



The City of Liberty City Council

Regular Meeting

~ Agenda ~

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

April Gilliland
City Secretary
936-336-3684

Tuesday, January 10, 2023

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	Arrived
Mayor Carl Pickett				
Mayor Pro Tem Diane Driggers				
Council Member Dennis Beasley				
Council Member Libby Simonson				
Council Member Chipper Smith				
Council Member Tommy Brents				
Council Member Ed Seymour				

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. City Manager's Report - City Manager Tom Warner - Topics include freezing weather, electrical outages, solid waste collection, tax revenue and electrical projects.
- B. Finance Report - Assistant City Manager/CFO Naomi Herrington
- C. Department Reports
- D. Sam Rayburn Municipal Power Agency - Mayor Pickett
- E. Mayor, Council and Staff Comments

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. December 13, 2022
2. December 21, 2022

VII. REGULAR AGENDA

A. Regular Session

1. **A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF LIBERTY, TEXAS, A HOME RULE MUNICIPALITY EXISTING UNDER THE LAWS OF THE STATE OF TEXAS, AWARDED THE BID FOR THE FIRE STATION NO. 1 ROOF RETROFIT PROJECT.**
2. **A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF LIBERTY, TEXAS, A HOME RULE MUNICIPALITY EXISTING UNDER THE LAWS OF THE STATE OF TEXAS, REJECTING ALL BIDS FOR THE FIRE STATION NO. 1 RENOVATION PROJECT.**
3. **AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF LIBERTY, TEXAS, CHAPTER 12, TRAFFIC AND VEHICLES, ARTICLE 12.01, GENERAL PROVISIONS, REGULATING PARADES.**
4. **AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LIBERTY, TEXAS, AMENDING THE MASTER FEE SCHEDULE BY ADOPTING FIRE MITIGATION RATES, AND PROVIDING FOR AN EFFECTIVE DATE.**

B. Executive Session

1. **Texas Government Code §551.071 - Private Consultation with Attorney**
Discussion with attorney regarding contemplated/pending litigation and/or regarding matters protected by attorney/client privilege.
2. **Texas Government Code §551.087 - Deliberation Regarding Economic Development Negotiations.**
Discussion regarding economic development negotiations.
3. **Texas Government Code §551.074 - Personnel Matters.**
To deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee.
4. **Texas Government Code §551.072 - Deliberation Regarding Real Property**
Discussion regarding the possible purchase and/or sale of property.

C. Reconvene into Regular Session

1. Consider and take possible action on legal matters discussed in executive session.
2. Consider and take possible action on economic development matters discussed in executive session.
3. Consider and take possible action on personnel matters discussed in the executive session.
4. Consider and take action on real estate matters discussed in executive session

VIII. ADJOURNMENT

A. 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 6th day of January, 2023 at 5:00 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.

April Gilliland

April Gilliland, 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 _____, ____.

CITY OF LIBERTY

City Council Agenda Item Form

Council Meeting Date: January 10, 2023

Agenda Wording: City Manager's Report - City Manager Tom Warner - Topics include freezing weather, electrical outages, solid waste collection, tax revenue and electrical projects.

Department: Administration

Subject: City Manager's Report

Background: This agenda item affords the City Manager the opportunity to update the City Council and public on current and future City projects and activities.

1. Beginning on December 22, 2022, the area experienced five (5) days of subfreezing temperatures combined with high winds. Overall, city operations were not seriously impacted by the weather. The water system experienced low water pressure on December 24, 2022 due to a break in Wal-Mart's fire line. Wal-Mart was able to repair their fire line and the water pressure was up to normal levels in approximately two and a half hours after the break.
2. On the morning of January 3rd, there was a city-wide power outage. The outage was due to the loss of transmission service from Entergy. Service was restored approximately 30 minutes after the outage began.
3. Frontier Waste and the City have prepared brochures outlining the collection of Bulk and Brush Disposal Guidelines and a residential route map. Both of the brochures are anticipated to be included in the February utility billing cycle.
4. In 2021 PTC paid their tax obligation in full. However, they did protest their 2021 taxable value. As a result of their tax value protest, their taxable value was reduced by approximately \$30 million. This reduction in PTC's taxable value has resulted in a reduction in City property tax revenue of \$181,200.38, which will be reflected in FY 2023 Property Tax Revenues.
5. The Street Rehabilitation Program contractor began work on April 18, 2022. The contractor has divided the city into ten areas and anticipates the work will be substantially complete by January, 2023. The tentative schedule is provided below:

Area No.	Street Name	Tentative Start Date	Tentative Completion Date
1	Avenue D Avenue E Avenue F Avenue G Avenue H Avenue I Avenue J		Completed 5/3/2022
2	Westwood		Completed 5/4/2022
3	Independence Lincoln		Completed 5/17/2022
4	Beaumont Pleasant Hill Melonson		Completed 5/10/2022 Completed 5/31/2022 Completed 5/31/2022
5	Minglewood Chesson Tanner		Completed 6/1/2022
6	County Road 1660	6/03/2022	Completed 6/22/2022
7	Still Meadow Black Oak	6/22/2022	Completed 6/24/2022 Completed 6/23/2022
8	Hough McManus Sandune	7/11/2022	Completed 7/11/2022 Completed 7/11/2022 Completed 7/11/2022
9	Fort Worth Confederate Tennessee Carter Santa Anna	7/19/2022	Completed 7/12/2022 Completed 7/12/2022 January 16, 2023 Completed 7/12/2022 Completed 7/12/2022
10	N. Travis Heights Monta	Magnolia to Bridge	January 9, 2023 Completed 12/5/2022 Completed 12/5/2022

6. The following is the current status of the Capital Improvement Program (CIP) Electrical Projects:

Project	Complete	Estimate	Expenditure to Date
a. Street Light Conversion	44%	\$150,000	\$65,646
b. Liberty Feeders	74%	\$345,000	\$256,295
c. Liberty County Courthouse		\$100,000	
d. System Mapping Implementation		\$100,000	
e. SCADA		\$150,000	
f. Emergency/System Switching		\$75,000	
g. Three Phase Regulator		\$75,000	
h. Abandoned Pole Removal	71%	\$73,800	\$52,420
i. Beaumont Feeder #2 & #3 Tie	11%	\$300,000	\$31,917
j. Electronic Syst. Protection & Coord.		\$100,000	
k. Downtown Lighting		\$100,000	
l. Engineering Voltage Stability		\$50,000	
m. Engineering Automated Transfer Scheme		\$15,000	
n. Pre-Paid Metering		\$125,000	
o. UG System	11%	\$236,000	\$25,280
p. City Park Ballfields		\$45,000	
Total	21%	\$2,039,800	\$431,558

Funding Source: n/a

Staff Recommendation: n/a

City of Liberty Collection of Bulk and Brush Guidelines

WHAT IS BULKY WASTE?

ACCEPTABLE BULKY ITEMS INCLUDE:

- * Furniture such as tables, sofas, chairs, lawn furniture
- * Appliances such as washing machines, dryers, stoves, water heaters, etc..
- * Misc. items including TV's, large toys, basketball goals, sports equipment, bikes, kid's toys must be labeled "bulky item" so they are not mistakenly put into trash truck.
- * Refrigerators/Freezers/AC Units: Items MUST be tagged with proof of freon removal by certified technician in order to collect

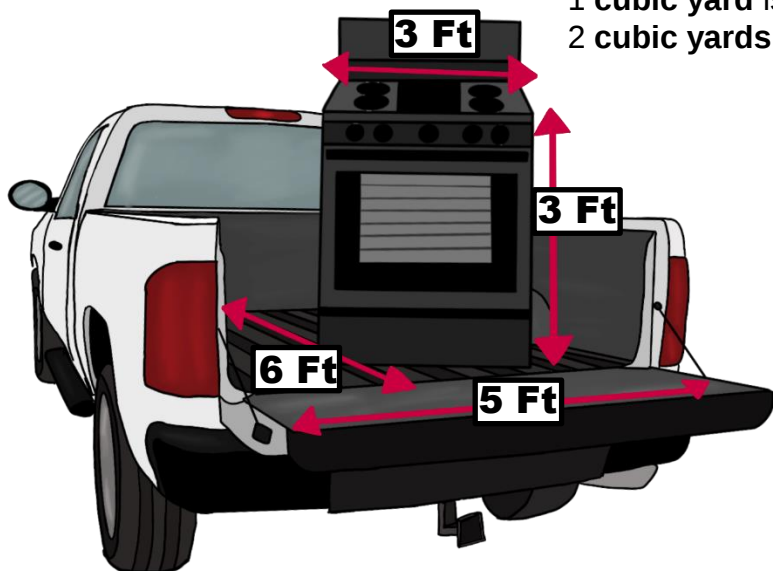
BULKY ITEMS NOT ACCEPTED INCLUDE:

- * No construction materials from remodeling projects—must call **FRONTIER** to get a quote on roll off container or special pickup
- * No dirt, bricks, rock, concrete, sand, or shingles
- * Heavy bulk – No item or any bags over 50lbs
- * No batteries, tires, pressurized tanks (ex: propane, helium, oxygen, acetylene)
- * No oils of any kind, gas/diesel/fuel, paint (*with exception of dry water-based paint*), chemicals, solvents, other hazardous materials, etc..

This is a *general guideline* for determining *bulk sizing*.

1 **cubic yard** is equivalent to the size of a **stove**.

2 **cubic yards** is equivalent to the size of a **standard truck bed**.



Bulk Schedule:
Every Wednesday
7AM START TIME

BULKY WASTE / BUNDLED ITEM COLLECTION GUIDELINES:

- * Weight of Bulky Items: Individual Bulky items must be light enough to be loaded into refuse vehicle by two workers.
- * Residents are allowed to set out for collection - **2 yards** of BULKY WASTE per week (refer to diagram of 1 and 2 cubic yards above).
- * Residents can set out acceptable BULKY items that are no larger than 3 feet by 3 feet by 4 feet
- * Please place smaller items in a container or box suitable for lifting items into refuse vehicle
- * Please bundle items such as newspapers, old rugs or small sections of carpet, small limbs

Check the BACK for MAP details & DIAGRAMS!!!

COLLECTION OF HEAVY VEGETATIVE WASTE – MAPS & DIAGRAMS



Check it out ONLINE by scanning the QR Code!

West of N Main St
and North of HWY
90
WEEK 1

East of N
Main St
and North
of HWY
146
WEEK 2

East of Wallisville
Road and South of
HWY 90
WEEK 2

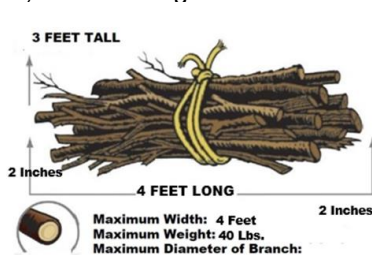
West of Wallisville
Road and South of
HWY 90
WEEK 1

City of Liberty Heavy Vegetative Collection Map

	Week 1		Week 2
	MON - TUE		MON - TUE
	Week 1		Week 2
	THU - FRI		THU - FRI

BRUSH:

- Brush is no greater than four feet in length or two inches in diameter. Single limbs are not to be greater than 4 inches in diameter, and less than four feet in length. The term brush also excludes debris resulting from services of a commercial service provider, land clearing and storm event. **Brush is picked up every Wednesday.**

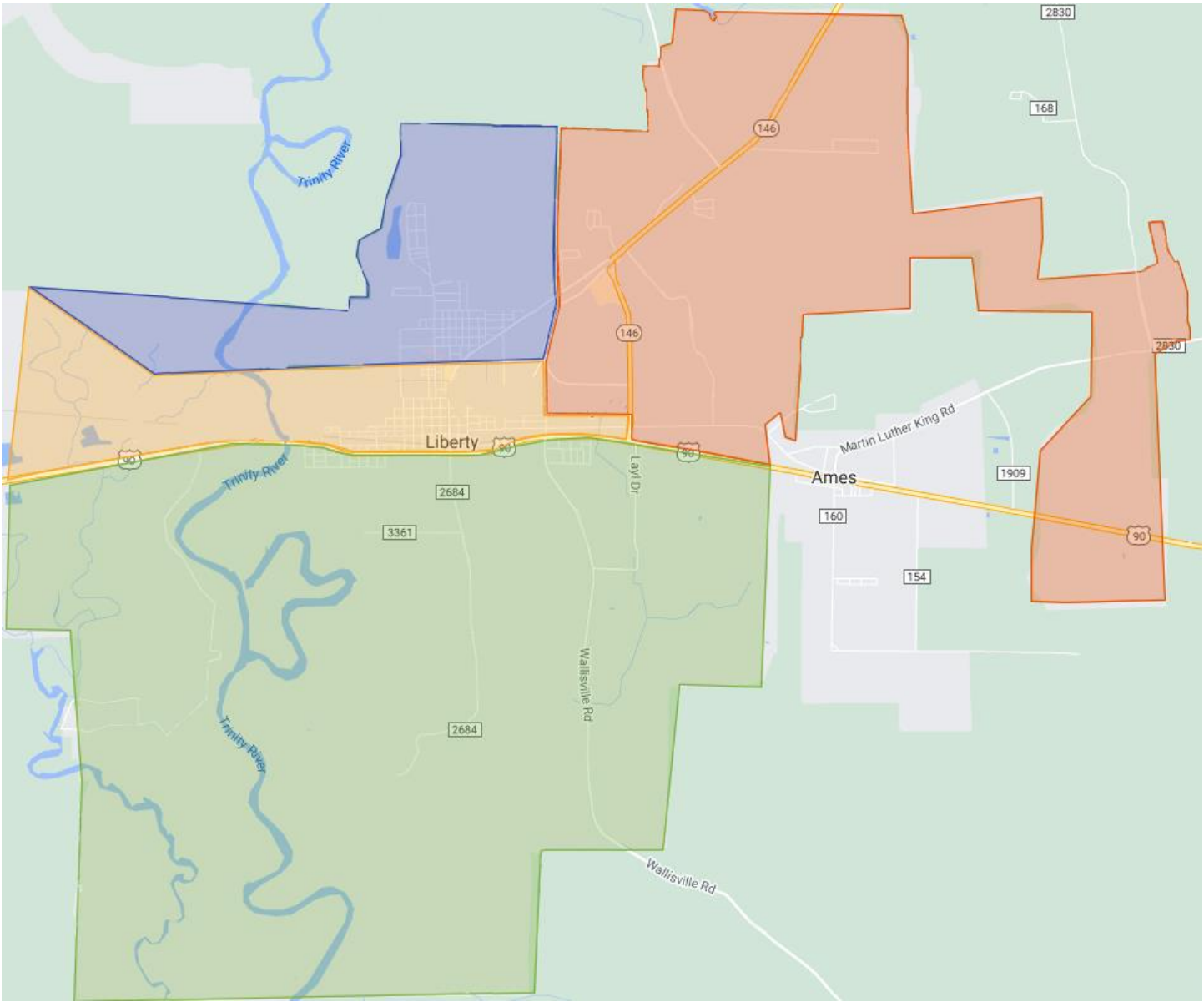


HEAVY VEGETATIVE WASTE:

- Heavy vegetative debris is any trimmings, cutting, or accumulation from trees, shrubs, or lawns, and similar materials that cannot be put into a garbage bag. Heavy vegetative waste debris excludes trunks/branches that are greater than (5) five feet in length or (36) thirty-six inches in diameter. The term heavy vegetative debris also excludes debris resulting from services of a commercial service provider, land clearing and storm event. **This special collection service is available to all residents up to six yards per pick up twice per month, this special collection follows the schedule above.**

MATERIAL FROM COMMERCIAL TREE CUTTING SERVICE WILL NOT BE COLLECTED!

