



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, October 11, 2011

6:00 PM

City Council Chambers

THE City Council of Liberty, Texas reserves the right to meet in closed session on any agenda item should the need arise and if applicable pursuant to authorization by Title 5, Chapter 551 of the Texas Government Code.

I. CALL TO ORDER

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

II. INVOCATION

III. PLEDGE OF ALLEGIANCE

IV. ACKNOWLEDGEMENT OF GUESTS AND VISITORS / PUBLIC COMMENT

V. PRESENTATIONS / REPORTS

A. Information Item (ID # 2203)

Various Project Updates

B. Information Item (ID # 2204)

National Night Out

VI. CONSENT AGENDA

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

A. Minutes Approval

1. Tuesday, September 13, 2011
2. Tuesday, September 27, 2011

VII. REGULAR AGENDA**A. Regular Session****1. Public Hearing (ID # 2197)**

Public Hearing on the Condemnation of the Structure Located at 416 Lamar.

- PH 416 LAMAR (PDF)

2. Council Action (ID # 2198)

Consider an Order of Abatement for the Structure Located at 416 Lamar.

- Order of Abatement 416 Lamar (DOC)

3. Public Hearing (ID # 2199)

Public Hearing on the Condemnation of the Structure Located at 710 Lamar.

- PH 710 Lamar (PDF)

4. Council Action (ID # 2200)

Consider an Order of Abatement for the Structure Located at 710 Lamar.

- Order of Abatement 710 Lamar (DOC)

5. Public Hearing (ID # 2201)

Public Hearing on the Condemnation of the Structure Located at 1018 Confederate.

- PH 1018 Confederate (PDF)

6. Council Action (ID # 2202)

Consider an Order of Abatement for the Structure Located at 1018 Confederate.

- Order of Abatement 1018 Confederate (DOC)

7. Council Action (ID # 2205)

Consider Appointment(S) to the Central Appraisal District Appraisal Review Board.

- CAD Appr Rev Brd Info 2011 (PDF)

8. Council Action (ID # 2206)

Consider Approval of a Change Order for the Monta Tower Valve Project.

B. Executive Session

Executive Session.

Consultation with Attorney; Closed Meeting. Gov. Code §551.071

Certain Public Power Utilities; Competitive Matters. Gov. Code §551.086

1. Council briefing regarding Sam Rayburn Municipal Power Agency status.

C. *Reconvene into Regular Session***VIII. ADJOURNMENT****A. Motion To: Adjourn**

CERTIFICATION

I certify that the attached Notice of Meeting was posted on the bulletin board and in the Message Centers located on the east and west sides of the City Hall Administration Building, located at 1829 Sam Houston on the 6th day of October, 2011 at 4:00 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

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 _____, 2011.



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

5.A

Meeting: 10/11/11 06:00 PM

Department: Administration
Category: Project Updates

INFORMATION ITEM (ID # 2203)

DOC ID: 2203



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

5.B

Meeting: 10/11/11 06:00 PM

Department: Administration
Category: Project Updates

INFORMATION ITEM (ID # 2204)

DOC ID: 2204



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, September 13, 2011

6:00 PM

City Council Chambers

I. CALL TO ORDER

The Meeting was called to order on September 13, 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	
Dianne Tidwell	City Secretary	Present	
Randy Gunter	City Attorney	Present	

II. INVOCATION

The Invocation was given by City Attorney Randy Gunter.

III. PLEDGE OF ALLEGIANCE

The pledge to the American and Texas flags was led by Library Director Dana Abshier.

IV. ACKNOWLEDGEMENT OF GUESTS AND VISITORS / PUBLIC COMMENT

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

City Manager Gary Broz reminded Council of the TML Region XVI Meeting to be held in Port Arthur, on Thursday, October 6th.

Mayor Pickett reminded Council of the special called meeting to be held on Tuesday, September 27th, and asked Fire Chief Collins to report on the recent fundraiser "Hoses for Heroes" which benefits the Liberty Volunteer Fire Department. Chief Collins remarked that he appreciated the community's support and anticipates that approximately \$13-14,000 had been raised.

V. PRESENTATIONS / REPORTS

A. Information Item (ID # 2169)

Boomerang Tube, LLC - Mr. Greg Eisenberg

Minutes Acceptance: Minutes of Sep 13, 2011 6:00 PM (Minutes Approval)

COMMENTS - Current Meeting:

Mr. Greg Eisenberg, President & CEO of Boomerang Tube, LLC gave a presentation, reviewing and updating the Council on the activities at Boomerang from its inception until the current time. Discussed were the initial commitments and funding, infrastructure investment and improvements, increase in number of employees, labor force, shipping range, and numerous matters related thereto.

Mr. Eisenberg informed the Council that he personally attended this meeting to notify them that an additional investment of \$42 million dollars will be taking place between now and August/September 2012. Mr. Eisenberg remarked that Boomerang is putting in additional heat treating lines, hydro testing, straightening and handling equipment, and bringing collapse testing in-house. This investment will also require an additional fifteen (15) employees per shift.

Mr. Eisenberg reported that Boomerang will hold an Open House for employees, vendors, and customers December 1-3, 2011.

B. Information Item (ID # 2170)

Various Project Updates - City Manager Gary Broz

COMMENTS - Current Meeting:

City Manager Gary Broz updated the Council on various City projects as follows:

- 1) the TGB on Monta Water Tower is complete and back in service; valve project started, to be completed by mid-October,
- 2) Wastewater Treatment Plant rehabilitation is complete, facility is up and running,
- 3) generators at lift stations have been installed, with additional installation at other locations to follow and also working on the SCADA System,
- 4) the splash pad will close the end of the month,
- 5) new format for utility "statement billing" will begin the first of the new month,
- 6) boil water notice put out to the public last week due to old electrical wiring issues causing low water pressure, required water testing was completed, wiring corrected, and boil notice lifted on Friday,
- 7) several large water line leaks per day still occurring, and
- 8) credit card receipts have previously been averaging \$12,000 per month, but last month, receipts were in the amount of \$124,000 (\$66,000 - point of sale and \$58,000 - online payments).

