WAS OPEN TO THE PUBLIC AS REQUIRED BY LAW.

**WHEREAS**, the City and County wish to enter into an agreement for the performance of governmental functions or payment for the performance of governmental functions in connection with the Justice Assistance Grant Program;

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

**SECTION 1.** THAT the Mayor is hereby authorized and directed to execute on behalf of the City of Big Spring the attached interlocal agreement, whereby the City will agree to provide the County \$1,500.00 from the Justice Assistance Grant award for the Combined Law Enforcement Technology Program, and the County will agree to use the \$1,500.00 so provided for the Combined Law Enforcement Technology Program. Said agreement to be in the form attached to this resolution as Exhibit "A" and incorporated herein by reference.

**SECTION 2.** THAT, it is officially found and determined that the meeting at which this resolution was passed was open to the public as required by law.

**SECTION 3.** THAT the passage of this resolution constitutes an emergency and an imperative public necessity that the Charter Rule requiring that City resolutions be read at two separate meeting of the City Council be suspended, and said rule is hereby suspended, and this resolution shall be effective immediately upon its passage on first and final reading.

**PASSED AND APPROVED** on an emergency reading this **24<sup>th</sup>** day of **April, 2012** with all City Council Members voting "aye" for passage of same.

\_\_\_\_\_  
Tommy Duncan, Mayor

ATTEST:

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

**THE STATE OF TEXAS**

**COUNTY OF HOWARD**

**INTERLOCAL AGREEMENT  
BETWEEN HOWARD COUNTY, TEXAS AND  
THE CITY OF BIG SPRING, TEXAS**

This Agreement is made and entered into as of the date of the last signature below, by and between the **County of Howard** acting by and through its governing body, the Commissioner's Court, hereinafter referred to as "**County**" and the **City of Big Spring**, acting by and through its governing body, the City Council, hereinafter referred to as "**City**," both of Howard County, State of Texas.

**WITNESSETH:**

**WHEREAS**, this Agreement is made under the authority of Chapter 791 of the Texas Government Code, the "Texas Interlocal Cooperation Act;" and

**WHEREAS**, each governing body finds that the performance of this Agreement is in the best interests of both parties, that the undertaking will benefit the public, and that the division of costs fairly compensates the performing party for the services or functions under this Agreement; and

**WHEREAS**, the **City** agrees to provide the **County** One Thousand Five Hundred Dollars (\$1,500.00) from the JAG award for the Combined Law Enforcement Technology Program; and

**WHEREAS**, the **City** and **County** believe it to be in their best interests to reallocate the JAG funds;

**NOW THEREFORE, THE PARTIES HEREBY AGREE AS FOLLOWS:**

**Section 1.** **City** agrees to pay **County** a total of One Thousand Five Hundred Dollars (\$1,500.00) received through the JAG Program Award.

**Section 2.** **County** agrees to use One Thousand Five Hundred Dollars (\$1,500.00) for the Combined Law Enforcement Technology Program.

**Section 3.** Nothing in the performance of this Agreement shall impose any liability for claims against **County** other than claims for which liability may be imposed against it by the Texas Tort Claims Act.

**Section 4.** Nothing in the performance of this Agreement shall impose any liability for claims against **City** other than claims for which liability may be imposed against it by the Texas Tort Claims Act.

**Section 5.** This Agreement shall not constitute a joint enterprise. Each party to this Agreement will be responsible for its own actions in providing services under this Agreement and shall not be liable for any civil liability that may arise from the furnishing of the services by the other Party.

**Section 6.** The Parties to this Agreement do not intend for any third party to obtain a right by virtue of this Agreement.

**Section 7.** By entering into this Agreement, the Parties do not intend to create any obligations express or implied other than those set out herein; further, this Agreement shall not create any rights in any party not a signatory hereto.

Executed in duplicate originals this \_\_\_\_ day of \_\_\_\_\_, 2012.

CITY OF BIG SPRING, TEXAS

By: \_\_\_\_\_  
Tommy Duncan, Mayor

ATTEST:

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

Executed in duplicate originals this \_\_\_\_ day of \_\_\_\_\_, 2012.