City of Liberty Residential Collection Map



MONDAY

South of
Highway 90

TUESDAY

North of Beaumont Ave and
East of Lakeland Dr/Cook Rd

THURSDAY

South of Monta St. and
North of Highway 90.
Includes all of Beaumont
Ave

FRIDAY

North of Monta St.
and West of Lakeland
Dr/Cook Rd

CITY OF LIBERTY

City Council Agenda Item Form

Council Meeting Date: January 10, 2023

Agenda Wording: Finance Report - Assistant City Manager/CFO Naomi Herrington

Department: Finance

Subject: Finance Report

Background: This agenda item affords the Assistant City Manager/CFO the opportunity to report on the financial activities and position of the City, to include revenues, liabilities, assets, and other financial information.

Funding Source:

Staff Recommendation:

CITY OF LIBERTY

City Council Agenda Item Form

Council Meeting Date: January 10, 2023

Agenda Wording: Department Reports

Department: Administration

Subject: Department Reports

Background: Attached are reports compiled by various City departments regarding facts about projects, situations and activities of the individual department. These reports are submitted on a monthly basis.

Funding Source:

Staff Recommendation:

CODE ENFORCEMENT MONTHLY REPORT
DECEMBER 1, 2022 to DECEMBER 31, 2022

<u>Case #</u>	<u>Case OPEN Date</u>	<u>Owner (Last name)</u>	<u>Owner (First name)</u>	<u>Address</u>	<u>Violation Type</u>	<u>Contact/Notification</u>	<u>Re- Inspection Date</u>	<u>Status</u>
LITTER								
21-003	5/6/21	Atrian	Heidi	64 Navigation Street Liberty, TX 77575	LITTER	NOV - Reinspection	11/14/22	READY FOR ABATEMENT
21-069	6/25/21	Mitchell	Larry	100 Carter St. Liberty, TX 77575	LITTER	NOV- Reinspection	9/3/22	READY FOR ABATEMENT
21-181	11/4/21	Semien	AW	Washington- ID#56959 Liberty, TX 77575	LITTER	NOV- Reinspection	11/14/22	READY FOR ABATEMENT
22-036	3/8/22	Thomas	Mary	Minglewood Rd.- ID#16841 Liberty, TX 77575	LITTER	3rd NOV & POSTED	9/29/22	OPEN
22-070	8/22/22	Bishop	Travis	2752 Beaumont Liberty, TX 77575	LITTER	2nd NOV-Mail	12/27/22	OPEN
22-043	4/1/22	Crawford	Karen	1827 N San Jacinto Liberty, TX 77575	LITTER	NOV- Reinspection	11/16/22	READY FOR ABATEMENT
22-134	11/2/22	Starr Executive	Group	1900 Kipling Liberty, TX 77575	LITTER	3rd NOV & POSTED	12/27/22	READY FOR ABATEMENT
22-140	11/17/22	Waliany	A. Malik	1710 Hwy. 90 Liberty, TX 77575	LITTER	2nd NOV-Mail	1/16/23	READY FOR ABATEMENT
22-141	11/17/22	Randolph	James	3615 Beaumont Liberty, TX 77575	LITTER	3rd NOV & POSTED	1/4/23	OPEN
22-143	11/30/22	Wilson	Thomas	1708 & 1710 N San Jacinto Liberty, TX 77575	LITTER	2nd NOV-Mail	12/27/22	CLOSED- CLEARED BY OWNER
22-144	11/30/22	Semien	A W	1021 Washington Liberty, TX 77575	LITTER	2nd NOV-Mail	1/5/23	OPEN

22-150	12/5/22	Dogra	Rahul	2704 N Main Liberty, TX 77575	LITTER	VERBAL	12/13/22	CLOSED- CLEARED BY OWNER
22-151	12/6/22	Coastline Mgmt.	Services	2342.5 Parkplace Liberty, TX 77575	LITTER	1st NOV- Mail	12/14/22	CLOSED- CLEARED BY OWNER
22-152	12/5/22	Castro	Refugio	1207 Sam Houston Liberty, TX 77575	LITTER	2nd NOV-Mail	1/6/23	OPEN
22-153	12/6/22	Hotaling	Bernard	2724 Newman Liberty, TX 77575	LITTER	3rd NOV & POSTED	1/6/23	OPEN
22-154	12/6/22	Ramirez	Jesus	2701 Beaumont Liberty, TX 77575	LITTER	1st NOV- Mail	12/28/22	OPEN
22-155	12/8/22	Escalante	Carmira	841 Robbie St. Liberty, TX 77575	LITTER	2nd NOV-Mail	1/6/23	OPEN
22-160	12/9/22	Baldwin	Alonzo	910 Confederate Liberty, TX 77575	LITTER	1st NOV- HANGER	12/16/22	CLOSED- CLEARED BY OWNER
22-172	12/12/22	Brooks	Harold	101 Westwood Liberty, TX 77575	LITTER	2nd NOV-Mail	12/28/22	OPEN
22-177	12/29/22	Twin Oaks	Park Inc.	3802 N Main Liberty, TX 77575	LITTER	1st NOV- Mail	1/6/23	OPEN

HIGH GRASS

21-112	8/17/21	Mosley	Estina	Lamar-Property ID # 56428 Liberty, TX 77575	HIGH GRASS	NOV- Reinspection	11/4/22	OUT FOR BIDS
21-115	8/18/21	Qwest	Comm.	1011 MLK & 56271 Liberty, TX 77575	HIGH GRASS	NOV- Reinspection	11/14/22	READY FOR ABATEMENT
21-140	9/22/21	King	Alric	Navigation- ID# 56378 Liberty, TX 77575	HIGH GRASS	NOV- Reinspection	11/14/22	READY FOR ABATEMENT
21-144	9/23/21	Jones	Gussie	630 Santa Anna & ID#57101 Liberty, TX 77575	HIGH GRASS	NOV- Reinspection	11/14/22	READY FOR ABATEMENT

21-209	12/21/21	Simmons	Lee	Trinity- ID# 56458 Liberty, TX 77575	HIGH GRASS	NOV- Reinspection	11/14/22	READY FOR ABATEMENT
22-079	9/14/22	Lazenby	Patricia	2232 Centennial Liberty, TX 77575	HIGH GRASS	NOV- Reinspection	10/11/22	OUT FOR BIDS
22-084	9/14/22	Williams	Charles	501 Trinity Liberty, TX 77575	HIGH GRASS	NOV- Reinspection	11/14/22	OUT FOR BIDS
22-086	9/16/22	Woods	WG	Woods Dr.- ID# 75782	HIGH GRASS	3rd NOV & POSTED	10/13/22	READY FOR ABATEMENT
22-094	9/20/22	Davis	Phelix	2629 Beaumont Liberty, TX 77575	HIGH GRASS	3rd NOV & POSTED	10/26/22	READY FOR ABATEMENT
22-105	9/23/22	713 Re	LLC	1102 Woods Liberty, TX 77575	HIGH GRASS	3rd NOV & POSTED	10/21/22	CLOSED- CLEARED BY OWNER
22-108	9/27/22	Mosley	Mary	611 Palmer Liberty, TX 77575	HIGH GRASS	3rd NOV & POSTED	11/3/22	READY FOR ABATEMENT
22-109	9/27/22	Colony Ridge	Land LLC	517 Bowie Liberty, TX 77575	HIGH GRASS	3rd NOV & POSTED	11/3/22	READY FOR ABATEMENT

HIGH GRASS & LITTER

21-049	6/17/21	Brannen	Larry	Hwy. 90 56300 & 56301 (Properties just East of Riverside)	HIGH GRASS & LITTER	NOV- Reinspection	11/14/22	OUT FOR BIDS
21-088	7/26/21	Johnson	Elizabeth	1203 Lamar Liberty, TX 77575	HIGH GRASS & LITTER	NOV- Reinspection	12/13/22	READY FOR ABATEMENT
21-173	11/1/21	2704 North	Main LLC	2704 N Main Liberty, TX 77575	HIGH GRASS & LITTER	NOV- Reinspection	12/13/22	READY FOR ABATEMENT

STOP WORK ORDER

22-026	2/7/22	CEBALLOS	Aurturo	2614 Newman Liberty, TX 77575	NO PERMIT	1st NOV- HANGER	12/1/22	CLOSED
22-037	3/10/22	Irwin	James	2506 Edgewood Liberty, TX 77575	NO PERMIT	VERBAL	9/26/22	CLOSED
22-061	7/29/22	Goulder	Steven	1313 Cos Street	NO PERMIT	1st NOV- HANGER	12/1/22	PERMIT PENDING

22-090	9/16/22	Butcher	Sharanda	3437 Beaumont Liberty, TX 77575	NO PERMIT	1st NOV- HANGER	12/8/22	CLOSED-PERMIT OBTAINED
22-111	9/28/22	Ellison	Rebecca	916 Woods Drive Liberty, TX 77575	STOP WORK	1st NOV- HANGER	12/28/22	OPEN
22-135	11/4/22	Arceneaux	Colleen	1003 Washington Liberty, TX 77575	STOP WORK	2nd NOV-Mail	12/16/22	OPEN
22-137	11/8/22	Methner	Chris	1400 Westwood Liberty, TX 77575	STOP WORK	1st NOV- Mail	11/21/22	OPEN
22-139	11/16/22	Fowler	Johnnie	519 Garrett Liberty, TX 77575	STOP WORK	1st NOV- HANGER	12/12/22	IN PLAN REVIEW
22-157	12/8/22	Poorbaugh	Guy	2228 Centennial Liberty, TX 77575	STOP WORK	1st NOV- HANGER	12/14/22	IN PLAN REVIEW
22-158	12/8/22	Parga	Jose	2634 Cornell Liberty, TX 77575	STOP WORK	1st NOV- HANGER	12/14/22	CLOSED-PERMIT OBTAINED
22-159	12/8/22	York	Wendy	160 East St. Liberty, TX 77575	STOP WORK	1st NOV- HANGER	12/15/22	CLOSED-PERMIT OBTAINED
22-171	12/9/22	Lopez	Amalia	2770 Cornell Liberty, TX 77575	STOP WORK	2nd NOV-Mail	1/5/23	OPEN
22-175	12/13/22	PLC	Constructio n	4997 Hwy. 146 Liberty, TX 77575	STOP WORK	1st NOV- HANGER	12/20/22	IN PLAN REVIEW

RV VIOLATIONS

23-001V	12/30/22	TCH	Holdings	4408 N Main St. Liberty, TX 77575	RV- AT COMMERCIAL LOCATION	1st NOV- Mail	1/31/23	OPEN
23-002V	12/30/22	TCH	Holdings	4408 N Main St. Liberty, TX 77575	RV- AT COMMERCIAL LOCATION	1st NOV- Mail	1/31/23	OPEN
23-003V	12/30/22	Carter	Brian	1813 N Travis Liberty, TX 77575	RV-IMPROPER STORAGE	1st NOV- Mail	1/31/23	OPEN

23-004V	12/30/22	Hylton	Billy	1834 Kipling Liberty, TX 77575	RV- CONNECTED TO UTILITIES	1st NOV- Mail	1/31/23	OPEN
23-005V	12/30/22	Frias	Ricardo	317 Tennessee Liberty, TX 77575	RV- CONNECTED TO UTILITIES	1st NOV- Mail	1/31/23	OPEN
23-006V	12/30/22	Perez	Olga	2902 Hwy. 146 Liberty, TX 77575	RV- CONNECTED TO UTILITIES	1st NOV- Mail	1/31/23	OPEN
23-007V	12/30/22	Perez	Olga	2902 Hwy. 146 Liberty, TX 77575	RV- CONNECTED TO UTILITIES	1st NOV- Mail	1/31/23	OPEN
23-008V	12/30/22	Blume	Jamie	1809 & 1811 Jefferson Liberty, TX 77575	RV- AT COMMERCIAL LOCATION	1st NOV- Mail	1/31/23	OPEN
23-009V	12/30/22	Lopez	Antonio	1833.5 Reese St. Liberty, TX 77575	RV-IMPROPER STORAGE	1st NOV- Mail	1/31/23	OPEN

