



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, January 22, 2013

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	☐	☐	☐	
Councilperson Diane Huddleston	☐	☐	☐	
Councilperson Dennis Beasley	☐	☐	☐	
Councilperson Frank Jordan	☐	☐	☐	
Councilperson Louie Potetz	☐	☐	☐	
Councilperson Libby Simonson	☐	☐	☐	
Councilperson David Arnold	☐	☐	☐	

II. INVOCATION

III. PLEDGE OF ALLEGIANCE

IV. ACKNOWLEDGEMENT OF GUESTS AND VISITORS / PUBLIC COMMENT

Public Comment is reserved for members of the public who would like to address the City Council regarding agenda and non-agenda items. Please be aware that, under Texas Law, the Council may not deliberate or take any action during Citizen's comments for items not on the agenda. In some situations, City Staff may be able to respond to the public comment with a factual statement or clarification. The City Council may have the item placed on a future agenda for action or refer the item to Management and Staff for study or conclusion.

V. PRESENTATIONS / REPORTS

A. Information Item (ID # 2604)

Financial Report - Dec 2012 - Finance Director N. Herrington

VI. REGULAR AGENDA

A. Regular Session

1. Council Action (ID # 2605)

Consider Acceptance of the Annual Audit Report for Fiscal Year 2011-2012, as Presented by Swaim, Brents and Associates.

2. Council Action (ID # 2606)

Consider a Request by Liberty Masonic Lodge No. 48 to Set a Dedication Stone and Conduct a Cornerstone Leveling Ceremony at the New Police Department Facility to be Located on Lakeland Drive, and Take Any Action Deemed Necessary.

- Spears Request (PDF)
- Spears-Cornerstone Overview (PDF)

3. Ordinance (ID # 2607)

Consider Adoption of an Ordinance Authorizing Participation, with Other Entergy Service Areas Cities, in Matters Concerning Entergy Texas at the Public Utility Commission and the Federal Energy Regulatory Commission in 2013.

4. Council Action (ID # 2608)

Consider Award of Bid for Police Software Conversion, and Take Any Action Deemed Necessary.

- Police Software Conversion (PDF)

5. Council Action (ID # 2610)

Consider Appointments to the 2013 Charter Review Commission, and Take Any Action Deemed Necessary.

VII. WORK SESSION

1. Work Session (ID # 2611)

Discussion of Fixed Assets and Facility Needs with the City's Financial Advisor Bob Henderson.

VIII. ADJOURNMENT

Motion To: Adjourn

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 January, 2013 at 12:00 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 _____, 2013.



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

5.A

Meeting: 01/22/13 06:00 PM

Department: Administration
Category: Reports

INFORMATION ITEM (ID # 2604)

DOC ID: 2604



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

6.A.1

Meeting: 01/22/13 06:00 PM

Department: Administration
Category: Financing Option Issues

COUNCIL ACTION (ID # 2605)

DOC ID: 2605



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

6.A.2

Meeting: 01/22/13 06:00 PM

Department: Administration
Category: Misc.

COUNCIL ACTION (ID # 2606)

DOC ID: 2606



REQUEST FOR PLACEMENT OF AN ISSUE ON A CITY COUNCIL AGENDA

Regular called meetings of the City Council are held on the second Tuesday of each month at 6:00 p.m.

Special called meetings are normally held on the fourth Tuesday of each month at 6:00 p.m., or on other dates as time allows.

The deadline for an issue to be placed on the next council agenda is the Wednesday prior to the council meeting. This form must be turned in by 5:00 p.m. on this day.

Date of Submission of Request: December 20, 2012

Date of Council Meeting: January 22, 2013

Name

W.Mike Spears

Street Address

1406 Maple

City

Liberty

State

TX

Zip Code

77575

Telephone No.

832-248-8418

Fax No.

Please list below the issue that you wish to be brought before the Council.

On behalf of Liberty Masonic Lodge No. 48 we are seeking permission to set a dedication stone on the proposed Police Department Structure to be located on Lakeland Drive adjacent to the existing Fire Department. Liberty Lodge had the privilege of setting dedication stones on the existing City Hall Building and the Fire Station.