Mr. Broz asked Finance Director Naomi Herrington to report on sales tax receipts. Ms. Herrington stated that by end of the year sales tax revenues should be approximately 20% above the budgeted amount of \$1.7 million, for a total of \$2,040,000.

C. Information Item (ID # 2171)

Recycling Report - Councilperson Diane Huddleston

COMMENTS - Current Meeting:

This agenda item was passed on.

D. Information Item (ID # 2172)

Central Appraisal District - Appraisal Review Board

COMMENTS - Current Meeting:

Mr. Broz reported that the Central Appraisal District has requested nominations to the Appraisal Review Board. This item will be considered at the next Council Meeting.

ATTACHMENTS:

- CAD App Rev Brd Info 2011 (PDF)

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:	Frank Jordan, Councilperson
SECONDER:	Dennis Beasley, Councilperson
AYES:	Pickett, McCarty, Beasley, Huddleston, Jordan, Potetz, Simonson

A. Minutes Approval

1. Tuesday, August 09, 2011
2. Tuesday, August 23, 2011
3. Wednesday, August 31, 2011

B. Council Action 2011-95

Consider Extending the Bank Depository Services Contract with Prosperity Bank for One Additional Year.

C. Council Action 2011-96

Consider Adoption of a New City of Liberty Purchasing Policy.

D. Council Action 2011-97

Consider Ratifying the Liberty Community Development Corporation's Action to Expend Funds in the Amount of \$15,000 to the Liberty County Rural Rail District #1, for a Preliminary Evaluation of the Proposed Rail Spur Purchase.

ATTACHMENTS:

- Interlocal Agreement Rural Rail Dist. 2011 (PDF)

VII. REGULAR AGENDA

A. Regular Session

1. Council Action 2011-94

Consider an Interlocal Agreement with Liberty County Precinct 1 for Maintenance of Streets, Roads, Ditches, and Recreational Areas.

COMMENTS - Current Meeting:

City Attorney Randy Gunter explained that the Interlocal Agreement with Liberty County is a non-binding document. This agreement provides for each entity to assist the other with manpower and/or equipment for the maintenance of streets, roads, ditches and recreational areas.

Motion was made to approve the Interlocal Agreement between the City of Liberty and Liberty County, Precinct 1.

ATTACHMENTS:

- Interlocal Agreement Liberty Co. #1 2011 (PDF)

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

2. Council Action 2011-99

Consider Appointments to the Liberty Municipal Library Board.

COMMENTS - Current Meeting:

Motion was made to re-appoint Paul Henry and Margaret Gardzina to the Liberty Municipal Library Board, along with the new appointments of Tinya Griffin and Jessica Haidusek.

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

3. Resolution 2011-15

Consider a Resolution Appointing a Representative to the Sam Rayburn Municipal Power Agency Board of Directors.

COMMENTS - Current Meeting:

Motion was made to re-appoint Mr. Bruce Halstead to the Sam Rayburn Municipal Power Agency Board of Directors. Mr. Halstead's term will end September, 2013.

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

4. Council Action 2011-98

Consider Appointments to the 2012 Houston-Galveston Area Council General Assembly.

COMMENTS - Current Meeting:

Motion was made to appoint Councilperson McCarty and Councilperson Jordan as the representative and alternate to the 2012 General Assembly.

ATTACHMENTS:

- HGAC Gen Assembly Info 2011 (PDF)

RESULT: APPROVED [5 TO 0]
MOVER: Libby Simonson, Councilperson
SECONDER: Diane Huddleston, Councilperson
AYES: Pickett, Beasley, Huddleston, Potetz, Simonson
ABSTAIN: Mike McCarty, Frank Jordan

5. Ordinance 2011-7

Consider an Ordinance Adopting the Budget for Fiscal Year 2011-2012.

COMMENTS - Current Meeting:

Mayor Pickett read the caption of the Ordinance into the record as follows:

"SETTING AND ESTABLISHING THE 2011/2012 FISCAL YEAR BUDGET".

Motion was made to adopt the ordinance regarding the Fiscal Year 2011-2012 budget, ending September 30, 2012, with the clarification in the heading and third "whereas" in regard to the ending date of the fiscal year.

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

6. Ordinance 2011-8

Consider an Ordinance Adopting the Tax Rate for FY 2011-2012.

COMMENTS - Current Meeting:

Mayor Pickett read the caption of the Ordinance into the record as follows:

"TAX RATE ADOPTION".

Motion was made to adopt a tax rate of \$.0582. Motion was defeated by a vote of two (2) for and five (5) against.

Mayor Pickett called for any additional motions. Motion was made for the tax rate to remain at the current rate of \$0.5900 per \$100 valuation. Motion was approved to adopt the tax rate of \$0.5900.

RESULT:	ADOPTED [6 TO 1]
MOVER:	Dennis Beasley, Councilperson
SECONDER:	Libby Simonson, Councilperson
AYES:	Pickett, McCarty, Beasley, Jordan, Potetz, Simonson
NAYS:	Diane Huddleston

7. Council Action 2011-100

Consider Ratification of the Property Tax Revenue Increase Reflected in the FY 2011-2012 Budget.

