



The City of Liberty
City Council
Regular Meeting
~ Agenda ~

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

Dianne Tidwell
City Secretary
(936) 336-3684

Tuesday, January 13, 2009

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

6:00 PM Meeting called to order on January 13, 2009 at City Council Chambers, 1829 Sam Houston, Liberty, TX.

Attendee Name	Present	Absent	Late	Arrival
Mayor Carl Pickett	..	..	..	
Councilperson Dennis Beasley	..	..	..	
Councilperson Diane Huddleston	..	..	..	
Mayor Pro-Tem Mike McCarty	..	..	..	
Councilperson Al Simonson	..	..	..	
Councilperson Louie Potetz	..	..	..	
Councilperson Frank Jordan	..	..	..	

II. INVOCATION

III. PLEDGE OF ALLEGIANCE

IV. ACKNOWLEDGEMENT OF GUESTS AND VISITORS / PUBLIC COMMENT

V. ITEMS OF INTEREST

1. Miscellaneous Correspondence

1. Information Item 2009-1

Comcast Cable Update

- Attachment #1 - Comcast Cable Jan 09 (PDF)

VI. PRESENTATIONS / REPORTS

1. Information Item 2009-2

Financial Report

- Attachment #2 - Council finance DEC08 (XLS)

2. Information Item 2009-3

Texas Water Development Board Project Update - Steve Jordan, Schaumburg & Polk

VII. CONSENT AGENDA:

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

1. Minutes Approval

1. Tuesday, December 09, 2008

VIII. REGULAR AGENDA**A. Regular Session****1. Council Action 2009-1**

Consider Award of Bid for the Geraldine D. Humphreys Cultural Center Expansion Project.

- Attachment #3 - Humphreys CC Expansion Bid Tabulation (PDF)

2. Council Action 2009-2

Consider Approval of the Final Replat of the Raven Hill Ranch Section 2 Subdivision.

- Attachment #4 - Final Re-Plat of Raven Hill Ranch Phase II (TIF)

3. Council Action 2009-3

Consider Approval of a Variance Request for 1610 Wallisville Road.

- Attachment #5 - Brooks Variance Request (TIF)

4. Council Action 2009-4

Consider Approval of the Lease/Purchase of a Vacuum Truck for the Water & Wastewater Department.

FISCAL IMPACT:

This lease was included in the 08-09 budget.

- Attachment #6 - Vacuum Trk W&W (PDF)

5. Ordinance 2009-1

Consider Approval of an Amended Ordinance Regarding Arson.

- Attachment #7 - Arson Info S. Matula (PDF)

6. Resolution 2009-1

Consider a Resolution Authorizing Limited Administrative Approval of Minor Variances Related to Natural Disasters.

7. Council Action 2009-5

Consider Creation of the Airport Advisory Board.

- Attachment #8 - AAB Dec 08 (PDF)

8. Council Action 2009-6

Consider Appointments to the Joint Airport Zoning Board.

9. Council Action 2009-7

Consider Acceptance of the Resignation of a City of Liberty Representative to the Sam Rayburn Municipal Power Agency.

- Attachment #9 - McGuire Resignation (PDF)

10. Resolution 2009-2

Consider a Resolution Regarding an Appointment to Fill the Unexpired Term of a City of Liberty Representative to the Sam Rayburn Municipal Power Agency, Board of Directors.

B. Executive Session

Executive Session.

Personnel Matters. Gov. Code §551.074.

1. *Discussion of personnel issues related to the Police Department.*
2. *Discussion of candidates for prosecutor for Municipal Court.*

Deliberation Regarding Real Property. Gov. Code §551.072

Deliberation Regarding Economic Development Negotiation. Gov. Code §551.087.

- 3.. *Discussion of the Union Pacific Rail Spur.*

C. Reconvene into Regular Session

1. Council Action 2009-8

Consider the Appointment of a Prosecutor for the City of Liberty Municipal Court.

IX. COUNCIL MEAL

X. ADJOURNMENT

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 8th day of January, 2009 at 3:00 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.

Dianne Tidwell, City Secretary

Notice given to The Vindicator, Liberty Gazette, and KSHN Radio.

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 _____, 2008.

**The City of Liberty**

City Council
1829 Sam Houston
Liberty, TX 77575

Meeting: 01/13/09 06:00 PM

Department: Administration
Category: Correspondence

INFORMATION ITEM 2009-1

DOC ID: 1251

Comcast Cable Update

EXPLANATION:

This communication from Comcast Cable is an update on increased business and operational costs and customer services. Also included is a Products & Services Price List, effective February 1, 2009.

Dianne Tidwell

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December 29, 2008

Comcast Cable
8590 West Tidwell Road
Houston, TX 77040
www.comcast.com

Ms. Dianne Tidwell
City of Liberty
1829 Sam Houston
Liberty, TX 77575

Dear Ms. Tidwell:

Comcast is committed to offering the best value in home entertainment, providing a wide variety of programming and an array of packages to accommodate customers' preferences. In today's challenging economic environment, Comcast like many other companies is experiencing increased business and operational costs. As a result, beginning February 1, 2009 we are adjusting our prices.

While we have been highly focused on controlling our costs for the benefit of our customers, price adjustments are a necessity in view of the increased cost of doing business, including healthcare costs, increases in the cost we pay for programming, and technology and service improvements. Even with these pressures, the majority of customers will pay five percent more next year.

Comcast spends about \$6 billion a year on programming to give our customers the best content and the most video choices. While we have been aggressive at controlling these costs, we expect to receive continued increases in the cost to acquire programming, particularly for sports.

Comcast is also giving customers more choice with bundled discounts and new, more economical tiers for video, phone and high-speed Internet services. We're also continuing to increase the value of our services by making investments to offer our customers the largest VOD library, the most HD choices, a faster high-speed Internet and the newest technologies for our Comcast Digital Voice service -- a low-cost, feature-rich digital phone service.

In 2008, we expanded and enhanced our services so that the customer's experience with us exceeded expectations. Below are just a few of the changes we made that provided more variety, choice and control:

- Enhanced our Video On Demand library to over 8,000 programs, which include 1000+ HD choices to watch on your schedule- most are free!
- Increased our Free On Demand programming that is only available to Comcast digital customers which includes exclusive Houston Rockets and Houston Dynamo programming.
- Partnered with Houston Crime Stoppers to offer Police Blotter to our customers through Local On Demand.

- Added local HD broadcaster My Network TV (KTXH) and added The Weather Channel HD. In 2009 we will continue to add many more HD channels.
- Added new digital sports channels such as The Big Ten Network, NHL Network and MLB Network.
- Added 18 new Hispanic channels: Caracol, Cine Latino, SUR, TBN Enlace, Venemovies and more.
- Increased at no additional charge the speed of our Economy High-Speed Internet service from 768 kbps to 1Mbps and customers with our Blast™ High-Speed Internet service can receive download speeds up to 20 Mbps with Power Boost.
- Launched three new HD bundles that include free HD, with no HD equipment or service charges and access to over 1000 HD choices.

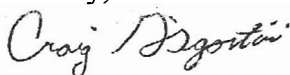
Finally, we are redoubling our efforts to improve the customer experience. We are investing in hiring and training personnel and in new technology more than at any other time in our 45-year history. We have hired over 15,000 customer service representatives and technicians in the past two years, rolled out smart handheld devices and laptops to field technicians to improve on-time reliability, and developed new customer care technologies to help improve trouble-shooting and repairs.

Enclosed is our Products and Services Price List, effective February 1, 2009. If a customer is currently on a promotion, their current pricing will remain in effect until its scheduled expiration.

Comcast continues to be one of the best values for consumers' entertainment dollars. An entire month of Comcast cable television is about the same price as only one night at the movies for a family of four, and a third of the cost for the same family to attend a professional football game, concert, or live stage show.

As always, if you should have any questions or concerns regarding this matter, or any matter, please feel free to contact Craig D'Agostini at 713-335-3218.

Sincerely,



Craig D'Agostini, Director of Government Relations

Houston

Products & Services Price List - Effective February 1, 2009

DIGITAL HIGH DEFINITION TRIPLE PLAY BUNDLES* (monthly)	Current Price	New Price
HD Starter (includes Digital Starter, HD, Performance High-Speed Internet and Comcast Digital Voice Unlimited)	\$ 129.99	\$ 134.99
HD Plus (includes Digital Preferred with HBO, HD, Blast!® from Comcast High-Speed Internet and Comcast Digital Voice Unlimited)	\$ 169.99	\$ 169.99
HD Premier (includes Digital Premier, HD/DVR, Blast!® from Comcast High-Speed Internet and Comcast Digital Voice Unlimited)	\$ 199.99	\$ 199.99

DIGITAL TRIPLE PLAY BUNDLES (monthly)	Current Price	New Price
Value Triple Play Bundle** (includes Digital Starter, Economy High-Speed Internet and Comcast Digital Voice Local with More™)	\$ 99.99	\$ 99.99

DIGITAL PACKAGES & SERVICES** (monthly)	Current Price	New Price
Digital Economy (includes Basic Cable Service and select channels from Expanded Basic Service, On Screen Program Guide and Channel 1 On Demand)	\$ 39.95	\$ 39.95
Digital Economy for Comcast High-Speed Internet or Digital Voice customers	\$ 29.95	\$ 29.95
Digital Starter (includes Standard Service, MoviePlex, Music Choice, On Screen Program Guide and Channel 1 On Demand)	\$ 51.98	\$ 51.50
Digital Preferred (includes Digital Starter and Digital Classic Tier)	\$ 62.99	\$ 67.45
Digital Preferred with One Premium Channel	\$ 78.99	\$ 83.45
Digital Preferred with Two Premium Channels	\$ 82.99	\$ 87.45
Digital Preferred Plus (HBO & Starz)	\$ 82.99	\$ 87.45
Digital Premier (includes Digital Preferred with HBO, Cinemax, Showtime, Starz and Sports Entertainment Pack)	\$ 100.45	\$ 100.45
Total Premium (includes Digital Preferred with HBO, Cinemax, Showtime, Starz and The Movie Channel, no longer available for new subscriptions as of 12/1/08)	\$ 95.99	\$ 100.45
Cable Latino (includes Basic Cable Service and Canales Selecto)	\$ 29.95	\$ 29.95
Cable Latino Completo (includes Digital Starter and Canales Selecto)	\$ 59.95	\$ 59.95

ENTERTAINMENT SERVICES (monthly)	Current Price	New Price
Basic Cable Service	\$ 17.51	\$ 19.15
Expanded Basic Service	\$ 30.48	\$ 32.35
Standard Service (includes Basic Cable Service and Expanded Basic Service)	\$ 47.99	\$ 51.50
Family Tier Ω	\$ 12.99	\$ 14.95
Digital Classic Tier ‡ (current rate includes required digital cable box and remote and/or cable card)	\$ 9.01	\$ 15.95
Sports Entertainment Pack †	\$ 7.95	\$ 7.95
Sports Entertainment Pack for customers who subscribe to an HD Triple Play Bundle	\$ 5.95	\$ 5.95

PREMIUM PROGRAMMING SERVICES (monthly)	Current Price	New Price
HBO, Cinemax, Showtime, Starz or The Movie Channel (each)	\$ 19.95	\$ 19.95
HBO for customers who subscribe to an HD Triple Play Bundle	\$ 15.00	\$ 15.00
Cinemax, Showtime, Starz or The Movie Channel (each) for customers who subscribe to an HD Triple Play Bundle	\$ 10.00	\$ 10.00
Playboy Channel	\$ 16.95	\$ 16.95
Canales Selecto ‡	\$ 9.95	\$ 9.95
PPV/On Demand	Varies	Varies
Filipino On Demand	\$ 7.99	\$ 7.99
Bollywood On Demand	\$ 12.99	\$ 12.99
Howard Stern On Demand	\$ 13.99	\$ 10.99
WWE 24/7	\$ 7.99	\$ 7.99
here!	\$ 5.95	\$ 5.95
Too Much for TV	\$ 14.99	\$ 14.99
SBTN (Vietnamese)	\$ 12.95	\$ 14.95
CTI-Zhong Tian (Mandarin/Chinese)	\$ 12.95	\$ 11.95
ART (Arabic)	\$ 12.95	\$ 12.95
RTN (Russian)	\$ 12.95	\$ 14.95
TV5 (French)	\$ 12.95	\$ 9.95
RAI (Italian)	\$ 12.95	\$ 9.95
TV Asia (South Asian)	\$ 12.95	\$ 14.95
Zee TV (South Asian)	\$ 12.95	\$ 14.95

INSTALLATION / REPAIR	Current Price	New Price
Unwired Cable New Connect	\$ 45.95	\$ 45.95
Prewired Cable Connect	\$ 28.95	\$ 28.95
Additional Outlet - Same Trip	\$ 16.95	\$ 16.95
Additional Outlet - Separate Trip	\$ 25.95	\$ 26.95
Connect VCR/DVD at time of install	\$ 7.65	\$ 7.65
Connect VCR/DVD - separate trip	\$ 14.80	\$ 14.80
Transfer service fee (Comcast High-Speed Internet)	\$ 49.95	\$ 49.95
Change of Service (non-addressable)	\$ 16.95	\$ 16.95
Change of Service (addressable)	\$ 1.99	\$ 1.99
Service Call	\$ 24.95	\$ 26.95
Hourly Service Charge	\$ 35.00	\$ 35.00
HDTV or HD/DVR installation	\$ 29.95	\$ 29.95
High-Speed Internet Professional installation	\$ 99.99	\$ 99.99
High-Speed Internet Home Networking installation (1st 2 PCs at time of Comcast High-Speed Internet installation)	\$ 149.95	\$ 149.95
High-Speed Internet Home Networking installation - separate trip	\$ 49.96	\$ 49.96
CDV installation	\$ 99.99	\$ 99.99
Home Security - basic system installation	\$ 199.95	\$ 199.95
Home Security - activate existing system	\$ 79.95	\$ 79.95
Home Security - custom installation	Varies	Varies

COMCAST HOME SECURITY MONITORING RATES (monthly) \$	Current Price	New Price
Residential Customers	\$ 27.00	\$ 27.00
Residential Customers (with any two of the following: Comcast Digital Cable, High-Speed Internet, or Digital Voice)	\$ 25.00	\$ 25.00
Residential Customers (with Comcast Digital Cable, High-Speed Internet and Digital Voice)	\$ 22.00	\$ 22.00
Comcast Kid Care Program	\$ 10.95	\$ 10.95

COMCAST DIGITAL VOICE ®	Current Price	New Price
COMCAST DIGITAL VOICE ® Local With More™		
Local with More™ (monthly)	\$ 34.95	\$ 34.95
Local with More™ (monthly, requires at least Basic Cable service or Comcast High-speed Internet)	\$ 24.95	\$ 24.95
COMCAST DIGITAL VOICE ® Unlimited		
Digital Voice® Unlimited (monthly)	\$ 44.95	\$ 44.95
Digital Voice® Unlimited (monthly, requires at least Basic Cable service and Comcast High-speed Internet)	\$ 39.95	\$ 39.95
Other Services (monthly)		
Second Phone Line -- with features	\$ 20.00	\$ 20.00
Second Phone Line -- without features	\$ 10.00	\$ 10.00
Carefree Minutes™ Mexico 100	\$ 4.95	\$ 4.95
Carefree Minutes™ Latin America 100	\$ 9.95	\$ 9.95
Carefree Minutes™ Western Europe 100	\$ 4.95	\$ 4.95
Carefree Minutes™ Asia 100	\$ 4.95	\$ 4.95
Non-published phone number -- one time fee of \$15.00 plus monthly rate of	\$ 4.95	\$ 3.50
Non-listed phone number	\$ 4.00	\$ 4.00
EMTA †	\$ 3.00	\$ 3.50
4-line EMTA †	\$ 5.00	\$ 5.50

CDV is for residential customers located in Comcast servicable areas only and is subject to availability. Package pricing does not include international calling; federal, state, or local regulatory fees, taxes or surcharges; our Regulatory Recovery Fee, which is not a tax or government-mandated; or other applicable charges (e.g. operator service or international calls). Equipment and installation charges may apply. Service is subject to the Comcast Digital Voice Residential Subscriber Agreement and other applicable terms and conditions.

