



The City of Liberty City Council Special Called Meeting

~ Minutes ~

1829 Sam Houston
Liberty, TX 77575
www.cityofliberty.org

Dianne Tidwell
City Secretary
(936) 336-3684

Tuesday, July 27, 2010

6:00 PM

City Council Chambers

I. CALL TO ORDER

The Meeting was called to order on July 27, 2010 at the City Council Chambers, 1829 Sam Houston, Liberty, TX at 6:00 PM by Mayor Carl Pickett.

Attendee Name	Title	Status	Arrived
Carl Pickett	Mayor	Present	
Dennis Beasley	Councilperson	Absent	
Diane Huddleston	Councilperson	Present	
Mike McCarty	Mayor Pro-Tem	Present	
Al Simonson	Councilperson	Absent	
Louie Potetz	Councilperson	Present	
Frank Jordan	Councilperson	Present	

II. ACKNOWLEDGEMENT OF GUESTS AND VISITORS / PUBLIC COMMENT

Mayor Pickett welcomed guests and visitors, opening the floor for public comment to those individuals wishing to address the Council. There were no comments from the audience.

- Mayor Pickett reported the following:
- Work on the Community Garden at the old San Jacinto School on Saturday, July 31,
- Mercy Hospital Demolition in progress,
- Thanked the Liberty Community Development Corporation, Liberty County, and the Liberty Independent School District for their participation in Mercy Hospital Demolition Project, and the
- Upcoming Regular Called Council Meeting, on August 10, 2010.

III. REGULAR AGENDA

A. Regular Session

1. Information Item (ID # 1750)

Discuss Current City Financials.

COMMENTS - Current Meeting:

City Manager Gary Broz reported on the June financials and reviewed the various funds and projected balances through the end of the fiscal year. Mr. Broz further reported that open positions were not being filled, departments are carefully watching overtime, and street repairs are at a minimum.

Finance Director Naomi Herrington reported on a FEMA payment worksheet stating that the City was still due FEMA funds, in the amount of \$593,398.20, at the conclusion of the FEMA audit. Upon receipt of these funds they will be placed in the General Fund. Ms. Herrington reported that there are two FEMA project worksheets still open; 1) hangar replacement for the Airport in the amount of \$214,576 and 2) the Police Department building repairs in the amount of \$296,133.

2. Council Action 2010-76

Consider Approval of Authorization to Proceed with Sale of 2010 Certificates of Obligation.

COMMENTS - Current Meeting:

Mr. Dusty Traylor, RBI, was present to discuss with Council the proposed sale of 2010 Certificates of Obligation. Mr. Traylor stated that the plan of finance is a two step plan.

Mr. Traylor explained that part of the plan is the issuance of Certificates of Obligation to re-finance a certain portion of the city's outstanding tax secured debt. The items subject to refinancing are the General Obligation Refunding Bonds Series 2008 and the first set of 2010 Tax Anticipation Notes, in the amount of \$3,295,000. Mr. Traylor reviewed these items and the proposed anticipated debt service. Mr. Traylor further explained that the plan of finance was to create a window for new funds to be rolled into the debt service structure, without severe impact on the Interest & Sinking Fund tax rate.

Mr. Traylor reported on the proposed 2010A Certificates of Obligation, in the amount of \$4,825,000, and the projected debt service. City Manager Gary Broz reviewed the list of projects for the proposed issuance as follows:

- meter replacement,
 - repair on water storage and distribution,
 - construction of a park maintenance shed,
 - fleet purchases, and
 - miscellaneous capital purchases
- citywide technology upgrade
- Police Department software
- Fire Department Life Pack monitors, portable CPA units, and fire hose,
- Records Retention and Codebook Legal Review - City Secretary's Office.

Discussion continued regarding meter change-outs, equipment longevity, expense justification, bond call features, future I & S tax rates, issuing debt now to take advantage of low interest rates and material costs, as these are likely to rise in the very near future.

Motion was made authorize the City Manager to proceed with the sale of 2010 Certificates of Obligation.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Frank Jordan, Councilperson
SECONDER:	Diane Huddleston, Councilperson
AYES:	Pickett, Huddleston, McCarty, Potetz, Jordan
ABSENT:	Dennis Beasley, Al Simonson

3. Council Action 2010-75

Consider and Adopt an Agreement for Electrical Service to Boomerang Tube, LLC.

RESULT:	NO ACTION TAKEN
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4. Ordinance (ID # 1753)

Consider and Adopt an Industrial Rate Ordinance.

RESULT:	NO ACTION TAKEN
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B. Executive Session

Deliberation Regarding Economic Development Negotiation. Gov. Code §551.087

Consultation With Attorney. Gov. Code §551.071

Meeting Concerning Municipally Owned Utility. 551.086

1. Discussion of industrial electric rate ordinance and electric service agreement with industrial customer.

At 7:18 p.m., Mayor Pickett closed the open meeting and opened the Executive Session as authorized above.

C. Reconvene into Regular Session

At 8:13 p.m., Mayor Pickett closed the Executive Session and reconvened the open meeting.

1. Ordinance (ID # 1754)

Consider Adoption of an Industrial Electric Rate Ordinance.

RESULT:	NO ACTION TAKEN
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2. Council Action 2010-74

Consider an Electric Service Agreement with an Industrial Customer.

COMMENTS - Current Meeting:

Motion was made to approve the electric service agreement with Boomerang Tube LLC subject to final negotiations by the City Manager and City Attorney, and authorize the Mayor to execute the agreement.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Frank Jordan, Councilperson
AYES:	Pickett, Huddleston, McCarty, Potetz, Jordan
ABSENT:	Dennis Beasley, Al Simonson

IV. COUNCIL MEAL

Council shared an evening meal.

V. ADJOURNMENT

Motion To: Adjourn

COMMENTS - Current Meeting:

There being no further business before the Council, the meeting was adjourned at 8:15 p.m.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Louie Potetz, Councilperson
SECONDER:	Frank Jordan, Councilperson
AYES:	Pickett, Huddleston, McCarty, Potetz, Jordan
ABSENT:	Dennis Beasley, Al Simonson

Carl Pickett, Mayor

ATTEST:

Dianne Tidwell, City Secretary