This request will be reviewed by the City Manager and the requestor will be notified regarding the above-mentioned topic being placed on an agenda.

For City Use Only

Date this form given to the City Manager, 12/20/12

Date requestor was notified 12/20/2012

Comments JAN. 22nd 1961

Liberty Masonic Lodge No. 48

A.F. & A.M.

Chartered January 30, 1949



P.O. Box 1685

Liberty Texas 7757

WORSHIPFUL MASTER

Justin Hamilton 281-723-1464

SECRETARY

W. Mike Spears 832-248-8418

December 20, 2012

City of Liberty Texas:

Carl Pickett, Mayor

David Arnold, Member of the City Council

Dennis Beasley, Member of the City Council

Diane Huddleston, Member of the City Council

Frank Jordan, Member of the City Council

Louis Potetz, Member of the City Council

Libby Simonson, Member of the City Council

RE: Laying/Leveling of a Cornerstone

Please consider this letter as a formal request to allow Liberty Lodge No. 48 A.F. & A.M. to conduct a Cornerstone Leveling ceremony of the new Liberty Police Department Building being constructed on Lakeland Drive adjacent to the Fire Department.

As a point of reference Liberty Lodge No. 48 A.F. & A.M. hosted the placement of A dedication/cornerstone for the existing Liberty Center and the Liberty Fire Department. In addition we have set stones at the Liberty Middle School, San Jacinto Elementary and of the seven courthouses in Liberty the Liberty Masonic Lodge leveled Cornerstones on four of them beginning with number four in 1857, number five in 1877, number six in 1895 and number seven in 1931.

Cornerstones today:

Cornerstones lie at the corner of two walls of a building in which certain historic documents are placed and on which historic inscriptions are engraved. The cornerstone is usually a polished stone, found near the foundation, but not a part of the foundation, and high enough from ground level to be easily read. A cornerstone generally has carved upon it such things as the name of the owner, purpose of the structure, date of the building's erection and sometimes other facts.

Commemorative. They are not part of the structure of the building, but fit into a space left in the stone or brick or Dedicatory Stones are the stones most commonly placed by the Masonic fraternity todaywork. If planned they can seal a cavity in which a "time capsule" type deposit is made. Generally, the placement of such a stone is the last act in the building and serves as a

For this purpose Freemasonry provides a special ritual to govern the proper performance of that duty. Among the ancients, cornerstones were laid with impressive ceremonies. The Masonic cornerstone ceremony, like most customs, has evolved over years of use. The symbolism of the cornerstone, when duly laid with Masonic Rites is full of significance, which refers to its form, to its situation, to its permanence and to its consecration.

As to its *form*, the cornerstone must be perfectly square on its surfaces. To Masons, the square is a symbol of morality and truth.

In the *situation*, the cornerstone will symbolically lie between the north, which Masons consider a place of darkness and the east, which Masons consider a place of light. Hence the northeast position of the cornerstone symbolizes the Masonic progress from darkness to light, from ignorance to knowledge.

To *permanence*, the stone, when deposited in its appropriate place, is carefully examined with the necessary implements of operative Masonry which include the square, the level, and the plumb, themselves all symbolic in meaning. The cornerstone is then declared to be “well formed, true and trusty.”

Lastly, the elements of Masonic *consecration* are produced and the stone is solemnly set apart by pouring corn, wine, and oil upon its surface, emblematical of the nourishment, refreshment and joy which are to be the rewards of a faithful performance of duty.