* Includes one HD converter or cable card and one remote, if necessary.

** Includes one converter or cable card and one remote, if necessary.

Ω Must subscribe to Basic Cable Service. Cannot combine with Expanded Basic or Standard service. Additional equipment is required.

‡ Must subscribe to Digital Starter to receive.

† If you select to become a Comcast customer after your service has been deactivated or disconnected for nonpayment, in addition to any other charges that you might owe, Comcast will impose a reactivation or reconnection charge.

Δ Rates shown are maximum amount to be charged.

† Monthly service fee is applied on a per cable modem/EMTA basis, e.g. a customer using two cable modems will be charged two monthly service fees. Does not include applicable equipment charges, taxes, or fees.

§ License # B-02571

Additional equipment may be required. Discounts may apply for some multiple premium purchases. These rates do not include state and local communications fees and taxes. Subscription to Basic Cable Service is required to receive any other level of video service. Customer must purchase or rent a converter and a remote control for a separate charge to receive services including Family Tier. HDTV service may require certain levels of service or subscription to premium channels for some programming. Certain services are available separately or as part of another level of service. Information about your local franchise authority can be found on your bill. Prices and programming subject to change. Service is subject to Comcast's standard terms and conditions of service. ©2009 Comcast. All rights reserved.

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(continued on next page)

**The City of Liberty**

City Council
1829 Sam Houston
Liberty, TX 77575

Meeting: 01/13/09 06:00 PM

Department: Finance
Category: Reports

INFORMATION ITEM 2009-2

DOC ID: 1241

Financial Report

EXPLANATION:

December 2008 Financial Report

Naomi Herrington

.

CITY OF LIBERTY
FINANCIAL STATEMENT
AS OF: DECEMBER 31, 2008

	PRIOR YRS BUDGET	CURRENT BUDGET	CURRENT PERIOD	Y-T-D ACTUAL	TOTAL ENCUMBRANCE	BUDGET BALANCE	% OF BUDGET
01 - GENERAL FUND							
FINANCIAL SUMMARY							
301 - GENERAL REV. SUMMARY							
ALL REVENUE	\$5,620,494.00	\$5,912,030.00	\$1,059,605.62	\$1,994,434.37	\$0.00	\$3,917,595.63	33.7
TOTAL REVENUES	\$5,620,494.00	\$5,912,030.00	\$1,059,605.62	\$1,994,434.37	\$0.00	\$3,917,595.63	33.7
EXPENDITURE SUMMARY							
401-ADMINISTRATION	\$599,390.00	\$790,114.00	\$861,693.55	\$2,272,373.86	\$3,397.05	-\$1,485,656.91	288.0
402-COUNCIL	\$3,531.00	\$7,575.00	\$204.15	\$1,660.29	\$0.00	\$5,914.71	21.9
403-FIRE DEPARTMENT	\$1,194,865.00	\$1,276,610.00	\$102,848.72	\$301,561.71	-\$5,321.60	\$980,369.89	23.2
404-LIBRARY - CULTURAL CE	\$374,535.00	\$387,094.00	\$26,432.24	\$86,417.58	\$4,163.16	\$296,513.26	23.4
405-AIRPORT	\$172,550.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	0.0
406-POLICE DEPARTMENT	\$1,649,792.00	\$1,794,201.00	\$166,088.07	\$537,975.79	\$10,181.68	\$1,246,043.53	30.5
407-CORP. COURT	\$100,645.00	\$120,630.00	\$9,514.71	\$26,740.48	\$36.80	\$93,852.72	22.2
408-EMERGENCY MEDICAL SV	\$102,000.00	\$115,730.00	\$5,012.82	\$20,745.66	\$3,516.68	\$91,467.66	20.9
409-STREET DEPARTMENT	\$802,223.00	\$944,946.00	\$50,616.65	\$197,829.90	\$17,408.49	\$729,707.61	22.7
410-PARKS & RECREATION	\$247,580.00	\$267,176.00	\$10,484.54	\$45,048.65	\$708.04	\$221,419.31	17.1
411-MAINT. WAREHOUSE	\$371,556.00	\$382,780.00	\$28,093.14	\$100,137.38	-\$1,868.58	\$284,511.20	25.6
415-INSPECTION SERVICES	\$159,769.00	\$117,639.00	\$9,333.41	\$27,022.31	\$163.66	\$90,453.03	23.1
718-NEIGHBORHOOD SERVICES	\$0.00	\$77,276.00	\$4,168.56	\$11,785.68	\$0.00	\$65,490.32	15.2
485-JUBILEE	\$52,050.00	\$50,600.00	\$0.00	\$755.74	-\$373.76	\$50,218.02	0.7
***TOTAL EXPENDITURES ***	\$5,830,486.00	\$6,332,371.00	\$1,274,490.56	\$3,630,055.03	\$32,011.62	\$2,670,304.35	57.8
01 - GENERAL FUND							
REVENUES							
ALL REVENUES							
AUDITORIUM RENT	\$13,000.00	\$17,000.00	\$650.00	\$5,650.00	\$0.00	\$11,350.00	33.2
BUILDING PERMITS	\$20,000.00	\$25,000.00	\$435.00	\$5,582.50	\$0.00	\$19,417.50	22.3
CORPORATION COURT	\$100,000.00	\$107,000.00	\$9,585.56	\$11,068.26	\$0.00	\$95,931.74	10.3
COUNTY FIRE AID	\$10,000.00	\$10,000.00	\$1,750.00	\$4,800.00	\$0.00	\$5,200.00	48.0
DELINQUENT TAXES	\$46,500.00	\$46,500.00	\$2,338.01	\$11,879.15	\$0.00	\$34,620.85	25.5
INTEREST & PENALTY	\$20,000.00	\$20,000.00	\$1,030.84	\$4,790.41	\$0.00	\$15,209.59	23.9
FRANCHISE TAX	\$200,000.00	\$240,000.00	\$17,400.00	\$62,365.63	\$0.00	\$177,634.37	25.9
CULTURAL CENTER RENTAL	\$16,500.00	\$16,500.00	\$1,234.46	\$4,254.29	\$0.00	\$12,245.71	25.7
LICENSE FEES	\$2,000.00	\$2,000.00	\$1,002.50	\$1,002.50	\$0.00	\$997.50	50.1
PARKS & RECREATION	\$1,000.00	\$1,500.00	\$35.00	\$65.00	\$0.00	\$1,435.00	4.3
INTEREST INCOME	\$72,000.00	\$50,000.00	\$481.81	\$3,368.77	\$0.00	\$46,631.23	6.7
DOG LICENSE/FEES	\$500.00	\$200.00	\$0.00	\$0.00	\$0.00	\$200.00	0.0
MISCELLANEOUS INCOME	\$45,000.00	\$70,000.00	\$401.20	\$5,297.46	\$0.00	\$64,702.54	7.5
SALE OF ASSETS	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	0.0
IN LIEU OF TAXES	\$467,000.00	\$467,000.00	\$0.00	\$77,833.34	\$0.00	\$389,166.66	16.6
1% SALES TAX	\$1,978,019.00	\$2,037,360.00	\$206,934.13	\$577,881.75	\$0.00	\$1,459,478.25	28.3
TAX COLLECTION-CURRENT	\$1,195,000.00	\$1,399,000.00	\$323,535.94	\$382,655.87	\$0.00	\$1,016,344.13	27.3
EMERGENCY MEDICAL SERVICE	\$284,000.00	\$364,000.00	\$4,686.83	\$32,849.24	\$0.00	\$331,150.76	9.0
FIRE/EMS GRANT REV.	\$0.00	\$0.00	\$394,863.00	\$404,294.16	\$0.00	-\$404,294.16	0.0
HOTEL/MOTEL TAX	\$60,000.00	\$0.00	-\$5,000.00	\$7,139.37	\$0.00	-\$7,139.37	0.0
TRSF. FROM UTILITY FUNDS	\$886,870.00	\$886,870.00	\$54,713.09	\$202,524.77	\$0.00	\$684,345.23	22.8
DONATIONS-ANIMAL CONTROL	\$0.00	\$0.00	\$25.00	\$25.00	\$0.00	-\$25.00	0.0
TRANSFER FROM LCDC	\$12,700.00	\$12,700.00	\$0.00	\$0.00	\$0.00	\$12,700.00	0.0
ALCOHOL/TOBACCO EDU	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	0.0
COKE MACHINE REVENUE	\$150.00	\$150.00	\$0.00	\$0.00	\$0.00	\$150.00	0.0
LEOSE - FIRE	\$669.00	\$750.00	\$0.00	\$0.00	\$0.00	\$750.00	0.0
HAZ/MAT RESPONSE	\$2,000.00	\$2,000.00	\$0.00	\$2,654.25	\$0.00	-\$654.25	132.7
POLICE DEPT. DONATIONS	\$0.00	\$0.00	\$0.00	\$1,000.00	\$0.00	-\$1,000.00	0.0
TEL-COMM. R O W ACCESS FEES	\$8,500.00	\$6,000.00	\$100.62	\$1,879.82	\$0.00	\$4,120.18	31.3

Attachment # 2: Council finance DEC08 (INF-2009-2 : Financial Report)

CITY OF LIBERTY
FINANCIAL STATEMENT
AS OF: DECEMBER 31, 2008

	PRIOR YRS BUDGET	CURRENT BUDGET	CURRENT PERIOD	Y-T-D ACTUAL	TOTAL ENCUMBRANCE	BUDGET BALANCE	% OF BUDGET
LIBRARY GRANT REV.	\$0.00	\$0.00	\$6,340.00	\$6,340.00	\$0.00	-\$6,340.00	0.0
INSURANCE REIMBURSEMENT	\$0.00	\$0.00	\$1,316.13	\$16,514.90	\$0.00	-\$16,514.90	0.0
COURT REVENUE STATE FINES	\$39,000.00	\$5,000.00	\$9,146.40	\$20,615.08	\$0.00	-\$15,615.08	412.3
OMNI BASE FTA REVENUES	\$200.00	\$800.00	\$96.65	\$332.76	\$0.00	\$467.24	41.6
COMMERCIAL BOOTH - JUBILEE	\$3,500.00	\$2,600.00	\$0.00	\$0.00	\$0.00	\$2,600.00	0.0
CHILDREN'S AREA - JUBILEE	\$3,800.00	\$4,300.00	\$0.00	\$0.00	\$0.00	\$4,300.00	0.0
FOOD BOOTH - JUBILEE	\$3,500.00	\$3,600.00	\$0.00	\$0.00	\$0.00	\$3,600.00	0.0
CRAFT BOOTHS - JUBILEE	\$7,200.00	\$5,500.00	\$0.00	\$0.00	\$0.00	\$5,500.00	0.0
BBQ COOK-OFF - JUBILEE	\$2,400.00	\$2,300.00	\$0.00	\$0.00	\$0.00	\$2,300.00	0.0
SALE ITEMS - JUBILEE	\$500.00	\$1,100.00	\$0.00	\$0.00	\$0.00	\$1,100.00	0.0
ANTIQUE SHOW - JUBILEE	\$600.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	0.0
DONATIONS - JUBILEE	\$2,000.00	\$3,000.00	\$0.00	\$0.00	\$0.00	\$3,000.00	0.0
PHOTO CONTEST - JUBILEE	\$450.00	\$500.00	\$0.00	\$0.00	\$0.00	\$500.00	0.0
Misc. - Jubilee	\$0.00	\$300.00	\$0.00	\$0.00	\$0.00	\$300.00	0.0
INDIGENT DEFENSE FEE	\$0.00	\$1,000.00	\$223.45	\$467.71	\$0.00	\$532.29	0.0
HOMELAND SECURITY GRANT REV	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	0.0
DONATIONS JULY 4TH	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	0.0
STEP-DWI	\$0.00	\$4,500.00	\$0.00	\$5,032.30	\$0.00	-\$532.30	111.8
STEP-CLICK IT OR TICKET	\$0.00	\$4,000.00	\$0.00	\$0.00	\$0.00	\$4,000.00	0.0
DUE FROM LISD/SRO	\$0.00	\$50,000.00	\$0.00	\$0.00	\$0.00	\$50,000.00	0.0
ALARM FEES	\$0.00	\$42,000.00	\$0.00	\$0.00	\$0.00	\$42,000.00	0.0
HURRICANE IKE INSURANCE	\$0.00	\$0.00	\$0.00	\$107,037.08	\$0.00	-\$107,037.08	0.0
EMPLOYEE APPRECIATION DONA	\$0.00	\$0.00	\$0.00	\$950.00	\$0.00	-\$950.00	0.0
BOOMERANG INSPECTION FEE	\$0.00	\$0.00	\$26,280.00	\$26,280.00	\$0.00	-\$26,280.00	0.0
***TOTAL REVENUES ***	\$5,504,558.00	\$5,912,030.00	\$1,059,605.62	\$1,994,431.37	\$0.00	\$3,917,598.63	33.7
01 - GENERAL FUND							
EXPENDITURES							
401 - ADMINISTRATION							
SALARY & BENEFITS	\$743,681.00	\$755,420.00	\$53,996.82	\$161,570.13	\$0.00	\$593,849.87	21.3
OPERATING SUPPLIES	\$49,100.00	\$54,363.00	\$558.12	\$9,456.65	\$2,374.95	\$42,531.40	21.7
MAINTENANCE / REPAIR	\$57,650.00	\$60,158.00	\$3,198.83	\$12,668.25	\$565.16	\$46,924.59	22.0
CHARGES & SERVICES	\$139,700.00	\$142,500.00	\$5,092.43	\$74,546.15	\$0.00	\$67,953.85	52.3
PROFESSIONAL SERVICES	\$120,250.00	\$169,350.00	\$42,094.40	\$61,970.15	\$100.00	\$107,279.85	36.6
OTHER	\$0.00	\$125,814.00	\$4,194.44	\$55,647.66	\$356.94	\$69,809.40	44.5
HURRICANE IKE	\$0.00	\$0.00	\$773,424.77	\$2,001,829.65	\$0.00	-\$2,001,829.65	0.0
ALLOCATED OVERHEAD	-\$517,491.00	-\$517,491.00	-\$19,066.26	-\$105,314.78	\$0.00	-\$412,176.22	20.3
TOTAL	\$592,890.00	\$790,114.00	\$863,493.55	\$2,272,373.86	\$3,397.05	-\$1,485,656.91	288.0
402 - COUNCIL							
OPERATING SERVICES	\$81.00	\$75.00	\$0.00	\$20.50	\$0.00	\$54.50	27.3
OPERATING SUPPLIES	\$500.00	\$2,500.00	\$204.15	\$543.42	\$0.00	\$1,956.58	21.7
CHARGES & SERVICES	\$2,950.00	\$5,000.00	\$0.00	\$1,096.37	\$0.00	\$3,903.63	21.9
TOTAL	\$3,531.00	\$7,575.00	\$204.15	\$1,660.29	\$0.00	\$5,914.71	21.9
403 - FIRE							
SALARY & BENEFITS	\$1,091,985.00	\$1,161,507.00	\$98,802.95	\$263,696.44	\$0.00	\$897,810.56	22.7
OPERATING SUPPLIES	\$16,430.00	\$17,355.00	\$0.00	\$1,779.75	\$2,864.60	\$12,710.65	26.7
MAINTENANCE / REPAIR	\$26,500.00	\$34,898.00	\$894.66	\$4,213.02	\$4,597.74	\$26,087.24	25.2
CHARGES & SERVICES	\$53,550.00	\$56,450.00	\$2,792.23	\$17,759.76	-\$410.00	\$39,100.24	30.7
OTHER	\$6,400.00	\$6,400.00	\$358.88	\$14,112.74	-\$12,373.94	\$4,661.20	27.1
TOTAL	\$1,194,865.00	\$1,276,610.00	\$102,848.72	\$301,561.71	-\$5,321.60	\$980,369.89	23.2
404 - LIBRARY							
SALARY & BENEFITS	\$270,035.00	\$275,344.00	\$22,504.19	\$64,600.24	\$0.00	\$210,743.76	23.4
OPERATING SUPPLIES	\$21,200.00	\$21,950.00	\$247.36	\$4,219.71	\$1,103.98	\$16,626.31	24.2
MAINTENANCE / REPAIR	\$25,000.00	\$30,700.00	\$178.08	\$1,128.86	\$3,059.14	\$26,512.00	13.6
CHARGES & SERVICES	\$58,300.00	\$59,100.00	\$3,502.61	\$16,468.77	\$0.00	\$42,631.23	27.8

