



The City of Liberty City Council

Special Called Meeting

~ Agenda ~

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

Dianne Tidwell
City Secretary
(936) 336-3684

Tuesday, February 21, 2012

6:00 PM

City Council Chambers

THE City Council of Liberty, Texas reserves the right to meet in closed session on any agenda item should the need arise and if applicable pursuant to authorization by Title 5, Chapter 551 of the Texas Government Code.

I. CALL TO ORDER

Attendee Name	Present	Absent	Late	Arrival
Mayor Carl Pickett	..	..	..	
Mayor Pro-Tem Mike McCarty	..	..	..	
Councilperson Dennis Beasley	..	..	..	
Councilperson Diane Huddleston	..	..	..	
Councilperson Frank Jordan	..	..	..	
Councilperson Louie Potetz	..	..	..	
Councilperson Libby Simonson	..	..	..	

II. ACKNOWLEDGEMENT OF GUESTS AND VISITORS / PUBLIC COMMENT

Public Comment is reserved for members of the public who would like to address the City Council on items that are not on the City Council Agenda. Please be aware that, under Texas Law, the Council may not deliberate or take any action on non-agenda items. In some situations, City staff may be able to respond to the public comment with a factual statement or clarification. City Council may request that the item be placed on a future agenda at which time the Council may deliberate and/or act.

III. PRESENTATIONS / REPORTS

A. Information Item (ID # 2318)

January Financial Report - Finance Director N. Herrington

B. Information Item (ID # 2319)

H-GAC Report - Councilperson Jordan

C. Information Item (ID # 2320)

SRMPA Report - Mayor Pickett

IV. REGULAR AGENDA

A. Regular Session

1. Council Action (ID # 2321)

Consider Declaring Miscellaneous City Equipment as Surplus Property.

- Surplus Property Feb 2012 (PDF)

2. Council Action (ID # 2322)

Consider Approval of Change Order #3 to the Generator Contract with A&A Electric Company.

- CO #3 A&A Electric (PDF)

B. Executive Session

Personnel Matters. Gov. Code §551.074

Consultation with Attorney. Gov. Code §551.071

1. Discussion - City Engineer.

C. Reconvene into Regular Session

Consider any action on the items as discussed in the Executive Section

1. Council Action (ID # 2323)

Consider and Take Action, If Any, on the Items as Discussed in the Executive Session.

V. WORK SESSION

1. Work Session (ID # 2324)

Review and Discuss Any Changes to the Final Draft of the Re-Codification of the City's Code of Ordinances.

VI. ADJOURNMENT

Motion To: Adjourn

CERTIFICATE

I certify that the attached Notice of Meeting was posted on the bulletin board and in the Message Centers located on the east and west sides of the City Hall Administration Building, located at 1829 Sam Houston on the 16th day of February, 2012 at 3:00 p.m. This notice will remain so posted continuously for at least 72 hours preceding the scheduled time of said meeting in accordance with Chapter 551 of the Texas Government Code.

Dianne Tidwell, City Secretary

NOTICE

In compliance with the Americans with Disabilities Act, the City of Liberty will provide reasonable accommodation for persons attending and/or participating in this Council Meeting. To better serve you, requests must be made at least 24 hours prior to the meeting. Contact the City at (936) 336-3684 or by Fax at (936) 336-9846. The building is wheelchair accessible, with parking available, on the west side of the building.

I certify that the attached Notice and Agenda of items to be considered by the City Council was removed by me from the bulletin board at the City Hall on the _____ day of _____, 2012.



The City of Liberty

City Council
1829 Sam Houston
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3.A

Meeting: 02/21/12 06:00 PM

Department: Administration
Category: Reports

INFORMATION ITEM (ID # 2318)

DOC ID: 2318



The City of Liberty

City Council
1829 Sam Houston
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3.B

Meeting: 02/21/12 06:00 PM

Department: Administration
Category: Reports

INFORMATION ITEM (ID # 2319)

DOC ID: 2319



The City of Liberty

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3.C

Meeting: 02/21/12 06:00 PM

Department: Administration
Category: Reports

INFORMATION ITEM (ID # 2320)

DOC ID: 2320



The City of Liberty

City Council
1829 Sam Houston
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4.A.1

Meeting: 02/21/12 06:00 PM

Department: Administration
Category: Surplus Property

COUNCIL ACTION (ID # 2321)

DOC ID: 2321

Gary Broz

From: Shree Miles <smiles@cityofliberty.org>
Sent: Thursday, February 16, 2012 8:48 AM
To: Gary Broz
Subject: Auction

These are the items that I have ready that have not been approved. I should have the first auction ready by tomorrow.

