



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, January 27, 2015

6:00 PM

City Council Chambers

I. CALL TO ORDER

Attendee Name	Title	Status	Arrived
Carl Pickett	Mayor	Present	
Diane Huddleston	Mayor Pro Tem	Present	
Dennis Beasley	Councilperson	Present	
Frank Jordan	Councilperson	Present	
Louie Potetz	Councilperson	Present	6:07 PM
Libby Simonson	Councilperson	Present	
David Arnold	Councilperson	Present	
Gary Broz	City Manager	Present	
Dianne Tidwell	City Secretary	Present	
Brandon Davis	City Counsel	Present	

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 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.

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.

City Secretary Dianne Tidwell reported on the City's General Election for Officers to be held on Saturday, May 9th. Ms. Tidwell stated the filing period begins January 28 and runs through February 27th. Those Council Members whose terms expire are Dennis Beasley, Diane Huddleston and Libby Simonson.

City Manager Gary Broz reported on the recent Town Hall Meeting regarding the new street construction and related drainage.

Mayor Pickett reported on the Fireman's Banquet to be held on Saturday, January 31st, and the new signage on the Public Works Service Center facility.

Councilperson Huddleston reported that the next Shred-It Day will be held in late April.

III. PRESENTATIONS / REPORTS

1. Information Item (ID # 3193)

Project Updates - City Mgr. G. Broz**COMMENTS - Current Meeting:**

City Manager Gary Broz reported on a handout of the current City projects and their status as follows:

- Walk-through took place on Monday at the new Park Restrooms, which are substantially complete,
- Contractor is placing lime on the new road,
- February 24th will be the Meet and Greet for the Police Chief candidates, and
- Staff is currently working to complete plans for the upcoming Liberty Jubilee.

2. Information Item (ID # 3194)**Finance Report - Finance Dir., N. Herrington****COMMENTS - Current Meeting:**

Finance Director Naomi Herrington reported on the City's financials as of December 31, 2014. Ms. Herrington reviewed the year-to-date revenues and expenditures for the various funds and the cash in bank for each fund. Ms. Herrington further reported that property tax revenues for the month of December were \$580,000 and that sales tax revenues were holding strong.

IV. REGULAR AGENDA**A. Regular Session****1. Council Action 2015-6**

Consider acceptance of the Annual Audit Report for Fiscal Year 2013-2014, as presented by Swaim, Brents and Associates.

COMMENTS - Current Meeting:

Ms. LeAnn Brents, Swaim, Brents & Associates presented to Council the Annual Audit Report for Fiscal Year 2013-2014. Ms. Brents explained that 35 different funds were compiled into the audit report, reviewing those funds and those that make up the General Fund. Ms. Brents further analyzed the analysis of the City's financial performance during the fiscal year ending September 30, 2014. Ms. Brents reported that the City's total combined net position, as of September 30, 2014, was \$44.7 million compared to \$39.2 the previous year. Ms. Brents reported on the fiscal year revenues and expenditures, debt service, capital projects, grant funding, receipt of \$1.5 million from SRMPA relating to surplus revenues from the Cambridge Project, with lengthy discussion of numerous other topics relating to the City's overall financial status.

Ms. Brents concluded by stating there was no corrective action plan needed and that this was a clean audit. A motion was made to accept the Audit Report for Fiscal Year 2013-2014, as presented.

ATTACHMENTS:

- Audit Report (DOCX)

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Dennis Beasley, Councilperson
SECONDER:	Frank Jordan, Councilperson
AYES:	Pickett, Huddleston, Beasley, Jordan, Potetz, Simonson, Arnold

2. Council Action 2015-7

Consider award of bid for sanitary sewer improvement on Hollywood Street, and take any action deemed necessary.

COMMENTS - Current Meeting:

Public Works Director Tom Warner reported that this agenda item relates to sanitary sewer improvements on Hollywood Street, in the Oak Forest Subdivision. Mr. Warner stated that there is approximately 800 feet of collapsed sanitary sewer, which is beyond the City's capability to repair due to the length and depth of the line. Mr. Warner reported that the City received two bids; 1) Allco - \$109,180.00 which involves pipe bursting and 2) Eastex Utility Construction - \$45,849.80 which involves replacement.