HOWARD COUNTY, TEXAS

By: \_\_\_\_\_  
Mark Barr, County Judge

ATTEST:

\_\_\_\_\_  
Donna Wright, County Clerk

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

	<u>Market Value</u> <u>12/31/11</u>	<u>Quarterly</u> <u>Interest</u> <u>Income</u>	<u>Net Additions/</u> <u>Decreases</u>	<u>Market Value</u> <u>3/31/12</u>
<b><u>TexPool Funds</u></b>				
Utility Escrow	\$ 409,109.52	\$ 99.70	\$ -	\$ 409,209.22
Airpark	495,599.87	120.83	-	495,720.70
Landfill Closure	2,249,165.38	548.18	-	2,249,713.56
Operating Account	1,727,533.83	421.04	-	1,727,954.87
Cemetery	353,304.14	86.05	-	353,390.19
Health Insurance	803,060.83	195.64	-	803,256.47
<b>Total TexPool</b>	<b>\$ 6,037,773.57</b>	<b>\$ 1,471.44</b>	<b>\$ -</b>	<b>\$ 6,039,245.01</b>
<b><u>TexSTAR Funds</u></b>				
Certificates of Obligation	\$ 814,069.16	\$ 174.16	\$ (135,107.09)	\$ 679,136.23
<b>Total TexSTAR</b>	<b>\$ 814,069.16</b>	<b>\$ 174.16</b>	<b>\$ (135,107.09)</b>	<b>\$ 679,136.23</b>
<b>Total Funds in Pools</b>	<b>\$ 6,851,842.73</b>	<b>\$ 1,645.60</b>	<b>\$ (135,107.09)</b>	<b>\$ 6,718,381.24</b>

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

	<u>Value</u> <u>12/31/11</u>	<u>Quarterly</u> <u>Interest</u> <u>Income</u>	<u>Net Additions/</u> <u>Decreases</u>	<u>Value</u> <u>3/31/12</u>
<b>Western Bank-</b>				
Maturity 3/30/2012	\$ 100,174.62	\$ 174.92	\$ -	\$ 100,349.54
Maturity 9/30/2012	130,259.45	259.98	-	130,519.43
<b>Total Western Bank</b>	<b>\$ 230,434.07</b>	<b>\$ 434.90</b>	<b>\$ -</b>	<b>\$ 230,868.97</b>
<b>Lone Star State Bank</b>				
Maturity 3/30/2012	\$ 100,138.35	\$ 137.04	\$ -	\$ 100,275.39
Maturity 9/30/2012	130,243.08	243.54	-	130,486.62
<b>Total Lone Star Bank</b>	<b>\$ 230,381.43</b>	<b>\$ 380.58</b>	<b>\$ -</b>	<b>\$ 230,762.01</b>
<b>BBVA Compass</b>				
Money Market - 2521127867	\$ 2,501,261.49	\$ 1,229.53	\$ -	\$ 2,502,491.02
<b>Total BBVA Compass</b>	<b>\$ 2,501,261.49</b>	<b>\$ 1,229.53</b>	<b>\$ -</b>	<b>\$ 2,502,491.02</b>
<b>Total Investments</b>	<b>\$ 9,813,919.72</b>	<b>\$ 3,690.61</b>	<b>\$ (135,107.09)</b>	<b>\$ 9,682,503.24</b>

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

	<u>Jan</u>	<u>Feb</u>	<u>March</u>	<u>Average</u>
<b>TexPool Funds</b>	0.0900%	0.0900%	0.1200%	0.1013%
<b>TexSTAR Funds</b>	0.0902%	0.0986%	0.1148%	0.1035%
<b>Western Bank</b>				0.7000%
6 month CD				0.8000%
12 month CD				
<b>Lone Star State Bank</b>				0.5500%
6 month CD				0.7521%
12 month CD				
<b>BBVA Compass</b>				0.2000%
Money Market				

Prepared by: \_\_\_\_\_  
Peggy Walker - Finance Director

\_\_\_\_\_  
Gary Fuqua - City Manager

**Minutes of the Board of Director's Regular Meeting**  
**BIG SPRING ECONOMIC DEVELOPMENT CORPORATION**  
**Tuesday, March 20, 2012**  
**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 5:20 p.m. Tuesday, March 20, 2012 in the offices of the Big Spring Economic Development Corporation with Mr. Myers, presiding. The following notice was sent on March 16, 2012 to all Directors, the news media, and duly posted on March 16, 2012, 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 20, 2012 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 21, 2012 Regular Meeting; Action to Approve February Financials; Action to Approve February Investment Reports; Approval of Sponsorship for Big Spring Area Chamber of Commerce/Workforce Solutions, Job Fair, Approval of the 2010-2011 Annual Audit; Directors Report; Executive Session; Action as a result of Executive Session; Public Comment; Board Comment; and Adjourn".

**Directors Present:**

Mr. Justin Myers  
Dr. Ledford  
Mr. Scott MacKenzie  
Mr. Rodney Bomar  
Mr. Jim DePauw

**Directors Absent:**

**Staff Present:**

Mr. Terry Wegman  
Mrs. Teresa Darden

**Guests:**

Miklos Szabo  
Bill Allen  
Amy Briseno  
Debbye ValVerde

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

Mr. Myers called the meeting to order at 5:20 p.m. Mr. DePauw led the invocation and pledge.