DILAPIDATED PROPERTY

21-068	6/24/21	Claus	Dorothy	408 Independence Liberty, TX 77575	DILAPIDATED PROPERTY	TAGGED	11/15/22	OUT FOR BIDS
22-007	6/25/21			604 Confederate Liberty, TX 77575	DILAPIDATED PROPERTY	TAGGED	2/1/22	OUT FOR BIDS
22-030	2/17/22	Wiggins	Randol	1707 Marshall Liberty, TX 77575	DILAPIDATED PROPERTY	TAGGED	10/11/22	CLOSED- CLEARED BY CITY
22-063	7/18/22	Henley	Patsy	618 San Jancinto Liberty, TX 77575 (shed ONLY)	DILAPIDATED PROPERTY	TAGGED	10/11/22	CLOSED- CLEARED BY CITY
22-065	7/18/22	Baldwin	Francis	128 Carter Liberty, TX 77575 (Unit A)	DILAPIDATED PROPERTY	TAGGED	10/11/22	OUT FOR BIDS
22-066	7/18/22	Bellard	Gwendolyn	601 Tennessee Liberty, TX 77575	LITTER	1st NOV- Mail	12/8/22	CLOSED- CLEARED BY OWNER

	6/25/21	Mitchell	Larry	100 Carter St. Liberty, TX 77575	DILAPIDATED PROPERTY	TAGGED	9/3/22	OUT FOR BIDS
22-142	11/17/22	Boudreaux	Henry	1410 Lakeland Liberty, TX 77575	DILAPIDATED PROPERTY	1st NOV- Mail	11/28/2022	CLOSED- CLEARED BY OWNER
22-163	12/9/22	Randolph	J.P.	606 Santa Anna Liberty, TX 77575	DILAPIDATED PROPERTY	1st NOV- Mail	1/9/23	OPEN
22-164	12/9/22	Lopez	Miguel	1801 Reese Liberty, TX 77575	DILAPIDATED PROPERTY	1st NOV- Mail	1/9/23	OPEN
22-165	12/9/22	Cruz	Juan	514 Davidge Liberty, TX 77575	DILAPIDATED PROPERTY	1st NOV- Mail	1/9/23	OPEN
22-166	12/9/22	Tex-Son	Ventures	1824 N Travis Liberty, TX 77575	DILAPIDATED PROPERTY	1st NOV- Mail	1/9/23	OPEN
22-167	12/9/22	Board	Beverly	507 Carter Liberty, Tx 77575 (shed only)	DILAPIDATED PROPERTY	1st NOV- Mail	1/9/23	OPEN
22-168	12/9/22	Rodriguez	Perfectto	1601 Buxton Liberty, TX 77575 (shed only)	DILAPIDATED PROPERTY	1st NOV- Mail	1/9/23	OPEN
22-169	12/9/22	Henley	Patsy	618 San Jancinto Liberty, TX 77575 (guest house ONLY)	DILAPIDATED PROPERTY	1st NOV- Mail	1/9/23	OPEN
22-170	12/9/22	Vitela	Luis	921 Lamar Liberty, TX 77575 (addition only)	DILAPIDATED PROPERTY	1st NOV- Mail	1/9/23	OPEN

SIGN ORDINANCE VIOLATIONS

22-117	10/7/22	Liberty	ISD	2525 Grand Avenue Liberty, TX 77575	TEMP SIGN VIOLATION- BANNER	1st NOV- Mail	11/7/22	OPEN
22-118	10/7/22	D&J	Property Man.	1902-1906 N Main Liberty, TX 77575	TEMP SIGN VIOLATION- BANNER	1st NOV- Mail	12/6/22	CLOSED – Cleared by Owner

22-119	10/7/22	Bogia	LP	2403 Magnolia Liberty, TX 77575	TEMP SIGN VIOLATION- BANNER	1st NOV- Mail	12/6/22	OPEN
22-120	10/7/22	HROS	Investment s LLC	923 Main St. Liberty, TX 77575	SIGN VIOLATION TEMP SIGN	VERBAL	12/6/22	CLOSED – Cleared by Owner
22-126	10/24/22	Miller	Richard	904 Main St. Liberty, TX 77575	VIOLATION- FLAG TEMP SIGN	1st NOV- Mail	1/16/23	OPEN
22-130	10/28/22	Du-Good	Eq.Rental	520 Hwy. 90 Liberty, TX 77575	VIOLATION- BANNER	3rd NOV & POSTED	12/27/22	READY FOR ABATEMENT
22-131	10/28/22	Jefferson	Lliberty Partners	Jefferson- ID# 143337 Liberty, TX 77575	TEMP SIGN VIOLATION- BANNER	3rd NOV & POSTED	12/22/22	READY FOR ABATEMENT
22-136	11/7/22	Brackin	Bill	320 Hwy, 146 Liberty, TX 77575	TEMP SIGN VIOLATION- BANNER	1st NOV- HANGER	12/8/22	CLOSED – Cleared by Owner
22-138	11/9/22	Sun Pipe	Line Co.	N Main- ID#56556 Liberty, TX 77575	TEMP SIGN VIOLATION- BANNER	2nd NOV-Mail	12/28/22	OPEN
22-145	12/1/22	Maldonado	Griselda	1017 MLK Liberty, TX 77575	TEMP SIGN VIOLATION- BANNER	1st NOV- Mail	1/2/23	OPEN
22-146	12/1/22	Martines	Jose	1125 MLK Liberty, TX 77575	TEMP SIGN VIOLATION- BANNER	1st NOV- Mail	1/2/23	OPEN
22-147	12/1/22	Ager	Robert	1103 Hwy 90 Liberty, TX 77575	TEMP SIGN VIOLATION- BANNER	1st NOV- Mail	1/2/23	OPEN
22-148	12/1/22	Thay	Sreyda	1501 Hwy 90 Liberty, TX 77575	TEMP SIGN VIOLATION- BANNER	1st NOV- HANGER	12/30/22	OPEN

22-149	12/1/22	Visey	LP	1411 Hwy 90 Liberty, TX 77575	TEMP SIGN VIOLATION- BANNER	1st NOV- HANGER	12/30/22	OPEN
22-156	12/8/22	2121 Liberty	LLC	2122 Hwy. 146 Liberty, TX 77575	TEMP SIGN VIOLATION- BANNER	1st NOV- HANGER	12/30/22	OPEN
22-161	12/9/22	Highwind	Investment s LLC	1413 Hwy 90 Liberty, TX 77575	TEMP SIGN VIOLATION- FLAG	1st NOV- HANGER	1/9/23	OPEN
22-162	12/9/22	Virani	Naushad	2802 Hwy 90 Liberty, TX 77575	TEMP SIGN VIOLATION- FLAG	1st NOV- HANGER	1/9/23	OPEN
22-173	12/12/22	PHIG	Houston	2350 Main Liberty, TX 77575	TEMP SIGN VIOLATION- BANNER	1st NOV- Mail	1/12/23	OPEN

JUNK MOTOR VEHICLE (JMV)-ON THE STREET OR PUBLIC RIGHT-OF-WAY

<u>JMV Case #</u>	<u>Case OPEN Date</u>	<u>Last reg.</u>	<u>Owner (Last name)</u>	<u>Owner (First name)</u>	<u>Vehicle Location</u>	<u>Owner's Address</u>	<u>License Plate #</u>	<u>Status</u>
22-006V	12/6/22	Mar-22	Benjamin	Ray	2721 Cos Liberty, TX 77575	2721 Cos Liberty, TX 77575	PKD5580	TAGGED-72 HRS.
22-007V	2/18/22	Jan-18	Pollard	Crystal	2724 Newman Liberty, TX 77575	675 CR 2069 Liberty, TX 77575	GSJ4086	TAGGED-72 HRS.

JUNK MOTOR VEHICLE (JMV)

<u>JMV</u> <u>Case #</u>	<u>Case</u> <u>OPEN</u> <u>Date</u>	<u>Last reg.</u>	<u>Owner (Last</u> <u>name)</u>	<u>Owner (First name)</u>	<u>Vehicle</u> <u>Location</u>	<u>Owner's Address</u>	<u>License</u> <u>Plate #</u>	<u>Status</u>
21-016V	12/7/21	Apr-18	Whittington	Genashae	623 Garrett Liberty, TX 77575	623 Garrett Liberty, TX 77575	KKD7570	TAGGED-41 DAYS/READY FOR JUDGE
21-023V	12/21/21	Nov-19	Montanez	Maria	1846 San Jacinto Liberty, TX 77575	1846 San Jacinto Liberty, TX 77575	DD6W762	TAGGED-41 DAYS/READY FOR JUDGE
21-027V	12/14/21	Jul-02	Spivey	Daniel	507 Trinity Liberty, TX 77575	Rt. 1 Box 261 B Kilgore, TX 75662	GM1549	TAGGED-41 DAYS/READY FOR JUDGE
21-037V	12/15/21	Jul-18	Pietak	Mark	258 Meadow Lane Liberty, TX 77575	258 Meadow Lane Liberty, TX 77575	BX6K316	TAGGED-41 DAYS/READY FOR JUDGE
21-042V	12/16/21	Feb-07	Thomas	Esther	1803 Reese Liberty, TX 77575	7633 Teasdale Houston, TX 77028	9LJT53	TAGGED-41 DAYS/READY FOR JUDGE
21-045V	12/27/21	Mar-18	Olvera	Tereso	2660 Grand Liberty, TX 77575	2660 Grand Liberty, TX 77575	JMK2128	TAGGED-41 DAYS/READY FOR JUDGE
21-046V	12/27/21	Aug-21	Olvera	Tereso	2660 Grand Liberty, TX 77575	2660 Grand Liberty, TX 77575	DSL5097	TAGGED-41 DAYS/READY FOR JUDGE
21-048V	12/27/21	Jun-15	Olvera	Tereso	2660 Grand Liberty, TX 77575	2660 Grand Liberty, TX 77575	BHN3717	TAGGED-41 DAYS/READY FOR JUDGE

21-053V	12/28/21	Apr-18	Simon	Rose	128 Carter Liberty, TX 77575	422 Wickliff St. Liberty, TX 77575	JKV2566	TAGGED-41 DAYS/READY FOR JUDGE
21-054V	12/28/21	Oct-18	Banks	Sharon	521 Garrett Liberty, TX 77575	707 Littlewood St. Baytown, TX 77521	CRK9569	TAGGED-41 DAYS/READY FOR JUDGE
21-062V	12/29/21	Mar-15	Young	Christopher	923 Sam Houston Liberty, TX 77575	922 Lamar St. Liberty, TX 77575	RZK268	OPEN
22-008V	12/21/22		Dennis	McAllister	1223 Lamar Liberty, TX 77575	1223 Lamar Liberty, TX 77575		LETTER SENT-30 DAYS
22-001V	1/6/22	Oct-20	Montes	Jose	1004 Confederate Liberty, TX 77575	1004 Confederate Liberty, TX 77575	HFB8436	TAGGED-(30d)
22-005V	1/25/22	Nov-19	Smith	Laurie	614 Confederate Liberty, TX 77575	200 Cook Rd. #37 Liberty, TX 7575	DJJ0361	TAGGED-41 DAYS/READY FOR JUDGE

Clean-up of Popeyes



GOLF COURSE MONTHLY REPORT - DECEMBER 2022

Maintenance Activities

Old tractor has been taken in for maintenance

Canopy for new fairway mower has arrived

Oil changes on equipment and winter maintenance

Maintaining entry road for cleanliness

Continuing to mow Greens, Tees, and Fairways

Sodding bare areas in fairways

Weekly applications of fertilizer to select fairways to promote coverage before cold snap hits

Blowing and Mulching leaves

Trimming trees and vines on trees

Cleaning leaves and weeds out of bunkers and then raking

Filling divots on driving range tee as needed

Marketing Activities

Facebook: Golf Course Facebook Page has 504 “likes.” You can find the Facebook Page here → <https://www.facebook.com/LibertyMunicipalGolfCourse/>.

Website: You can find the golf course website here → <http://www.libertygolfcourse.com/>

Email: The golf course email database has 126 valid email addresses.

Sales Report (December 1 – December 31)

MONTH	SALES REPORT (UNITS/QUANTITY)			
	Green Fees (Rounds Sold)	Golf Cart Fees	Range Fees	Merchandise & Equipment
January 2022	-----	-----	-----	-----
February 2022	-----	-----	-----	-----
March 2022	-----	-----	-----	-----
April 2022	-----	-----	-----	-----
May 2022	-----	-----	-----	-----
June 2022	-----	-----	-----	-----
July 2022	-----	-----	-----	-----
August 2022	-----	-----	-----	-----
September 2022	-----	-----	-----	-----
October 2022	-----	-----	169	20
November 2022	-----	-----	112	17
December 2022	-----	-----	106	31

Schedule & Turf

Timeline

- April 5, 2021 – Contract start date
- May 31, 2022 – Substantial completion date (via Change Order #1)
- June 24, 2022 – All sprigging complete
- September 15, 2022 – Re-sprigging of select fairways complete
- October 4, 2022 – Reopen driving range and practice areas

Permanent Turf

- Greens – Tiff Eagle Bermuda
- Rough, Fairways & Tees – Latitude 36 Bermuda

Golf Course Renovation Photos

Contractors have completed painting the driving range curb tee



CITY OF LIBERTY
INSPECTION AND PERMIT DEPARTMENT MONTHLY REPORT
DECEMBER **2022**

PLAN REVIEW

# of Plans Reviewed	17
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BUILDING PERMITS

Commercial Building Permits - New	0
Commercial Building Permits - Renovation/Remodel	0
Commercial Building Permits - Addition/Expansion	1
Residential Building Permits- New (Manufactured Homes)	0
Residential Building Permits - New (Single Family)	0
Residential Building Permits - New (Multi-Family)	0
All Other Permits Issued	51

CERTIFICATE OF OCCUPANCY

Commercial C of O's Issued	1
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FEE REVENUE

Permit Fee Revenue	\$8,370.64
Tap Fee Revenue	\$6,800.00

CITY OF LIBERTY
INSPECTION AND PERMIT DEPARTMENT MONTHLY REPORT
DECEMBER 2022

DECEMBER 2022-COMMERCIAL

JGI APARTMENTS (CAR DETAILING)	1314 KIPLING	COMMERCIAL OCCUPANCY
PIZZA HUT	2350 N MAIN	SIGN PERMIT (X5)
KJ CHEMICAL	4003 BEAUMONT	GENERATOR & ELECTRIC
		PLUMBING
PEUBLO'S	906 MAIN	FIRE CODE
DAVID FREGIA	2317 BEAUMONT	ELECTRICAL
		MECHANICAL
OIL SCHOOL OIL	NAVIGATION @ WASHINGTON	ELECTRICAL
ARRON'S (COMMERCIAL BUILD OUT)	2323 N MAIN	BUILDING
BY FAITH CHURCH	105 VIRGINIA	ELECTRICAL

CITY OF LIBERTY
INSPECTION AND PERMIT DEPARTMENT MONTHLY REPORT
DECEMBER 2022

Installation of new sign at Firm Foundations



CITY OF LIBERTY
INSPECTION AND PERMIT DEPARTMENT MONTHLY REPORT
DECEMBER 2022

Installation of new signs at Pizza Hut



Liberty Municipal Library December 2022 Narrative Report

Old Saint Nick and Mrs. Claus visited the library on December 15. The couple arrived dressed in beautiful holiday costumes and Santa was dashing in his red cowboy hat. The children listened as Mrs. Claus read a holiday story and then they spoke with the jolly old elf. A party with games and crafts was held in the foyer and we believe all 68 people attending had a great time.