Attachment # 2: Council finance DEC08 (INF-2009-2 : Financial Report)

CITY OF LIBERTY
FINANCIAL STATEMENT
AS OF: DECEMBER 31, 2008

	PRIOR YRS BUDGET	CURRENT BUDGET	CURRENT PERIOD	Y-T-D ACTUAL	TOTAL ENCUMBRANCE	BUDGET BALANCE	% OF BUDGET
OTHER	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	0.0
TOTAL	\$374,535.00	\$387,094.00	\$26,432.24	\$86,417.58	\$4,163.12	\$296,513.30	23.4
406-POLICE DEPARTMENT							
SALARY & BENEFITS	\$1,447,392.00	\$1,579,901.00	\$119,869.99	\$349,580.81	\$0.00	\$1,230,320.19	22.1
OPERATING SUPPLIES	\$25,200.00	\$26,750.00	\$107.24	\$2,797.41	\$1,927.84	\$22,024.75	17.6
MAINTENANCE / REPAIR	\$68,000.00	\$68,000.00	\$2,621.76	\$13,481.50	\$7,871.64	\$46,646.86	31.4
CHARGES & SERVICES	\$109,200.00	\$119,550.00	\$11,108.95	\$39,958.71	\$382.20	\$79,209.09	33.7
OTHER	\$0.00	\$0.00	\$32,380.13	\$132,157.36	\$0.00	-\$132,157.36	0.0
TOTAL	\$1,649,792.00	\$1,794,201.00	\$166,088.07	\$537,975.79	\$10,181.68	\$1,246,043.53	30.5
407-CORP. COURT							
SALARY & BENEFITS	\$96,310.00	\$118,081.00	\$9,514.71	\$26,426.90	\$0.00	\$91,654.10	22.3
CHARGES & SERVICES	\$4,335.00	\$2,550.00	\$0.00	\$313.58	\$36.80	\$2,199.62	13.7
TOTAL	\$100,645.00	\$120,631.00	\$9,514.71	\$26,740.48	\$36.80	\$93,853.72	22.2
408-EMERGENCY MEDICAL SVC							
OPERATING SUPPLIES	\$29,800.00	\$37,880.00	\$1,752.30	\$5,792.95	\$1,214.62	\$30,872.43	18.5
MAINTENANCE / REPAIR	\$27,600.00	\$33,000.00	\$948.80	\$3,786.30	\$2,302.06	\$26,911.64	18.4
CHARGES & SERVICES	\$7,100.00	\$7,350.00	\$378.48	\$4,367.49	\$0.00	\$2,982.51	59.4
PROFESSIONAL SERVICES	\$35,500.00	\$35,500.00	\$1,933.24	\$6,798.92	\$0.00	\$28,701.08	19.1
OTHER	\$2,000.00	\$2,000.00	\$0.00	\$0.00	\$0.00	\$2,000.00	0.0
TOTAL	\$102,000.00	\$115,730.00	\$5,012.82	\$20,745.66	\$3,516.68	\$91,467.66	20.9
409-STREET DEPARTMENT							
SALARY & BENEFITS	\$537,973.00	\$574,804.00	\$43,753.11	\$172,765.52	\$0.00	\$402,038.48	30.0
OPERATING SUPPLIES	\$12,175.00	\$12,850.00	\$337.72	\$1,444.78	\$723.84	\$10,681.38	16.8
MAINTENANCE / REPAIR	\$228,235.00	\$240,625.00	\$6,016.27	\$19,786.34	\$13,824.65	\$207,014.01	13.9
CHARGES & SERVICES	\$23,840.00	\$116,667.00	\$509.55	\$3,833.26	\$2,860.00	\$109,973.74	5.7
TOTAL	\$802,223.00	\$944,946.00	\$50,616.65	\$197,829.90	\$17,408.49	\$729,707.61	22.7
410-PARKS & RECREATION							
SALARY & BENEFITS	\$172,030.00	\$175,054.00	\$9,007.43	\$35,422.06	\$0.00	\$139,631.94	20.2
OPERATING SUPPLIES	\$9,750.00	\$10,965.00	\$142.16	\$852.29	\$346.37	\$9,766.34	10.9
MAINTENANCE / REPAIR	\$45,800.00	\$55,927.00	\$276.00	\$1,795.40	\$361.67	\$53,769.93	3.8
CHARGES & SERVICES	\$20,000.00	\$25,230.00	\$1,058.95	\$6,978.90	\$0.00	\$18,251.10	27.6
TOTAL	\$247,580.00	\$267,176.00	\$10,484.54	\$45,048.65	\$708.04	\$221,419.31	17.1
411-MAINT. WAREHOUSE							
SALARY & BENEFITS	\$309,681.00	\$318,488.00	\$23,560.11	\$85,367.36	\$0.00	\$233,120.64	26.8
OPERATING SUPPLIES	\$12,325.00	\$11,638.00	\$218.95	\$4,714.83	-\$2,245.76	\$9,168.93	21.2
MAINTENANCE / REPAIR	\$31,600.00	\$32,804.00	\$242.87	\$1,717.77	\$377.18	\$30,709.05	6.3
CHARGES & SERVICES	\$17,950.00	\$19,850.00	\$4,071.21	\$8,337.42	\$0.00	\$11,512.58	42.0
TOTAL	\$371,556.00	\$382,780.00	\$28,093.14	\$100,137.38	-\$1,868.58	\$284,511.20	25.6
415-INSPECTION SERVICES							
SALARY & BENEFITS	\$151,969.00	\$108,263.00	\$9,234.73	\$26,101.33	\$0.00	\$82,161.67	24.1
OPERATING SUPPLIES	\$300.00	\$350.00	\$0.00	\$270.70	\$0.00	\$79.30	77.3
MAINTENANCE / REPAIR	\$2,100.00	\$5,226.00	\$56.32	\$272.65	\$163.66	\$4,789.69	8.3
CHARGES & SERVICES	\$5,400.00	\$3,800.00	\$42.36	\$377.63	\$0.00	\$3,422.37	9.9
TOTAL	\$159,769.00	\$117,639.00	\$9,333.41	\$27,022.31	\$163.66	\$90,453.03	23.1
418-NEIGHBORHOOD SERVICES							
SALARY & BENEFITS	\$0.00	\$53,050.00	\$4,168.56	\$11,785.68	\$0.00	\$41,264.32	22.2
OPERATING SUPPLIES	\$0.00	\$1,600.00	\$0.00	\$0.00	\$0.00	\$1,600.00	0.0
MAINTENANCE & REPAIR	\$0.00	\$2,176.00	\$0.00	\$0.00	\$0.00	\$2,176.00	0.0
CHARGES & SERVICES	\$0.00	\$10,450.00	\$0.00	\$0.00	\$0.00	\$10,450.00	0.0
OTHER	\$0.00	\$10,000.00	\$0.00	\$0.00	\$0.00	\$10,000.00	0.0
TOTAL	\$0.00	\$77,276.00	\$4,168.56	\$11,785.68	\$0.00	\$65,490.32	15.2
485-JUBILEE							
OPERATING SERVICES	\$48,850.00	\$47,600.00	\$0.00	\$755.74	-\$373.76	\$47,218.02	0.8
CHARGES & SERVICES	\$3,200.00	\$3,000.00	\$0.00	\$0.00	\$0.00	\$3,000.00	0.0
TOTAL	\$52,050.00	\$50,600.00	\$0.00	\$755.74	-\$373.76	\$50,218.02	0.7

Attachment # 2: Council finance DEC08 (INF-2009-2 : Financial Report)

CITY OF LIBERTY
FINANCIAL STATEMENT
AS OF: DECEMBER 31, 2008

	PRIOR YRS BUDGET	CURRENT BUDGET	CURRENT PERIOD	Y-T-D ACTUAL	TOTAL ENCUMBRANCE	BUDGET BALANCE	% OF BUDGET
*** TOTAL EXPENDITURES ***	\$5,651,436.00	\$6,332,372.00	\$1,276,290.56	\$3,630,055.03	\$32,011.58	\$2,670,305.39	57.8

**The City of Liberty**

City Council
1829 Sam Houston
Liberty, TX 77575

Meeting: 01/13/09 06:00 PM

Department: Administration
Category: Reports

INFORMATION ITEM 2009-3

DOC ID: 1250

Texas Water Development Board Project Update - Steve Jordan, Schaumburg & Polk



The City of Liberty City Council

Regular Meeting

~ Minutes ~

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

Dianne Tidwell
City Secretary
(936) 336-3684

Tuesday, December 9, 2008

6:00 PM

City Council Chambers

I. CALL TO ORDER

The Meeting was called to order on December 9, 2008 at the City Council Chambers, 1829 Sam Houston, Liberty, TX at 6:00 PM by Mayor Carl Pickett.

II. INVOCATION

The Invocation was given by Councilperson Dennis Beasley.

III. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Street Superintendent Harvey Joiner.

IV. ACKNOWLEDGEMENT OF GUESTS AND VISITORS / PUBLIC COMMENT

Mayor Pickett welcomed guests and visitors, opening the floor for public comment to those individuals wishing to address non-agenda items. There was no comment.

Mayor Pickett wished everyone present a Merry Christmas and Happy Holiday Season.

V. ITEMS OF INTEREST

1. *Miscellaneous Correspondence*

1. Information Item 2008-63

Comcast Cable

COMMENTS - Current Meeting:

City Secretary Dianne Tidwell reported that the City had received information from Comcast Cable regarding changes to the channel line-up that will soon take place in our community.

ATTACHMENTS:

- Attachment #1 - Comcast Changes (PDF)

VI. PRESENTATIONS / REPORTS

1. Information Item 2008-64

Mayor's Report

COMMENTS - Current Meeting:

Mayor Pickett reported the following items:

Minutes Acceptance: Minutes of Dec 9, 2008 6:00 PM (Minutes Approval)

1. The Employee Appreciation Dinner, sponsored by the City Council, on November 20th went well, and Mayor Pickett thanked employees for their work during Hurricane Ike, as well as all year round.
2. The Liberty-Dayton Area Chamber of Commerce sponsored the Country Christmas event held on December 2nd, which was well attended. Mayor Pickett remarked that the City participates in this event and thanked the Chamber for their work.

2. Information Item 2008-65

Recycling Report - Councilperson Diane Huddleston

COMMENTS - Current Meeting:

Councilperson Diane Huddleston reported on the recent free document shredding event, sponsored by the City and held on November 15th, in which 3-4 tons of documents were disposed. Councilperson Huddleston stated this event was a great success and applauded the efforts of Bruce Wright, Chairman. Ms Huddleston also reported that the tire recycling day cancelled due to Hurricane Ike would be rescheduled in the next 30-60 days.

3. Information Item 2008-66

Financial Report - Naomi Herrington, Finance Director

COMMENTS - Current Meeting:

Naomi Herrington, Finance Director reported that the financial report reflects that the city's financial situation is satisfactory with no unexpected abnormalities unrelated to Hurricane Ike. Ms. Herrington reviewed several line items that are experiencing extenuating fluctuation due to Hurricane Ike and that significant capital expenditures were temporarily on hold. The report included that revenues are currently consistent with budget figures as they should be this time of year and the City is waiting on FEMA reimbursements.

ATTACHMENTS:

- Attachment #2 - Council finance Nov08 (XLS)

4. Information Item 2008-67

Hurricane Ike Financial Update - Naomi Herrington, Finance Director

COMMENTS - Current Meeting:

Finance Director Naomi Herrington reviewed expenditures paid-to-date due to Hurricane Ike. Ms. Herrington reported on the various categories submitted for FEMA reimbursement and that funds should be received, from FEMA, 4-6 weeks after submission.

City Manager Ron Wood stated that the City would be closing on a \$3 million dollar Tax Anticipation Note the following day to provide a budget loan to pay expenses related to Hurricane Ike, until FEMA and insurance reimbursements are received. Mr. Wood reported that the first draw-down would be in the amount of \$1.4 million dollars to cover closing costs of approximately \$57,000 and that the balance would carry the city through several months, thereby protecting the fund balance. Subsequent funds will only be drawn as absolutely necessary.