**AGENDA ITEM #6- Approval of Sponsorship for Big Spring Area Chamber of Commerce/Workforce Solutions, Job Fair:**

Mrs. ValVerde presented a funding request for the Lunch n Learn during the Job Fair. The cost will be around \$7.50 per person with last years attendance of 75 people the amount would come too little over \$550. Last years participation was 27 employers with 152 actual job seekers. Mr. MacKenzie was not present. Motion, to approve the sponsorship request, and to pay at the time of invoice receipt, was made by Dr. Ledford, seconded by Mr. Bomar. The motion passed 4 to 0 with all members present voting "aye" in favor of the motion.

**AGENDA ITEM # 2- Action to Approve Minutes of the February 21, 2012 Regular Meeting:**

Mr. Myers presented the minutes of the February 21, 2012 regular meeting. Motion to accept the minutes for the February 21, 2012 regular meeting was made by Mr. DePauw seconded by Mr. Bomar. Mr. MacKenzie was not present. The motion passed 4 to 0 with all members present voting "aye" in favor of the motion

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

Mr. Bomar presented the February Financials. Motion to approve the February Financials was 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.

**AGENDA ITEM #4- Action to Approve February Investment Report:**

Mr. Wegman presented the February Investment Report. Motion to approve the February Investment Report was made by Dr. Ledford seconded by Mr. MacKenzie. The motion passed 5 to 0 with all members present voting "aye" in favor of the motion.

**AGENDA ITEM #5- Approval of the 2010-2011 Annual Audit**

Mr. Bomar presented the 2010-2011 Annual Audit. Motion to approve the 2010-2011 Annual Audit was made by Mr. MacKenzie seconded by Dr. Ledford The motion passed 5 to 0 with all members present voting "aye" in favor of the motion.

**AGENDA ITEM #7- Directors Report**

Mr. Wegman discussed various projects including: An update of Leading Edge meeting with 50 people with new or existing business in the last year, Big Spring WETT property easement settlement of \$39,935, THS was awarded a FRA/DOT grant award in the amount of \$299,423 with a \$33,270 match for rail upgrade, they have also applied for a TIGER IV Grant in the amount of \$2.59 M which was submitted today, Neugebauer met with THS and plans to help in anyway possible, THS also met with UP in Omaha with success on adding days to delivery, Survey to be completed this week necessary to

complete UP interchange/service agreement, UP agreement will allow locomotive delivery, THS reps will be attending the State of the Community Luncheon, THS/EDC will be meeting with clients on Tuesday and Wednesday the 27-28 of March, THS has had 12 responses for employment. Mr. Wegman advised the board of past and upcoming meetings that include: Past meetings include the Southwest Energy Summit which Jimmy Miller from Alon was a presenter, one of the interesting bits of information was that the oil economy is creating the equivalent of the \$2B Toyota plant in San Antonio every 4 months; Neugebauer visited with Desert Tanks and was pleased with their success, State of the Community Luncheon will be Tuesday March 27<sup>th</sup> @ 11:30am, City Council Quarterly Update will be in April, High Ground Spring Conference and Board Meeting will be April 12-13 in Lubbock, Big Spring EDC asked to host the High Ground Annual meeting at the Settles this fall- estimated opening is July, next meeting will be April 17, 2012

**AGENDA ITEM #8- 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).**
- **Proposed Expansion of Existing Business**

Mr. Myers adjourned into executive session at 6:10 p.m. on March 20, 2012

Executive session was called to order at 6:10 p.m.

Mr. Myers reconvened into open session at 7:14 p.m. on March 20, 2012

**AGENDA ITEM #9- Action as a Result of Executive Session**

None

**AGENDA ITEM #10- Public Comments**

None

**AGENDA ITEM # 11- Board Comments**

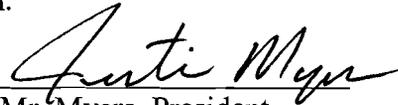
None

**AGENDA ITEM # 12- Adjourn**

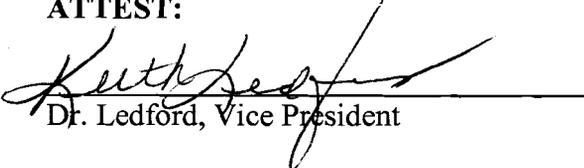
Mr. Myers asked for a motion to adjourn.

Motion by Dr. Ledford seconded by Mr. Myers. The motion passed 5 to 0 with all members present voting "aye" in favor of the motion.

Meeting adjourned at 7:14 pm on March 20, 2012

  
Mr. Myers, President

**ATTEST:**

  
Dr. Ledford, Vice President