COMMENTS - Current Meeting:

With the vote on the tax rate remaining the same at \$.5900 per \$100 valuation, Mr. Broz reported that the City would collect approximately \$123,500 more in revenue than the previous year, due to the increase in property valuations, along with the addition of new properties.

Motion was made to ratify the property tax revenue increase reflected in the FY 2011-2012 Budget.

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

8. Ordinance 2011-9

Consider an Ordinance Regarding Tax Roll Approval and the Tax Levy.

COMMENTS - Current Meeting:

Mayor Pickett read the caption of the Ordinance into the record as follows:

"TAX ROLL APPROVAL AND TAX LEVY."

Motion was made to adopt the Ordinance, as presented, approving the 2011 appraisal roll, with tax amounts, for 2011.

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

9. Resolution 2011-16

Consider a Resolution to Set Hearings Regarding Hazardous/Substandard Building Demolition Liens.

COMMENTS - Current Meeting:

Mr. Broz reported that expenses were incurred for the City's demolition of various properties as follows:

839 Washington Street, Liberty, Texas,
 902 Washington Street, Liberty, Texas,
 507 Trinity Street, Liberty, Texas, and
 3603 Beaumont Road, Liberty, Texas

Motion was made to set the public hearing date of November 8, 2011 to establish lien amounts on the properties located at 839 Washington, 902 Washington, 507 Trinity, and 3603 Beaumont Road.

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

10. Ordinance 2011-10

Consider Adoption of an Ordinance Amending Fees Charged by the City of Liberty for Collection and Disposal of Garbage and Rubbish.

COMMENTS - Current Meeting:

Mayor Pickett read the caption of the Ordinance into the record as follows:

"AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LIBERTY, TEXAS ESTABLISHING RATES OR FEES CHARGED BY THE CITY OF LIBERTY FOR THE COLLECTION AND DISPOSAL OF GARBAGE AND RUBBISH; THAT ALL PRIOR ORDINANCES ESTABLISHING SUCH RATES OR FEES ARE HEREBY REPEALED; PROVIDING FOR AN EFFECTIVE DATE; AND DISPENSING WITH THE REQUIREMENT OF SECTION 3.10 OF THE HOME RULE CHARTER THAT ALL ORDINANCES BE READ ON TWO SEPARATE DAYS."

Brief discussion was held regarding the City's garbage contractor, Waste Management, exercising their right to an increase in garbage collection rates based on the Consumer Price Index (CPI) adjustment of 3.018%. Mr. Broz reported that the City would be passing this cost to the customer. This cost amounts to an increase of .35 cents per residential customer, raising

the customer's garbage fee from \$15.28 per month to \$15.63 per month. A motion was made to adopt the ordinance as presented.

RESULT: **ADOPTED [6 TO 1]**
MOVER: Frank Jordan, Councilperson
SECONDER: Mike McCarty, Mayor Pro-Tem
AYES: Pickett, McCarty, Beasley, Huddleston, Jordan, Simonson
NAYS: Louie Potetz

11. Council Action 2011-101

Consider Letting Bids for Water Line Replacement in the Ridgewood, Minglewood, and Layl Subdivisions.

COMMENTS - Current Meeting:

Mr. Broz reported that there are adequate funds remaining from the 2010 Certificates of Obligation to complete water system improvements in the Ridgewood, Minglewood, and Layls Subdivisions, as follows:

- 1) Ridgewood - \$170,000
- 2) Minglewood - \$ 67,000
- 3) Layls - \$ 75,000

Motion was made to authorize the solicitation of bids for water line replacement in the Ridgewood, Minglewood, and Layls Subdivisions.

ATTACHMENTS:

- Water System Imp. 2011 Pg. 1 (PDF)
- Water System Imp. 2011 Pg. 2 (PDF)
- Water System Imp. 2011 Pg. 3 (PDF)

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

12. Council Action 2011-102

Consider Ratifying the Liberty Community Development Corporation's Bid Award for the Fire Department Substation Building.

COMMENTS - Current Meeting:

Mr. Broz presented, to Council, drawings of the proposed Fire Department Substation Building. Mr. Broz stated that the last meeting of the Liberty Community Development Corporation, the Board approved and recommends the base bid (2-bay facility) and Alternate #1 (additional third bay) from Target Construction, Houston, Texas. Base bid amount is \$160,000 plus Alternate #1, \$48,000, for a total cost of \$208,000. Further discussion included stipulations for soil testing, an on-site inspector, and other related matters.

Motion was made to ratify LCDC's recommendation and award the bid, to Target Contracting for the Fire Department Substation Building.

ATTACHMENTS:

- FD Substation Info Sept 2011 (PDF)

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

13. Resolution (ID # 2179)

Consider and Approve a Nomination to the Liberty County Central Appraisal District Board of Directors.

COMMENTS - Current Meeting:

This agenda item will be placed on the September 27, 2011 Council agenda.

ATTACHMENTS:

- CAD Board Info 2011 (PDF)

RESULT:	NO ACTION TAKEN
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B. Executive Session

Personnel Matters. Gov. Code §551.074

Deliberation Regarding Real Property. Gov. Code §551.072

Consultation With Attorney. Gov. Code §551.071

1. Discussion of the City Manager's annual evaluation.
2. Discussion regarding proposed rail spur purchase.

At 7:21 p.m., Mayor Pickett closed the open meeting and opened the Executive Session, stating that there would be no discussion on the posted item regarding the proposed rail spur purchase.

C. Reconvene into Regular Session

At 7:58 p.m., Mayor Pickett closed the Executive Session and reconvened the open meeting.

1. Council Action 2011-103

Consider and Take Action, If Any, on the City Manager's Annual Evaluation.