ATTACHMENTS:

- Attachment #3 - Hurricane Ike Detail (XLSX)

5. Information Item 2008-68

Texas Commission on Environmental Quality - Drinking Water Recognition Program Ron Wood, City Manager

COMMENTS - Current Meeting:

City Manager Ron Wood reported that the City had been chosen to receive a Texas Commission on Environmental Quality, 2008 Public Drinking Water Recognition Program Award, in regard to meeting Total Coliform Rule requirements, as set forth by TCEQ. This program recognizes the education and contribution public water suppliers make to the State and to protecting the public health of all citizens. Mayor Pickett thanked Earl McCreight, Water & Wastewater Supt. and his employees for a job well done.

ATTACHMENTS:

- Attachment #4 - TCEQ Recognition Program (PDF)

6. Information Item 2008-69

Airport Advisory Board - Linda Street-Ely, AAB Member

COMMENTS - Current Meeting:

Airport Advisory Board Member, Linda Street-Ely addressed the Council regarding issues relative to the airport including height hazard zoning, security and fencing, airport management, safety, airport access, AAB contributions to improving the airport, a request for extending the tenure of the AAB, and other various related topics.

VII. CONSENT AGENDA:

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

1. Minutes Approval

1. Tuesday, November 11, 2008
2. Wednesday, November 19, 2008
3. Monday, December 01, 2008
4. Wednesday, December 03, 2008

VIII. REGULAR AGENDA**A. Regular Session****1. Council Action 2008-65**

Consider Extending the Term of the Community Development Advisory Board.

COMMENTS - Current Meeting:

Discussion of this item included using this committee as a tool to assist the City Manager and the LCDC with economic development issues, to work in conjunction with the Liberty-Dayton Area Chamber of Commerce, quarterly reports to Council regarding the committee's progress, various projects, and other related topics.

Motion was made to extend the tenure of this committee until December 31, 2010, to include following the current mission statement addressing tourism, beautification, and economic development.

ATTACHMENTS:

- Attachment #5 - CDAB Dec 08 (PDF)

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

2. Council Action 2008-66

Consider Extending the Term of the Airport Advisory Board.

COMMENTS - Current Meeting:

City Manager Ron Wood expressed his appreciation for the work of the Airport Advisory Board. Mr. Wood reported on current airport related projects and stated that staff is administering and overseeing these projects, working with TxDOT Aviation. Mr. Wood's recommendation was that the Airport Advisory Board not be extended beyond December 31, 2008.

Mayor Pickett read the last paragraph of Mr. Wood's recommendation, contained in the Council's packet, as follows:

"The Airport Advisory Board has fulfilled their mission and we appreciate the members who served. Given the fact that there have been some resignations of board members this year and the fact that an Airport Plan is in place, and that staff is working directly with TxDOT Aviation and proceeding with implementing the Airport Plan as funding is available, it is my recommendation not to extend the term of the Airport Advisory Board beyond December 31, 2008."

Discussion ensued regarding other airports and advisory boards, knowledge and advice of the board members at no cost to the city, questions regarding the board's "advisory" role, implementation and administration issues, scope of duty, and other related topics.

Motion was made to table this item.

ATTACHMENTS:

- Attachment #6 - AAB CM Letter (PDF)
- Attachment #7 - AAB Dec 08 (PDF)

RESULT:	TABLED [UNANIMOUS]
MOVER:	Dennis Beasley, Councilperson
SECONDER:	Louie Potetz, Councilperson
AYES:	Pickett, Beasley, Huddleston, McCarty, Simonson, Potetz, Jordan

B. Executive Session

Deliberation Regarding Economic Development Negotiation. Gov. Code §551.087.
Consultation With Attorney. Gov. Code §551.071.

1. Discussion of Freeport Tax Exemption as to Boomerang Tube, LLC.

Deliberation Regarding Economic Development Negotiation. Gov. Code §551.087.
Consultation With Attorney. Gov. Code §551.071.
Meeting Concerning Municipally Owned Utility. Gov. Code §551.086.

2. Discussion of Electric Rate Contract with Boomerang Tube, LLC.

Mayor Pickett recognized Scott Harris, General Manager of Operations for Boomerang Tube, LLC and Lilia Rae, Director of Human Resources.

At 7:10 p.m. Mayor Pickett closed the open meeting and opened the Executive Session as authorized above.

C. Reconvene into Regular Session

At 8:55 p.m., Mayor Pickett closed the Executive Session and reconvened the open meeting.

1. Council Action 2008-67

Consider Approval of a Freeport Exemption Tax as a Business Incentive.

COMMENTS - Current Meeting:

This item was considered together with the following agenda item RES 2008-26.

RESULT:	APPROVED [6 TO 1]
MOVER:	Frank Jordan, Councilperson
SECONDER:	Dennis Beasley, Councilperson
AYES:	Pickett, Beasley, Huddleston, McCarty, Simonson, Jordan
NAYS:	Louie Potetz

2. Resolution 2008-26

Consider Approval of a Resolution Regarding a Freeport Exemption Tax.

COMMENTS - Current Meeting:

Motion was made to grant the Freeport Exemption Tax as a business incentive, approving the Resolution waiving the right to tax goods-in-transit effective January 1, 2009.

RESULT:	APPROVED [6 TO 1]
MOVER:	Frank Jordan, Councilperson
SECONDER:	Dennis Beasley, Councilperson
AYES:	Pickett, Beasley, Huddleston, McCarty, Simonson, Jordan
NAYS:	Louie Potetz

3. Council Action 2008-68

Consider Approval of an Electric Rate Contract with Boomerang Tube, LLC.

COMMENTS - Current Meeting:

City Attorney Randy Gunter recommended postponement of this item until a future meeting has been held with the different parties involved, in which the City will receive additional information.

Motion was made to postpone this meeting until a later date.

RESULT:	TABLED [UNANIMOUS]	Next: 1/13/2009 6:00 PM
MOVER:	Louie Potetz, Councilperson	
SECONDER:	Dennis Beasley, Councilperson	
AYES:	Pickett, Beasley, Huddleston, McCarty, Simonson, Potetz, Jordan	

IX. COUNCIL MEAL

Council shared an evening meal.

X. ADJOURNMENT

Motion To: Adjourn

COMMENTS - Current Meeting:

There being no further business before the Council, the meeting was adjourned at 8:59 p.m.

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

Carl Pickett, Mayor

ATTEST:

Dianne Tidwell, City Secretary

Minutes Acceptance: Minutes of Dec 9, 2008 6:00 PM (Minutes Approval)

**The City of Liberty**

City Council
1829 Sam Houston
Liberty, TX 77575

Meeting: 01/13/09 06:00 PM

Department: Administration
Category: Bids

COUNCIL ACTION 2009-1

DOC ID: 1249

Consider Award of Bid for the Geraldine D. Humphreys Cultural Center Expansion Project.

EXPLANATION:

Ten (10) sealed bids for this project were opened on December 22, 2008. This item was tabled at the January 13th meeting, as more information was requested by Council. Architect Richard Edwards will be present at the meeting to review these with Council.

Please see the attached bid tabulation.

Dianne Tidwell

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BIDDER	ADDENDA	BASE BID	ALTERNATES	DAYS TO COMPLETE	TOTAL
C.A. Walker Construction P.O. Box 19069 Houston, Texas 77224 Tel.: 713-956-7070 Fax: 713-957-3358 chasec@cawalker.net Chase Claypoole	4	\$2,535,000	1. deduct \$23,000	210	\$2,561,600.00
			2. + \$6,700		
			3. + \$9,000		
			4. + \$10,900		
Comex Corporation P.O. Box 862 Deer Park, Texas 77536 Tel.: 281-479-2322 Fax: 281-479-2069 davidaw@comexcorp.com David Walker	4	\$2,621,000	1. deduct \$20,000	320	\$2,662,000.00
			2. + \$15,500		
			3. + \$15,500		
			4. + \$10,000		
Division1 Construction 1900 North Loop West, Suite 620 Houston, Texas 77018 Tel.: 713-688-7330 Fax: 713-688-8330 ssupak@d1construction.com Eric Bolton	4	\$2,829,000	1. deduct \$19,500	300	\$2,863,300.00
			2. + \$6,300		
			3. + \$18,000		
			4. + \$10,000		
Frost Construction Co, Inc. 8810 Will Clayton Pkwy. #C Humble, Texas 77338 Tel.: 281-446-6522 Fax: 281-446-0552 sfrost@frostconstruction.net Scott Frost fcci@frostconstruction.net	4	\$2,269,000	1. deduct \$18,000	330	\$2,656,500.00
			2. + \$6,500		
			3. + \$16,000		
			4. + \$5,000		

BIDDER	ADDENDA	BASE BID	ALTERNATES	DAYS TO COMPLETE	TOTAL
GTT Inc. 414 W. Phillips, Suite 105 Conroe, Texas 77301 Tel.: 936-441-8282 Fax: 936-441-8286 <u>scottc@gttconstruction.com</u> Scott Cummingham	4	\$2,418,000	1. deduct \$13,500	300	\$2,445,200.00
			2. + \$5,500		
			3. + \$14,300		
			4. + \$7,400		
LDF Construction 2650 Old Louetta Loop, Suite 2 Spring, Texas 77388 Tel.: 281-353-0936 Fax: 281-353-2482 <u>lfoster@ldfconstruction.com</u> Lynn Foster	4	\$2,590,000	1. deduct \$15,100	310	\$2,631,900.00
			2. + \$6,400		
			3. + \$8,900		
			4. + \$8,600		
Meridian Commercial 510 Bering Dr., Suite 300 Houston, Texas 77057 Tel.: 713-278-0606 Fax: 713-278-0666 <u>ckeyte@meridcom.com</u> Chuck Keyte	4	\$2,770,000	1. deduct \$19,500	300	\$2,795,900.00
			2. + \$6,500		
			3. + \$14,200		
			4. + 5,200		
State Construction 11000 Brittmoore Park Dr., Suite 500 Houston, Texas 77041 Tel.: 713-849-1444 Fax: 713-849-1410 <u>mrogers@stateconstruction.net</u> <u>rbrownrigg@stateconstructin.net</u>	4	\$2,731,000	1. deduct \$19,500	360	\$2,758,700.00
			2. + \$4,600		
			3. + \$12,500		
			4. + \$10,600		

BIDDER	ADDENDA	BASE BID	ALTERNATES	DAYS TO COMPLETE	TOTAL
Wier Enterprises 724 W. 20th Street Houston, Texas 77008 Tel.: 713-802-1473 Fax: 713-868-9147 <u>stevewier@wierenterprises.com</u> Steve Wier <u>bbarker@wierenterprises.com</u> Barry Barker	4	\$2,660,000	1. deduct \$27,000	300	\$2,688,189.00
			2. + \$8,600		
			3. + \$15,458		
			4. + \$4,131		
Workman Commercial Construction 507 N. Sam Houston Pkwy. East, Suite 100 Houston, Texas 77060 Tel.: 832-300-9006 Fax: 832-300-9010 <u>jkeast@workmancommercial.</u> Jeff Keast	4	\$2,688,487	1. deduct \$19,500	300	\$2,712,687,.00
			2. + \$5,900		
			3. + \$12,300		
			4. +\$6,000		
			1.		
			2.		
			3.		
			4.		

**The City of Liberty**

City Council
1829 Sam Houston
Liberty, TX 77575

Meeting: 01/13/09 06:00 PM

Department: Inspection
Category: Plats

COUNCIL ACTION 2009-2

DOC ID: 1253

Consider Approval of the Final Replat of the Raven Hill Ranch Section 2 Subdivision.

EXPLANATION:

Ms. Jean Murph, developer of Raven Hill Ranch Subdivision has submitted a final replat for consideration. Because of an error in the layout of Maryville Lane of the original Section 2 a new survey/plat must be approved and filed through our City's Subdivision Ordinance process. Because the subdivision was previously platted it was able to be submitted through the short form format. I have included a copy of the original plat and the new plat, along with a copy of Ms. Murph's letter explaining the necessity of a final replat of Section 2.

The Planning and Zoning Commission reviewed the plat on January 7, 2009 and recommend approving the plat.

Candy Parker

**CITY OF LIBERTY
PLANNING COMMISSION'S
CERTIFICATION**

RE: **Final Re-Plat of Raven Hill Ranch Phase II**

Subdivision Name

On the 7th day of **January, 2009**, the Planning Commission of the City of Liberty, Texas, timely met at a regularly scheduled meeting; notice of said meeting was duly posted; and consideration of the plat of the above-named proposed subdivision was placed on the agenda of such meeting.

The Planning Commission, after reviewing all materials, evidence, documents and recommendations submitted in connection with the above-named plat does herein certify:

✓ the Planning Commission has reviewed the above-named plat and all other materials and evidence submitted in connection therewith; and

hereby recommends the City Council take the following action:

✓ conditionally approve the above named plat.

 disapprove the above-named plat for the following reasons:

 conditionally approve the above-named plat, with the following modifications, to-wit: _____

SIGNED this the 7th day of January, 2009.

David A. Smith
Chairperson
Planning Committee

ATTEST:

Lane Darnik
Planning Committee

Attachment # 4: Final Re-Plat of Raven Hill Ranch Phase II (CA-2009-2 : Final Replat of the Raven Hill Ranch Section 2 Sub)

Raven Hill Ranch Liberty, Texas

To: Liberty Planning & Zoning Commission and City Council
From: Jean Murph, Raven Hill Ranch, Liberty, Texas
Re: Replat of Phase II, Raven Hill Ranch
Date: November 23, 2008

To Whom It May Concern:

I respectfully request consideration of a replat of Phase II, Raven Hill Ranch, which is submitted with this request by Surveying Specialists, our engineer and surveyor. This change is necessary because of an error in the layout of Maryville Lane on the original survey. The change is consistent with the current road, which was approved in Phase I.

The change will result in a reduction of one lot on the west side of Maryville Lane. The four lots will become three, and each lot is the required 1.5 acres, in keeping with the subdivision ordinance for large lots. The change in number of lots will not affect any current landowner.

In the spring, we plan to proceed with topping the entire road.

I would appreciate your consideration of this replat request.

Sincerely,



Jean Murph
Raven Hill Ranch
936-336-3422
817-424-0017

1704 Hood Lane
Grapevine, Texas 76051

**CITY OF LIBERTY
ADMINISTRATOR'S/CITY INSPECTOR'S
PROPOSED SUBDIVISION PLAT APPROVAL CHECKLIST**

RE: **Final Replat of the Raven Hill Ranch Section 2 Subdivision**

- ✓ A. Preliminary Conference with: Jean Murph
- ✓ B. Date conference held: November 23, 2008
- ✓ C. Plat Filing: Final Replat
Date filed: August 20, 2008
Fee Amount Paid: \$ To be billed
- D. Plat Checklist (initial and date or ditto for approval)
- ✓ 1. Proposed name of the subdivision, which shall not have the same spelling or be pronounced similar to the name of any other subdivision currently located within the City or within the extraterritorial jurisdiction of the City.
- ✓ 2. Names and land use of contiguous subdivisions, and the owners of contiguous parcels of unsubdivided land, and a statement with appropriate references as to whether or not contiguous properties are platted and how they are used.
- ✓ 3. Description, by metes and bounds, of the subdivision boundaries.
- ✓ 4. Primary control point locations shown. Descriptions and ties to such control points from which all dimensions, angles, bearings, block numbers, and similar data are referenced and shown.
- ✓ 5. Subdivision boundary lines indicated by heavy lines; the acreage of the subdivision shown.
- ✓ 6. Existing conditions as follows:
 ✓ (1) The exact location, dimensions, name and description of all existing and/or recorded streets, alleys, reservations, easements, or other

public right-of-way (including both public and private utility lines) within the subdivision, intersecting or contiguous with its boundaries or forming such boundaries;

✓ (2) The exact location, dimensions, description, and flow line of existing water courses and drainage structures within the subdivision or on contiguous tracts;

✓ (3) Proposed land use of each subdivided parcel;

✓ (4) Flood hazard areas and explanatory notes.

