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

Dianne Tidwell
City Secretary
(936) 336-3684

The City of Liberty
City Council
Regular Meeting
~ Minutes ~

Tuesday, April 8, 2008 | **6:00 PM** | **City Council Chambers**

I. CALL TO ORDER

6:00 PM Meeting was called to order on April 8, 2008 at the Council Chambers, 1829 Sam Houston, Liberty, Tx. at 6:02 PM by Mayor Carl Pickett.

II. INVOCATION

Wylie Mosley, Liberty High School Student.

III. PLEDGE OF ALLEGIANCE

Shane Duff, Liberty High School Student.

IV. ACKNOWLEDGEMENT OF GUESTS AND VISITORS / PUBLIC COMMENT

Mayor Pickett welcomed guest and visitors, opening the floor for public comment to those individuals wishing to address the Council regarding non-agenda items. There were no comments.

V. PRESENTATIONS / REPORTS

A. Information Items

1. Information Item 2008-11

Appointments to the Planning & Zoning Commission

COMMENTS - Current Meeting:

Mayor Pickett remarked on upcoming appointments to the Planning & Zoning Commission that will need to be made at the May council meeting. Those members whose terms expire are David Arnold and Shelli Ellerbe.

Mayor Pickett commented on upcoming appointments to the Liberty Community Development Corporation Board of Directors that will also need to be made at the May meeting. Those members whose terms expire are Dennis Beasley, Louie Potetz, Mike Van Etta, and Billy Page.

2. Information Item 2008-12

March Power Outages

COMMENTS - Current Meeting:

Randy Wiggins, Electrical Supt., reported on power outages that occurred during the month of March. Discussion included electrical department infrastructure, tree-trimming, and other related topics.

3. Information Item 2008-13

Airport Advisory Board

COMMENTS - Current Meeting:

Airport Advisory Board Member Linda Street-Ely thanked Council and Management for their interest and support of the Liberty Municipal Airport. Ms. Ely reported on the Board's short-term and long-term goals for this airport.

4. Information Item 2008-14

Financial Report

COMMENTS - Current Meeting:

Finance Director Naomi Herrington answered questions from the Council regarding the six-month financial report.

5. Information Item 2008-15

Recycling Report

COMMENTS - Current Meeting:

Councilperson Diane Huddleston reported on the progress of, and issues related to, a permanent recycling drop-off facility. Councilperson Huddleston stated that she had firm commitments from two local businesses that would partner with the city regarding a location for placing the recycling bins and is checking on rebates the city would receive for items collected.

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.

A. Minutes Approval

1. Tuesday, March 11, 2008

2. Tuesday, April 01, 2008

VII. REGULAR AGENDA

A. Regular Session

1. Council Action 2008-1

Consider Approval of the Final Re-Plat of the Park North Subdivision.

COMMENTS - Current Meeting:

Candice Parker, Inspection Department, reported that Mr. Lonnie Shivers presented a final re-plat of the Park North Subdivision. Mr. Shivers is proposing to re-plat the subdivision to move an existing lot line for future development. A home is being built on lot two and the driveway will encroach on the current setback lines. Moving the lot line will allow for proper setbacks. This property was previously platted as the Park North Subdivision, allowing for presentation in the short form format. Council voted to approve the final re-plat of the Park North Subdivision.

ATTACHMENTS:

- Attachment #1 - Park North Subdivision (PDF)

RESULT:	**APPROVED [6 TO 0]**
MOVER:	Mike McCarty, Councilperson
SECONDER:	Louie Potetz, Councilperson
AYES:	Pickett, Beasley, McCarty, McGuire, Simonson, Potetz
ABSTAIN:	Diane Huddleston

2. Council Action 2008-2

Consider Approval of the Final Re-Plat of the Brooklyn Subdivision.

COMMENTS - Current Meeting:

Candice Parker, Inspection Department, reported that Mr. Frank Davis had presented a final re-plat of the Brooklyn Subdivision, located at Cos and Austin Streets. Mr. Davis is proposing to move the center property line from an east-west center dividing line to a north-south dividing lot line. This will provide adequate footage to accommodate two potential future dwellings. The current dividing line provides proper footage for only one dwelling. This plat was presented under the short form format. Council voted to approve the final re-plat of the Brooklyn Subdivision.