RESULT:	NO ACTION TAKEN
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2. Council Action 2011-104

Consider and Take Action, If Any, on the Proposed Rail Spur Purchase.

RESULT:	NO ACTION TAKEN
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VIII. ADJOURNMENT

A. Motion To: Adjourn

COMMENTS - Current Meeting:

There being no further business before the Council, the meeting was adjourned at 7:59 p.m.

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

Carl Pickett, Mayor

ATTEST:

Dianne Tidwell, City Secretary

Minutes Acceptance: Minutes of Sep 13, 2011 6:00 PM (Minutes Approval)



The City of Liberty City Council

Special Called Meeting

~ Minutes ~

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

Dianne Tidwell
City Secretary
(936) 336-3684

Tuesday, September 27, 2011

6:00 PM

City Council Chambers

I. CALL TO ORDER

The Meeting was called to order on September 27, 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	
Dianne Tidwell	City Secretary	Present	
Randy Gunter	City Attorney	Present	

II. 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.

City Manager Gary Broz reported on the following:

- 1) a TML Region XVI Meeting will be held in Port Arthur on Thursday, October 6th,
- 2) copies of the FY 2011-2012 Budget were distributed to Council,
- 3) auditors began their work yesterday,
- 4) Chief Tidwell will be a presenter in each of the week-long Texas Police Chief's Association training series, during the next two-year training cycle,
- 5) a hamburger lunch will be served to all city employees on Friday, September 30 at the Liberty Municipal Park.

Mayor Pickett, on behalf of Council, thanked the City Manager and Staff for the clean-up efforts on Hwy. 90 and the downtown area, to include striping and the painting of curbs. Mayor Pickett also thanked the U. S. Fish & Wildlife Service representatives for clean-up efforts along the Trinity River.

III. PRESENTATIONS / REPORTS

A. Information Item (ID # 2190)

Various Project Updates

Minutes Acceptance: Minutes of Sep 27, 2011 6:00 PM (Minutes Approval)

COMMENTS - Current Meeting:

City Manager Gary Broz reviewed the status of current City projects as follows:

- 1) new valves pressured up for the Monta St. water facilities,
- 2) sewer replacement project going well - working on Hwy. 146N, Hwy. 563, and South Liberty Oilfield and FM 3361,
- 3) working on contracts for the Bowie Street Fire Department Substation building,
- 4) new utility statement billing will be implemented soon,
- 5) RG3, the company contracted with to install new water meters, has been released from its duties due to RG3 employee issues, and
- 6) the Monta Street water tower will be filled soon, after final testing.

B. Information Item (ID # 2191)**Financial Report****COMMENTS - Current Meeting:**

Finance Director Naomi Herrington reported on the August 2011 Financial Report. The following items were reviewed and discussed with Council:

- 1) the various funds and status of each,
- 2) end of year transfer from the Electric Fund will be in the approximate amount of \$300,000 - \$350,000.
- 3) sales tax revenue totals will be approximately 20% over the budgeted amount,
- 4) EMS collections will be approximately 30% over previous year's collections.

Mr. Broz stated that staff has been doing a good job of keeping expenses to a minimum, which will assist in building much needed reserves.

C. Information Item (ID # 2192)**National Night Out Update****COMMENTS - Current Meeting:**

Police Chief Billy Tidwell reported that his department is now nationally affiliated with the National Night Out Campaign, and activities have been planned for Tuesday, October 4, 2011. Chief Tidwell stated the officers will be out in the neighborhoods visiting with citizens and a "Block Party" will be held on the City Hall parking lot. The Block Party will consist of face painters, children's games and prizes, a moonwalk and slide, hot dogs will be served, and various departments will have displays or equipment for the public's viewing. Target Stores is a sponsor and will be sending representatives to assist.

IV. REGULAR AGENDA**A. Regular Session****1. Resolution 2011-17**

Consider a Nomination to the Central Appraisal District Board of Directors.

COMMENTS - Current Meeting:

Motion was made to nominate John Hebert, Jr. to the Central Appraisal District Board of Directors.

ATTACHMENTS:

- CAD Board of Dir Info 2011 (PDF)

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

2. Council Action 2011-105

Consider a Nomination to the Central Appraisal District Appraisal Review Board.

COMMENTS - Current Meeting:

This item will be brought back to Council at the October 11th meeting.

ATTACHMENTS:

- CAD Appr Rev Brd Info 2011 (PDF)

RESULT:	NO ACTION TAKEN
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3. Council Action 2011-106

Consider Acceptance of Bid for Electrical Work at the Monta Street Well Location.

COMMENTS - Current Meeting:

Mr. Broz reviewed an electrical issue, which occurred several weeks ago, which caused the pumps at the Monta Street well location, to no longer function. A boil water notice was issued to the public, testing was completed and the boil water notice lifted. Mr. Broz stated that the City has received three bids for the upgrade of electrical boxes and wiring to remedy this problem. Mr. Broz further stated that there are monies available from the water line replacement project that will fund these repairs.

A motion was made to award the bid to Cooper Electric in the amount of \$18,495.00.

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

V. WORK SESSION

1. Work Session (ID # 2193)

Discussion of Code Book Codification and Related Issues.

COMMENTS - Current Meeting:

Mr. Broz reported to Council that review of changes to the new Code Book were almost complete. Upon completion of this work session and changes discussed, this information will be

sent to Franklin Publishing and an editorial and legal review will be conducted. A Franklin Publishing attorney will then meet with key City officials to discuss findings and any conflicts. Following this conference a draft will be provided to the City for final review before adoption.

Various topics discussed were the subdivision ordinance, alarm fees, and tattoo parlors.