✓ 7. The exact location, dimensions, description, and name of all proposed streets, street grades and cross sections, alleys, drainage structures, parks, other public area, reservation, easements or other rights-of-way, blocks, lots and other sites within the subdivision.

✓ 8. Date of preparation; actual and graphic scale of plat; and north arrow.

✓ 9. Draft of proposed restrictive covenants (if any) to be imposed; areas subject to special restrictions described and mapped.

✓ 10. A number or letter to identify each lot or site on each block.

✓ 11. Building setback lines on fronts of all lots and sites. Side yard building setbacks lines at street intersections and crosswalk ways.

✓ 12. Topographic information shall include contour lines on a basis of: Five (5) vertical feet in terrain with a slope of two (2) percent or more; on (1) vertical foot in terrain with a slope of less than one (1) percent.

✓ 13. Proposed fill or other structure-elevating techniques, levees, channel modifications, and other methods to overcome flood or erosions related hazards.

✓ 14. Designation of all land to be reserved or dedicated for open space or recreational use.

✓ 15. Vicinity sketch or map, at some appropriate scale, which clearly shows existing subdivisions, street easements, right-of-way, parks and public facilities

of water, and possible storm sewer, water, gas, electric, and sanitary sewer connections by owner.

✓

16. Soil information.

N/A

E. Preliminary plat conforms with the Most Current Adopted Comprehensive Plan.

F. Approval of City Staff

1. The Engineering Department:

- ✓ a. Drainage
- ✓ b. Street layout and proposed street grades
- ✓ c. Type of paving
- ✓ d. Boundary Lines
- ✓ e. Monuments and Bench marks
- ✓ f. Location and size of alleys
- ✓ g. Availability of adequate water and sewer mains to the subdivision.
- ✓ h. Water system layout and fire hydrant locations.
- ✓ i. Sanitary sewer easements.
- ✓ j. Soil conditions.

2. The Building Inspector:

- ✓ a. Occupancy regulations and requirements
- ✓ b. Building lines and setback requirements.
- ✓ c. Lot and block numbers.
- ✓ d. Street numbering layout.
- ✓ e. Street names.

3. Fire Marshall:

- ✓ a. Fire code regulations and requirements.

4. Electric Power Department:

- ✓ a. System layout and requirements.
- ✓ b. Code regulations and requirements.

G. Comments:

REPLAT OF LOTS 2, 3, 4, 5, 6 & 7 RAVEN HILL RANCH, SECTION 2

8.A.2.a

Replat

RE-PLAT SHOWING 19.89 ACRES SITUATED IN THE B.W. HARDIN LEAGUE, ABSTRACT 47, CITY OF LIBERTY, LIBERTY COUNTY, TEXAS AND BEING THE REPLAT OF LOTS 1 THROUGH 7, RAVEN HILL RANCH, SECTION 2, A SUBDIVISION IN LIBERTY COUNTY, TEXAS, ACCORDING TO THE MAP OF PLAT THEREOF RECORDED IN LIBERTY COUNTY CLERK'S FILE NO.(5) 2007010049 OF THE OFFICIAL PUBLIC RECORDS OF LIBERTY COUNTY, TEXAS.

REASON FOR RE-PLAT: TO RELOCATE ROAD RIGHT-OF-WAY OF MARYVILLE LANE AND TO CHANGE THE NORTH LINE OF RAVEN HILL RANCH, SECTION 2 TO ELIMINATE EXISTING LOT 4 AND ADJUST THE REMAINING LOTS ACCORDINGLY.

IT IS HEREBY ACKNOWLEDGED THAT 1. RAVEN HILL RANCH, LLC, WILL PROVIDE PORTABLE WATER TO ALL LOTS WITHIN THE ABOVE REFERENCED SUBDIVISION.
IT IS HEREBY ACKNOWLEDGED THAT WASTE WATER FACILITIES WILL NOT BE PROVIDED IN THE ABOVE REFERENCED SUBDIVISION, LET IT BE KNOWN THAT EACH INDIVIDUAL PROPERTY OWNER WILL BE RESPONSIBLE FOR AN AEROBIC SEWAGE SYSTEM.
THERE IS ALSO DEDICATED A 5 FEET WIDE AERIAL EASEMENT FROM 20 FEET ABOVE GROUND UPWARD, ADJACENT TO ALL UTILITY EASEMENTS, AND 20 FOOT BUILDING SETBACK LINE ALONG ALL LOT LINES, ALSO A 20 FOOT BUILDING SET BACK LINES IN THE REAR OF ALL LOTS UNLESS SHOWN OTHERWISE. SET BACK FOR FRONT LOTS APPEAR ON THE FINAL PLAT.
THERE IS ALSO A 15 FOOT DRAINAGE EASEMENT ALONG EACH SIDE OF ALL NATURAL DITCHES, RANMOS, SLOUGHS, AND CREEKS.

IN TESTIMONY WHEREOF, RAVEN HILL RANCH, LLC, THIS _____ DAY OF _____, 2008.

RAVEN HILL RANCH, LLC, OWNER
BY JON D. MURPHY, PRESIDENT
STATE OF TEXAS
COUNTY OF _____

BEFORE ME, THE UNDERSIGNED AUTHORITY ON THIS DAY PERSONALLY APPEARED _____ OWNER OF SAID PROPERTY, KNOWN TO ME TO BE PERSONS WHOSE NAMES ARE SUBSCRIBED TO THE FOREGOING INSTRUMENT, AND ACKNOWLEDGED TO ME THAT HE EXECUTED THE SAME FOR THE PURPOSES AND CONSIDERATIONS THEREIN EXPRESSED, GIVEN UNDER MY HAND AND SEAL OF OFFICE THIS _____ DAY OF _____, 2008.

NOTARY PUBLIC IN AND FOR THE
STATE OF TEXAS

IN TESTIMONY WHEREOF, DAVID L. DESHOTEL, THIS _____ DAY OF _____, 2008.

DAVID L. DESHOTEL
STATE OF TEXAS
COUNTY OF _____

BEFORE ME, THE UNDERSIGNED AUTHORITY ON THIS DAY PERSONALLY APPEARED _____ OWNER OF SAID PROPERTY, KNOWN TO ME TO BE PERSONS WHOSE NAMES ARE SUBSCRIBED TO THE FOREGOING INSTRUMENT, AND ACKNOWLEDGED TO ME THAT HE EXECUTED THE SAME FOR THE PURPOSES AND CONSIDERATIONS THEREIN EXPRESSED, GIVEN UNDER MY HAND AND SEAL OF OFFICE THIS _____ DAY OF _____, 2008.

NOTARY PUBLIC IN AND FOR THE
STATE OF TEXAS

IN TESTIMONY WHEREOF, CRYSTAL DESHOTEL, THIS _____ DAY OF _____, 2008.

CRYSTAL DESHOTEL
STATE OF TEXAS
COUNTY OF _____

BEFORE ME, THE UNDERSIGNED AUTHORITY ON THIS DAY PERSONALLY APPEARED _____ OWNER OF SAID PROPERTY, KNOWN TO ME TO BE PERSONS WHOSE NAMES ARE SUBSCRIBED TO THE FOREGOING INSTRUMENT, AND ACKNOWLEDGED TO ME THAT HE EXECUTED THE SAME FOR THE PURPOSES AND CONSIDERATIONS THEREIN EXPRESSED, GIVEN UNDER MY HAND AND SEAL OF OFFICE THIS _____ DAY OF _____, 2008.

NOTARY PUBLIC IN AND FOR THE
STATE OF TEXAS

IN TESTIMONY WHEREOF, STUART B. WILSON, THIS _____ DAY OF _____, 2008.

STUART B. WILSON
STATE OF TEXAS
COUNTY OF _____

BEFORE ME, THE UNDERSIGNED AUTHORITY ON THIS DAY PERSONALLY APPEARED _____ OWNER OF SAID PROPERTY, KNOWN TO ME TO BE PERSONS WHOSE NAMES ARE SUBSCRIBED TO THE FOREGOING INSTRUMENT, AND ACKNOWLEDGED TO ME THAT HE EXECUTED THE SAME FOR THE PURPOSES AND CONSIDERATIONS THEREIN EXPRESSED, GIVEN UNDER MY HAND AND SEAL OF OFFICE THIS _____ DAY OF _____, 2008.

NOTARY PUBLIC IN AND FOR THE
STATE OF TEXAS

IN TESTIMONY WHEREOF, THOMAS CONNELLY, THIS _____ DAY OF _____, 2008.

THOMAS CONNELLY
STATE OF TEXAS
COUNTY OF _____

BEFORE ME, THE UNDERSIGNED AUTHORITY ON THIS DAY PERSONALLY APPEARED _____ OWNER OF SAID PROPERTY, KNOWN TO ME TO BE PERSONS WHOSE NAMES ARE SUBSCRIBED TO THE FOREGOING INSTRUMENT, AND ACKNOWLEDGED TO ME THAT HE EXECUTED THE SAME FOR THE PURPOSES AND CONSIDERATIONS THEREIN EXPRESSED, GIVEN UNDER MY HAND AND SEAL OF OFFICE THIS _____ DAY OF _____, 2008.

NOTARY PUBLIC IN AND FOR THE
STATE OF TEXAS

IN TESTIMONY WHEREOF, CARA CONNELLY, THIS _____ DAY OF _____, 2008.

CARA CONNELLY
STATE OF TEXAS
COUNTY OF _____

BEFORE ME, THE UNDERSIGNED AUTHORITY ON THIS DAY PERSONALLY APPEARED _____ OWNER OF SAID PROPERTY, KNOWN TO ME TO BE PERSONS WHOSE NAMES ARE SUBSCRIBED TO THE FOREGOING INSTRUMENT, AND ACKNOWLEDGED TO ME THAT HE EXECUTED THE SAME FOR THE PURPOSES AND CONSIDERATIONS THEREIN EXPRESSED, GIVEN UNDER MY HAND AND SEAL OF OFFICE THIS _____ DAY OF _____, 2008.

NOTARY PUBLIC IN AND FOR THE
STATE OF TEXAS

IN TESTIMONY WHEREOF, LUCY TRAHAN, THIS _____ DAY OF _____, 2008.

LUCY TRAHAN
STATE OF TEXAS
COUNTY OF _____

BEFORE ME, THE UNDERSIGNED AUTHORITY ON THIS DAY PERSONALLY APPEARED _____ OWNER OF SAID PROPERTY, KNOWN TO ME TO BE PERSONS WHOSE NAMES ARE SUBSCRIBED TO THE FOREGOING INSTRUMENT, AND ACKNOWLEDGED TO ME THAT HE EXECUTED THE SAME FOR THE PURPOSES AND CONSIDERATIONS THEREIN EXPRESSED, GIVEN UNDER MY HAND AND SEAL OF OFFICE THIS _____ DAY OF _____, 2008.

NOTARY PUBLIC IN AND FOR THE
STATE OF TEXAS

IN TESTIMONY WHEREOF, MICHAEL TRAHAN, THIS _____ DAY OF _____, 2008.

MICHAEL TRAHAN
STATE OF TEXAS
COUNTY OF _____

BEFORE ME, THE UNDERSIGNED AUTHORITY ON THIS DAY PERSONALLY APPEARED _____ OWNER OF SAID PROPERTY, KNOWN TO ME TO BE PERSONS WHOSE NAMES ARE SUBSCRIBED TO THE FOREGOING INSTRUMENT, AND ACKNOWLEDGED TO ME THAT HE EXECUTED THE SAME FOR THE PURPOSES AND CONSIDERATIONS THEREIN EXPRESSED, GIVEN UNDER MY HAND AND SEAL OF OFFICE THIS _____ DAY OF _____, 2008.

NOTARY PUBLIC IN AND FOR THE
STATE OF TEXAS

IN TESTIMONY WHEREOF, MICHAEL TRAHAN, THIS _____ DAY OF _____, 2008.

MICHAEL TRAHAN
STATE OF TEXAS
COUNTY OF _____

BEFORE ME, THE UNDERSIGNED AUTHORITY ON THIS DAY PERSONALLY APPEARED _____ OWNER OF SAID PROPERTY, KNOWN TO ME TO BE PERSONS WHOSE NAMES ARE SUBSCRIBED TO THE FOREGOING INSTRUMENT, AND ACKNOWLEDGED TO ME THAT HE EXECUTED THE SAME FOR THE PURPOSES AND CONSIDERATIONS THEREIN EXPRESSED, GIVEN UNDER MY HAND AND SEAL OF OFFICE THIS _____ DAY OF _____, 2008.

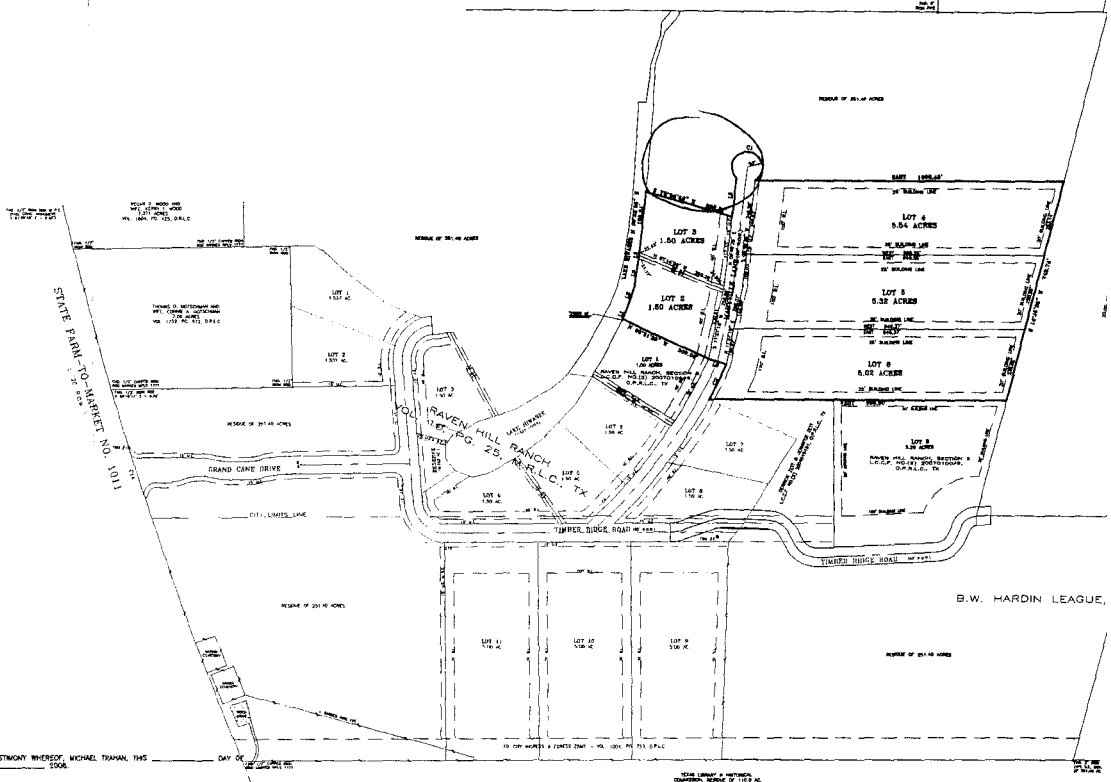
NOTARY PUBLIC IN AND FOR THE
STATE OF TEXAS

IN TESTIMONY WHEREOF, MICHAEL TRAHAN, THIS _____ DAY OF _____, 2008.