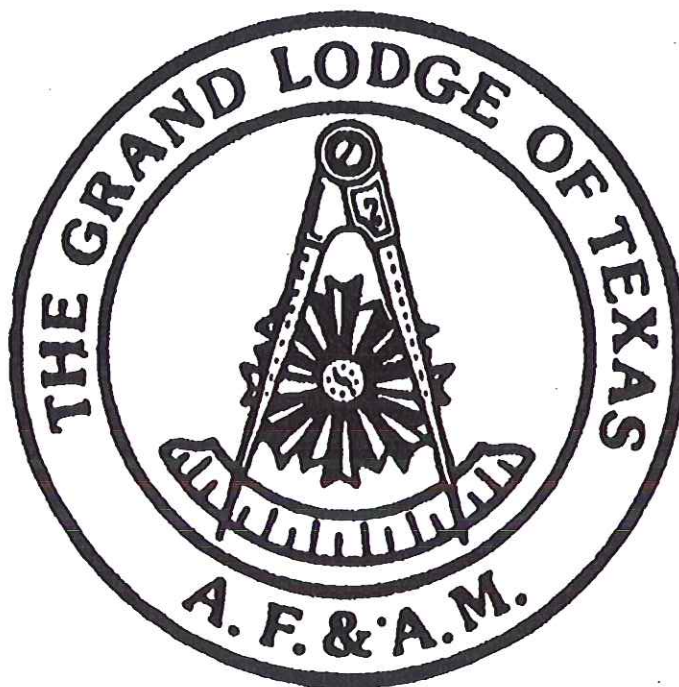
Cornerstones are leveled by the Grand Lodge of Texas and with proper planning the Grand Master of Masons in Texas will perform the ceremony with the local lodge being the host.

Liberty Lodge No. 48 will provide the actual stone. Upon the face will be carved the words “Leveled by the Grand Lodge of Texas, A.F. & A.M., with the Masonic emblem and the year carved thereon.

These ceremonies are usually scheduled at a time when it will allow for public participation along with community leaders and other dignitaries.

A Brief Overview

CORNER STONES COMMEMORATIVE or DEDICATORY STONES FOUNDATION STONES



Compiled by The Grand Lodge of Texas
Prepared by
Liberty Masonic Lodge No. 48 A.F. & A.M.
500 Fannin ~ P.O. Box 1685
Liberty, Texas 77575

Established 1848
Chartered January 1849

WHY DO WE "LEVEL" CORNERSTONES? WHAT DO THE CEREMONIES MEAN?

CORNERSTONES: MESOPOTAMIA AND ASSYRIA

As old as civilization itself is the art of erecting a building. The cornerstone of the building is the stone that lies at the corner of two walls and forms the corner of the foundation of an edifice. Upon it the alignment of the entire structure will rest. History records, from ancient times, great ceremony involving the cornerstone before construction began on the architect's design. Records of the observance are found etched on clay tablets left by peoples of the ancient civilizations of Mesopotamia and Assyria. It was a ceremony marking a moment in time. Even today, when schools, churches or local government buildings are scheduled for construction there are moments along the way to completion that are especially memorable. One of the most beautiful and meaningful of those moments is when the fraternity of Freemasons conducts a rite similar to those recorded in history. The ceremony of symbolically leveling a cornerstone. It is performed with solemn ceremonies giving dignity to the occasion.

MASONS HAVE PERFORMED CORNERSTONE CEREMONIES THROUGHOUT THE AGES

The earliest record of an official Masonic ceremony, for a public building, was the laying of the Foundation Stone of the New Royal Infirmary of Edinburgh, Scotland on August 2, 1738. There are other records of Masonic Lodges in Ireland placing cornerstones dating from the 1500s and records in England from the late 1600s. And the list of Masonic ties to laying of cornerstones goes on and on. On September 18, 1793, President George Washington officiated at the laying of the cornerstone for the United States Capitol building. It was a major event in the creation and development of the federal city, a project very dear to the heart of George Washington. The Masonic Fraternity refers to it as one of the most memorable days in the life of George Washington, in the life of Freemasonry, and of the United States. According to the newspaper account of the day "Washington, dressed in Masonic regalia, lead a procession of officers and brethren of the Masonic Fraternity from Maryland and Virginia to the site in the District of Columbia. Upon arrival, the music and drums stopped, the flags were anchored, and the artillery fired a volley. A large silver plate was handed to President Washington. Using a small trowel with silver blade and ivory handle, Washington deposited the plate and laid it on the cornerstone." The newspaper account specifically mentions that corn, wine, and oil were placed on the cornerstone after it was set in place...an event commemorated 200 years later in 1993 by U.S. Senator and Mason, Strom Thurmond (R-SC), along with many fellow Masons who honored the laying of the original cornerstone. The apron and sash worn by George Washington together with the trowel he used are today preserved in the Alexandria-Washington Masonic Lodge.

