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, February 27, 2018 | **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	
Louie Potetz	Councilperson	Present	
Libby Simonson	Councilperson	Present	
David Arnold	Councilperson	Present	
Paul Glazener	Councilperson	Present	
Gary Broz	City Manager	Present	
Dianne Tidwell	City Secretary	Present	
Brandon Davis	City Attorney	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.

III. PRESENTATIONS / REPORTS

1. Information Item (ID # 4036)

Project Updates - City Mgr. G. Broz

COMMENTS - Current Meeting:

City Manager Gary Broz reported that Trinity River levels have increased due to the recent rains and is being closely monitored, additional funds have been received from insurance for Hurricane Harvey repairs, public hearings on proposed annexation will be held March 20 and March 27, and the 33rd Annual Liberty Jubilee will take place on March 23 and 24, 2018.

2. Information Item (ID # 4037)

Finance Report - Finance Dir. N. Herrington

COMMENTS - Current Meeting:

Finance Director Naomi Herrington reported on the City's financial status for the year ending January, 2018. Ms. Herrington reviewed the various funds and stated that property tax revenues are increasing and sales tax collections are on target with budgeted numbers.

3. Information Item (ID # 4038)

Mayor, Council and Staff Comments

COMMENTS - Current Meeting:

Police Chief Tom Claunch reported on a BBQ and Car Show Fundraiser to be held for the Shane Detwiler Foundation. The Foundation supports local law enforcement by supplying funds for various equipment. The fundraiser will be held on April 28 around the City Hall. Chief Claunch also mentioned recent radar training held at the Liberty Police Department.

Fire Chief Brian Hurst reported that the department would be holding a crawfish boil as a fundraiser at the Liberty Jubilee and will also provide free CPR & First Aid training on Saturday, March 24.

IV. REGULAR AGENDA

A. Regular Session

1. Council Action 2018-11

Consider ratifying the Liberty Community Development Corporation's action to approve the transfer of ownership of the Magnolia Ridge Golf Course to the City of Liberty, and take any action deemed necessary.

COMMENTS - Current Meeting:

City Manager Gary Broz reviewed the draft agreement regarding the City's potential ownership of the Magnolia Ridge Golf Course. Discussion was held regarding the proposed purchase for approximately $260,000.00, which includes payoff of the real estate note, mower note, and payables owed by the Country Club. Mr. Broz stated that the restaurant and bar services will be contracted out, there will be employed three full time and three part time employees, all equipment and tools will belong to the City, and continuation of cart leases. Further discussion included condition of the entrance road to the golf course, voluntary annexation, proposed transition date of June 1, and other related topics. The Magnolia Ridge Country Club will hold a meeting with its membership in March for final approval.

A motion was made to ratify the Liberty Community Development Corporation's action to approve the transfer of ownership of the Magnolia Ridge Golf Course to the City of Liberty.

ATTACHMENTS:

- Draft Agreement #2 (PDF)

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

2. Council Action 2018-13

Consider acceptance of the Annual Audit Report for Fiscal Year 2016-2017, as presented by Swaim, Brents and Associates.

COMMENTS - Current Meeting:

Lee Ann Brents, Swaim, Brents & Associates, presented the City's Annual Audit for Fiscal Year 2016-2017. Ms. Brents reviewed, in summary, the audit document. Ms. Brents reported on the City's assets, liabilities, net position, and additional related information. After lengthy discussion, a motion was made to accept the Audit Report for FY 2016-2017, as presented.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Paul Glazener, Councilperson
SECONDER:	Dennis Beasley, Councilperson
AYES:	Pickett, Huddleston, Beasley, Potetz, Simonson, Arnold, Glazener

3. Council Action 2018-12

Discussion of a letter received from the City of Hardin regarding the wastewater collection system, and take any action deemed necessary.

COMMENTS - Current Meeting:

Wes Hinch, City Attorney, City of Hardin, addressed the Council on behalf of the City of Hardin in regard to a request for relief from obligations, due to their increased inflow and infiltration issues with their collection system. Mr. Hinch reported that the City of Hardin is working to correct these issues, but requests that the termination date of July 1, 2022 for collection services with the City of Liberty be extended by one year and that penalties for overages be suspended starting January 1, 2018, so that these funds may be used toward resolving their issues.