MICHAEL TRAHAN
STATE OF TEXAS
COUNTY OF _____

BEFORE ME, THE UNDERSIGNED AUTHORITY ON THIS DAY PERSONALLY APPEARED _____ OWNER OF SAID PROPERTY, KNOWN TO ME TO BE PERSONS WHOSE NAMES ARE SUBSCRIBED TO THE FOREGOING INSTRUMENT, AND ACKNOWLEDGED TO ME THAT HE EXECUTED THE SAME FOR THE PURPOSES AND CONSIDERATIONS THEREIN EXPRESSED, GIVEN UNDER MY HAND AND SEAL OF OFFICE THIS _____ DAY OF _____, 2008.

NOTARY PUBLIC IN AND FOR THE
STATE OF TEXAS



STATE OF TEXAS
COUNTY OF LIBERTY
I, THE UNDERSIGNED, MAYOR OF THE CITY OF LIBERTY, HEREBY CERTIFY THAT THIS PLAT CONFORMS TO ALL REQUIREMENTS OF THE SUBDIVISION REGULATIONS OF THE CITY WHEREIN MY APPROVAL IS REQUIRED.

DATE _____
MAYOR

THE ABOVE SUBDIVISION TITLED "RE-PLAT OF LOTS 2, 3, 4, 5, 6 AND 7 OF RAVEN HILL RANCH, SECTION TWO, SUBDIVISION, AS SHOWN APPROVED BY CITY OF LIBERTY PLANNING AND ZONING COMMISSION."

DATE _____
CHAIRPERSON

THE ABOVE SUBDIVISION TITLED "RE-PLAT OF LOTS 2, 3, 4, 5, 6 AND 7 OF RAVEN HILL RANCH, SECTION TWO, SUBDIVISION, AS SHOWN APPROVED BY THE COMMISSIONERS COURT OF LIBERTY COUNTY, TEXAS APPROVED BY THE COMMISSIONERS COURT OF LIBERTY COUNTY, TEXAS, BY ORDER OF _____"

COUNTY CLERK OF LIBERTY COUNTY, TEXAS

I, CELIA SELLERS, COUNTY CLERK OF LIBERTY, DO HEREBY CERTIFY THAT THE WITHIN INSTRUMENT WITH ITS CERTIFICATE OF AUTHORIZATION WAS FILED FOR REGISTRATION IN MY OFFICE ON _____, 2008, AT _____ O'CLOCK, _____ M., AND AT VOLUME _____ PAGE _____ OF THE MAP RECORDED IN LIBERTY COUNTY FOR SAID COUNTY.

WITNESS MY HAND AND SEAL OF OFFICE, AT LIBERTY, THE DAY AND DATE LAST ABOVE WRITTEN.

CELIA SELLERS
CLERK OF THE COUNTY COURT
LIBERTY COUNTY, TEXAS

THIS IS A TRUE AND CORRECT COPY OF THE ORIGINAL INSTRUMENT WITH THE ORIGINAL INSTRUMENT AND THE ORIGINAL INSTRUMENT WITH THE ORIGINAL INSTRUMENT.

Attachment # 4: Final Re-Plat of Raven Hill Ranch Phase II (CA-2009-2 : Final Replat of the Raven Hill Ranch Section 2 Sub)

**The City of Liberty**

City Council
1829 Sam Houston
Liberty, TX 77575

Meeting: 01/13/09 06:00 PM

Department: Inspection
Category: Variance Requests

COUNCIL ACTION 2009-3

DOC ID: 1254

Consider Approval of a Variance Request for 1610 Wallisville Road.

EXPLANATION:

A manufactured home permit application was submitted for a FEMA issued manufactured home. The permit was denied because placing a second single family dwelling on one legally described lot is prohibited by ordinance. Mr. Brooks is asking for a variance place the manufactured home on the property with the damaged home long enough to repair the damaged home.

The Planning and Zoning Commission reviewed the variance request on January 7, 2009 and recommend approving the variance with a one year condition that the FEMA issued manufactured home be moved off of the property.

**CITY OF LIBERTY
PLANNING COMMISSION'S
CERTIFICATION**

RE: Variance request to place a temporary FEMA issued manufactured home at 1610 Wallisville Road, Liberty, Texas

On the 7th day of January, 2009, the Planning Commission of the City of Liberty, Texas, timely met at a regularly scheduled meeting; notice of said meeting was duly posted; and consideration on a variance request was placed on the agenda of such meeting.

The Planning Commission, after reviewing all materials, evidence, documents and recommendations submitted in connection with the above-mentioned variance request does herein certify:

✓

the Planning Commission has reviewed the variance request and all other materials and evidence submitted in connection therewith; and

hereby recommends the City Council take the following action:

✓

Home to placed there for one year
conditionally approve the variance request.

disapprove the variance request for the following reasons:

SIGNED this the 7th day of January, 2009.

David A. Smith
Chairperson
Planning Committee

ATTEST:

Paul Danek
Planning Committee

Attachment # 5: Brooks Variance Request (CA-2009-3 : Variance Request for 1610 Wallisville Road)

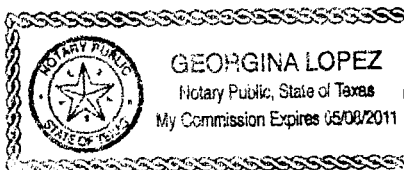
12/23/2008

TO: City of Liberty

Due to Hurricane Ike my family and I have been displaced and are now without a place to live. We have been living with different family members and back in forward from hotel to hotel and we are unable to keep living like this. FEMA has agreed to give us a temporary mobile home, but I was denied a permit. I'm writing today asking that you overturn that **decision**. What I'm trying to do is repair my mobile home and while I do so, I would like to live in the FEMA home as a temporary living arrangement. Please allow me to give my family of 7 a home to live in. We will be very grateful. Thank you.

Rev. Gerald G. Brooks Sr.
1610 Wallisville Rd

Liberty, Texas 77575
(936) 447-0709
Phil Brooks



STATE OF TEXAS COUNTY OF LIBERTY SWORN TO AND SUBSCRIBED BEFORE ME ON THE
23 OF DECEMBER 2008

Georgina Lopez
NOTARY PUBLIC STATE OF TEXAS

**CITY OF LIBERTY
MANUFACTURED HOME PERMIT APPLICATION**

THE FOLLOWING INFORMATION MUST BE COMPLETED IN FULL.

DATE: 11/20/08 PHONE: 936-334-1261
 NAME OF HOME OWNER: FEMA
 MAILING ADDRESS: 1610 Wallisville Rd
 STREET ADDRESS OF HOME: 1610 Wallisville Rd
 NAME OF LAND OWNER: Harold Brooks
 MANUFACTURED HOME PARK: n/a
 SUBDIVISION: _____ LOT: _____ BLOCK: _____

MANUFACTURED HOME INFORMATION

MANUFACTURER: FEMA MODEL: n/a
 LABEL/SEAL#: n/a SERIAL#: n/a
 YEAR MODEL: n/a COST: \$ 10,000 SIZE: 14x64 NEW: ☒ USED: ☐
 RETAILER: n/a PHONE: _____
 COMPLETE ADDRESS: 1610 Wallisville Rd
 INSTALLER: JBI-City Texas Mobile Home Service STATE LICENSE#: MHDIPS 00004414
 COMPLETE ADDRESS: 300 Hwy 146 S - Texas City TX PHONE: 318-613-5226

REQUIREMENTS

DISTANCE FROM PROPERTY LINES: FRONT: 100' BACK: 15' SIDE: 10' SIDE: 10'
 (Note: Minimum lot size is 50'X100'. Minimum setback requirements from property lines are as follows:
 Inside lot; FRONT-20FT.; EACH SIDE-7 1/2 FT.; BACK-10FT.; CORNER LOT; FRONT-20FT.; STREET SIDE-
 10FT.; INTERIOR SIDE 7 1/2 FT.; BACK-10FT. CHECK SETBACK REQUIREMENTS IN DEED RESTRICTIONS ALSO.)

I, Mike Glass, Do solemnly swear that I have read the above and foregoing application for a MANUFACTURED HOME PERMIT, and that the facts stated therein are true.

DATE: 11/20/08 APPLICANTS' SIGNATURE: [Signature]

**ALL PERMITS VOID IF NOT COMPLETE WITHIN 60 DAYS
OFFICE USE ONLY**

APPROVED BY: _____ DATE: _____

Attachment # 5: Brooks Variance Request (CA-2009-3 : Variance Request for 1610 Wallisville Road)

City of Liberty

Requirements for the Installation of a Manufactured Home

ANY PERSON WHO VIOLATES ANY PROVISIONS OF THE MANUFACTURED HOME ORDINANCE SHALL UPON CONVICTION BE PUNISHED BY A FINE OF NOT LESS THAN TEN AND NO/100 (\$10.00) DOLLARS NOR MORE THAN TWO HUNDRED (\$200.00) DOLLARS. EACH DAY THAT A VIOLATION CONTINUES OF ANY SUCH PROVISION SHALL CONSTITUTE A SEPARATE OFFENSE.

The following work, including electrical, water and sewer connections must be completed and inspected before utilities will be turned on.

1. Manufactured Home Information sheet and site plan must be provided and approved and a permit must be issued before the manufactured home is installed.
2. Proof of ownership and legal description of property must be provided. (ex: Current Appraisal District or Tax Roll information.)
3. Any manufactured home unit manufactured before June 15, 1976 shall not be allowed in the City of Liberty. Any manufactured home unit manufactured after June 15, 1976 not bearing the label or seal of compliance with the Federal Manufactured Home Construction and Safety Standards shall not be allowed in the City of Liberty.
4. The following permits must be obtained:
 - A: Manufactured Home
 - B: Electrical
 - C: Plumbing
 - D: A/C

NOTE: Electrical and Plumbing work may only be performed by the homeowner when the property is listed in the tax rolls as their homestead. A/C and Manufactured Home Installation must be performed by STATE LICENSED PERSONNEL.

5. Only one residence per legal size lot.
6. Property must have hard surface, off street parking for a minimum of two (2) vehicles. (ex: gravel, rock, concrete and/or asphalt.)
7. Manufactured Home must be skirted with a solid material. (ex: wood, plastic, vinyl, masonry or metal.)

I have received the above requirements and agree to abide by all provisions of the Manufactured Home Ordinance as set forth by the City Council of the City of Liberty, Texas.

11/20/08
Date

[Signature]
Signature

US DEPARTMENT OF HOMELAND SECURITY FEDERAL EMERGENCY MANAGEMENT AGENCY Direct Housing Unit Installation Work Order		SITE CONTROL NO.		WORK ORDER NO. 1791-291-000R-CH2-U	
Work Order Date :	Issued By :	# of Bedrooms and Unit Requested :		Setup Date :	RFO Date :
11/18/2008	KELLY MCDEVITT	3 BR			
Date Made Ready	Date RFO Package Sent to FEMA	Date Unit Inspected on Site		Inspection Status	
From Site Information			To Site Information		
Site Type : Staging JASPER STAGING SITE 301 FULLER ST JASPER, TX			Site Type : Private GERALD BROOKS 1610 WALLISVILLE RD LIBERTY, TX 77575-9143 (936) 334-1261		
From Site Directions			To Site Directions		
Unit Information			Padlot Information		
Unit #:	Barcode:	Pad Lot #:			
Make:	Model:	Pad Lot Size:		Pad Type:	
Year:	Furnished:	Electrical Amps:		Rental Amt: \$	
#Bedrooms:	# Bathrooms:	Utilities:		Pad Lot Split:	
WORK ORDER SPECIFICATIONS					
DESCRIPTION		UOM	QTY	UNIT COST	TOTAL COST
ORIGINAL (11/18/2008 23:00:03) Kelly Mcdevitt					
Other - 0003AE - BASIC MH/PM INSTALLATION @ PRIVATE		EA	1		
				TOTAL COST	
INSTALL CONTRACTOR: CH2M HILL			Date:		
COTR PROJECT OFFICER:			Date:		
SITE INSPECTOR/TECHNICAL MONITOR:			Date:		
SPECIAL NEEDS:					
☐ Visually Impaired ☐ Hearing Impaired ☐ Wheelchair Bound ☐ Wheelchair User ☐ Walker ☐ Oxygen Dependent ☐ All Electric ☐ PL Height ☐ PL Weight ☐ Roll in Shower ☐ Grab Bars Only ☐ Ramp ☐ Platform Stairs ☐ Accessible Unit					
SPECIAL NEEDS NOTES:					
DESTINATION SITE NOTES:					
10/30/2008 06:26:44 CLINS - 0003AA & 0003AC					
WORK ORDER NOTES:					
11/18/2008 10:59:48 MR GERALD BROOKS CURRENT: (936) 447-0709 ALTERNATE: (936) 641-8609 . LIBERTY COUNTY					
11/18/2008 10:59:25 DAMAGED: (936) 334-1564					
MH = R					