The library's own Thierry Langford Hammer really added a special attraction to the holiday festivities as the library cat. Once again, the children were held spellbound by the cat, who wore a Santa hat along with the cat costume. We suspect that Santa may have been a bit envious of the cat's popularity.

The Friends of the Library and the staff had a holiday book sale that made about \$200 for the Friends.

A number of staff members were out sick at the end of the month, but with fill-in staff member Peggy Carr's assistance, we carried on with business. There were two surgeries and several upper respiratory illnesses among staff.

The construction slowed to a crawl due to bad weather and holidays. There was some work done on the vinyl plank flooring in the foyer and it looks great, even coated with construction dust.

Zelda Earvin from HGAC was back at the library in December to meet with anyone who needed assistance in signing up for Medicare and supplemental health policies.

Several holes in the exterior theater wall were discovered by the construction project architect. He believes the forks on the large man lift caused the damage.

A deep hole has been observed on the south lawn of the Cultural Center. Administrative Assistant Amber Ursprung demonstrated how deep the hole is by walking into it one day. It appears to be almost knee deep relative to the surrounding area. We suspect this may be the location of the old sump pump that was decommissioned in 2009 during the Cultural Center expansion project. The very heavy man lifts used by the construction company have probably contributed to the deepening of the hole.



Amber Ursprung





Thierry Langford Hammer

Liberty Municipal Library Monthly Report July 2022 through December 2022						
Circulation	July	August	September	October	November	December
Spanish Materials Circulation	53	62	112	173	91	52
Total Adult, Teen & YA Circulation All Formats	1,778	1,713	1,469	1,543	1,372	1,238
Total Juvenile Circulation All Formats	2,699	1,635	1,398	1,191	1,165	887
Total Circulation All Formats	4,477	3,348	2,867	2,734	2,537	2,139
Reference Services						
In-house Reference	264	147	185	275	191	142
Telephone Reference	281	117	144	201	65	192
Public Computer Assistance	77	126	140	138	96	246
Collection Statistics						
Total Volumes in Collection	52,751	52,864	52,977	52,944	53,081	53,111
Total Titles in Collection	66,591	66,622	67,081	67,051	67,161	67,280
Cataloging						
Books Cataloged	101	156	71	93	103	89
DVD/ Blu-Rays Cataloged	0	3	11	0	28	2
Audiobooks & Music CDs Cataloged	0	0	0	0	0	0
Periodical Cataloged	30	54	41	41	36	27
Building Use/ Programs/Public Relations						
Meeting Room/Pavilion Use	9	6	8	10	11	8
Story Time Programs	0	1	3	3	4	4
Story Time Attendance	0	19	30	48	65	58
Misc. Children's Programs/Tours	4	0	0	1	1	1
Misc. Children's Programs/Tours Attendance	285	0	0	60	12	68
Adult/YA/Teen Programs Attendance	55	24	23	34	34	17
Patron Count/ Volunteers						
Total Active Accounts In-City Patrons	2,815	2,823	2,797	2,792	2,795	2,799
Total Active Accounts Out-of-City Patrons	4,349	4,342	4,330	4,333	4,323	4,320
Total Volunteers	6	0	0	6	3	6
Total Volunteer Hours	25.50	0.00	0.00	30.00	7.50	16.00
Patron Visits Count	2,528	2,698	2,108	2,224	1,810	1,806
Public Use Technology						
Wireless Users Estimate	25	67	33	64	0	0
Public Computers Users This Month	262	337	287	286	254	238
Hours of Patron Computer Use	197	226	209	228	181	181
Website Sessions: Ploud, Online Catalog	1,440	2,458	2,352	1,183	1,872	937
Social Media Sessions Facebook, Instagram	4,917	2,319	1,439	1,207	262	200

[illegible]

LIBERTY POLICE DEPARTMENT

MONTHLY REPORT

December 2022



LIBERTY POLICE DEPARTMENT

CALLS FOR SERVICE	1385
OFFENSES REPORTED	64
OFFENSES CLEARED	21
TRAFFIC CITATIONS	25
WARNING TICKETS	39
TRAFFIC ACCIDENTS	23
ARRESTS	16
ANIMALS HANDLED	49
ALARM CALLS	65
AMOUNT RECOVERIES	\$35,063.13



Vehicle stolen from Plaza 18 Apts and recovered on FM 2684



Property recovered by Det Parrish and Officers with the Liberty Police Department that belonged to an Officer



Officers working an accident at Main and MLK



Detectives and Officers preparing the bins for delivery for Silver Santa



- Officers and Detectives participated in the Silver Santa.
- There were 25 elderly men and women that received a gift basket this year.



Our Blue Santa Crew for 2022 Special thanks to all of our volunteers to make this year an amazing time.





THE END

PUBLIC WORKS MONTHLY REPORT

STREETS DEPARTMENT -THE ROAD TO SUCCESS IS ALWAYS UNDER CONSTRUCTION

This Month's Notes

JAMES REDDING – STREETS

Notes:

- Cleaned inlets around town
- Patched around town
- Repaired concrete street cut on Grand
- Repaired concrete street cut on Cos
- Swept streets
- Built curb on Cos
- took tables to Golf Course
- Repaired sidewalk on Valley Repaired drainage sinkhole on Featherstone
- Repaired drainage sinkhole on Washington
- Repaired asphalt street cuts
- Repaired curb on Wood Springs Dr.
- Formed up for concrete repair on Davidage and on Webster



STREETS REPAIRED A UTILITY STREET CUT ON KIPLING ST

FIXING THESE STREETS

Streets:						
	Graded:					Miles
	Swept:				30	Hours
	Street cut repairs:				6	Each
	Curb & Gutter Repair:				27	Feet
Drainage:						
	Ditch Cleaning:					Feet
	Culvert Installation:					Feet
	Catch Basin/inlets cleaned:				852	Each
	Levee Inspection:				Yes	
	Flap gate Debris Removal:					
Spraying:						
	Herbicide:					Gallons
	Mosquito:					Miles
Signs:						
	Installed					Each
	Repaired/ Replaced				1	Each

PARKS DEPARTMENT

MEASURE TWICE, CUT ONCE!!!

Work completed

Work Completed:

Fields:

Work Performed: Picked up trash and maintained as needed. Mowed 2 times and weedeated as needed.

Restrooms:

Work Performed: Washed all restrooms twice a week and cleaned and swept as needed. Replaced toilet paper and other things as needed also. Disinfected restrooms every other day.

Concession Stands:

Work Performed: Picked up trash and debris around concession stands as needed every day. Weedeated as needed.

Splash Pad:

Work Performed: Pressure washed splash pad and inside the tank, cleaned filters and backwashed every week. Closed for the season

Jogging Trail:

Work Performed: Picked up limbs and trash as needed also, weedeated around trees and rocks as needed.

Playground Equipment:

Work Performed: Checked and made sure all playground equipment was in good working order. Picked up trash and other debris around them. Re-mulched the big playground with rubber mulch

-

Pocket Parks:

Work Performed: Picked up trash and other debris every day. Changed trash barrels as needed in all pocket parks. .

Trees:

Work Performed: Cut up trees and picked up limbs throughout park.

Flags:

Work Performed: Checked flags for damage twice a week.

Notes:

1. Filled holes throughout park.
2. Picked up limbs throughout park
3. Cut up trees that had fell in the park.
4. Fixed hog ruts throughout the park.
5. Filled in ruts that were made by vandals through the park.
6. Cleaned leaves and limbs off the roof of the gazebo.
7. Replaced old white picket fence around the playground and put new black chain-link with three gates around the big kids playground.
8. Winterized splash pad.



NEW FENCING AROUND THE LARGE PLAYGROUND

AMERICA RUNS ON GOOD CLEAN WATER!**MARK REED – WATER / WASTE
WATER MANAGER****MONTHLY WATER REPORT
MONTH – DECEMBER - 2022****REPAIRS COMPLETED**

56	WATER REPAIRS
62	SEWER REPAIRS

LINE MAINTENANCE (CAMEL)

57 / 1340	HOURS OF OPERATION / TOTAL
2600	FEET OF SEWER LINE CLEARED / CLEANED
8	MANHOLES CLEANED

WORK COMPLETED

1	MANHOLE REPAIRS
60	SEWER STOPAGES
0	WATER TAPS
0	SEWER TAPS
2	CLEANOUTS REPLACED / INSTALLED
37	METERS REPAIRED / REPROGRAMMED
3	RADIO REPLACEMENTS
13	CUSTOMER PROBLEMS / ISSUES
1	METER BOXES REPLACED
3	METER LIDS REPLACED
66	CUSTOMER REQUEST TURN ON
71	CUSTOMER REQUEST TURN OFF
7	CUT OFF SERVICE NON PAYMENT
150	RECHECKS
11	PULLED / CHANGED METERS
95	LOCATE LINES
95	TEXAS 811 LINE LOCATES

MISC:

HARDIN & AMES READINGS CHECKED DAILY

CLOSED 146 WORK ORDERS**MONTHLY OPERATIONS**

2 DAILY	FREQUENCY THAT WATER WELLS ARE CHECKED
40	DISINFECTANT WATER SAMPLES THAT ARE TAKEN
10	SAMPLES FOR MONTHLY MONITORING-CHLORINE REPORT
X2/WKLY	FRQUENCY THAT LIFT-STATIONS ARE CHECKED
MONTHLY	END LINE FLUSHING

+



SEWER REPAIR ON MAIN ST IN FRONT OF SUBWAY



COMPLETED SEWER REPAIR IN FRONT OF SUBWAY



TEXAS ELITE ON US 90

ELECTRICAL DEPARTMENT

WE POWER LINES THAT POWER LIVES!

The Electrical Department received 59 request this month and closed out 54 of them with 5 carrying overs to January 2023. The requests range from power restoration, blown fuses, saging power lines, substation maintenance, pole replacements, loose guy wires to security and street lights out. The Electrical department performed all these tasks with the aid of Texas Elite Electrical Services.

COMPLETED WORK REQUESTS

MISC. MAINTENANCE	9
NO POWER	12
POWER LINE ISSUE	11
POLE ISSUE	5
SECURITY LIGHT	1
STREET LIGHT	3
TREE TRIMMING	4
POWER LINE INSPECTIONS	9
TOTAL INCIDENTS RESOLVED	111

POWER OUTAGES

December 2022

Date	Location	Time Called Out	Time Power Restored	Response Time (min)	Outage Time (min)	Cause of Outage
11	2727 WEBSTER	6:00 am	9:00 am	15	180	Blown line fuse
11	2301 NORTH MAIN	6:00 am	9:00 am	15	180	Blown line fuse
11	1829-1873 LAKELAND DR	9:30 am	11:30 am	20	120	Blown line fuse
13	WASHINGTON @ CARTER	9:45 am	11:03 am	12	78	Blown line fuse
13	1402 SAM HOUSTON	12:18 pm	2:36 pm	14	138	Blown line fuse due to vegetation
14	8002 NORTH TRAVIS	11:05 am		15		Customer side issue
18	1413 US 90	7:02 am	10:00 am	9	178	Disconnect tripped
22	3006 NEYLAND	8:00 pm	10:00 pm	18	120	Bad breaker
23	4709 NORTH MAIN	8:22 am	10:04 pm	8	102	Blown line fuse
29	FOREST HILL NEIGHBORHOOD	8:44 pm	5:21 am	8	517	Downed phases and neutral by fallen tree
30	2721 COS	4:52 am	5:21 am	8	29	Blown line fuse
30	1509 MAGNOLIA	12:00 am		5		Customer side issue
31	WALMART	7:43 am	8:14 am	9	31	Blown line fuse
Average				12	152	

12 Minutes 152 Minutes



Main B with the flap gates opened on July 23, 2021 and remain open 12/31/2022

LEVEE INSPECTIONS

PUMP INSPECTION

Main A

	12/5/2022	12/12/2022	12/19/2022	12/27/2022
ELEC. PUMP NORTH	ran motor for 3 minutes, engaged pump for 30 seconds	ran motor for 3 minutes, engaged pump for 15 seconds	ran motor for 5 minutes, engaged pump for 30 seconds	ran motor for 5 minutes, engaged pump for 30 seconds
ELEC. PUMP SOUTH	ran motor for 3 minutes, engaged pump for 30 seconds	ran motor for 3 minutes, engaged pump for 15 seconds	ran motor for 5 minutes, engaged pump for 30 seconds	ran motor for 5 minutes, engaged pump for 30 seconds
DIESEL PUMP NORTH	ran motor for 12 minutes, Did not engage pumps	ran motor for 15 minutes, Did not engage pumps	ran motor for 20 minutes, Did not engage pumps	ran motor for 8 minutes, Did not engage pumps
DIESEL PUMP SOUTH	ran motor for 12 minutes, Did not engage pumps	ran motor for 15 minutes, Did not engage pumps	ran motor for 20 minutes, Did not engage pumps	ran motor for 8 minutes, Did not engage pumps

Main B

	12/5/2022	12/12/2022	12/19/2022	12/27/2022
ELEC. PUMP EAST	ran motor for 6 minutes, engaged pump for 20 seconds	ran motor for 10 minutes, engaged pump for 10 seconds	ran motor for 8 minutes, engaged pump for 10 seconds	ran motor for 10 minutes, engaged pump for 30 seconds
ELEC. PUMP WEST	ran motor for 6 minutes, engaged pump for 20 seconds	ran motor for 10 minutes, engaged pump for 10 seconds	ran motor for 8 minutes, engaged pump for 10 seconds	ran motor for 10 minutes, engaged pump for 30 seconds

Main C

	12/5/2022	12/12/2022	12/19/2022	12/27/2022
ELEC. PUMP #1	ran motor for 6 minutes, engaged pump for 5 seconds	ran motor for 5 minutes, engaged pump for 5 seconds	ran motor for 5 minutes, engaged pump for 5 seconds	ran motor for 7 minutes, engaged pump for 5 seconds
ELEC. PUMP #2	ran motor for 6 minutes, engaged pump for 5 seconds	ran motor for 5 minutes, engaged pump for 5 seconds	ran motor for 5 minutes, engaged pump for 5 seconds	ran motor for 7 minutes, engaged pump for 5 seconds

Note: Diesel pumps can not be engaged due to the elevation of the pumps. The diesel pumps are turned on when the water elevation in the channel is high only. The flap gates were opened on July 23, 2021 and remain open 12/31/2022, there is now free flow in Main A and B channels where there is very low water elevations.