CORNERSTONES TODAY

Cornerstones lie at the corner of two walls of a building in which certain historic documents are placed and on which historic inscriptions are engraved. The cornerstone is usually a polished stone, found near the foundation, but not a part of the foundation, and high enough from ground level to be easily read. A cornerstone generally has carved upon it such things as the name of the owner, purpose of the structure, date of the building's erection and sometimes other facts. Such a stone is frequently made hollow and, at the time it is placed, filled with various printed articles current at the time and other objects reflecting the era or time in history. Time capsules are frequently placed in building cornerstones but sometimes buried separately. Although terms are often used interchangeably, there are actually three major classifications of such stones.

CORNER STONES are the first stones placed at ground level. Generally, the first stone is placed in the northeast corner, from which the building traditionally commences. They are part of the structure, and therefore, are placed before or as the building is built.

COMMEMORATIVE or DEDICATORY STONES are the stones most commonly placed by the Masonic fraternity today. They are not part of the structure of the building, but fit into a space left in the stone or brickwork. They usually seal a cavity in which a "time capsule" type deposit is made. Generally, the placement of such a stone is the last act in the building and serves as a dedication of the building and a signal of its completion.

FOUNDATION STONES are the first stones placed as part of the foundation of a building. These stones are below the level of the ground.

WHY MASONRY IS INVOLVED IN THE PLACEMENT OF CORNERSTONES

The medieval stone masons organizations; builders of the glorious cathedrals across Europe are, in fact, forerunners of modern speculative Masonry. References to cornerstones are found in various places in the Holy Bible in both the Old and New Testaments that indicate the antiquity of the cornerstone and its uses. Because Freemasonry is non-sectarian and because Freemasonry is heir to the historical tradition of building, it is the appropriate organization to dedicate or symbolically level the cornerstone of a public or religious edifice. For this purpose Freemasonry provides a special ritual to govern the proper performance of that duty. Among the ancients, cornerstones were laid with impressive ceremonies. The Masonic cornerstone ceremony, like most customs, has evolved over years of use. The symbolism of the cornerstone, when duly laid with Masonic Rites is full of significance, which refers to its form, to its situation, to its permanence and to its consecration. As to its form, the cornerstone must be perfectly square on its surfaces. To Masons, the square is a symbol of morality and truth. In the situation, the cornerstone will symbolically lie between the north, which Masons consider a place of darkness and the east, which Masons consider a place of light. Hence the northeast position of the cornerstone symbolizes the Masonic progress from darkness to light, from ignorance to knowledge. To permanence, the stone, when deposited in its appropriate place, is carefully examined with the necessary implements of operative Masonry which include the square, the level, and the plumb, themselves all symbolic in meaning. The cornerstone is then declared to be "well formed, true and trusty." Lastly, the elements of Masonic consecration are produced and the stone is solemnly set apart by pouring corn, wine, and oil upon its surface, emblematical of the nourishment, refreshment and joy which are to be the rewards of a faithful performance of duty.

LEVELING OF CORNERSTONES A GREAT HONOR FOR TEXAS MASONS

Masons of the Grand Lodge of Texas are proud to continue the long time tradition of leveling cornerstones. In 1994, the Grand Master of the Most Worshipful Grand Lodge of Texas leveled the cornerstone on the extension to the Texas State Capitol building in Austin. It was a beautiful ceremony and brought to mind the 1885 ceremony when Texas Masons leveled the cornerstone to the main state capitol building. Throughout Texas history, Masons have leveled cornerstones of schools, churches, local government buildings and public buildings. It is considered a great honor by Mason's to perform this service in their communities. The Grand Lodge of Texas receives numerous requests to officiate in the Consecration, Dedication, or laying of a cornerstone. Before requests can be considered there are certain guidelines which have come to define the role of Freemasonry in such ceremonies. For example, the building must be a public building such as a police station or school...or of sacred character such as a church. Another guideline is that

buildings proposed for the laying of cornerstones must be constructed of brick, stone or concrete. Of course, veneer of such material on steel or concrete supporting frame will qualify. The cornerstone should be an actual stone, cubical in form, upon the face of which should be carved the words "Leveled (or Laid) by the Grand Lodge of Texas, A.F. & A.M., "with the Masonic emblem and the year carved thereon. The other face of the stone may bear such inscription as may be necessary to describe the name of the institution erecting the building, its board of trustees, or other offices but NOT the name of the architect, engineer, contractors, or builder, as such, should be shown on the stone. It is the Grand Master who has final determination whether a cornerstone shall be laid with Masonic ceremonies.