VI. ADJOURNMENT

Motion To: Adjourn

COMMENTS - Current Meeting:

There being no further business before the Council, the meeting was adjourned at 7:39 p.m.

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

Carl Pickett, Mayor

ATTEST:

Dianne Tidwell, City Secretary

Minutes Acceptance: Minutes of Sep 27, 2011 6:00 PM (Minutes Approval)



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

7.A.1

Meeting: 10/11/11 06:00 PM

Department: Administration
Category: Condemnations

PUBLIC HEARING (ID # 2197)

DOC ID: 2197

*getting
Quotes*

Date: September 12, 2011

TO: James Lee Randolph
511 Garrett Street
Liberty, Texas 77575-5509

RE: Public Nuisance-Proposed Order to Demolish

Dear Sir and/or Madam:

As the City of Neighborhood Services Administrator, it has come to my attention and I do hereby find the building or structure situated on the below described location is:

- ☒ unsafe,
- ☒ substandard,
- ☒ dangerous,
- ☒ a hazard,
- ☒ a public nuisance.

I have attached hereto a detailed list setting out the conditions which I find render the building or structure, or portion thereof, a nuisance. The subject building or structure and its location are described as follows:

Building/Structure: Dilapidated Structure

Street Address: 416 Lamar

Legal Description: Liberty Inner Blocks, Block 111, Lot 2, Tr 2, Salvage

House

Attachment: PH 416 LAMAR (2197 : Ph 416 Lamar)

City of Liberty, Liberty County, Texas

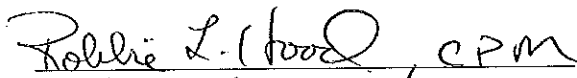
You are hereby given notice that a hearing will be held before the Liberty City Council at 6:00 o'clock p.m. on **October 11, 2011, at the Liberty City Hall, 1829 Sam Houston Street, Liberty, Texas 77575** to determine if the building complies with the standards set out in Chapter 6 of the Liberty Code of Ordinances, or if the structure should be ordered repaired, vacated and repaired, or demolished.

All interested persons who desire to be heard or who oppose the proposed order to repair, vacate and repair, or demolish the above described structure, shall appear at the above mentioned City Council hearing and show cause, if any, why the building or structure, or any portion thereof, involved in these proceedings should not be **ORDERED** repaired, vacated and repaired, or demolished. Your failure to appear shall constitute a waiver of your right to oppose any **ORDER** of the City Council.

Proof and scope of work will be required to be presented at hearing if work cannot be completed within 30 days. Furthermore, **IF** an extension is granted by City Council, specific time schedules for the commencement and performance of the work shall be required.

Furthermore, the amount of cost of abating such nuisance or demolishing said building or structure, and all incidental expenses associated therewith, if undertaken by the City of Liberty, shall constitute special assessments against the property on which the structure is located and as such, shall constitute a lien on said property.

Sincerely,



Robbie L. Hood
Neighborhood Services Administrator
City of Liberty

Attachment: PH 416 LAMAR (2197 : Ph 416 Lamar)

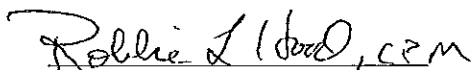
Conditions Rendering Building/Structure Hazardous and/or Dangerous

Owners Name: James Lee Randolph
 Mailing Address: 511 Garrett Street, Liberty, Texas 77575-5509

Property Description: Liberty Inner Blocks, Block 111, Lot 2, Tr 2, Salvage House
 Street Address: 416 Lamar Street, Liberty, Texas 77575

UNSAFE BUILDINGS: All buildings or structures which are unsafe, unsanitary, or do not provide adequate egress, or which constitutes a fire hazard, or are otherwise dangerous to human life, or which in relation to existing use, constitutes a hazard to safety or health, are considered unsafe buildings. All such unsafe buildings are hereby declared illegal and shall be abated by repair and rehabilitation or by demolition in accordance with the provisions of Chapter 6 of the Liberty Code of Ordinances.

1. Lack of hot and cold water running to plumbing fixtures in bathroom and kitchen.
2. Improper sewage disposal system in bathroom and kitchen.
3. Lack of adequate heating facilities.
4. Lack of required ventilating equipment.
5. Lack of required electrical lighting.
6. Dampness of habitable rooms.
7. Infestation of insects, vermin and rodents.
8. General dilapidation and improper maintenance of all heating and plumbing facilities.
9. Lack of adequate garbage and rubbish storage and removal facilities.
10. Deteriorated and inadequate foundations.
11. Defective and deteriorated flooring and floor supports.
12. Members of walls, partitions and other vertical supports have split, lead, list and/or buckled due to defect and deterioration.
13. Members of ceilings, roofs, ceiling and roof supports and other horizontal members have sagged, split and/or buckled due to defect and deterioration.
14. Hazardous wiring which is not connected and can not be connected due to defective maintenance and deterioration.
15. Hazardous plumbing which is not connected and can not be connected due to defective maintenance and deterioration.
16. Faulty weather protection.
17. Serious fire hazard.
18. Hazardous and unsanitary premises with an accumulation of junk, debris and garbage which constitutes a fire, health and safety hazard.
19. The building structure or portion thereof as a result of decay, deterioration or dilapidation's has or is likely to fully or partially collapse.
20. The building structure or portion thereof is in such a condition that it constitutes a public nuisance.


 Robbie L. Hood
 Neighborhood Services Adm.