11/18/08 6:03 PM

SRS Permit
11/19/08 called 12 pm

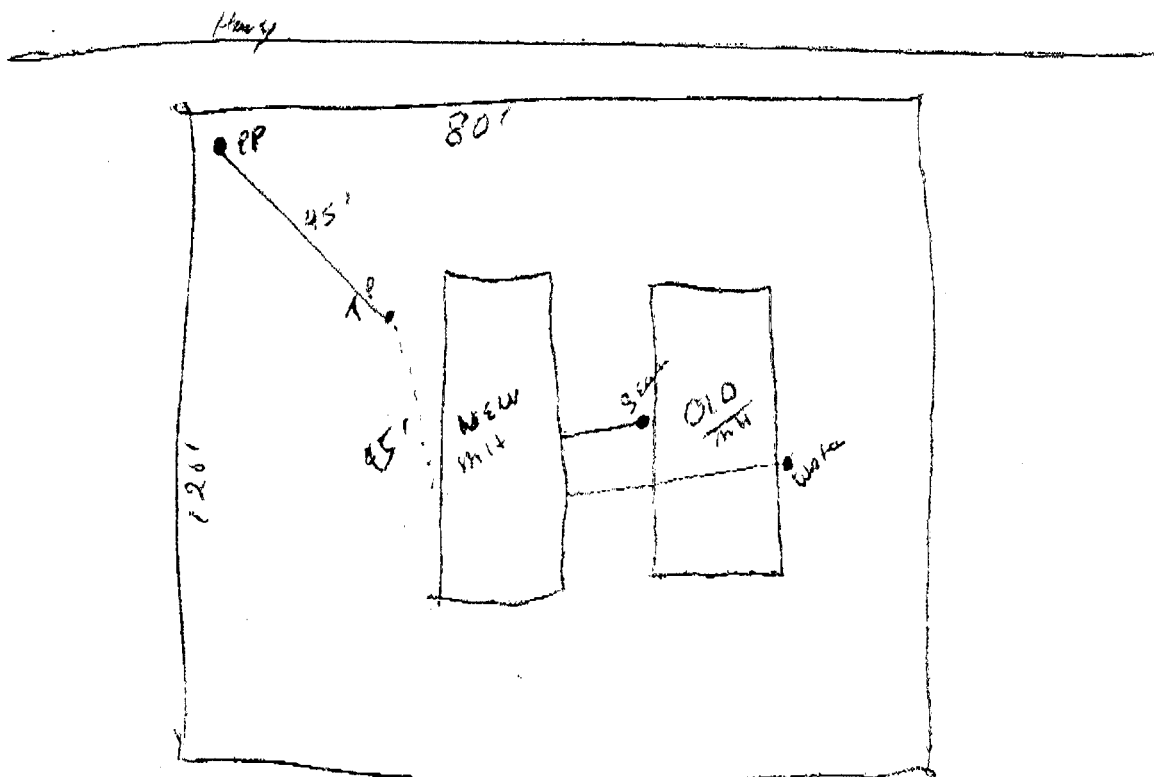
Candace
936 334 7114

Attachment # 5: Brooks Variance Request (CA-2009-3 : Variance Request for 1610 Wallisville Road)

DEPARTMENT OF HOMELAND SECURITY FEDERAL EMERGENCY MANAGEMENT AGENCY LANDOWNER'S AUTHORIZATION INGRESS-EGRESS AGREEMENT		1. REGISTRATION NO. <u>372488643</u>	See Reverse side for Instructions and Paperwork Burden Notice	O.M.B. No. 1660-0030 Expires November 30, 2010
2. LANDOWNER'S INFORMATION		3. APPLICANT SITE INFORMATION		
NAME <u>Harold Brooks</u>		NAME <u>Bernald G Brooks</u>		
ADDRESS (House No. and Street Name) <u>101 Westwood Ave</u>		SITE ADDRESS (House No. and Street Name) <u>1610 Wallisville Rd</u>		
CITY AND STATE (Include Zip Code) <u>Liberty TX 77575</u>		CITY AND STATE (Include Zip Code) <u>Liberty TX 77575</u>		
PHONE NO. (Include Area Code)		NOTE: PROVIDE DIRECTIONS AND ATTACH MAP IF NECESSARY		
4. In consideration of the President's Disaster Proclamation of <u>9/10/08</u> (Date of Declaration) and the furnishing of a temporary housing unit by the United States of America to the above applicant, a disaster victim, and other good and valuable considerations not herein expressly stated, and intending to be bound hereby, the Landowner (which term shall, for the purposes of this agreement, include the owner of record and any parties in possession) does hereby agree with the applicant as follows:				
a. The Landowner hereby certifies that he/she is the owner of the above described property and authorizes placement of a temporary housing unit on his/her land for use of the subject applicant for the temporary housing period established by the United States Government.				
b. The Landowner agrees that no indebtedness of his/hers will become a lien on the said housing unit, and that he/she will not attempt to restrain the owner of the unit from removing it from the subject property.				
c. The Landowner agrees to allow and maintain a route on ingress and egress for placing and removing the temporary housing unit along and across the subject property to the nearest reasonable access to a public street. This agreement includes the prohibition of structures and barriers upon the property which would hinder or preclude the normal and usual connecting, parking, placing, hitching, or removing of the temporary housing unit.				
d. The Landowner further agrees to maintain a reasonable route of ingress and egress along and across the property to and from the temporary housing unit for the applicant.				
e. The Landowner has agreed that the following alterations to the property may be made to assure adequate ingress and egress or to allow for utility connections to existing utility service on the property. No claims will be filed by Landowner for these actions. (List removal of trees, shrubs, fences, grading holes in driveway or foundation, etc.) Attach drawing of agreed-upon ingress and egress route. <u>Small Box</u> <u>OLD TREE TRUNK</u>				
5. This Agreement shall remain in force for 30 days following termination of occupancy of the temporary housing unit in accordance with procedures and regulations promulgated by the Government.				
6. Site preparation costs will be the responsibility of: (Check one) ☒ the applicant; ☐ landowner; ☐ other (specify) _____ Provide details if responsibility is divided: _____				
7. Landowner intends to charge and applicant agrees to pay <u>0</u> month rent for use of the property. (Mark "None" if no rent is to be charged)				
8. SIGNATURES			DATES	
a. COUNTERAGENT				
b. APPLICANT <u>[Signature]</u>			<u>10-10-08</u>	

77575

Draw: Property lines, MH location, road(s), N orientation, slopes, debris locations, fences



Site Sketch Requirements		
Utility Distances	GPS Location (crosshair on sketch)	Total Mileage: 112
Water: ft 40	Lat:	Checklist:
Electric ft 45	Long:	Site Photo: Yes/No
Sewer ft 35		Roads at Site: show on sketch
		Debris locations: show on sketch

Hoke

DEPARTMENT OF HOMELAND SECURITY FEDERAL EMERGENCY MANAGEMENT AGENCY REQUEST FOR THE SITE INSPECTION		SITE CONTROL NO. (As Assigned) 1701-291-000C-P	REGISTRATION NO. 302400643	O.M.B. NO. 3CB7-0222 Expires August 31, 2007
SITE INFORMATION		APPLICANT INFORMATION		
SITE ADDRESS (House No. & Street Name) 1610 WALLISVILLE RD		NAME (Last, First, Middle Initial) BROOKS, GERALD G		
CITY AND STATE LIBERTY, TX	COUNTY LIBERTY	CURRENT ADDRESS (House No. & Street Name) PO BOX 488		
NAME OF LANDOWNER Harold Brooks		CITY AND STATE (Include Zip Code) LIBERTY, TX 77575 0488		
LANDOWNER'S ADDRESS 161 WEST WOOD AVE		APPLICANT PHONE NO. 501-936 447 0709 Primary: (338) 334 1261 Alternate: (938) 841 8808		
LANDOWNER'S PHONE NO. 936 334 1261		UNIT TYPE REQUESTED Mobile Home Regular		
SITE UTILITY INFORMATION (Completed by THP contact through inquiry to applicant)				
UTILITY AND TYPE	COMPANY NAME	LOCAL ADDRESS	LOCAL PHONE NO.	
ELECTRIC ☐ None	Enelergy		1800-Entergy	
GAS ☐ Natural ☐ LP ☒ None				
WATER ☒ Public ☐ Well ☐ None				
SEWER ☒ Public ☐ Septic ☐ None				
LANDOWNER AVAILABLE TO ACCOMPANY INSPECTOR TO SITE ☐ Yes ☒ No	SIGNATURE OF THE CONTACT H. Brooks		DATE 11-12-08	
SITE DESCRIPTION AND DIRECTIONS (From DFC to Site- attach map if necessary)				
NAME OF SITE INSPECTOR (Assigned by DHOP's Chief) CH2M HILL				
DATE ASSIGNED				
FLOODPLAIN-VELOCITY ZONE DETERMINATION: ☒ Within ☐ Outside Restricted Zone Flood Zone Map No. A Longitude: -94.7768 Latitude: 30.0447				
SPECIAL NEEDS ☐ Visually Impaired ☐ Hearing Impaired ☐ Wheelchair Bound ☐ Wheelchair User ☐ Walker ☐ Oxygen Dependent ☐ All Electric ☐ PL Height ☐ PL Weight ☐ Roll in Shower ☐ Grab Bars Only ☐ Ramp ☐ Platform Stairs ☐ Accessible Unit				
SPECIAL NEEDS NOTES:				
☐ Site Feasible ☐ Site Accessible UFAS Site Capacity 0 Unit Feasible For: ☐ MH ☐ TT ☐ L.P.M.				
SIGNATURE OF SITE INSPECTOR 10/31/08				
DATE 11-12-08				
APPLICANT NOTIFIED OF SITE DETERMINATION Date: 11-12-08 By: H. Brooks				
SITE NOTES: 10/30/2008 08:28:44 CLINS - 0003AA & 0003AC CLIN 0003AC - 72 CLIN 0003AA - 1				

COTR 10/31/08 2:56PM

SRS

Attachment # 5: Brooks Variance Request (CA-2009-3 : Variance Request for 1610 Wallisville Road)

**The City of Liberty**

City Council
1829 Sam Houston
Liberty, TX 77575

Meeting: 01/13/09 06:00 PM

Department: Administration
Category: Expenditures

COUNCIL ACTION 2009-4

DOC ID: 1252

Consider Approval of the Lease/Purchase of a Vacuum Truck for the Water & Wastewater Department.

EXPLANATION:

In previous years, we have rented a Combination Vacuum Truck from AAA Flexible Pipe Cleaning, costing the City of Liberty almost \$24,000 in 2008. These trucks are rented at the convenience of AAA Flexible Pipe Cleaning, not necessarily when needed by the city. Purchasing such a truck would ensure the availability and reliability of these services.

This truck will serve not only the Water Department, but other departments as well. It will be used to keep debris and sand out of the sewer mains. It will remove poles for the Electrical Department without damaging water lines and will help the Street Department keep the storm drains clear. When lines are kept clear, it reduces wear and tear on motors, propellers and lift stations. The daily maintenance of these areas will also assure a better flow for our customers and will reduce the amount of overtime needed to handle repairs. Annual maintenance will ensure that we meet the requirements set forth by TCEQ.

Thank you,

Earl McCreight

Water and Wastewater Superintendent

FISCAL IMPACT:

This lease was included in the 08-09 budget.

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CONTRACT PRICING WORKSHEET

for All Products EXCEPT Motor Vehicles In The State Of Texas

This Form must be prepared by Contractor, and provided to End User to attach to Purchase Order, with copy to H-GAC.

Buying Agency:	CITY OF LIBERTY, TX	Contractor:	VAC-CON, INC.
Contact Person:		960 Hall Park Rd. Green Cove Springs, FL 32043	
Phone:		Prepared By:	JAN CHAPMAN
Location City, State:		Phone:	904-284-4200
Date:	12/18/2008	Contract No.:	SC01-06
Product Description:	Combination Sewer Cleaner, 9 Yd Debris Body, Dual Engine, Fan		
		Product Code:	A002

A. Item Base Unit Price Per H-GAC Contract: A: \$ 122,353.58

Notes: The final Vac-Con Model after options & accessories is:

B. Published Options (Itemize below and attach additional sheet(s) if necessary)

	Cost
Subtotal Options & Accessories - see attached sheets B1:	\$ 36,866.26
Subtotal Chassis (Not Available to Customers in the State of TX) see attached sheets B2:	
Subtotal B:	\$ 36,866.26

Note: Published Options are options submitted with the contractor's bid.

C. Unpublished Options (Itemize below and attach additional sheet(s) if necessary)

Code	Description	Cost	Code	Description	Cost
	2) 1/2" nozzles rated at 15 gpm/2000 psi	\$ 200.00			
	25' layflat hose	\$ 100.00			
				Subtotal From Additional Sheet(s):	
				Subtotal C:	\$ 300.00

Check: Total cost of Unpublished Options (C) cannot exceed 25% of the total of the Base Unit Price plus Published Options (A+B). For this transaction, the percentage is: 0%

D. Other Price Adjustments (E.G. Installation, Freight, Delivery, Etc.)

Subtotal D:	\$ -

E. Unit Cost of Item Before Fee & Non-Equipment Charges (A+B+C+D) \$ 159,519.84

Quantity Ordered X 1

Subtotal E: \$ 159,519.84

F. Non-Equipment Charges (Trade-In, Extended Warranty, etc.)

If only a Vac-Con is being purchased, HGAC Administration Fee is 1.5% of Vac-Con Price	\$ 2,392.80
Price excludes any applicable sales taxes, FET, tag, title or registration fees.	
Subtotal F:	\$ 2,392.80

G. Total Purchase Price (E+F): \$ 161,912.64

(Please Type, or Print Legibly)

Estimated Delivery Date: Mar/Apr 2009

Attachment # 6: Vacuum Trk W&W (CA-2009-4 : Lease Purchase Vacuum Truck)



CONTRACT PRICING WORKSHEET

For Standard Equipment Purchases

Contract
No.:

HT11-07

Date
Prepared:

8.A.4.a

3/10/2008

This Form must be prepared by Contractor and given to End User. The H-GAC administrative fee shall be shown in Section F. End User issues PO to Contractor, and MUST also fax a copy of PO, together with completed Pricing Worksheet to H-GAC @ 713-993-4548. Please type or print legibly.

Buying Agency:	City of Liberty	Contractor:	Duncan Freightliner Sterling Western Star
Contact Person:	Ron Wood	Prepared By:	Jason Wade
Phone:	936-336-3684	Phone:	254-752-9735
Fax:		Fax:	254-754-4393
Email:		Email:	jwade@lonestarfl.com
Product Code:	NC	Description:	Sterling L8500

A. Product Item Base Unit Price Per Contractor's H-GAC Contract: 42,

B. Published Options - Itemize below - Attach additional sheet(s) if necessary - Include Option Code in description if applicable.
(Note: Published Options are options which were submitted and priced in Contractor's bid.)

Description	Cost	Description	Cost
Cummins ISC 300HP Engine	6717		
Allison 3000RDS Transmission	8744		
1350 FEPTO Adapter Flange	462		
20K Front Axle	2004		
23K Rear Axle	518		
26K Rear Suspension	647		
AC/Heater/Defroast	850		
Air Ride Driver Seat	256		
AM/FM Radio	302		
		Subtotal From Additional Sheet(s):	
		Subtotal B:	20

C. Unpublished Options - Itemize below / attach additional sheet(s) if necessary.

(Note: Unpublished options are items which were not submitted and priced in Contractor's bid.)

Description	Cost	Description	Cost
Frame ground return with 36" additional cable	37	7/16"X3-9/16"X11-1/8" Frame	1
RH under step mounted ATD with Verticle Stack	1399	Subtotal From Additional Sheet(s):	3
TRW THP-60 power steering with RCH45 aux gear	446	Subtotal C:	6

Check: Total cost of Unpublished Options (C) cannot exceed 25% of the total of the Base Unit Price plus Published Options (A+B).

