



The City of Liberty City Council

Regular Meeting

~ Minutes ~

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

Dianne Tidwell
City Secretary
(936) 336-3684

Tuesday, March 11, 2008

6:00 PM

City Council Chambers

I. Call to Order

6:00 PM Meeting was called to order on March 11, 2008 at City Council Chambers, 1829 Sam Houston, Liberty, TX at 6:00 PM by Mayor Carl Pickett.

II. INVOCATION

Mr. Kevin Ladd

III. PLEDGE OF ALLEGIANCE

Library Director Dana Abshier

IV. 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 regarding non-agenda items.

Mayor Pickett remarked on the following items:

1. Liberty Jubilee - March 28 & 29, 2008
2. Comcast - Channel Line-up changes
3. Citizen Letter - Airport Appreciation
4. Financial Statement - New Format
5. Appreciation for staff's work with new agenda software

Councilperson Huddleston gave an update of the city's recycling efforts towards a permanent drop-off facility; and potential grants that would provide funds for recycling.

V. PRESENTATIONS / REPORTS

1. Information Item 2008-8

Fire Department Grant Activities

COMMENTS - Current Meeting:

Fire Chief Fred Collins reported the City had been approved for a Homeland Security Grant administered thru DEM and HGAC, in the amount of \$68,000.00. This grant provides the Fire Department with a 911 Connector Boat and various fire department equipment, (life pak, cameras), provides animal control with equipment for use during emergency management incidents, and provides the Liberty Police Department with tactical gear.

Chief Collins stated he had made a submission for an \$8606.12 grant through FM Global for fire prevention and arson investigation, which provides supplies for the Fire Marshal's Office. Both of these grants are funded 100% and require no matching funds.

ATTACHMENTS:

- Attachment #1 - Grant Information (DOC)

2. Information Item 2008-9

Wastewater Overflows

COMMENTS - Current Meeting:

City Manager Ron Wood reported that the City had experienced a series of wastewater overflows. These overflows were not reported to TCEQ, within the proper time frame due to staffing issues. Management has worked with TCEQ to remedy this situation, which also has prompted an update of the call-out procedures.

VI. CONSENT AGENDA:

All consent items listed are considered to be routine by the City Council and will be enacted by one motion. There will be no separate discussion of these items unless a Council Member so requests, and if such a request is made, the item will be removed from the Consent Agenda and considered in a normal sequence on the agenda.

1. Minutes Approval

1. Tuesday, February 12, 2008

VII. REGULAR AGENDA**A. Regular Agenda Items****1. Resolution 2008-1**

Consider a Resolution Approving a Variance Request to Place a Structure in a Designated Floodway in the South Liberty Oilfield.

COMMENTS - Current Meeting:

City Attorney Randy Gunter and Inspection Department Secretary Candice Parker addressed Council regarding issues relative to Mr. Bill Maynard's request for a variance to place a structure in a FEMA designated floodway; (D. Minchey Survey, Abstract 85). Mr. J. Rice, Public Management, Inc. was also present to expound upon his experience with FEMA and FEMA's expectations of floodplain ordinance enforcement. After lengthy discussion regarding the various structures placed on this property without a building permit, additional construction, and changes made to the property itself, a motion was made and seconded to deny the variance and authorize the city manager to contact the appropriate authorities regarding work that has been done in that area.

ATTACHMENTS:

- Attachment #2 - PHOTO 1 (JPG)
- Attachment #3 - PHOTO 2 (JPG)
- Attachment #4 - PHOTO 3 (JPG)
- Attachment #5 - PHOTO 4 (JPG)
- Attachment #6 - PHOTO 5 (JPG)
- Attachment #7 - PHOTO 6 (JPG)
- Attachment #8 - PHOTO 7 (JPG)
- Attachment #9 - PHOTO 8 (JPG)
- Attachment #10 - Planning Commission Certification Maynard (PDF)
- Attachment #11 - Variance Request (TXT)

RESULT:	DEFEATED [0 TO 7]
MOVER:	Mike McCarty, Councilperson
SECONDER:	Al Simonson, Councilperson
NAYS:	Pickett, Beasley, Huddleston, McCarty, McGuire, Simonson, Potetz

2. Ordinance 2008-3

Consider Adoption of an Ordinance Amending Ordinance No. 2008-1 Ordering a General Election to be Held in the City of Liberty on Saturday, May 10, 2008.

COMMENTS - Current Meeting:

An ordinance was adopted at the February 12, 2008 Council Meeting ordering a General Election to be held on Saturday, May 10, 2008. This election was to be for the purpose of electing a Mayor and three Councilpersons. The Mayor's position was inadvertently left off the ordinance. This amended ordinance calls for an election for the correct positions.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Dennis Beasley, Councilperson
SECONDER:	Diane Huddleston, Councilperson
AYES:	Pickett, Beasley, Huddleston, McCarty, McGuire, Simonson, Potetz

3. Resolution 2008-8

Consider Approval of Proposals for Bank Depository Services for the City of Liberty.

COMMENTS - Current Meeting:

The city opened sealed proposals for bank depository services on February 21, 2008. Prosperity Bank was the only proposer.

ATTACHMENTS:

- Attachment #12 - City Bank Depository Proposal 2008 (PDF)

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Al Simonson, Councilperson
SECONDER:	Dennis Beasley, Councilperson
AYES:	Pickett, Beasley, Huddleston, McCarty, McGuire, Simonson, Potetz

4. Resolution 2008-9

Consider a Resolution Authorizing the City Manager to Enter Into an Agreement with the Texas Department of Transportation for the Temporary Closure of Main Street During the 2008 Liberty Jubilee.

COMMENTS - Current Meeting:

This resolution authorizes the temporary closure of a portion of Main Street during Liberty Jubilee 2008. Main Street will be closed, from Trinity to MLK, from 1:00 pm Friday until the conclusion of the Jubilee on Saturday evening.

ATTACHMENTS:

- Attachment #13 - Agreement TxDOT Road Closure (PDF)

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Dennis Beasley, Councilperson
SECONDER:	Mike McCarty, Councilperson
AYES:	Pickett, Beasley, Huddleston, McCarty, McGuire, Simonson, Potetz

5. Resolution 2008-10

Consider Approval of a Lawn Maintenance Contract with ABS Lawn Care for the City Hall and Liberty Municipal Library Grounds.

COMMENTS - Current Meeting:

Since the exit of the previous grounds maintenance contractor, ABS Services has been providing this same service for City Hall and the Humphreys Cultural Center, without a formal contract. This document remedies this oversight.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Mike McCarty, Councilperson
SECONDER:	Dennis Beasley, Councilperson
AYES:	Pickett, Beasley, Huddleston, McCarty, McGuire, Simonson, Potetz

VIII. COUNCIL MEAL

Council shared an evening meal.

IX. ADJOURNMENT

Motion To: Adjourn

COMMENTS - Current Meeting:

Meeting was adjourned at 8:10 PM

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Huddleston, Councilperson
SECONDER:	Mike McCarty, Councilperson
AYES:	Pickett, Beasley, Huddleston, McCarty, McGuire, Simonson, Potetz

Carl Pickett, Mayor

ATTEST:

Dianne Tidwell, City Secretary