PUMP SPECIFICATIONS

Main A

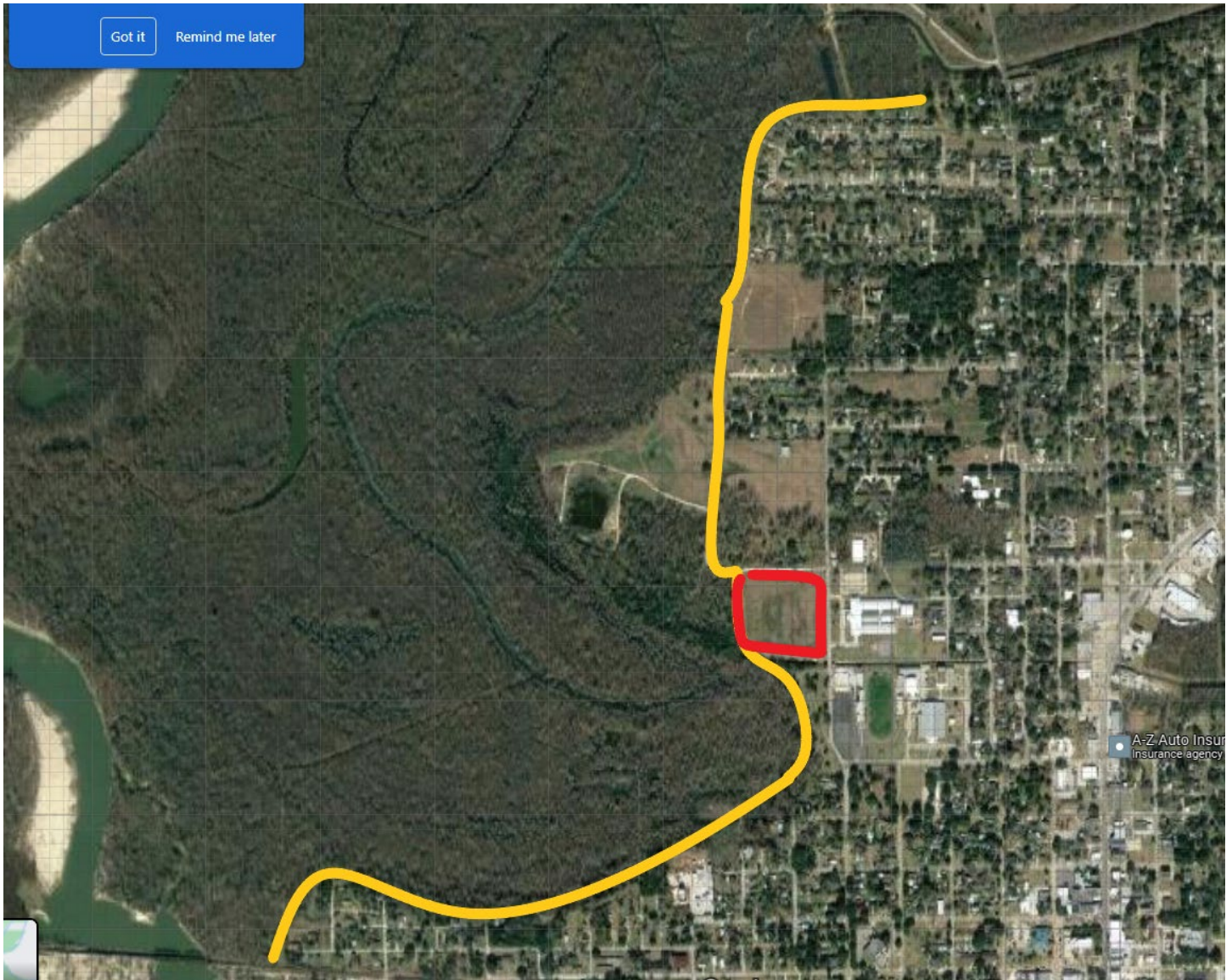
	MOTOR	PUMP	MAXIMUM OUTPUT,(gpm)	INSTALLATION DATE
ELEC. PUMP NORTH	100hp electric motor	Johnson vertical pump driven by 75hp	12,500	1973
ELEC. PUMP SOUTH	100hp electric motor	Johnson vertical pump driven by 75hp	12,500	1973
DIESEL PUMP NORTH	Detroit diesel engine with right angle gear drive 6v92	Coach vertical pump	65,000	rebuilt 1995-96
DIESEL PUMP SOUTH	Detroit diesel engine with right angle gear drive 6v92	Coach vertical pump	65,000	rebuilt 1995-96

Main B

	MOTOR	PUMP	MAXIMUM OUTPUT,(gpm)	INSTALLATION DATE
ELEC. PUMP EAST	150hp electric motor	Johnson vertical pump driven by 100hp	28,000	replaced in 2021
ELEC. PUMP WEST	150hp electric motor	Johnson vertical pump driven by 100hp	28,000	N/A, have been rebuilt and replaced several times

Main C

	MOTOR	PUMP	MAXIMUM OUTPUT,(gpm)	INSTALLATION DATE
ELEC. PUMP #1	100hp electric motor	Johnson vertical pump driven by 75hp	16,000	1996
ELEC. PUMP #2	100hp electric motor	Johnson vertical pump driven by 75hp	16,000	1996



****THE LEVEE WAS NOT MOWED THIS MONTH**

MONTHLY REPORT

CITY OF LIBERTY CONSTRUCTION PROJECTS REPORT

2022 CITY WIDE STREET REHABILITATION PROJECT

73.90% ESTIMATED COMPLETE

VULCAN MATERIALS ASPHALT AND CONSTRUCTION

The City of Liberty, Texas 2022 City Wide Street Rehabilitation Project was bid on February 15, 2022. Vulcan Materials Asphalt and Construction was awarded the contract for \$2,254,296.00. The Notice to Proceed was given on April 11th, 2022.

The project will include remixing existing asphalt streets with stabilization, replacing sanitary sewer manholes, water line extensions and asphalt overlays. The contract improves 30 streets within the city. The Contractor is 73.90% complete and has mixed and stabilized 47,000 SY of street and has paved approximately 5800 tons of asphalt by the end of December 2022. Twenty-eight (28) streets on the contract have been completed for a total length of 24,000 LF or 4.54 miles. In December, the contractor has paved Monta Street and Heights Street. On North Travis the contractor placed asphalt crack seal and a 1" level-up course on the southbound lane. The anticipated completion is the end of January 2023. The Contractor has North Travis and Tennessee to complete.



NORTH TRAVIS 1" LEVEL-UP SOUTHBOUND LANE DECEMBER 15TH, 2022

CITY OF LIBERTY

City Council Agenda Item Form

Council Meeting Date: January 10, 2023

Agenda Wording: Sam Rayburn Municipal Power Agency - Mayor Pickett

Department: Administration

Subject: SRMPA Report

Background: The Sam Rayburn Municipal Power Agency supplies the wholesale electrical energy needs of the member cities of Liberty, Jasper and Livingston. Mayor Pickett is the President of the Sam Rayburn Municipal Power Agency and desires to provide the Council and the public with updates on the Agency's projects and activities.

Funding Source:

Staff Recommendation:

CITY OF LIBERTY

City Council Agenda Item Form

Council Meeting Date: January 10, 2023

Agenda Wording: Mayor, Council and Staff Comments

Department: Administration

Subject: Mayor, Council and Staff Comments

Background: This agenda item relates to expressions of thanks, congratulations or condolence; information regarding holiday schedules; honorary recognitions of City officials, employees or other citizens; reminders about upcoming events organized or sponsored by the City or other entity, that are scheduled to be attended by City officials or employees; inquiry of staff regarding specific factual information or existing policies.

Funding Source:

Staff Recommendation:



The City of Liberty City Council

Regular Meeting

~ Minutes ~

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

April Gilliland
City Secretary
936-336-3684

Tuesday, December 13, 2022

6:00 PM

City Council Chambers

I. CALL TO ORDER

This meeting was called to order on December 13, 2022 in the City Council Chambers, 1829 Sam Houston Street, Liberty, Texas at 6:03 p.m. by Mayor Carl Pickett.

Attendee Name	Present	Absent	Late	Arrived
Mayor Carl Pickett	X			
Mayor Pro Tem Diane Driggers	X			
Council Member Dennis Beasley		X		
Council Member Libby Simonson	X			
Council Member Chipper Smith	X			
Council Member Tommy Brents	X			
Council Member Ed Seymour	X			

II. INVOCATION

Invocation was given by Minister Bryant Perkins from the Church of Christ, Liberty, Texas.

III. PLEDGE OF ALLEGIANCE

The Pledge to the American Flag was led by Public Works Director Damon Jones and the pledge to the Texas Flag was led by Police Chief Gary Martin.

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.

Mayor Pickett welcomed guests and visitors, opening the floor for public comment to those individuals wishing to address the Council. Mr. Jack Seeley of the Sleep in Heavenly Peace Organization spoke to the Council about his organization and to raise awareness of the need for a chapter in Liberty County.

V. PRESENTATIONS / REPORTS

A. City Manager's Report - City Manager Tom Warner - Topics include Employee Christmas Dinner, CenterPoint, Cambridge Fund, 1100 Block N. Main, airport, dilapidated structures, 408 Independence, City Park, street rehabilitation program and electrical projects.

City Manager Tom Warner reported on the following:

- Employee Christmas Dinner
- CenterPoint Energy Rates
- Cambridge Fund distributions, expenditures and allocations
- Electrical Projects
- Airport Projects
- Dilapidated Structures
- City Park - Mulch
- Street Rehabilitation Program

B. Finance Report - Assistant City Manager / CFO Naomi Herrington

In the absence of Naomi Herrington, City Manager Tom Warner reported on the City's financials as of October 31, 2022.

C. Department Reports

Monthly reports are submitted by departments and are attached to the agenda for the council to review and to comment on or ask questions that they may have.

D. Sam Rayburn Municipal Power Agency - Mayor Pickett

Mayor Pickett, President of the Sam Rayburn Municipal Power Agency, stated that the meeting for SRMPA is held on the third Tuesday of each month at the City Hall in Livingston.

E. Mayor, Council and Staff Comments

Council Member Smith requested that the Street Contractor revisit Tennessee Street. City Manager Tom Warner mentioned the need for a special called meeting to be held on Tuesday, Wednesday or Thursday of the following week at noon. Police Chief Gary Martin mentioned the Silver Santa and Shop with a Cop programs. Mayor Pickett asked fellow Council members to review a letter to the Liberty Postmaster regarding the Drop Off Box removed outside of the Post Office.

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 motion was made by Council Member Simonson to approve all items on the consent agenda and seconded by Council Member Driggers. The motion passed 6 to 0 with all present voting yes.

A. Minutes Approval

1. November 8, 2022

VII. REGULAR AGENDA

A. Regular Session

1. City Council consider and take action on the appointment of the Municipal Court Judge.

A motion was made by Council Member Brents to appoint Stephen Hebert as Municipal Court Judge effective immediately and seconded by Council Member Simonson. The motion passed 6 to 0 with all present voting yes.

2. AN ORDINANCE AMENDING THE CODE OF ORDINANCES, ARTICLE 3, DIVISIONS THREE (3), REGULATING RECREATIONAL VEHICLES WITHIN THE CITY.

During the November 8, 2022, City Council Work Session, staff presented proposed amendments to the recreational vehicle (RV) ordinance. Currently, the regulations dealing with RV's located in and outside of recreational vehicle parks are intermingled and difficult to interpret. The proposed amendments with separate RV parks regulations and RV's at residences. Proposed amendments to the RV ordinance include:

- RV Parks
 - Removal of public phone use requirements;
 - Appeal process (RV license approved by the Building Official and if denied, would be appealed to the City Manager instead of the Planning & Zoning Commission);
 - Issuance of citations if the RV park continues to operate upon suspension of the license;
 - Allow the installation of wood fences for screening;
 - Permanent Occupancy prohibited.
- Outside of RV Parks
 - Placed at owner's residence for storage purposes only (no part or full time occupancy allowed);
 - Allowed on side and rear yard area
 - If placed in front of a residence, the RV must be placed in the driveway on an improved surface, the driveway shall be of sufficient size to allow for the parking of two (2) additional four wheeled vehicles simultaneously and the RV must display both a valid state registration and license plate.
 - RVs may not be stored on vacant lots.
 - RVs shall not be stored or located on properties used by a commercial business, or industrial purposes;
 - RVs shall not be connected to water and sewer utilities;
 - RVs may be connected to electric utilities if they run underground from an approved permanent structure or accessory structure;
 - Accessory structures shall not be attached to RVs (for example, awnings, porches and carports).

A motion was made by Council Member Simonson to adopt the ordinance as written with amendment to section 3.08.120 wastewater services and all recreational vehicles have current registration. The motion was seconded by Council Member Driggers. The motion passed 5 to 1 with Council Member Brents voting no.