For this transaction the percentage is:

1

D. Other Cost Items Not Itemized Above (e.g. Installation, Freight, Delivery, Etc.)

Description	Cost	Description	Cost
		Subtotal D:	

E. Total Cost Before Any Applicable Trade-In / Other Allowances / Discounts (A+B+C+D)

70

Quantity Ordered:	1	X Subtotal of A + B + C + D:	70151	=	Subtotal E:	70
-------------------	---	------------------------------	-------	---	-------------	----

F. H-GAC Fee Calculation (From Current Fee Tables)

Subtotal F:

G. Trade-Ins / Other Allowances / Special Discounts

Description	Cost	Description	Cost
		Subtotal G:	

Delivery Date:

H. Total Purchase Price (E+F+G):

70

Attachment # 6: Vacuum Trk W&W (CA-2009-4 : Lease Purchase Vacuum Truck)



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

Meeting: 01/13/09 06:00 PM

Department: Administration
Category: Arson

ORDINANCE 2009-1

DOC ID: 1242 A

Consider Approval of an Amended Ordinance Regarding Arson.

EXPLANATION:

City of Liberty Ordinance No. 538 offers a reward of \$250.00 for the arrest and conviction of persons found guilty of arson. Please see the attached information from Fire Marshal Sean Matula in regard to increasing the reward to \$1000.00.

Dianne Tidwell

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LIBERTY, TEXAS, PROVIDING FOR THE AMENDMENT OF ORDINANCE NO. 538, AMENDING THE REWARD FOR THE ARREST AND CONVICTION OF PERSONS FOUND GUILTY OF ARSON; AND DISPENSING WITH THE REQUIREMENT OF SECTION 3.10 OF THE HOME RULE CHARTER THAT ALL ORDINANCES BE READ ON TWO SEPARATE DAYS.

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

SECTION 1.

That the City of Liberty, Texas, hereby offers a reward of ONE THOUSAND DOLLARS (\$1,000) for the arrest and conviction of any person or persons found guilty of committing the crime of ARSON within the corporate limits of said City of Liberty, Texas. This reward is a standing offer, and shall be paid from the General Fund of the City of Liberty, Texas.

State law references: Arson, V.T.C.A., Penal Code § 28.02; crime stoppers advisory council, V.T.C.A., Government Code ch. 414.

SECTION 2.

The requirement contained in Section 3.10 of the Home Rule Charter of the City of Liberty that all ordinances be read on two separate days is hereby dispensed with and that the requirement that all members present vote affirmatively for the adoption of this ordinance is hereby dispensed with; and that this ordinance shall be in full force and effect from and after the date of its passage.

PASSED AND ADOPTED AT A REGULAR MEETING OF THE CITY COUNCIL OF

THE CITY OF LIBERTY, TEXAS, THIS THE 13TH DAY OF JANUARY, 2008.

Carl Pickett, Mayor

ATTEST:

Dianne Tidwell, City Secretary

Dianne Tidwell

From: Sean [smatula@cityofliberty.org]
Sent: Thursday, November 13, 2008 10:34 PM
To: rwood@cityofliberty.org
Cc: dtidwell@cityofliberty.org
Subject: City Ordinance

To: Mr. Wood
 City Manager

CC: Dianne Tidwell
 City Secretary

From: S. Matula
 Fire Marshal

Mr. Wood:

I wish to propose the amendment of the City of Liberty code of ordinances regarding section 11-8 Arson and vandalism reward. As you are aware the current dollar amount is set at two-hundred fifty dollars. This amount is outdated and does not provide proper incentive for a proactive citizen response to criminal activity. It is common practice for many jurisdictions to offer a dollar amount in the range of one thousand dollars or more for information leading to the conviction of a subject in a felony offense. I believe that the City of Liberty should increase the dollar amount to the figure of one thousand dollars; this is a small price to pay for valuable information that results in a criminal conviction. I have attached a MS Word document that contains the new proposed ordinance. Please review and consider this proposal for the December City Council Meeting. Please let me know if you have any questions.

Thank you,



City ordinance
 proposal.doc



CITY OF LIBERTY FIRE MARSHAL'S OFFICE

S. MATULA
 Fire Marshal

1912 Lakeland Drive
 Liberty, Texas 77575

Office: 936.336.3922
 Fax: 936.336.5417
 Email: smatula@cityofliberty.org



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

Meeting: 01/13/09 06:00 PM

Department: Administration
Category: Natural Disasters

RESOLUTION 2009-1

DOC ID: 1243 A

Consider a Resolution Authorizing Limited Administrative Approval of Minor Variances Related to Natural Disasters.

A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF LIBERTY, TEXAS, AUTHORIZING THE CITY ADMINISTRATION TO GRANT LIMITED EXCEPTIONS TO THE ORDINANCES OF THE CITY OF LIBERTY REGARDING THE PLACEMENT OF FEMA MANUFACTURED HOMES FOR A LIMITED PERIOD OF TIME UPON CERTAIN CIRCUMSTANCES

WHEREAS, the City Council of the City of Liberty recognizes that certain residents of the city have experienced damage to their homes making the homes uninhabitable for a temporary period, specifically during the period of repair to their home; and

WHEREAS, the variance process requires a period of time due to the requirement of multiple meetings and notices of such meetings that may cause inconvenience and the loss of temporary housing as the variance works through the different levels required before approval; and

WHEREAS, the City Council of the City of Liberty recognizes such inconvenience and recognizes that in certain, very limited cases it may be appropriate for variances to be approved administratively; and

WHEREAS, the City Council desires to delegate to the permitting department, authority to authorize the temporary placement of FEMA manufactured homes near a single family residence during the repair period for a residence that has become uninhabitable due to a natural disaster and disaster area as declared by the President of the United States and the Governor of Texas.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Liberty, Texas, does hereby delegate to the City Manager or his designee the authority to grant a variance for the placement of a manufactured home in a location which would otherwise be prohibited by the ordinances of the City of Liberty, provided the facts meet each of the criteria set forth below:

1. Only in the event of a disaster declaration by the President of the United States and the Governor of Texas.
2. This variance is limited to one manufactured home per single family residence

- and for the purpose of living quarters during the repair of the residence.
3. This administrative variance is only available to owner-occupied single family residences.
 4. The residence must be uninhabitable in the sole discretion of the City permitting department, and the manufactured home must be placed on the same property as the residence declared uninhabitable by the City permitting department.
 5. The manufactured home must be provided by the Federal Emergency Management Agency ("FEMA").
 6. The owner must agree to remove the manufactured home within nine (9) months after initial placement of the manufactured home onto the property near the residence.
 7. The owner of the residence must give the City, prior to granting of the administrative variance, written permission to enter the premises, disconnect water, electricity, and sewer; and remove the FEMA manufactured home to a location of the City's choice at the expiration of nine months or when the residence becomes habitable, whichever comes first.
 8. The owner, at its own expense, must make provision for connection to water and sanitary sewer while the manufactured home remains on the property of the residence.
 9. The owner must agree in writing to indemnify the City for any cost of removal and/or storage of the FEMA manufactured home if it remains at the residence beyond nine months or beyond habitability of the residence.
 10. The owner must agree in writing to hold the City harmless for any damage to the manufactured home or its contents if the City must move the manufactured home because it has remained on the residence longer than nine months or beyond the habitability of the residence.

PASSED, APPROVED AND ADOPTED this 13th day of January, 2009.

CITY OF LIBERTY, TEXAS

Carl Pickett
Mayor

ATTEST:

Dianne Tidwell
City Secretary

**The City of Liberty**

City Council
1829 Sam Houston
Liberty, TX 77575

Meeting: 01/13/09 06:00 PM

Department: Administration
Category: Misc. Board & Comm Info

COUNCIL ACTION 2009-5

DOC ID: 1244

Consider Creation of the Airport Advisory Board.

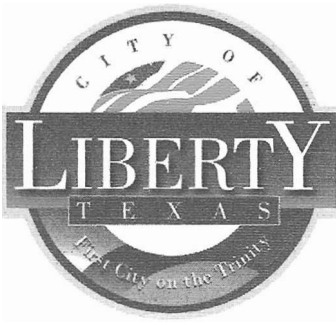
EXPLANATION:

The term of the Airport Advisory Board expired December 31, 2008. This agenda item allows Council the opportunity to, once again, create this board if it so desires.

Please see the attached information on the previous Airport Advisory Board.

Dianne Tidwell

.



AIRPORT ADVISORY BOARD

DECEMBER 5, 2008

MISSION STATEMENT

THE MISSION OF THE AIRPORT ADVISORY BOARD IS TO SUPPLY TECHNICAL INFORMATION, SUGGESTIONS, AND ADVICE CONCERNING THE OPERATIONS, MAINTENANCE, AND IMPROVEMENT OF THE LIBERTY MUNICIPAL AIRPORT TO THE CITY OF LIBERTY COUNCIL AND STAFF.

MEMBERSHIP REQUIREMENTS

1. The Board will consist of 7 members.
2. Membership may include 2 "non-resident" members.
3. 1 member will be a councilperson or member of management.
4. The Board's authority will cease and the board disbanded as of Dec. 31, 2008.

BOARD MEMBERS

Charles Grabein

Chet Tims

Avon Moore

Bob Jamison

Linda Street-Ely

Dale Clawson

Steve Johnson

**The City of Liberty**

City Council
1829 Sam Houston
Liberty, TX 77575

Meeting: 01/13/09 06:00 PM

Department: Administration
Category: Board Appointments

COUNCIL ACTION 2009-6

DOC ID: 1245

Consider Appointments to the Joint Airport Zoning Board.

EXPLANATION:

The City of Liberty has been working with TxDot Aviation to revive the Joint Airport Zoning Board. Ordinance NO. 764 dated April 9th, 1985 created the Joint Airport Zoning Board and it required the appointment of Board Members. Since then the Board became inactive and new board need to be appointed. There are six members on the Board with two members each representing by Liberty County, the City of Liberty, and the City of Ames. The appointed members must reside in jurisdiction of the appointing entity. TxDot has suggested that the members of should have business experience.

I have worked with the Liberty Dayton Chamber of Commerce to identify prospective candidates who are willing to serve on the Board. Paul Henry, First Liberty National Bank served on the original and is willing to serve again. Josh Eholer, Edward Jones is also willing to serve on the Board.

I recommend that the appointments of Paul Henry and Josh Eholer as the City of Liberty representatives on the Board.

Ronald R. Wood

**The City of Liberty**

City Council
1829 Sam Houston
Liberty, TX 77575

Meeting: 01/13/09 06:00 PM

Department: Administration
Category: Board Resignations

COUNCIL ACTION 2009-7

DOC ID: 1246

Consider Acceptance of the Resignation of a City of Liberty Representative to the Sam Rayburn Municipal Power Agency.

Charles L. W. McGuire, J.D., CPA

ATTORNEY AT LAW
400 MAIN
LIBERTY, TEXAS 77575
(936) 336-3632
FAX (936) 334-7400
E MAIL: CMCQUIRE@TARVERABSTRACT.COM

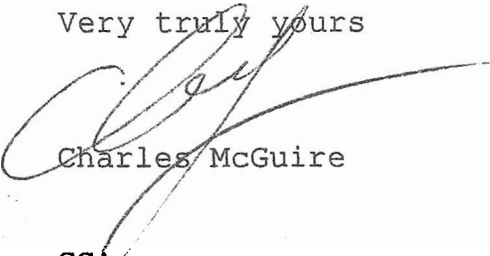
January 7, 2009

Mr. Bruce Halstead
President
Sam Rayburn Municipal Power Agency
1829 Sam Houston
Liberty, Texas 77575

Dear Bruce:

Please accept this letter as my resignation from the Board of Directors of the Sam Rayburn Municipal Power Agency effective immediately. Thank you for the opportunity to serve.

Very truly yours



Charles McGuire

cc
Mr. Carl Pickett
Mayor, City of Liberty

Attachment # 9: McGuire Resignation (CA-2009-7 : SRMPA Resignation)



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

Meeting: 01/13/09 06:00 PM

Department: Administration
Category: SRMPA Appointments

RESOLUTION 2009-2

DOC ID: 1247 A

Consider a Resolution Regarding an Appointment to Fill the Unexpired Term of a City of Liberty Representative to the Sam Rayburn Municipal Power Agency, Board of Directors.

EXPLANATION:

Appointments for two-year staggered terms are made to this Board of Directors in Sept of each year. Each member city is allowed two (2) representatives.

The City of Liberty representatives are Charles McGuire and Bruce Halstead.

Dianne Tidwell

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LIBERTY, TEXAS, APPOINTING A REPRESENTATIVE TO THE SAM RAYBURN MUNICIPAL POWER AGENCY BOARD OF DIRECTORS

WHEREAS, on October 31, 1979, the City of Liberty, Texas, enacted the concurrent ordinance, establishing Sam Rayburn Municipal Power Agency with the City of Jasper, Texas and the City of Livingston, Texas; and,

WHEREAS, said concurrent ordinance provides that each of the three (3) cities involved in the Sam Rayburn Municipal Power Agency, each appoint Directors to serve with the Agency for a period of two (2) years; and

WHEREAS, City of Liberty representative Charles McGuire has tendered his resignation to the Sam Rayburn Municipal Power Agency Board of Directors, effective January 7, 2009.

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

That _____ be appointed to serve as Director for the Agency for the City of Liberty, Texas, for the duration of the unexpired term, said term ending September, 2010.

PASSED AND APPROVED THIS 13TH DAY OF JANUARY, 2009.

Carl Pickett
Mayor

ATTEST:

Dianne Tidwell
City Secretary

**The City of Liberty**

City Council
1829 Sam Houston
Liberty, TX 77575

Meeting: 01/13/09 06:00 PM

Department: Administration
Category: Contracts

COUNCIL ACTION 2009-8

DOC ID: 1248

Consider the Appointment of a Prosecutor for the City of Liberty Municipal Court.

EXPLANATION:

Wesley Hinch was elected to the office of County Attorney which left the Municipal Prosecuting Attorney position vacant. I visited with Randy Gunter concerning the process of appointing a replacement to the position of Prosecuting Attorney and he suggested that we send out Requests for Proposals to the Liberty County Bar Association since it is a contract position. The deadline for submitting Request for Proposals was January 5, 2009 and we received two proposals, one from Matthew Poston, Attorney at Law and Jamie Carter, Mark Morefield & Associates, Attorneys at Law.

Randy Gunter and I reviewed the Proposals and agree that both of these two individuals are well qualified for the position. Mr. Poston proposed a billing rate of \$150 per hour for all work completed. Jamie Carter proposed a fee of \$125 per hour for out of court work and \$150 per hour for in court time. Ms. Carter proposal is slightly less than Mr. Poston on a per hour basis.

Given that both individuals are well qualified to serve in the position of Prosecuting Attorney and that Ms. Carter's proposal is slightly less I recommend that Ms. Carter be appointed to the Position of Municipal Prosecuting Attorney, City of Liberty Texas by approving the attached contract.

Ron Wood

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