Park	Two Box Blades
Water	Small Tractor with sm brush hog attached
Water	580 Case Brush hog
Street	40ft Float
PD	Three Bicycles
Park	Fuel Tank
PD	1998 Chev Lumina
Street	Air Compressor on Trailer

Shree Miles

Purchasing Agent
City of Liberty
1100 N Main
Liberty, Texas 77575
Phone (936)336-2910
Fax (936)336-5770

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Attachment: Surplus Property Feb 2012 (2321 : Surplus Property)



The City of Liberty

City Council
1829 Sam Houston
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4.A.2

Meeting: 02/21/12 06:00 PM

Department: Administration
Category: Change Orders

COUNCIL ACTION (ID # 2322)

DOC ID: 2322



CHAPTER 9

CONTRACT AMENDMENTS

Form 9-4 Construction Contract Change Order Approval Request

Owner (Contractor Locality): City of Liberty 1923 Sam Houston Street Liberty, TX 75923 Phone #:(936) 336-4665	Contract For (project description): Water & Wastewater Generators Water & Wastewater SCADA	Date 02/10/2012 Project No. DRS010098	
Contractor: A&A Electric Company P.O. Box 22986 Beaumont, TX 77720 Agreement Date: 3/8/2011 Phone #: (409)842-4437	Engineer: Schaumburg & Polk, Inc. Gilbert Arteaga, P.E. 320 S. Broadway Street Tyler, TX 75702 Phone #: (903)595-3913 Engineer's Project No. W.O.-14207	DR Contract No. DRS010098 Change Order No. 3	
You are hereby requested to comply with the following changes from the contract plans and specifications:			
Item No.	Description of Changes-Quantities, Units, Unit Prices, Change in Completion Scheduled, Etc.	Decrease in Contract Price	Increase in Contract Price

CONTRACT AMENDMENTS

<u>Change in Contract Price</u>	<u>Change in Contract Time</u>
Original Contract Price: \$ 1,099,763.00	Original Contract Time: 180 days
Previous Change Order(s) No. 2 to No. 3 \$ 249,365.83	Net Change From Previous Change Orders 125 days
Contract Price Prior to this Change Order \$ 1,349,128.83	Contract Time Prior to this Change Order 305 days
Net Increase/Decrease of this Change Order \$ 00.00	Net Increase/Decrease of this Change Order 120 days
Contract Price With all Approved Change Orders \$ 1,349,128.83	Contract Time With all Approved Change Orders 425 days
Cumulative % Change In Contract Price: +22.7%	

R Division reimbursement of costs approved by this change order is subject to approval by TDRA. RECOMMENDED:

By: *Diana Arteaga*
ENGINEER(Authorized Signature)

Date: 2/13/2012

APPROVED:

By: _____
OWNER (Authorized Signature)

Date: _____

ACCEPTED:

By: *[Signature]*
CONTRACTOR(Authorized Signature)

Date: 2-13-12



CHAPTER 9

CONTRACT AMENDMENTS

JUSTIFICATION FOR CHANGE

Grantee: **City of Liberty**DRS Contract No.: **DRS010098**Change Order No. **3**

1. Will this Change Order increase or decrease

the number of beneficiaries?

☐ Increase☐ Decrease☒ No Change

If there is a change, how many beneficiaries will be affected?

Total ____ L/M ____

2. Effect of this change on scope of work:

☐ Increase☐ Decrease☒ No Change

3. Effect on operation and maintenance costs:

☐ Increase☐ Decrease☒ No Change

4. Are all prices in the change order dependent upon unit prices

found in the original bid?

☒ Yes☐ No

If "No", explain:

5. Will this change be completed within the contract period?

☐ Yes☒ NoIf "No", expected completion date: June 27, 2012

(completion date)

6. Has this change created new circumstances or environmental

conditions which may affect the project's impact, such as

concealed or unexpected conditions discovered during actual

construction?

☐ Yes☒ No

If "Yes", is an Environmental Re-assessment required?

☐ Yes☐ No



CHAPTER 9

CONTRACT AMENDMENTS

7. Is the Texas Commission on Environmental Quality (TCEQ) clearance still valid? ☒ Yes ☐ No
8. Is the TCEQ permit approval still valid? (sewer projects only) ☒ Yes ☐ No
9. Are the handicapped access requirements/approval still valid (if applicable)? ☐ Yes ☐ No ☒ N/A
10. Are other Disaster Recovery contractual special condition clearance still valid? ☒ Yes ☐ No
(If no, specify):

NOTE:

- * Generally, a cumulative change in the contract price in excess of 25% cannot be approved.
- * Generally, items not included or identifying unit costs in the original bid documents cannot be approved as change order items.



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4.C.1

Meeting: 02/21/12 06:00 PM

Department: Administration
Category: Executive Session Items

COUNCIL ACTION (ID # 2323)

DOC ID: 2323



The City of Liberty

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5.1

Meeting: 02/21/12 06:00 PM

Department: Administration
Category: Projects

WORK SESSION (ID # 2324)

DOC ID: 2324