3. A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF LIBERTY, TEXAS, A HOME RULE MUNICIPALITY EXISTING UNDER THE LAWS OF THE STATE OF TEXAS, REJECTING THE BIDS FOR THE INSTALLATION OF THE FIBER OPTIC NETWORK TO FUTURE INFRASTRUCTURE.

The Fiscal Year 2021 Capital Improvement Program included a line item for the installation of a fiber optic network between city facilities, the purchase of computers, a new city phone system, body cameras, protective vests and a voice recorder for the Police Department. The only items left to be completed are the fiber optic network and the phone system. The

estimated total cost for all of these items was \$722,960.00. The phone system is estimated to cost approximately \$35,000.00, leaving an estimated \$555,000.00 available for the installation of the fiber network. The initial estimated cost for each item is summarized below:

- Fiber Optic Network \$500,000.00
- Phone System \$ 90,000.00
- Computers \$ 68,900.00
- Body Cameras \$ 38,700.00
- Vests \$ 13,600.00
- Voice Recorder \$ 12,200.00

Three bids were received for the installation of the fiber optic network and were in the amounts of \$752,550.21, from the apparent low bidder, to the apparent high bidder, \$2,336,805.00. It should be noted that the proposed conduit to the new Fire Station No. 2 was not included in the original estimate and added approximately \$100,000.00 to the apparent low bidders price.

The purchase of the fiber optic cable and associated equipment is estimated to cost \$212,117.89. This material will be purchased by the City from Graybar through a purchasing cooperative and installed by the contractor. The total estimated cost of the fiber optic network is \$964,668.10.

Upon completion of the fiber optic network installation, the City's cost for internet service is anticipated to be reduced by \$72,000.00 per year. Additionally, with the purchase of a new server, the meter reading software, SCADA and financial software can be moved to one server instead of three. This is estimated to save the city approximately \$50,000 every five years in replacement server costs. Although the estimated payback period is approximately 12 years based on current dollars, anticipated increases in the costs for internet service and replacement servers will most likely reduce the payback period over the life of the fiber network.

A motion was made by Council Member Tommy Brents to amend the resolution rejecting all bids for the fiber optic network project and seconded by Council Member Simonson. The motion passed 6 to 0 with all present voting yes.

4. A RESOLUTION OF THE CITY COUNCIL OF LIBERTY, TEXAS, AUTHORIZING THE SUBMISSION OF AN APPLICATION TO THE TEXAS GENERAL LAND OFFICE (GLO) FOR COMMUNITY DEVELOPMENT BLOCK GRANT - MITIGATION (CDBG-MIT) PROGRAM METHOD OF DISTRIBUTION (MOD); AND AUTHORIZING THE MAYOR AND/OR CITY MANAGER TO ACT AS THE CITY'S EXECUTIVE OFFICER(S) AND AUTHORIZED REPRESENTATIVE IN ALL MATTERS PERTAINING TO THE CITY'S PARTICIPATION IN THE COMMUNITY DEVELOPMENT BLOCK GRANT – MITIGATION (CDBG-MIT) PROGRAM METHOD OF DISTRIBUTION (MOD).

On September 6, 2022, the Texas General Land Office (GLO) approved the Houston-Galveston Area council's (HGAC) Method of distribution (MOD) for the allocation of U.S. Department of Housing and Urban Development Block Grant (CDBG-MIT) Regional Mitigation Program funds to counties and local for risk management projects related to flooding, hurricanes and other natural disasters. The approved MOD includes the amount of funding available for eligible jurisdictions for mitigation projects. The City of Liberty has been allocated \$2,684,331.00 in funds to finance, in part, the new water well, elevated storage tank, ground storage tank and booster pump station. The remaining funding for this project will include \$2,307,878.00 in American Rescue Plan funding and \$4,205,909.00 in local funding. The local funding is from Certificates of Obligation that were issued in July 2022.

Although the funds have been allocated to the City, an application is required to be submitted with the GLO prior to receiving the funding. The resolution will authorize the submittal of the application and authorize the Mayor and/or City Manager to act as the City's Executive Officer(s) and authorized representative in all matters pertaining to the City's participation in the Community Development Block Grant - Mitigation (CDBG-MIT) Program Method of Distribution (MOD).

A motion was made by Council Member Simonson to approve the resolution authorizing the submission of an application to the Texas General Land Office for a CDBG MIT Grant and seconded by Council Member Seymour. The motion passed 6 to 0 with all present voting yes.

B. Work Session

1. Discussion of Proposed Amendments to Permits for Processions and Parades

City Manager Tom Warner stated the work session was being brought to Council to review the current permit regulations for processions and parades. This discussion is in response to the Trail ride event that took place in the City in the month of November. Dr. Debra Barker, who lives across the street from the TVE Fairgrounds (that was rented by the Trail ride) explained to the Council how rude the people in attendance were. Dr. Barker felt it a City duty to keep this type of event out of our area, especially when there are 10,000 in attendance in one day. Suggestions were made on how to write the new regulations and will be brought back to Council at a future date for approval.

2. Discussion Regarding Implementation of Fire Mitigation Rates.

City Manager Tom Warner advised the Council that at this time Fire Mitigation rates are suspended due to not being able to bill for every fire that is worked by the Fire Department. The Mitigation rates need to be billed to everyone with or without insurance. A new ordinance will be brought to Council for approval at the regular scheduled meeting in January.

C. Executive Session

At 8:59 p.m., Mayor Pickett closed the open meeting and opened the Executive Session as authorized by Title 5, Chapter 551 of the Texas Government Code.

1. Texas Government Code §551.071 - Private Consultation with Attorney

Discussion with attorney regarding contemplated/pending litigation and/or regarding matters protected by the attorney/client privilege.

2. Texas Government Code §551.087 - Deliberation Regarding Economic Development Negotiations.

Discussion regarding economic development negotiations.

3. Texas Government Code §551.074 - Personnel Matters.

To deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee.

D. Reconvene into Regular Session

At 10:02 p.m., Mayor Pickett closed the Executive Session and reconvened the open meeting.

1. Consider and take possible action on legal matters discussed in executive session.

No action was taken.

2. Consider and take possible action on economic development matters discussed in executive session.

No action was taken.

3. Consider and take possible action on personnel matters discussed in the executive session.

No action was taken.

VIII. ADJOURNMENT

A. Motion To: Adjourn

With no further business to discuss, Mayor Pickett adjourned the meeting at 10:03 p.m.

Carl Pickett, Mayor

ATTEST:

April Gilliland, City Secretary

CITY OF LIBERTY

City Council Agenda Item Form

Council Meeting Date: January 10, 2023

Agenda Wording: A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF LIBERTY, TEXAS, A HOME RULE MUNICIPALITY EXISTING UNDER THE LAWS OF THE STATE OF TEXAS, AWARDED THE BID FOR THE FIRE STATION NO. 1 ROOF RETROFIT PROJECT.

Department: Fire

Subject: Fire Station No.1 Roof Retrofit Bid Award.

Background: During the September 27, 2022, City Council Work Session, staff reported the architect had completed the schematic design phase and prepared cost estimates for the renovations to Station No.1. The estimated probable cost for Fire Station 1 is \$1,697,396 of which \$375,000.00 was allocated for the roof retrofit. City council approved the expenditures from the Cambridge Fund during the October 25, 2022, City Council Meeting. On December 20, 2022, bids were received for the Fire Station No.1 Roof Retrofit Project. Four (4) bids were received, ranging from the apparent low bid of \$361,850.00 to the high bid of \$429,000.00. The architect's opinion of the probable cost of the project was \$375,000.00. The apparent low bidder on the project is Mike Barnett Construction of Port Neches Texas. The contractor will have 90 days to complete the project and the construction will not impact the operations of the Fire Department. The bid tabulation is enclosed.

Funding Source: Funding for the Fire Station No.1 Roof Retrofit and Renovations will be from the Cambridge Fund.

Staff Recommendation: Staff recommends approval of the Roof Retrofit Bid to Mike Barnett Construction in the amount of \$361,850.00



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

Meeting: 1/10/2023 6:00 PM

Department: Fire
Category: Resolution

Resolution

A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF LIBERTY, TEXAS, A HOME RULE MUNICIPALITY EXISTING UNDER THE LAWS OF THE STATE OF TEXAS, AWARDED THE BID FOR THE FIRE STATION NO. 1 ROOF RETROFIT PROJECT.

WHEREAS, during the September 27, 2022, City Council Work Session, City staff reported the architect had completed the schematic design phase and prepared cost estimates for the renovations to Fire Station No. 1; and

WHEREAS, the estimated probable cost for Fire Station No. 1 is \$1,697,396, of which \$375,000.00 was allocated for the roof retrofit; and

WHEREAS, City Council approved the expenditures from the Cambridge Fund during the October 25, 2022, City Council meeting; and

WHEREAS, on December 20, 2022, four (4) bids were received for the Fire Station No. 1 Roof Retrofit Project, ranging from the apparent low bid of \$361,850.00 to the high bid of \$429,000.00; and

WHEREAS, the architect's opinion of the probable cost of the project was \$375,000.00; and

WHEREAS, the apparent low bidder on the project is Mike Barnett Construction of Port Neches, Texas; and

WHEREAS, the contractor will have 90 days to complete the project and the construction will not impact the operations of the Fire Department.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Liberty, Texas, hereby award the bid for the Fire Station No. 1 Roof Retrofit Project to Mike Barnett Construction in the amount of \$361,850.00.

PASSED AND APPROVED this ____ day of _____, 2023.

Mayor
City of Liberty, Texas

ATTEST:

City Secretary
City of Liberty, Texas

BID TABULATION:

Project
Owner
Office
Location
Date/Time

Liberty Fire Sation 1 Retrofit Roof
City of Liberty
City Secretary Office
1829 Sam Houston Street Liberty,Texas 77575
December 20, 2022 / 2:00pm

Base Bid	\$429,000.00	\$361,850.00	\$398,450.00	\$416,547.00
No Alt				

Calendar Days:	30	90	60	60
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CITY OF LIBERTY

City Council Agenda Item Form

Council Meeting Date: January 10, 2023

Agenda Wording: A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF LIBERTY, TEXAS, A HOME RULE MUNICIPALITY EXISTING UNDER THE LAWS OF THE STATE OF TEXAS, REJECTING ALL BIDS FOR THE FIRE STATION NO. 1 RENOVATION PROJECT.

Department: Fire

Subject: Fire Station No. 1 Renovation Bid Rejection

Background: During the September 27, 2022, City Council Work Session, staff reported the architect had completed the schematic design phase and prepared cost estimates for the renovations to Station No.1. The estimated probable cost for Fire Station 1 is \$1,696,248.00, of which includes \$375,000.00 for the Roof Retro Project. When reviewing Fire Station No. 1, the architect identified major issues with the station. The areas of the building needing immediate attention included roof repairs, sealing of potential water intrusion areas, insulation, HVAC, ceiling, restrooms, sleeping quarters, day room and building code related items. City Council approved the expenditures from the Cambridge Fund during the October 25, 2022, City Council Meeting. On December 20, 2022, one bid was received for the Fire Station No.1 Renovation Project with a base bid amount of \$1,684,000.00 and an additional \$45,800 for alternate items. The architect's opinion of the probable cost of the project was \$1,185,318.00. The architect contacted several contractors who reviewed the plans and specifications and inquired why they did not submit a bid. The contractors indicated that they were awaiting the results of other bids and did not want to over extend themselves and/or they were unable to get quotes from subcontractors due to the holiday season. The bid tabulation is enclosed. The architect is recommending that the project be rebid with a bid opening date in February.

Funding Source: N/A

Staff Recommendation: Staff recommends approval of the resolution rejecting all bids for the Fire Station No. 1 Renovation Project.



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

Meeting: 1/10/2023 6:00 PM

Department: Fire
Category: Resolution

Resolution

A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF LIBERTY, TEXAS, A HOME RULE MUNICIPALITY EXISTING UNDER THE LAWS OF THE STATE OF TEXAS, REJECTING ALL BIDS FOR THE FIRE STATION NO. 1 RENOVATION PROJECT.

WHEREAS, during the September 27, 2022, City Council Work Session, City staff reported the architect had completed the schematic design phase and prepared cost estimates for the renovations to Fire Station No. 1; and

WHEREAS, when reviewing Fire Station No. 1, the architect identified major issues with the station; and

WHEREAS, the areas of the building needing immediate attention included roof repairs, sealing of potential water intrusion areas, insulation, HVAC, ceiling, restrooms, sleeping quarters, day room and building code-related items; and

WHEREAS, City Council approved the expenditures from the Cambridge Fund during the October 25, 2022, City Council meeting; and

WHEREAS, on December 20, 2022, one (1) bid was received for the Fire Station No. 1 Renovation Project, in the amount of \$1,684,000.00 and an additional \$45,800.00 for alternate items; and

WHEREAS, the architect's opinion of the probable cost of the project was \$1,185,318.00; and

WHEREAS, the architect is recommending that the project be rebid with a bid opening in February 2023.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Liberty, Texas, hereby rejects all bids for the Fire Station No. 1 Renovation Project.

PASSED AND APPROVED this ____ day of _____, 2023.

Mayor
City of Liberty, Texas

ATTEST:

City Secretary
City of Liberty, Texas

BID TABULATION:

Project	Liberty Fire Sation 1 Renovation
Owner	City of Liberty
Office	City Secretary Office
Location	1829 Sam Houston Street Liberty, Texas 77575
Date/Time	December 20, 2022 / 2:00pm

Base Bid	\$1, 684,000.00
Alt 1 Clean Anod Railings	\$15,000.00
Alt 2 Porcelain Cera Tile	-\$2,500.00
Alt 3 Close Cell Insul	\$16,900.00
Alt 4 LED Sign	\$8,500.00
Alt 5 R-30 Batts above Ceiling	\$7,900.00

Calendar Days:	179
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CITY OF LIBERTY

City Council Agenda Item Form

Council Meeting Date: January 10, 2023

Agenda Wording: AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF LIBERTY, TEXAS, CHAPTER 12, TRAFFIC AND VEHICLES, ARTICLE 12.01, GENERAL PROVISIONS, REGULATING PARADES.