Discussion was held, however, no action was taken.

Mayor Pickett stated that he would call for an Executive Session, regarding this agenda item, prior to the end of the meeting.

ATTACHMENTS:

- City of Hardin Letter (PDF)

RESULT:	**NO ACTION TAKEN**

4. Council Action 2018-14

Consider approval of the purchase of a crew cab truck and trailer for the Water & Wastewater Department.

COMMENTS - Current Meeting:

Council reviewed prices quoted for a new 2018 Crew Cab Truck and Trailer for the Water/Wastewater Department. After discussion of the costs from various vendors, a motion was made to purchase the vehicle from BJ Ford, in the amount of $54,463.45, and purchase the trailer from Shoppa's, in the amount of $4,850.00, for a total expenditure of $59,313.45.

ATTACHMENTS:

- W&W Truck and Trailer Info (PDF)

RESULT:	**APPROVED [6 TO 1]**
MOVER:	Libby Simonson, Councilperson
SECONDER:	Dennis Beasley, Councilperson
AYES:	Huddleston, Beasley, Potetz, Simonson, Arnold, Glazener
NAYS:	Carl Pickett

5. Council Action 2018-17

Consider approval of the purchase of a stake bed truck for the Street Department.

COMMENTS - Current Meeting:

Council reviewed prices quoted for a new 2018 Stake Bed Truck for the Street Department. After discussion of the costs from various vendors, a motion was made to purchase the vehicle from BJ Ford, in the amount of $39,217.45, and purchase the stake bed and installation, in the amount of $15,075.00, for a total expenditure of $54,292.45.

ATTACHMENTS:

- Stake Bed Truck Info (PDF)

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Paul Glazener, Councilperson
SECONDER:	Dennis Beasley, Councilperson
AYES:	Pickett, Huddleston, Beasley, Potetz, Simonson, Arnold, Glazener

6. Council Action 2018-15

Consider designation of certain vehicles and equipment as surplus property, and take any action deemed necessary.

COMMENTS - Current Meeting:

Council reviewed a list of various equipment and vehicles to be sold at an online auction, mid-March, 2018. A motion was made to declare the vehicles and equipment as surplus property, to be sold at an online auction to be held by Lemons Auctioneer, LLP.

Councilperson Simonson had briefly stepped out of the room during this item.

ATTACHMENTS:

- Surplus Equipment Info (PDF)

RESULT:	**APPROVED [6 TO 0]**
MOVER:	Louie Potetz, Councilperson
SECONDER:	Paul Glazener, Councilperson
AYES:	Pickett, Huddleston, Beasley, Potetz, Arnold, Glazener
AWAY:	Libby Simonson

7. Council Action 2018-16

Discussion of various projects and capital purchases, and take any action deemed necessary.

COMMENTS - Current Meeting:

City Manager Gary Broz reviewed funds received, to date, from the Sam Rayburn Municipal Power Agency, Cambridge Project and previous capital expenditures made from these funds, to also include $2,666,666 of unrestricted funds. Mr. Broz continued by reviewing a list of capital expenditures proposed to be funded by Cambridge Project receipts:

- Sensus -Cloud - $65,000
- Inclode - Cloud - $15,000
- Fire Dept. Brush Truck - $39,658

After lengthy discussion, a motion was made to approve the expenditures, in the amount of $119,658.00, for the above listed items, to be funded from the $2,666,666 of Cambridge Project unrestricted funds.

Following the vote on this agenda item, at 7:49 p.m., Mayor Pickett called for an Executive Session, in regard to Agenda Item #3, to be held as authorized by Title 5, Chapter 551, Texas Government Code, §551.071, Consultation with Attorney.

At 8:10 p.m., Mayor Pickett closed the Executive Session and reconvened the open meeting. There was no action taken as a result of the Executive Session.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Libby Simonson, Councilperson
SECONDER:	Dennis Beasley, Councilperson
AYES:	Pickett, Huddleston, Beasley, Potetz, Simonson, Arnold, Glazener

V. ADJOURNMENT

Motion To: Adjourn

COMMENTS - Current Meeting:

There being no further business before the Council, Mayor Pickett adjourned the meeting at 8:10 p.m.

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Carl Pickett, Mayor

ATTEST:

Dianne Tidwell, City Secretary