9-12-11
 Date

Attachment: PH 416 LAMAR (2197 : Ph 416 Lamar)



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

7.A.2

Meeting: 10/11/11 06:00 PM

Department: Administration
Category: Condemnations

COUNCIL ACTION (ID # 2198)

DOC ID: 2198

City of Liberty
Order of Abatement

The City Council of the City of Liberty ("Council"), at a duly noticed public hearing, does hereby adopt the following Order of Abatement:

WHEREAS, it has come to the attention of Council that a building or structure at 416 Lamar of the Town of Liberty with Liberty County Central Appraisal District Property ID # 56394, Liberty Inner Blocks, Block 111, Lot 2 Tr 2, Salvage House in the City of Liberty is reported to be or believed to be substandard under the terms of Chapter 6 of the Liberty Code of Ordinances; and

WHEREAS, Council has at a public hearing received and/or heard evidence that the structure(s) on the property described above have/has

- a. become substantially deteriorated through natural causes and/or from exposure to the elements (wind, hail, rain and storms), or
- b. become so structurally deteriorated and/or damaged that it/they are in danger of collapse, or
- c. become a fire hazard due to the substantial deterioration of the building or structure; or
- d. failed to be constructed in conformity with the City Building Code; or
- e. become a hazard to the health and/or safety of the general public, including all conditions conducive to the harboring of rats, mice, and other disease carrying animals and/or insects, including such conditions that may be hazardous to safety, such as inadequate bracing or the use of deteriorated materials.

WHEREAS, Council has received and/or heard evidence that the City has made a diligent effort to determine the identity and address of any owner, lienholder, or mortgagee by searching the following records:

- a. county real property records of Liberty County;
- b. appraisal district records of Liberty County;
- c. records of the secretary of state;
- d. assumed name records of Liberty County;
- e. tax records of the City of Liberty; and
- f. utility records of the City of Liberty.

and has given notice of the public hearing held on this day regarding the substandard structure.

WHEREAS, the Council, having the authority to order abatement of substandard structures pursuant to Chapter 6 of the Liberty Code of Ordinances and Chapter 214 of the Local Government Code.

NOW, THEREFORE, BE IT RESOLVED, THAT the City Council of the City of Liberty hereby

ORDERS the abatement of the condition of the identified property by removal of the structure(s) thereon, within 30 days of this ORDER. The City Council further authorizes the City Manager or other City officials to secure the demolition of the structure(s) on the identified property if the structures have not been removed within 30 days of this ORDER, and place a lien on the land for costs associated with such demolition and removal according to law ; and

Part 1: That the notice of this public hearing was made or attempted with the efforts outlined in Chapter 214 of the Local Government Code.

Part 2: That it is hereby determined that the identified structure is in fact a structure that is dilapidated, substandard, or unfit for human habitation and a hazard to the public health, safety, and welfare.

Part 3: That public necessity requires the demolition and removal of the identified structure.

Part 4: That this resolution shall take effect immediately from and after its passage.

I certify that the foregoing is a true and correct copy of the resolution/order duly adopted by the City Council of the City of Liberty. This Order of Abatement shall be maintained with the official minutes of the City Council of the City of Liberty

In witness whereof, I have hereunto set my hand on this the 11th day of October, 2011.

By: _____

Carl Pickett,
Mayor,
City of Liberty



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

7.A.3

Meeting: 10/11/11 06:00 PM

Department: Administration
Category: Condemnations

PUBLIC HEARING (ID # 2199)

DOC ID: 2199

Date: September 12, 2011

TO: Taft B. Lewis
710 Lamar Street
Liberty, Texas 77575-4510

RE: Public Nuisance-Proposed Order to Demolish

Dear Sir and/or Madam:

As the City of Neighborhood Services Administrator, it has come to my attention and I do hereby find the building or structure situated on the below described location is:

- ☒ unsafe,
- ☒ substandard,
- ☒ dangerous,
- ☒ a hazard,
- ☒ a public nuisance.

I have attached hereto a detailed list setting out the conditions which I find render the building or structure, or portion thereof, a nuisance. The subject building or structure and its location are described as follows:

Building/Structure: **Dilapidated Structure**

Street Address: **710 Lamar Street**

Legal Description: **Liberty Inner Blocks, Block 114, Lot Pt 1 2 Tr 4;**
Salvage House

Attachment: PH 710 Lamar (2199 : PH 710 Lamar)

City of Liberty, Liberty County, Texas

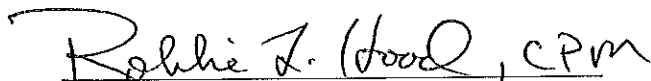
You are hereby given notice that a hearing will be held before the Liberty City Council at 6:00 o'clock p.m. on October 11, 2011, at the Liberty City Hall, 1829 Sam Houston Street, Liberty, Texas 77575 to determine if the building complies with the standards set out in Chapter 6 of the Liberty Code of Ordinances, or if the structure should be ordered repaired, vacated and repaired, or demolished.

All interested persons who desire to be heard or who oppose the proposed order to repair, vacate and repair, or demolish the above described structure, shall appear at the above mentioned City Council hearing and show cause, if any, why the building or structure, or any portion thereof, involved in these proceedings should not be ORDERED repaired, vacated and repaired, or demolished. Your failure to appear shall constitute a waiver of your right to oppose any ORDER of the City Council.

Proof and scope of work will be required to be presented at hearing if work cannot be completed within 30 days. Furthermore, IF an extension is granted by City Council, specific time schedules for the commencement and performance of the work shall be required.

Furthermore, the amount of cost of abating such nuisance or demolishing said building or structure, and all incidental expenses associated therewith, if undertaken by the City of Liberty, shall constitute special assessments against the property on which the structure is located and as such, shall constitute a lien on said property.