Department: Administration

Subject: Ordinance amending Permit for Processions and Parades

Background: During the December 13, 2022, City Council Meeting Work Session, City Council discussed proposed changes to Sections 12.01.002 Definitions and 12.01.002. Permit for Processions and Parades. The existing ordinance only requires a permit from the chief of police when a funeral or other procession or parade that includes two hundred (200) or more persons or fifty (50) or more vehicles. The permit shall be issued if the procession or parade will not unduly disturb public order or welfare.

Major changes to the existing ordinance included adding the following definitions: applicant, commercial parade, parade permit and permittee and removing the residence district definition. Additionally, sections involving enforcement, interference with parade, requirements for parade permit & exceptions, application, fees, standards for permit issuance, denial or renovation of permits, appeal procedures and parade etiquette are proposed amendments to the ordinance. During the work session, City Council considered other potential changes but opted to proceed with the proposed ordinance as is and revisit the ordinance at a later date.

A copy of the proposed ordinance is enclosed..

Funding Source: N/A

Staff Recommendation: Staff recommends approval of the ordinance amending Section 12.01.001 Definitions and Section 12.01.02 Permit for Processions and Parades.



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

Meeting: 1/10/2023 6:00 PM

Department: Administration
Category: Ordinance

Ordinance

AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF LIBERTY, TEXAS, CHAPTER 12, TRAFFIC AND VEHICLES, ARTICLE 12.01, GENERAL PROVISIONS, REGULATING PARADES.

WHEREAS, the City of Liberty currently regulates traffic and vehicles within the city; and

WHEREAS, the City Council finds it in the best interest of the citizens of Liberty to regulate parades in order to promote safety.

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

Section 1: Article 12.01 of the Code of Ordinances of the City of Liberty is hereby amended to read as follows:

Chapter 12 Traffic and Vehicles Article 12.01 General Provisions and Parades

§ 12.01.001 Definitions.

The following words, terms, and phrases, when used in this chapter shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Applicant. A person who has filed a written application for a parade permit.

Authorized emergency vehicle. Vehicles of the fire department, police vehicles, and such ambulances and emergency vehicles of municipal departments or public service corporations as are designated or authorized by the chief of police.

Bicycle. Every device propelled by human power upon which any person may ride, having two (2) tandem wheels.

Business District. The territory contiguous to and including a highway, when within any six hundred (600) feet along such highway there are buildings in use for business or industrial purposes, including but not limited to hotels, banks or office buildings, railroad stations and public buildings, which occupy at least three hundred (300) feet of frontage on one (1) side or three hundred (300) feet collectively on both sides of the highway.

Central business (downtown) district. The area of downtown beginning at the intersection of Dr. Martin Luther King, Jr. Blvd. and Milam heading north on Milam to the intersection of Milam and Grand, thence continue heading east on Grand to the intersection of Grand and San Jacinto,

thence continue heading south on San Jacinto to the intersection of San Jacinto and Dr. Martin Luther King, Jr. Blvd., thence heading west on Dr. Martin Luther King, Jr. Blvd. to the intersection of Dr. Martin Luther King, Jr. Blvd. and Milam.

Commercial parade. A parade sponsored other than by a nonprofit organization, the purpose of which is to advertise a product, whether tangible or intangible, to advertise or promote an exhibition or theatrical performance, or otherwise operate to the pecuniary benefit of the sponsor.

Commercial vehicle. Every vehicle designed, maintained, or used primarily for the transportation of property.

Controlled-access highway. Every highway, street, or roadway in respect to which owners or occupants of abutting property or lands and other persons have no legal right of access to or from the same, except at such points only and in such manner as may be determined by the public authority having jurisdiction over such highway, street, or roadway.

Crosswalk. That part of a roadway at an intersection included within the connections of the lateral lines of the sidewalks on opposite sides of the highway measured from the curbs, or in the absence of curbs from the edges of the traversable roadway. The word “crosswalk” also includes any portion of a roadway at an intersection or elsewhere distinctly indicated for pedestrian crossing by lines or other markings on the surfaces.

Curb loading zone. A space adjacent to a curb reserved for the exclusive use of vehicles during the loading or unloading of passengers or material.

Driver. Every person who drives or is in the actual physical control of a vehicle.

Freight curb loading zone. A space adjacent to a curb for the exclusive use of vehicles during the loading or unloading of freight or passengers.

Intersection. The area embraced within the prolongation or connection of the lateral curblines, or, if none, then the lateral boundary lines, of the roadways of two (2) highways which join one another at, or approximately at, right angles, or the area within which vehicles traveling upon different highways joining at any other angle may come in conflict. Where a highway includes two (2) roadways thirty (30) feet or more apart, then every crossing of each roadway of such divided highway by an intersecting highway shall be regarded as a separate intersection. If such intersecting highway also includes two (2) roadways thirty (30) feet or more apart, then every crossing of two (2) roadways of such highways shall be regarded as a separate intersection. The junction of an alley with a street or highway shall not constitute an intersection.

Laned roadway. A roadway which is divided into two (2) or more clearly marked lanes for vehicular traffic.

Motor vehicle. Every vehicle which is self-propelled.

Motorcycle. Every motor vehicle having a saddle for the use of the rider and designed to travel on not more than three (3) wheels in contact with the ground, but excluding a tractor.

Official traffic-control devices. All signs, signals, markings, and devices not inconsistent with this chapter placed or erected by authority of a public body or official having jurisdiction for the purpose of regulating, warning, or guiding traffic.

Parade. An assembly of three (3) or more persons gathering for the common design of moving in or upon any public street from one location to any other location, whether on foot, on horseback, by mechanical conveyance, or otherwise, as part of a procession, march, pageant, ceremony, or like event.

Parade permit. A written consent or permit to conduct a parade or street or block closure issued pursuant to written application and approval hereunder.

Park or parking. The standing of a vehicle, whether occupied or not, otherwise than temporarily for the purpose of and while engaged in loading or unloading merchandise or passengers.

Passenger curb loading zone. A place adjacent to a curb reserved for the exclusive use of vehicles during the loading or unloading of passengers.

Pedestrian. Any person afoot.

Permittee. A person to whom a parade permit has been granted under this article.

Police Officer. Every officer of the municipal police department or any officer authorized to direct or regulate traffic or to make arrests for violations of traffic regulations.

Railroad. A carrier of persons or property upon cars operated upon stationary rails.

Railroad train. A steam engine, electric or other motor, with or without cars coupled thereto, operated upon rails.

Right-of-way. The right of one (1) vehicle or pedestrian to proceed in a lawful manner in preference to another vehicle or pedestrian approaching under such circumstances of direction, speed, and proximity as to give rise to danger of collision unless one (1) grants precedence to the other.

Roadway. That portion of a highway improved, designed, or ordinarily used for vehicular travel, exclusive of the berm or shoulder. If a highway includes two (2) or more separate roadways, the term "roadway" shall refer to any such roadway separately but not to all such roadways collectively.

Safety zone. The area or space officially set apart within a roadway for the exclusive use of pedestrians and which is protected or is so marked or indicated by adequate signs as to be always plainly visible while set apart as a safety zone.

Sidewalk. That portion of a street between the curblines, or the lateral lines of a roadway, and the adjacent property lines, intended for the use of pedestrians.

Stand or standing. The halting of a vehicle, whether occupied or not, otherwise than temporarily for the purpose of and while engaged in receiving or discharging passengers.

Stop. When required, means complete cessation from movement.

Stop or stopping. When prohibited, means any halting, even momentarily, of a vehicle, whether occupied or not, except when necessary to avoid conflict with other traffic or in compliance with the directions of a police officer or traffic-control sign or signal.

Street. The entire width between the boundary lines of every road or way publicly maintained when any part thereof is open to the use of the public for vehicular traffic.

Through street or highway. Every street or highway or portion thereof on which vehicular traffic is given preferential right-of-way, and at the entrances to which vehicular traffic from intersecting streets or highways is required by law to yield the right-of-way to vehicles on such through street or highway in obedience to a stop sign, yield sign or other official traffic-control device, when such signs or devices are erected as provided in this chapter or by law.

Traffic. Pedestrians, ridden or herded animals, vehicles, and other conveyances, either singly or together, while using any street or highway for purposes of travel.

Traffic-control signal. Any device, whether manually, electrically, or mechanically operated, by which traffic is alternately directed to stop and permitted to proceed.

Vehicle. Every device in, upon or by which any person or property is or may be transported or drawn upon a street or highway, except devices used exclusively upon stationary rails or tracks.

§12.01.002 Parades. Enforcement.

(a) Any person conducting, commencing, aiding, or engaging in a parade without a parade permit, or otherwise violating any provision of this article, is guilty of a misdemeanor and, upon conviction, shall be punished by a fine of not less than one hundred dollars (\$100.00) nor more than five hundred dollars (\$500.00)

(b) The chief of police, his authorized designee, any officer of the city police department, and the fire chief or his authorized designee are hereby authorized to issue summons and citations, as applicable, for violations of this article.

(c) Anyone involved in or participating in a parade without first receiving a permit as outlined herein or after being directed to cease and desist participating in said parade shall individually be in violation of this article, shall be guilty of a misdemeanor and, upon conviction, shall be fined not less than one hundred dollars (\$100.00) nor more than five hundred dollars (\$500.00).

(d) This section shall not apply to members of the police, fire, or public works department in processing any parade permit application.

§12.01.003. Interference with parade; driving through parade; parking on parade route.

(a) It shall be unlawful for any person to obstruct, impede, or interfere in any form or manner with the progress of any parade or the persons, vehicles or animals comprising the parade from the point of commencement to the point of disassembly.

(b) It shall be unlawful for any person to drive through or between the persons, vehicles, or animals comprising a parade from the point of commencement to the point of disassembly.

(c) It shall be unlawful to park any vehicle along a public street constituting a portion of the parade route and conspicuously marked as such; in this connection, the chief of police and the public works director are authorized to prohibit or restrict the parking of vehicles as needed along the parade route and to cause the route to be conspicuously marked as such.

(d) It shall be a defense to prosecution under the preceding subsection that the place where the vehicle was parked was not conspicuously designated as a parade route at the time of parking.

(e) This section shall not apply to any member of the city police or fire department acting in the course and scope of their duties in monitoring, regulating, and policing parade activity or otherwise.

§12.01.004 through 12.01.030. (Reserved)

§12.01.031. Parade Permit Required; exceptions.

(a) It shall be unlawful to commence, conduct, aid, or engage in a parade upon any public street without having first secured a parade permit from the chief of police.

(b) The following activities shall be exempt from the requirement of a permit hereunder.

1. Funeral processions supervised by a licensed mortuary proceeding by a reasonable route from a funeral home, church, or residence of a deceased to a memorial service or place of interment;
2. Picketing or other peaceful demonstrations at a fixed location that is not a street
3. Sidewalk processions conducted in accordance with all traffic regulations and other applicable laws and ordinances;
4. Processions, convoys, marches, or similar activities conducted by members of the armed forces of the United States or the state while acting in the regular course and scope of their duties;
5. Processions, convoys, or the like conducted by members of the city fire or police department while acting in the regular course and scope of their duties;
6. Wedding processions proceeding by a reasonable route between the residence of a member of the matrimonial party, the place of performance of the matrimonial

service, and/or the place of reception or matrimonial celebration;

7. Motorcades escorted by members of the city police department as part of their assigned duties.

§12.01.032. Application.

(a) Applications for a parade permit must be filed with the chief of police no less than thirty (30) days prior to the date and time for commencement of such parade.

(b) Each application for a parade permit must be made on a form provided for this purpose by the chief of police.

(c) Each application for a parade permit shall be signed by the applicant and contain the following information:

1. The name, address, and telephone number of the applicant;
2. The name, address, and telephone number of any organization, firm, association, corporation, or other entity on whose behalf application is made;
3. A designation of the type of parade (commercial or non-commercial);
4. Date and time proposed for commencement of the parade;
5. A statement of the anticipated duration of the parade;
6. A description of the specific parade route listing all streets to be utilized and the direction of flow from the point of commencement to termination;
7. The estimated number of persons to participate in the parade;
8. The estimated number of vehicles, floats, animals, motorized displays and the like to be utilized in the parade;
9. The estimated number of marching units, bands, color guards, drill teams and the like to participate in the parade;
10. A description of any sound amplification to be used for the parade (both on and off the floats);
11. A description of the provisions being made to clean up after the parade is over.

(d) If the applicant is acting on behalf of a corporation, association, firm or other organization sponsoring the parade, the application must be accompanied by a letter indicating the organization's sponsorship of such parade and authorizing the applicant to act in its behalf in securing a permit therefor;

(e) Upon receipt of an application for a parade permit, the chief of police shall forward a true copy of same to the fire chief and public works director with a request for comments thereon.

§12.01.033. Fees; reimbursement of costs.

(a) An application for a permit to conduct a commercial parade shall be accompanied by a nonrefundable permit fee of two hundred fifty dollars (\$250) to reimburse the city for

administrative costs incurred as a result of the conduct of such parade. The applicant for a commercial parade permit will also be responsible for police costs, cleanup expenses, and other service costs identified by the city. An estimate of these costs will be provided when the permit is secured. Payment of the extra expenses shall be made prior to issuance of the permit. Failure to make payment will result in denial of the permit.

(b) An application for a permit to conduct a noncommercial parade shall be accompanied by a nonrefundable permit fee of fifty dollars (\$50.00) to reimburse the city for administrative costs incurred as a result of the conduct of such parade. The applicant for a noncommercial parade permit will also be responsible for police costs, cleanup expenses, and other service costs identified by the city. An estimate of these costs will be provided when the permit is secured. Payment of the extra expenses shall be made prior to issuance of the permit. Failure to make payment will result in denial of the permit.

(c) Parades sponsored or co-sponsored by the city, as determined by the city manager, will not be subject to permit fees or the reimbursement of costs as stated above. Examples of city-sponsored or co-sponsored parades presently include the Christmas Parade, TVE baby parade, and the TVE parade.

(d) The City shall not be responsible for providing cones or barricades for parades.

§12.01.034. Standards for issuance; action on application.