ATTACHMENTS:

- Attachment #2 - Brooklyn Subdivision (PDF)

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

3. Council Action 2008-3

Consider Approval of Contract Negatiation with Liberty ISD Regarding a School Resource Officer.

COMMENTS - Current Meeting:

Police Chief Mike Cummings reported on negotiations with the Liberty Independent School District regarding a School Resource Officer (SRO) Program. This program consists of an officer, employed by the Police Department, whose assigned duties allow the officer to be present in the schools during the academic year. At the conclusion of the school year, the officer then reverts to the normal duties of a Liberty Police Officer. This program allows for a positive police presence in the schools, providing a variety of services, which allows current resources to be utilized more efficiently. Chief Cummings offered several options for funding the financial costs of this program. Council voted to direct Chief Cummings to negotiate with the school a 3-year program, to be reviewed annually by each entity, with a 75/25 split of the total cost of the officer, the school district paying 75%.

ATTACHMENTS:

- Attachment #3 - SRO Cost Analysis 012808 (XLSX)

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Charles McGuire, Councilperson
SECONDER:	Louie Potetz, Councilperson
AYES:	Pickett, Beasley, Huddleston, McCarty, McGuire, Simonson, Potetz

4. Council Action 2008-4

Consider Approval of a Lease Agreement with Key Energy Services LLC for Property Located at 512 Highway 90.

COMMENTS - Current Meeting:

The City of Liberty owns property at 512 Hwy. 90 which is currently leased to Key Energy. The city discovered in 2007 that the lease had actually expired in 2005, however Key Energy had continued paying the monthly lease amount of $2609.00. After lengthy discussion, Council directed management to discuss its availability with other possible interested parties, to reduce the terms of the lease from 10 to 5 years, and remove the renewal clause from the lease.

ATTACHMENTS:

- Attachment #4 - Key Energy Lease (PDF)

RESULT:	**TABLED [UNANIMOUS]**	**Next: 6/10/2008 6:00 PM**
MOVER:	Mike McCarty, Councilperson	
SECONDER:	Dennis Beasley, Councilperson	
AYES:	Pickett, Beasley, Huddleston, McCarty, McGuire, Simonson, Potetz	

5. Council Action 2008-5

Consider Approval of a Proposal From the Waters Consulting Group, Inc. for Ar Compensation and Classification Study.

COMMENTS - Current Meeting:

Lengthy discussion was held regarding a proposal from the Waters Consulting Group, Inc. for services related to a Comprehensive Compensation and Classification Study. Council voted to approve the proposal from the Waters Consulting Group, in the amount of $27,500.00 plus expenses.

ATTACHMENTS:

- Attachment #5 - Waters Proposal (PDF)

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

6. Council Action 2008-6

Consider Revising the City's Telecommunications Access Line Rates.

COMMENTS - Current Meeting:

This item is relevant to the 2008 consumer price index adjustment to municipal telecommunications right-of-way access line rates. The 2007 maximum access line rates have increased by 1.46% due to inflation (CPI). Council voted to decline the rate increase.

ATTACHMENTS:

- Attachment #6 - Telecommunciations Right of Way (PDF)

RESULT:	**DEFEATED [UNANIMOUS]**
MOVER:	Louie Potetz, Councilperson
SECONDER:	Mike McCarty, Councilperson
AYES:	Pickett, Beasley, Huddleston, McCarty, McGuire, Simonson, Potetz

7. Ordinance 2008-4

Consider Adoption of a Flood Damage Prevention Plan for the City of Liberty.

COMMENTS - Current Meeting:

FEMA requires all cities that participate in the Flood Insurance Program to adopt this new ordinance and revised Flood Insurance Rate Maps, which allow for the flood prone areas in our community to be monitored more accurately. Council voted to adopt the Flood Prevention Plan ordinance as presented.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Charles McGuire, Councilperson
SECONDER:	Mike McCarty, 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:

The meeting was adjourned at 8:45 p.m.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Louie Potetz, Councilperson
SECONDER:	Al Simonson, Councilperson
AYES:	Pickett, Beasley, Huddleston, McCarty, Simonson, Potetz
ABSENT:	Charles McGuire

Carl Pickett, Mayor

ATTEST:

Dianne Tidwell, City Secretary