FREEMASONS: WHO ARE THEY?

Freemasonry is the oldest, and by far, the largest fraternal order in the world. Its Lodges stretch around the globe. It might well be said that the sun never sets upon the Masonic Lodge. In North America alone there are more than 2-million Freemasons. These men represent virtually every occupation and profession, yet within the fraternity, all meet as equals. Masons come from various religious beliefs and creeds, yet all believe in one God. Perhaps one of the most fascinating aspects of Freemasonry is that so many men, from so many different walks of life, meet and conduct their affairs in harmony and friendship and call each other "brother." The Masonic experience encourages members to become better men, better husbands, better fathers, and better citizens in the community. It endeavors to impress upon the minds of those who come into it virtues recognized as prerequisites for a better life. Its teachings include morality, brotherhood, justice, tolerance, citizenship, education, freedom of ideas and religious choice. Freemasonry came to America from England in the 1730's when Lodges were established in New York, Pennsylvania, Virginia, Massachusetts, South Carolina and Georgia. American Freemasons take pride in members of the fraternity who played a part in the history of our country. Many of the signers of the Declaration of Independence were Masons and the same statement is true of those who signed the Constitution of the United States. Famous men such as George Washington, Paul Revere, Benjamin Franklin, Lafayette, James Monroe and many others whose names awaken memories of the founding of our country. Since our country's beginning thirteen of its President's have been Masons. In Texas, Brother Stephen F. Austin, the father of Texas, was a Mason and considered membership in the Fraternity as an attribute for selecting the original settlers of the Texas frontier. The revolution against Mexico was lead by Brother Sam Houston, who presided over the formation of the Grand Lodge of Texas. It was he who installed Brother Anson Jones as the first Grand Master of Masons in Texas. Upon the creation of the Republic of Texas, all five presidents and vice presidents were Texas Masons. Another point of interest is the free public school system in Texas, the father of which is Mirabeau B. Lamar, a Mason. Masons have also won laurels in other fields of endeavor and we find them prominent in government, in science, in sports and entertainment: Ty Cobb, John Wayne, Al Jolson, Military General's Jimmy Doolittle and Douglas MacArthur, J. Edgar Hoover, Norman Vincent Peale, Red Skelton, Roy Clark, Will Rogers, Harry Houdini, Davy Crockett, Arthur Godfrey, Buffalo Bill Cody, Henry Ford...etc. And in man's newest field, that of space exploration with Wally Schirra, Gordon Cooper, Virgil Grissom and "Buzz" Aldrin -- all bound by the tie of Freemasonry.

ABOUT FREEMASONRY

Freemasonry is ancient, having existed in some form for so long that many serious students have differed as to the exact time and place of its origin. Masonry is not a secret society. Its Lodges are openly marked and almost everyone in the community knows where they are located. The Grand Lodge of Texas publishes a list of members of every Lodge in the state. Many Lodges have individual bulletins with the names of the officers and of members. Masonry does have private