Sincerely,



Robbie L. Hood
Neighborhood Services Administrator
City of Liberty

Attachment: PH 710 Lamar (2199 : PH 710 Lamar)

Conditions Rendering Building/Structure Hazardous and/or Dangerous

Owners Name: Taft B. Lewis

Mailing Address: 710 Lamar Street, Liberty, Texas 77575-4510

Property Description: Liberty Inner Blocks, Block 114, Lot Pt 1 2, Tr 4, Salvage House

Street Address: 1018 Confederate Street, Liberty, Texas 77575

UNSAFE BUILDINGS: All buildings or structures which are unsafe, unsanitary, or do not provide adequate egress, or which constitutes a fire hazard, or are otherwise dangerous to human life, or which in relation to existing use, constitutes a hazard to safety or health, are considered unsafe buildings. All such unsafe buildings are hereby declared illegal and shall be abated by repair and rehabilitation or by demolition in accordance with the provisions of Chapter 6 of the Liberty Code of Ordinances.

1. Lack of hot and cold water running to plumbing fixtures in bathroom and kitchen.
2. Improper sewage disposal system in bathroom and kitchen.
3. Lack of adequate heating facilities.
4. Lack of required ventilating equipment.
5. Lack of required electrical lighting.
6. Dampness of habitable rooms.
7. Infestation of insects, vermin and rodents.
8. General dilapidation and improper maintenance of all heating and plumbing facilities.
9. Lack of adequate garbage and rubbish storage and removal facilities.
10. Deteriorated and inadequate foundations.
11. Defective and deteriorated flooring and floor supports.
12. Members of walls, partitions and other vertical supports have split, lead, list and/or buckled due to defect and deterioration.
13. Members of ceilings, roofs, ceiling and roof supports and other horizontal members have sagged, split and/or buckled due to defect and deterioration.
14. Hazardous wiring which is not connected and can not be connected due to defective maintenance and deterioration.
15. Hazardous plumbing which is not connected and can not be connected due to defective maintenance and deterioration.
16. Faulty weather protection.
17. Serious fire hazard.
18. Hazardous and unsanitary premises with an accumulation of junk, debris and garbage which constitutes a fire, health and safety hazard.
19. The building structure or portion thereof as a result of decay, deterioration or dilapidation's has or is likely to fully or partially collapse.
20. The building structure or portion thereof is in such a condition that it constitutes a public nuisance.

Robbie L. Hood, CPA
 Robbie L. Hood
 Neighborhood Services Adm.

9-12-11
 Date

Attachment: PH 710 Lamar (2199 : PH 710 Lamar)



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

7.A.4

Meeting: 10/11/11 06:00 PM

Department: Administration
Category: Condemnations

COUNCIL ACTION (ID # 2200)

DOC ID: 2200

City of Liberty
Order of Abatement

The City Council of the City of Liberty ("Council"), at a duly noticed public hearing, does hereby adopt the following Order of Abatement:

WHEREAS, it has come to the attention of Council that a building or structure at 710 Lamar of the Town of Liberty with Liberty County Central Appraisal District Property ID # 56413, Liberty Inner Blocks, Block 114, Lot Pt 1 2 Tr 4, Salvage House in the City of Liberty is reported to be or believed to be substandard under the terms of Chapter 6 of the Liberty Code of Ordinances; and

WHEREAS, Council has at a public hearing received and/or heard evidence that the structure(s) on the property described above have/has

- a. become substantially deteriorated through natural causes and/or from exposure to the elements (wind, hail, rain and storms), or
- b. become so structurally deteriorated and/or damaged that it/they are in danger of collapse, or
- c. become a fire hazard due to the substantial deterioration of the building or structure; or
- d. failed to be constructed in conformity with the City Building Code; or
- e. become a hazard to the health and/or safety of the general public, including all conditions conducive to the harboring of rats, mice, and other disease carrying animals and/or insects, including such conditions that may be hazardous to safety, such as inadequate bracing or the use of deteriorated materials.

WHEREAS, Council has received and/or heard evidence that the City has made a diligent effort to determine the identity and address of any owner, lienholder, or mortgagee by searching the following records:

- a. county real property records of Liberty County;
- b. appraisal district records of Liberty County;
- c. records of the secretary of state;
- d. assumed name records of Liberty County;
- e. tax records of the City of Liberty; and
- f. utility records of the City of Liberty.

and has given notice of the public hearing held on this day regarding the substandard structure.

WHEREAS, the Council, having the authority to order abatement of substandard structures pursuant to Chapter 6 of the Liberty Code of Ordinances and Chapter 214 of the Local Government Code.

NOW, THEREFORE, BE IT RESOLVED, THAT the City Council of the City of Liberty hereby

ORDERS the abatement of the condition of the identified property by removal of the structure(s) thereon, within 30 days of this ORDER. The City Council further authorizes the City Manager or other City officials to secure the demolition of the structure(s) on the identified property if the structures have not been removed within 30 days of this ORDER, and place a lien on the land for costs associated with such demolition and removal according to law ; and

Part 1: That the notice of this public hearing was made or attempted with the efforts outlined in Chapter 214 of the Local Government Code.

Part 2: That it is hereby determined that the identified structure is in fact a structure that is dilapidated, substandard, or unfit for human habitation and a hazard to the public health, safety, and welfare.

Part 3: That public necessity requires the demolition and removal of the identified structure.

Part 4: That this resolution shall take effect immediately from and after its passage.

I certify that the foregoing is a true and correct copy of the resolution/order duly adopted by the City Council of the City of Liberty. This Order of Abatement shall be maintained with the official minutes of the City Council of the City of Liberty

In witness whereof, I have hereunto set my hand on this the 11^h day of October, 2011.