(a) The chief of police may, in consultation with the public works director and fire chief, approve an application for a parade permit subject to reasonable terms and conditions relating to the time, place or manner for conduct of the parade, including, but not limited to:

1. The establishment of an alternate time for conduct of the parade;
2. The establishment of an alternate route for conduct of the parade;
3. Reasonable regulations regarding the width and length of the parade.

(b) The chief of police, or his designee, may, in consultation with the public works director and fire chief, approve an application for a street or block closure subject to reasonable terms and conditions relating to the time, place, or manner for the proposed closure. Approval of street or block closures shall be limited to noncommercial and/or civic events. No approval shall be granted for any requested parade or closure of a public residential street where the access or egress to or from privately owned residential property would be adversely affected.

(c) A parade permit shall either be issued or denied within ten (10) business days after the application is filed with the chief of police.

(d) Upon issuance of a parade permit by the city, all appropriate departments shall be notified. A copy of said permit shall be maintained on file for review.

§12.01.035. Denial or Revocation of Permit.

(a) It is the policy of the city that the constitutional rights of citizens be fully considered in determining the granting or denying of parade or street closure permits. Therefore, the chief of police shall consider the following, in denying, revoking, or modifying permits:

1. If the information contained in the application for a permit is found to be false or incomplete in any material aspect;
2. The applicant fails to pay the permit fee and/or the estimated expenses;
3. If the public peace, health, safety, or welfare will be endangered by the conduct of the parade or street closure;
4. The permittee has conducted or is conducting a parade or street closure in violation of this article or other applicable laws and ordinances affecting such activity;
5. Consider the history of the event or similar events conducted by the same individuals or entities;
6. If the permittee fails to obey any lawful order of the chief of police, fire chief, or their respective designees respecting the conduct of the parade or street closure, or any term or condition to which the approval of the parade permit is made subject;
7. If the parade or street closure fails to commence within thirty (30) minutes of the appointed time for commencement;
8. If the conduct of the parade or street closure at the time and place or in the manner proposed will substantially disrupt the safe and orderly movement of traffic contiguous to the parade route or area of the street closure;
9. The parade or street closure will require diversion of so great a number of police officers that the provision of adequate police service to the remainder of the city will be rendered difficult;
10. If the concentration of persons, animals, and vehicles at points of assembly and disassembly is reasonably likely to interfere with the provision of adequate fire, police, and other emergency services to other parts of the city;
11. Conduct of the parade or street closure is reasonably likely to result in harm to persons or property;
12. Conduct of the parade or street closure is reasonably likely to result in trespass to property;
13. The parade participants are using sound equipment to a degree that said noise violates the city's noise ordinance or contains language that is profane or vulgar and that can be heard by the general public;
14. If emergency conditions or other exigent circumstances, then existing within the city require that the public streets remain open to the free and unencumbered transportation of emergency crews, equipment, and materials.

(b) In the event of denial or revocation hereunder, the chief of police shall provide, at the time of denial or revocation, such oral or written notice of denial or revocation that is feasible under the circumstances then existing and, in addition, within three days thereafter, shall provide written notice to the permittee or applicant setting forth the specific reasons forming the basis for denial or revocation. Such written notice shall be mailed to the permittee or applicant.

§12.01.036. Appeal procedure; final decision.

(a) Any applicant may appeal the decision of the chief of police to the City Manager by filing a written appeal request with the city secretary within five (5) days of receiving the denial from the chief of police. The decision hereby rendered by the City Manager shall be final. In the absence of a timely appeal the decision of the chief of police shall be final.

§12.01.037. Parade etiquette.

(a) Individuals participating in parades shall abide by the following rules and regulations while participating in said parade.

1. Parade participants shall not trespass on private property and shall remain in the public right-of-way designated as the parade route;
2. Parade participants shall not use sound equipment to a degree that said noise violates the city's noise ordinance or contains language that is profane or vulgar and that can be heard by the general public;
3. Parade participants shall not litter or leave behind any trash, garbage, or refuse;
4. Parade participants with animals shall clean up after their animals;
5. Parade participants shall not violate any other section of this article related to parades.

Section 2: This Ordinance shall be in full force and effect immediately after its passage.

PASSED AND ADOPTED at a regular meeting of the City Council of the City of Liberty, this ____ day of _____ 2023.

Mayor
City of Liberty, Texas

ATTEST:

City Secretary
City of Liberty, Texas

CITY OF LIBERTY

City Council Agenda Item Form

Council Meeting Date: January 10, 2023

Agenda Wording: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LIBERTY, TEXAS, AMENDING THE MASTER FEE SCHEDULE BY ADOPTING FIRE MITIGATION RATES, AND PROVIDING FOR AN EFFECTIVE DATE.

Department: Fire

Subject: Fire Mitigation Rates

Background: A discussion regarding the reestablishment of Fire Mitigation Rates was held during the December 23, 2022, City Council Worksession. Each year the Fire Department responds to various incidents such as motor vehicle accidents, hazmat spills, conducts fire investigations, responds to fires, water incidents and back country or special rescues. Most of these incidents are covered by the involved party's insurance. Additionally, for example, motor vehicle accidents do not always involve residents of the city. A copy of the proposed Fire Mitigation rates is enclosed. These rates are based on actual costs using amortized schedules for apparatus (including useful life, equipment repairs and maintenance). Labor rates include an average department's actual labor costs, including wages, retirement, benefits, workers' compensation, etc. In addition to the establishment of the rates, a service agreement will be executed by the City Manager for the billing and collection of these fees. The billing and collection fees typically range from 15% to 22% depending on the firm selected. The establishment of Fire Mitigation Rates is estimated to generate approximately \$60,000 per year with billing and collection costs totaling between \$9,000 to \$13,200 per year.

Funding Source: N/A

Staff Recommendation: Staff recommends approval of the ordinance establishing Fire Mitigation Rates.



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

Meeting: 1/10/2023 6:00 PM

Department: Fire
Category: Ordinance

Ordinance

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LIBERTY, TEXAS, AMENDING THE MASTER FEE SCHEDULE BY ADOPTING FIRE MITIGATION RATES, AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City previously adopted a Master Fee Schedule which sets forth all rates and fees charged by the City of Liberty; and

WHEREAS, the City Council finds it more efficient to have the City's fees set in one ordinance, which can be amended as necessary by ordinance; and

WHEREAS, incidents involving residents and nonresidents have been increasing over the last several years; and

WHEREAS, the expense for the Fire Department services provided at these incidents are currently being paid for by the residents of Liberty; and

WHEREAS, currently, the Fire Department bills individuals and businesses responsible for an incident for responding to hazmat spills, EMS response and transport, if required, and illegal burns/fires; and

WHEREAS, although most of the services in the proposed mitigation rates are currently being billed by the Fire Department's billing contractor, the proposed mitigation rates provide a more detailed explanation of the fees for each service provided; and

WHEREAS, the estimated revenue from these rates is \$61,000.00; and

WHEREAS, a copy of the new fire mitigation rates is attached hereto Exhibit "A".

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

Section 1: That the City Council hereby adopts this ordinance amending the City's Master Fee Schedule related to fire mitigation as set forth in Exhibit "A" attached hereto and incorporated herein. Fees shall be assessed and charged based on the rates set forth in Exhibit "A".

Section 2: That all fees which are in conflict herewith are, to the extent of such conflict only, expressly amended, changed and repealed.

Section 3: That the proposed fees set forth herein amend the previous Master Fee Schedule to include the fees as set forth herein.

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Section 4: That this ordinance shall take effect immediately from and after its passage and publication as required by law.

PASSED AND ADOPTED at a regular meeting of the City Council of the City of Liberty, this _____ day of _____, 2023.

Mayor
City of Liberty, Texas

ATTEST:

City Secretary
City of Liberty, Texas

EXHIBIT A

MITIGATION RATES BASED ON PER HOUR

The mitigation rates below are average “billing levels”, and are typical for the incident responses listed, however, when a claim is submitted, it may be itemized and based on the actual services provided.

These rates are based on actual costs using amortized schedules for apparatus (including useful life, equipment, repairs, and maintenance). Labor rates include an average department’s actual burdened labor costs and not just a firefighter's wage. These include wages, retirement, benefits, workers comp, etc.

MOTOR VEHICLE INCIDENTS

Level 1 - \$516.00

Provide hazardous materials assessment and scene stabilization. This will be the most common “billing level”. This occurs almost every time the fire department responds to an accident/incident.

Level 2 - \$588.00

Includes Level 1 services as well as clean up and material used (sorbents) for hazardous fluid clean up and disposal. We will bill at this level if the fire department has to clean up any gasoline or other automotive fluids that are spilled as a result of the accident/incident.

Level 3 – CAR FIRE - \$718.00

Provide scene safety, fire suppression, breathing air, rescue tools, hand tools, hose, tip use, foam, structure protection, and clean up gasoline or other automotive fluids that are spilled as a result of the accident/incident.

ADD-ON SERVICES:

Extrication - \$1,550.00

Includes heavy rescue tools, ropes, airbags, cribbing etc. This charge will be added if the fire department has to free/remove anyone from the vehicle(s) using any equipment. We will not bill at this level if the patient is simply unconscious and fire department is able to open the door to access the patient. This level is to be billed only if equipment is deployed.

Creating a Landing Zone - \$474.00

Includes Air Care (multi-engine company response, mutual aid, helicopter). We will bill at this level any time a helicopter landing zone is created and/or is utilized to transport the patient(s).

EXHIBIT A

Itemized Response: The City has the option to bill each incident as an independent event with custom mitigation rates, for each incident using, itemized rates deemed usual, customary and reasonable (UCR). These incidents will be billed, itemized per apparatus, per personnel, plus products and equipment used.

HAZMAT

Level 1 - \$832.00

Basic Response: Claim will include engine response, first responder assignment, perimeter establishment, evacuations, set-up and command.

Level 2 - \$2,971.00

Intermediate Response: Claim will include engine response, first responder assignment, hazmat certified team and appropriate equipment, perimeter establishment, evacuations, set-up and command, Level A or B suit donning, breathing air and detection equipment. Set-up and removal of decon center.

Level 3 – \$7,012.00

Advanced Response: Claim will include engine response, first responder assignment, hazmat certified team and appropriate equipment, perimeter establishment, evacuations, first responder set-up and command, Level A or B suit donning, breathing air and detection equipment and robot deployment. Set-up and removal of decon center, detection equipment, recovery and identification of material. Disposal and environment clean up. Includes above in addition to any disposal rates of material and contaminated equipment and material used at scene. Includes 3 hours of on scene time - **each additional hour @ \$336.00 per HAZMAT team.**

FIRE INVESTIGATION

Fire Investigation Team - \$327.00 per hour.

Includes:

- Scene Safety
- Investigation
- Source Identification
- K-9/Arson Dog Unit
- Identification Equipment
- Mobile Detection Unit
- Fire Report

The claim begins when the Fire Investigator responds to the incident and is billed for logged time only.

EXHIBIT A

FIRES

Assignment - \$475.00 per hour, per engine / \$594.00 per hour, per truck

Includes:

- Scene Safety
- Investigation
- Fire / Hazard Control

This will be the most common “billing level”. This occurs almost every time the fire department responds to an incident.

OPTIONAL: A fire department has the option to bill each fire as an independent event with custom mitigation rates.

Itemized, per person, at various pay levels and for itemized products use.

ILLEGAL FIRES

Assignment - \$475.00 per hour, per engine / \$594.00 per hour, per truck

When a fire is started by any person or persons that requires a fire department response during a time or season when fires are regulated or controlled by local or state rules, provisions or ordinances because of pollution or fire danger concerns, such person or persons will be liable for the fire department response at a cost not to exceed the actual expenses incurred by the fire department to respond and contain the fire. Similarly, if a fire is started where permits are required for such a fire and the permit was not obtained and the fire department is required to respond to contain the fire the responsible party will be liable for the response at a cost not to exceed the actual expenses incurred by the fire department. The actual expenses will include direct labor, equipment costs and any other costs that can be reasonably allocated to the cost of the response.

WATER INCIDENTS

Level 1

Basic Response: Claim will include engine response, first responder assignment, perimeter establishment, evacuations, first responder set-up and command, scene safety and investigation (including possible patient contact, hazard control). This will be the most common “billing level”. This occurs almost every time the fire department responds to a water incident.

Billed at \$475 plus \$59 per hour, per rescue person.

Level 2

Intermediate Response: Includes Level 1 services as well as clean up and material used (sorbents), minor hazardous clean up and disposal. We

EXHIBIT A

will bill at this level if the fire department has to clean up small amounts of gasoline or other fluids that are spilled as a result of the incident.

Billed at \$950 plus \$59 per hour, per rescue person.

Level 3

Advanced Response: Includes Level 1 and Level 2 services as well as D.A.R.T. activation, donning breathing apparatus and detection equipment. Set up and removal of decon center, detection equipment, recovery and identification of material. Disposal and environment clean up. Includes above in addition to any disposal rates of material and contaminated equipment and material used at scene.

Billed at \$2,350 plus \$59 per hour per rescue person, plus \$119 per hour per HAZMAT team member.

Level 4

Itemized Response: The City has the option to bill each incident as an independent event with custom mitigation rates for each incident using itemized rates deemed usual, customary and reasonable (UCR). These incidents will be billed, itemized, per trained rescue person, plus rescue products used.

BACK COUNTRY OR SPECIAL RESCUE

Itemized Response: Each incident will be billed with custom mitigation rates deemed usual, customary and reasonable (UCR). These incidents will be billed, itemized per apparatus per hour, per trained rescue person per hour, plus rescue products used.

Minimum billed \$475 for the first response vehicle plus \$59 per rescue person. Additional rates of \$475 per hour per response vehicle and \$59 per hour per rescue person.

MITIGATION RATE NOTES

The mitigation rates above are average “billing levels” for one hour of service, and are typical for the incident responses listed, however, when a claim is submitted, it may be itemized and based on the actual services provided.

These average mitigation rates were determined by itemizing costs for a typical run (from the time a fire apparatus leaves the station until it returns to the station) and are based on the actual costs, using amortized schedules for apparatus (including useful life, equipment, repairs, and maintenance) and labor rates (an average department’s “actual personnel expense” and not just a firefighter’s basic wage). The actual personnel expense includes costs such as wages, retirement, benefits, workers comp, insurance, etc.