information among its members but the fraternity does not conceal its principals or aims. In fact, the most well known of Masonic symbols, the square and compasses, are proudly worn by members everywhere. The square and compasses are examples of tools and implements of ancient architectural craftsmen. During the Middle Ages operative Masons constructed the beautiful cathedrals, castles and other stately structures in Europe, England, Scotland and Ireland. We call them operative Masons. It was during this period that the word "Free" was prefixed to the word "Mason," because these builders were one of the very few classes of persons allowed to travel from country to country as builders. These men differed from other working craftsmen because they, possessing knowledge in the art of geometry and building, were free men rather than bonded servants. These groups of operative Masons were much like labor unions in which apprentices were taught the secrets of geometry, architecture and the Mason's art of building. They then advanced to the various ranks of the fraternity. Until about the Sixteenth Century Masons were strictly an operative craft, bound together by the close ties found in the constructive craft guilds of the day. Early in the Seventeenth Century, the meeting places of these groups of men became known as lodges. In addition, men of prominence were admitted, not as craftsmen, for they were not skilled in the builders art, but rather as patrons. Gradually these men came to be known as "accepted" Masons. Thus, by the time the Seventeenth Century came to its end the accepted or speculative Masons were predominant in many of the older Lodges of Freemasons. Today Masonic Lodge is termed speculative because its emphasis is on the moral philosophy that is its foundation, rather than the operative art of the Sixteenth and earlier centuries. The tools of the operative stonemason are used by speculative Masons today to symbolize moral virtues. Freemasonry is religious in character, but it is not a religion. It offers no salvation and it doesn't tell men what to believe. Rather, Freemasonry attracts men who already adhere to religious beliefs and the moral conduct their beliefs require. But there's a much greater presence in modern Masonry...the presence of antiquity. In Masonry there are many emblems, symbols and allegories of the ancient Temples of Initiation. It has persuaded the most learned among Masonic scholars to conclude that Masonry is of very ancient origin, and is, in some aspects, the modern successor of the sublime mysteries of the Temple of Solomon and of the Temples of India, Chaldea, Egypt, Greece, and Rome... as well as containing basic doctrines of the Essenes, Gnostics and other ancient mystic Orders. As a result, there are many organizations within the Masonic fraternity. The Scottish Rite, the York Rite, the Shrine, the Grotto, Royal Arch and Cryptic Masonry. But no matter where a man fits in the body of Freemasonry, he can only have entered through the local Masonic lodge. And not until a man has completed his work in the local lodge and becomes a Master Mason can he join any of the other aspects of the fraternity. You could say these Masonic organizations represent the hub of a Masonic wheel. A wheel with spokes extending to the entire family. Eastern Star, Job's Daughter's, Rainbow Girls and DeMolay for boys add to the total wheel of the Masonic body.

FREEMASONRY IN THE COMMUNITY

Beyond the focus on individual development and growth, members of the Masonic fraternity are deeply involved in assisting worthwhile community projects and helping people. Freemasons across our land contribute more than 2-million dollars each and everyday to charitable causes including widows, orphans and disadvantaged children.

The Grand Lodge of Texas operates the Masonic Home and School in Fort Worth that provides orphaned or deprived children a wholesome home environment and education.

Royal Arch and Cryptic Masonry support the Texas Masonic Retirement Center in Arlington. Widows of Mason's who live at the home are supported by the Grand Lodge of Texas.

The York Rite Knights Templar Eye Foundation provides surgical care to the eyes and in many cases, sight to the blind...without charge.

The world famous Texas Scottish Rite Hospital for Children in Dallas is another representation of the deep commitment to brotherly love and relief, which are held as principal tenets of Freemasonry. This world class Hospital provides surgery, prosthetics and Dyslexia learning therapy to thousands of children, of all religions and races, entirely free of charge. In fact, it was the staff of the Scottish Rite Hospital who established the original clinical definition of Dyslexia and who now provide training for professional educators in the treatment of this condition in Texas schools.

Other world famous Masonic facilities in Texas are the Shriners Hospital and Burn Center in Galveston and the Shriners Hospital in Houston. Nationally, there are 19 orthopedic and 3 burn hospitals that not only provide extensive care to burn victims but also conduct ongoing research into new treatments...all with no charge made to patients. These unique medical centers, supported in part by the Shrine Circus, have made the Shrine the most visible aspect of American Masonry.

In San Antonio, the Scottish Rite Learning Center of South Texas assists Children with dyslexia to succeed in the educational environment.

The Grotto sponsors a broad program of dentistry for handicapped children and supports cerebral palsy research.