After discussion of the different processes for repairs, a motion was made to accept the bid from Eastex Utility Construction, with the project to be funded with the first set of funds received by the City from the Sam Rayburn Municipal Power Agency, and to fund this project at a cost of no more than \$46,000.00.

ATTACHMENTS:

- Sewer Imp-Hollywood (PDF)

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Diane Huddleston, Mayor Pro Tem
SECONDER:	Louie Potetz, Councilperson
AYES:	Pickett, Huddleston, Beasley, Jordan, Potetz, Simonson, Arnold

3. Ordinance 2015-1

Consider adoption of an Ordinance 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 2015.

COMMENTS - Current Meeting:

Mayor Pickett read the caption of the Ordinance into the record as follows:

"AN ORDINANCE OF THE CITY COUNCIL 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 2015; PROVIDING AN EFFECTIVE DATE; AND DISPENSING WITH THE REQUIREMENT OF SECTION 3.10 OF THE HOME RULE CHARTER THAT THIS ORDINANCE BE READ ON TWO SEPARATE DAYS."

City Manager Gary Broz reported that the City participates with other Entergy service area cities on rate cases and other Entergy related issues. Mr. Broz referred to a list of the other

participating cities and stated that in order to participate the governing body must adopt an ordinance to do so.

A motion was made to adopt the Ordinance authorizing participation with other Entergy service area cities in matter relating to Entergy Texas.

ATTACHMENTS:

- Entergy Info (PDF)

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Dennis Beasley, Councilperson
SECONDER:	Libby Simonson, Councilperson
AYES:	Pickett, Huddleston, Beasley, Jordan, Potetz, Simonson, Arnold

4. Council Action 2015-8

Consider Appointments to the 2015 Charter Review Commission.

COMMENTS - Current Meeting:

City Secretary Dianne Tidwell reported that appointments to the Charter Review Commission are made in January of each odd-numbered year. Each member of the 2013 Charter Review Commission is willing to serve on the 2015 Commission, if re-appointed. Those members are Councilperson Jordan, Jamie Carter, Victor Barranco, Marsha LaFour and Glenda Calloway.

A motion was made to appoint Frank Jordan, Jamie Carter, Victor Barranco, Marsha LaFour and Glenda Calloway to the 2015 Charter Review Commission.

RESULT:	APPROVED [6 TO 0]
MOVER:	Libby Simonson, Councilperson
SECONDER:	Dennis Beasley, Councilperson
AYES:	Pickett, Huddleston, Beasley, Potetz, Simonson, Arnold
ABSTAIN:	Frank Jordan

V. WORK SESSION

1. Work Session (ID # 3198)

Discussion of possible amendments to the City's Recreational Vehicle Ordinance.

COMMENTS - Current Meeting:

Public Works Director Tom Warner reported that previously Council had been addressed regarding several variances to the City's RV Park Ordinance as follows:

- Variance regarding location of an RV Park
- Variance for reduction in the number of required restroom and shower facilities
- Variance regarding distance requirements between restroom facilities and park spaces and
- Variance regarding permanent occupancy.

Mr. Warner reported that Council, at a previous meeting, did take action on approval of two variance requests with respect to the RV Park location and a lesser number of restroom and shower facilities. Lengthy discussion was held regarding the variance requests, change of park ownership and associated concerns, including possible background checks and numerous other issues. Council directed management to further explore change of ownership and those related matters and report back to Council at a later date.

ATTACHMENTS:

- RV Ord Info (PDF)

2. Work Session (ID # 3199)

Discussion of the International Council Code (ICC), Building Construction Related Appendices.

COMMENTS - Current Meeting:

Public Works Director Tom Warner reported that the City has adopted the various ICC Codes relating to construction, alteration and addition of buildings within the City's boundaries. However, in each of the codes are appendixes which may be adopted by the governing body. The City is in possession of the 2015 Edition of the ICC Codes, however some of the appendixes have not been adopted that pertain to local construction.

Mr. Warner reviewed the Codes, and the related appendixes that need adoption by the City. After lengthy discussion of these items, Mr. Warner stated that he would return to Council with an Ordinance that would adopt the necessary appendixes.

VI. ADJOURNMENT

Motion To: Adjourn

COMMENTS - Current Meeting:

There being no further business before the Council, Mayor Pickett adjourned the meeting at 7:59 p.m.

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Carl Pickett, Mayor

ATTEST:

Dianne Tidwell, City Secretary