



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, July 12, 2011

6:00 PM

City Council Chambers

I. CALL TO ORDER

The Meeting was called to order on July 12, 2011 at the City Council Chambers, 1829 Sam Houston, Liberty, TX at 6:00 PM by Mayor Carl Pickett.

Attendee Name	Title	Status	Arrived
Carl Pickett	Mayor	Present	
Mike McCarty	Mayor Pro-Tem	Present	
Dennis Beasley	Councilperson	Present	
Diane Huddleston	Councilperson	Present	
Frank Jordan	Councilperson	Present	
Louie Potetz	Councilperson	Present	
Libby Simonson	Councilperson	Present	
Gary Broz	City Manager	Present	
April Reiss	Secretary	Present	
Brandon Davis	City's Counsel	Present	

II. INVOCATION

The Invocation was given by Lindsey Smith, Jr., new pastor of the First United Methodist Church, Liberty.

III. PLEDGE OF ALLEGIANCE

The pledge to the American and Texas flags was led by Ms. Lauren Cook, recent Liberty High School graduate.

IV. ACKNOWLEDGEMENT OF GUESTS AND VISITORS / PUBLIC COMMENT

Mayor Pickett welcomed guests and visitors, opening the floor for public comment to those individuals wishing to address the Council. There were no comments from the audience.

City Manager Gary Broz reported to Council that the City is working on a sewer line cave-in at San Jacinto and Jefferson Drive. The street is currently blocked at that location.

Mayor Pickett reported on the following items:

- 1) the TML Region XVI Quarterly Meeting will be held on Thursday, July 28 in the Liberty Center,
- 2) a Budget Work Session will be held Wednesday, July 13 at 6:00 p.m., with two additional budget work sessions posted for July 14 and 15, if necessary,
- 3) expressed appreciation for City employees efforts on the July 3rd Celebration, and
- 4) the City is currently working on repair and painting of curbs in the downtown area.

V. PRESENTATIONS / REPORTS

A. Information Item (ID # 2105)

Proclamation-Lauren Cook Day

COMMENTS - Current Meeting:

A proclamation was read by Mayor Pickett proclaiming Wednesday, July 13 as "Lauren Cook Day" in the City of Liberty. Ms. Cook was applauded for her hard work and dedication in winning First Place in the State 3A High Jump competition.

B. Information Item (ID # 2107)

Recycling Report - Councilperson Huddleston

COMMENTS - Current Meeting:

Councilperson Huddleston reported that the next community "Shred-It Day" would be held on Saturday, July 30, from 9:00 a.m. until Noon. Councilperson Huddleston stated that this event will be held in the City Hall parking lot and provides citizens an opportunity to have their sensitive documents securely shredded.

C. Information Item (ID # 2106)

Various Project Updates

COMMENTS - Current Meeting:

City Manager Gary Broz provided a handout to Council highlighting the status of the City's current projects. Mr. Broz stated that all projects were moving along well and several bid openings would be conducted the following week.

VI. CONSENT AGENDA

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

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

A. Minutes Approval

1. Tuesday, June 14, 2011
2. Tuesday, June 28, 2011

VII. REGULAR AGENDA

A. Regular Session

1. Public Hearing (ID # 2108)

Public Hearing on the Condemnation of the Structure Located at 903 Lamar Street.**COMMENTS - Current Meeting:**

At 6:14 p.m., Mayor Pickett opened the Public Hearing on the condemnation of the structure located at 903 Lamar Street. After a Power Point presentation of the property was reviewed, the City's Counsel Brandon Davis directed questions to City Manager Gary Broz confirming that the City had inspected the County real property records, and other applicable records, to assure that proper notice of the condemnation process had been provided to all parties involved. Mr. Davis further questioned Mr. Broz regarding the structure being identified as a nuisance and its dilapidated/substandard condition. Property owner Ms. Laviene asked that consideration be given to allow her brothers the opportunity to remove the structure themselves. After further discussion of the structure in question, Mayor Pickett closed the Public Hearing at 6:21 p.m.

ATTACHMENTS:

- Condemnation-903 Lamar (PDF)

2. Council Action 2011-73**Consider an Order of Abatement for the Structure Located at 903 Lamar Street.****COMMENTS - Current Meeting:**

Motion was made to approve the Order of Abatement, however, allowing the property owners 90 days to demolish the structure themselves and remove debris from the property.

ATTACHMENTS:

- Order of Abatement 903 Lamar (DOC)

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

3. Public Hearing (ID # 2114)**Public Hearing on the Condemnation of the Structure Located at 3019 Grand Street.****COMMENTS - Current Meeting:**

At 6:22 p.m., Mayor Pickett opened the Public Hearing on the condemnation of the structure located at 3019 Grand Street. After a Power Point presentation of the property was reviewed, the City's Counsel Brandon Davis directed questions to City Manager Gary Broz confirming that the City had inspected the County real property records, and other applicable records, to assure that proper notice of the condemnation process had been provided to all parties involved. Mr. Davis further questioned Mr. Broz regarding the structure being identified as a nuisance and its dilapidated/substandard condition. After brief discussion of the structure in question, Mayor Pickett closed the Public Hearing at 6:25 p.m.