The Eastern Star is not like the York Rite, Scottish Rite or the Shrine. It is made up of men and women with a Masonic connection. Men who join must be Master Masons while women who join must be the wife, mother, sister, daughter or granddaughter of a Master Mason. With a total membership of some 2-million, the Eastern Star is easily the largest coed fraternal society in the world. The Eastern Star maintains a home for elderly members and provides educational assistance for young people.

The Order of DeMolay is for young men ages 13 to 21. It shares many of Masonry's precepts, teaching dedication to God, to home and country. DeMolay helps mold young men into responsible citizens.

The Order of Rainbow is for girls age 12-to-20. Members don't have to have a family connection to Freemasonry, but they do enjoy Masonic sponsorship and assistance. Members of Job's Daughters do have a family connection to Freemasonry. DeMolay for boys, Rainbow Girls and Job's Daughters share a Belief in God and concentrate on charitable efforts in volunteer service to others.

Bruce Baker



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

6.A.3

Meeting: 01/22/13 06:00 PM

Department: Administration
Category: Utility Rates

ORDINANCE (ID # 2607)

DOC ID: 2607

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LIBERTY, TEXAS, AUTHORIZING PARTICIPATION WITH OTHER ENTERGY SERVICE AREA CITIES IN MATTERS CONCERNING ENTERGY TEXAS, INC. AT THE PUBLIC UTILITY COMMISSION OF TEXAS AND THE FEDERAL ENERGY REGULATORY COMMISSION IN 2013; PROVIDING FOR AN EFFECTIVE DATE; AND DISPENSING WITH THE REQUIREMENT OF SECTION 3.10 OF THE HOME RULE CHARTER THAT ALL ORDINANCES BE READ ON TWO SEPARATE DAYS.

WHEREAS, Entergy Texas, Inc.'s ("ETI") implementation of customer choice has ceased due to Senate Bill 1492 and ETI will continue to be regulated;

WHEREAS, changes to the Public Utility Regulatory Act addressing rates and rate proceedings will have a direct impact on ETI and customer bills during the year and into the future;

WHEREAS, ETI is scheduled to litigate requests in various proceedings before the Public Utility Commission, before municipalities, or before the Federal Energy Regulatory Commission in 2013 related to ETI's proposal to integrate with the Midwest Independent System Operator ("MISO"), ETI's proposal to divest its transmission system through a transaction with ITC Holdings Corp., various fuel cost refunds or surcharges and reconciliations, capacity cost surcharges and reconciliations; and for any type of incremental base rate adjustment proceedings (such as a transmission cost recovery rider, a distribution cost recovery rider, or a purchased power capacity cost recover rider) or cost allocation adjustments;

WHEREAS, ETI is scheduled to file fuel factor proceedings at the Public Utility Commission in February and August 2013, and file other fuel proceedings during 2013 to reconcile fuel, to refund or surcharge fuel charges, and to change the fuel mechanism, along with various surcharge requests impacting rates;

WHEREAS, ETI is scheduled to file a proceeding to determine the proper Texas allocation of rough production cost equalization payments from Entergy Arkansas to be refunded to Texas customers as well as refund past payments ordered to be made;

WHEREAS, ETI is scheduled to file a proceeding to recover costs incurred in association with its Energy Efficiency Plan as well as reconcile past costs;

WHEREAS, Cities have the statutory right to set fair and reasonable rates for both the Company and customers within Cities;

WHEREAS, Cities have original jurisdiction over rates, operations, and services of an electric utility in areas in the municipality pursuant to *Tex. Util. Code* § 33.001;

WHEREAS, Cities have standing in each case before the Public Utility Commission of Texas that relates to an electric utility providing service in the municipality pursuant to *TEX. UTIL. Code* § 33.025, and standing before each Federal Energy Regulatory Commission case in which the City may be affected pursuant to *18 C.F.R. § 385.214*;

WHEREAS, Cities are entitled to reimbursement by the utility of their reasonable rate case expenses to participate in cases that are deemed rate proceedings pursuant to *Tex. Util. Code* § 33.023.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LIBERTY, TEXAS, that:

SECTION 1. The City of Liberty shall participate with other Cities to intervene in ETI's various rate filings related to the various fuel cost surcharges and reconciliations, capacity cost surcharges and reconciliations, the allocation and refund of rough production cost equalization payments, and for any base rate adjustment proceedings or cost of service adjustments on file with the Public Utility Commission or with municipalities in 2013 and seek appropriate regulatory scrutiny in any case on file at the Federal Energy Regulatory Commission affecting the City and its residents.

The City of Liberty shall participate with other Cities to intervene in fuel or fuel related proceedings at the Public Utility Commission and the Federal Energy Regulatory Commission on file in 2013 concerning ETI's rates charged to Texas customers.

All such actions shall be taken pursuant to the direction of the Cities' Steering Committee. Cities' Steering Committee shall have authority to retain rate consultants and lawyers. Cities' Steering Committee shall direct the actions of Cities' representatives in the above proceedings. The Steering Committee is directed to obtain reimbursement from ETI of all reasonable expenses associated with participation in said proceedings.

SECTION 2. This Ordinance shall be effective from and after the date of its passage.

SECTION 3. That the requirement contained in Section 3.10 of the Home Rule Charter of the City of Liberty that all ordinances be read on two separate days is hereby dispensed with.

PASSED AND ADOPTED by the City Council of the City of Liberty, Texas at a Special Meeting held on the 22nd day of January, 2013, at which meeting a quorum was present.

THE CITY OF LIBERTY, TEXAS

By: _____
Carl Pickett, Mayor

Ordinance (ID # 2607)

City Council Meeting

January 22, 2013

Page 3

ATTEST:

City Secretary

APPROVED AS TO FORM:

Randy Gunter, City Attorney



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

6.A.4

Meeting: 01/22/13 06:00 PM

Department: Administration
Category: Bids

COUNCIL ACTION (ID # 2608)

DOC ID: 2608

Investment Summary

Melody Fisher
Liberty Police Department
January 14, 2013

**Cost Breakdown**

Proposal Valid for 120 days

Professional Services		Cost
Data & Conversion Assistance Fees		19,950
		<u>19,950</u>
Project Total		<u><u>19,950</u></u>

Professional Services

Melody Fisher
 Liberty Police Department
 January 14, 2013



Conversion Services	QTY	Conversion Programming Fee	Estimated Hours	Estimated Services	Conversion Services
Financial Applications					
Public Safety Applications					
Police					
Master Files		13,200	32.0	4,000	17,200
Addresses					
Name					
Vehicles					
Offense/Incidents					
Property Room					
Arrests		2,500			2,500
General Information					
Offense Information					
Employer Information					
Contact Information					
Calls for Service		1,500			1,500
General Information					
Traffic/Parking Citations		2,500			2,500
General Information					
Violations					
Conversion Services Subtotal		19,700	32	4,000	23,700
Preferred Customer Discount					-3,750
Conversion Services Total		19,700	32	4,000	19,950



Proposal

Local Government Division

Presented to:

Melody Fisher

Liberty Police Department

1829 Sam Houston

Liberty, TX 77575

(936) 334-7126

mfisher@cityofliberty.org

Proposal date:

January 14, 2013

Submitted by:

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Tyler Technologies

Local Government Division

5519 53rd Street

Lubbock, Texas 79414



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

6.A.5

Meeting: 01/22/13 06:00 PM

Department: Administration
Category: Board Appointments

COUNCIL ACTION (ID # 2610)

DOC ID: 2610

EXPLANATION:

City Charter requires that Council shall make appointments to the Charter Review Commission in January of each odd-numbered year. This Commission is comprised of five citizens from the City of Liberty. Term of office is six months; however, upon written request of a majority of the Commission members, the City Council may extend the commission's term of office for a period not to exceed 90 days.

FYI - 2011 Charter Review Members: Councilperson Jordan, Jamie Carter, Victor Barranco, Marsha LaFour, and Clarence Martin. Each of these individuals have agreed to serve again if appointed, except for Mr. Martin who will be unavailable for reappointment.



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

7.1

Meeting: 01/22/13 06:00 PM

Department: Administration
Category: Miscellaneous

WORK SESSION (ID # 2611)

DOC ID: 2611