ATTACHMENTS:

- Condemnation-3019 Grand (PDF)

4. Council Action 2011-74**Consider an Order of Abatement for the Structure Located at 3019 Grand Street.****COMMENTS - Current Meeting:**

Motion was made to approve the Order of Abatement for the structure located at 3019 Grand Street.

ATTACHMENTS:

- Order of Abatement 3019 Grand (DOC)

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

5. Council Action 2011-75

Consider Bids for the Monta Elevated Water Tank Valve Replacement Project and Award of Contract.

COMMENTS - Current Meeting:

Mr. Broz reported that Schaumburg & Polk, Inc. had completed specifications for new valves located underneath the Monta Street Elevated Tank. Bids were let, with the City receiving four bids ranging from \$119,641 to \$131,800. Management requested the bid be awarded to the lowest bidder, Panorama, Houston, Texas, in the amount of \$119,641. This project is part of the \$1.2 million allocated for water tank/tower rehabilitation and system improvements, in which funds have currently been expended in the amount of \$509,000 for the Monta Street location.

Motion was made to award the bid to Panorama, in the amount of \$119,641.

ATTACHMENTS:

- Bid Tab- Monta Valve Replacement (PDF)

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

6. Council Action 2011-76

Consider Approval of Change Order No. 4 for Wastewater Treatment Plant Project TWDB CWSRF No. 72124 and Take Any Action Deemed Necessary.

COMMENTS - Current Meeting:

Mr. Rick Bourque, Schaumburg & Polk, Inc. was present to review Change Order #4 to the Wastewater Treatment Plant Project. Mr. Bourque explained that Change Order #4 is an allowance for grit removal from the existing digester units.

Motion was made to approve Change Order #4, not to exceed the designated amount of \$10,000.

ATTACHMENTS:

- Change Order No. 4 WWTP (PDF)

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

7. Council Action 2011-77

Consider Management Services Contract with Public Management Inc. for the 2009 Hazard Mitigation Grant Project and Take Any Action Deemed Necessary.

COMMENTS - Current Meeting:

Mr. Broz reported that the proposed contract with Public Management, Inc. is for work on the 2009 Hazard Mitigation Grant Project. 100% disaster funds were expended for a generator for the Liberty Fire Department which will be installed the end of the week.

The contract with Public Management, in the amount of \$3750, will be paid for with the grant funds. Contractor agrees to provide all services related to this project to include record keeping, environmental review, financial accounting related to compliance regulations, prepare necessary reports to the Department of Emergency Management, and other matters related thereto.

Motion was made to approve the Management Services Contract with Public Management, Inc.

ATTACHMENTS:

- Public Mgmt Contract 2009 Haz Mitigation (PDF)

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

8. Council Action 2011-79

Consider Elimination of the City Council Meal.

COMMENTS - Current Meeting:

After discussion of the cost of meals, being cognizant of Council and employee's time and dedication after a long working day leaving minimal time to get home, eat and return for a meeting, a motion was made to continue having the meal, only after adjournment of the meeting. This will no longer be an item listed on the agenda.

ATTACHMENTS:

- Agenda Item-Meal (PDF)

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

Work Session

Work Session (ID # 2117)

Discuss Water System Capital Improvement and Maintenance Plan.

COMMENTS - Current Meeting:

Mr. Broz reported that with completion of the Monta Street water storage tank and tower, there is approximately \$650,000 remaining of the \$1.2 million allotted for water tank/tower rehabilitation and system improvements. Mr. Broz also stated that the City's Financial Advisor, Bob Henderson was reviewing the City's funds and researching additional funding opportunities to upgrade other water system facilities.

Rick Bourque, Schaumburg & Polk, Inc. was present to discuss with Council the Water System Capital Improvement and Maintenance Plan. Discussion included connections, pressure, line improvement, current status of the Palmer Road Elevated Storage Tank, the North Water Well Ground Storage Tank, the Trinity Street Water Plant Ground Storage, and the San Jacinto Elevated Storage Tank, and related lines. Mr. Bourque reviewed improvement options, related costs, and maintenance schedules.

This item was informational only, there was no action taken.

B. Executive Session

Deliberation Regarding Real Property. Gov. Code §551.072

1. Discussion of land acquisition.

At 7:16 p.m., Mayor Pickett closed the open meeting and opened the Executive Session as authorized above.

C. Reconvene into Regular Session

At 7:53 p.m., Mayor Pickett closed the Executive Session and reconvened the open meeting.

1. Council Action 2011-78

Consider and Take Any Action, If Any, on the Items as Discussed in the Executive Session.

RESULT:	NO ACTION TAKEN
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VIII. COUNCIL MEAL

Council shared an evening meal.

IX. ADJOURNMENT

A. Motion To: Adjourn

COMMENTS - Current Meeting:

There being no further business before the Council, the meeting was adjourned at 7:55 p.m.

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

Carl Pickett, Mayor

ATTEST:

Dianne Tidwell, City Secretary