By: _____

Carl Pickett,
Mayor,
City of Liberty

Attachment: Order of Abatement 710 Lamar (2200 : Order of Abatement 710 Lamar)



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

7.A.5

Meeting: 10/11/11 06:00 PM

Department: Administration
Category: Condemnations

PUBLIC HEARING (ID # 2201)

DOC ID: 2201

Date: September 12, 2011

TO: Mammen Punnoose Et Al
2422 Turtle Creek Dr
Missouri City, Texas 77459-3302

RE: Public Nuisance-Proposed Order to Demolish

Dear Sir and/or Madam:

As the City of Neighborhood Services Administrator, it has come to my attention and I do hereby find the building or structure situated on the below described location is:

- ☒ unsafe,
- ☒ substandard,
- ☒ dangerous,
- ☒ a hazard,
- ☒ a public nuisance.

I have attached hereto a detailed list setting out the conditions which I find render the building or structure, or portion thereof, a nuisance. The subject building or structure and its location are described as follows:

Building/Structure: **Dilapidated Structure**

Street Address: **1018 Confederate Street**

Legal Description: **Fisher, Block 3, Lot 8**

Attachment: PH 1018 Confederate (2201 : Ph 1018 Confederate)

City of Liberty, Liberty County, Texas

You are hereby given notice that a hearing will be held before the Liberty City Council at 6:00 o'clock p.m. on October 11, 2011, at the Liberty City Hall, 1829 Sam Houston Street, Liberty, Texas 77575 to determine if the building complies with the standards set out in Chapter 6 of the Liberty Code of Ordinances, or if the structure should be ordered repaired, vacated and repaired, or demolished.

All interested persons who desire to be heard or who oppose the proposed order to repair, vacate and repair, or demolish the above described structure, shall appear at the above mentioned City Council hearing and show cause, if any, why the building or structure, or any portion thereof, involved in these proceedings should not be ORDERED repaired, vacated and repaired, or demolished. Your failure to appear shall constitute a waiver of your right to oppose any ORDER of the City Council.

Proof and scope of work will be required to be presented at hearing if work cannot be completed within 30 days. Furthermore, IF an extension is granted by City Council, specific time schedules for the commencement and performance of the work shall be required.

Furthermore, the amount of cost of abating such nuisance or demolishing said building or structure, and all incidental expenses associated therewith, if undertaken by the City of Liberty, shall constitute special assessments against the property on which the structure is located and as such, shall constitute a lien on said property.

Sincerely,



Robbie L. Hood
Neighborhood Services Administrator
City of Liberty

Conditions Rendering Building/Structure Hazardous and/or Dangerous

Owners Name: Mammen Punnoose Et Al
 Mailing Address: 2422 Turtle Creek Dr, Missouri City, Texas 77459-3302
 Property Description: Fisher, Block 3, Lot 8
 Street Address: 1018 Confederate Street , Liberty, Texas 77575

UNSAFE BUILDINGS: All buildings or structures which are unsafe, unsanitary, or do not provide adequate egress, or which constitutes a fire hazard, or are otherwise dangerous to human life, or which in relation to existing use, constitutes a hazard to safety or health, are considered unsafe buildings. All such unsafe buildings are hereby declared illegal and shall be abated by repair and rehabilitation or by demolition in accordance with the provisions of Chapter 6 of the Liberty Code of Ordinances.

1. Lack of hot and cold water running to plumbing fixtures in bathroom and kitchen.
2. Improper sewage disposal system in bathroom and kitchen.
3. Lack of adequate heating facilities.
4. Lack of required ventilating equipment.
5. Lack of required electrical lighting.
6. Dampness of habitable rooms.
7. Infestation of insects, vermin and rodents.
8. General dilapidation and improper maintenance of all heating and plumbing facilities.
9. Lack of adequate garbage and rubbish storage and removal facilities.
10. Deteriorated and inadequate foundations.
11. Defective and deteriorated flooring and floor supports.
12. Members of walls, partitions and other vertical supports have split, lead, list and/or buckled due to defect and deterioration.
13. Members of ceilings, roofs, ceiling and roof supports and other horizontal members have sagged, split and/or buckled due to defect and deterioration.
14. Hazardous wiring which is not connected and can not be connected due to defective maintenance and deterioration.
15. Hazardous plumbing which is not connected and can not be connected due to defective maintenance and deterioration.
16. Faulty weather protection.
17. Serious fire hazard.
18. Hazardous and unsanitary premises with an accumulation of junk, debris and garbage which constitutes a fire, health and safety hazard.
19. The building structure or portion thereof as a result of decay, deterioration or dilapidation's has or is likely to fully or partially collapse.
20. The building structure or portion thereof is in such a condition that it constitutes a public nuisance.

Robbie L. Hood, CRM
 Robbie L. Hood
 Neighborhood Services Adm.

9-12-11
 Date

Attachment: PH 1018 Confederate (2201 : Ph 1018 Confederate)



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

7.A.6

Meeting: 10/11/11 06:00 PM

Department: Administration
Category: Condemnations

COUNCIL ACTION (ID # 2202)

DOC ID: 2202

City of Liberty
Order of Abatement

The City Council of the City of Liberty ("Council"), at a duly noticed public hearing, does hereby adopt the following Order of Abatement:

WHEREAS, it has come to the attention of Council that a building or structure at 1018 Confederate of the Town of Liberty with Liberty County Central Appraisal District Property ID # 48196, Fisher, Block 3, Lot 8 in the City of Liberty is reported to be or believed to be substandard under the terms of Chapter 6 of the Liberty Code of Ordinances; and

WHEREAS, Council has at a public hearing received and/or heard evidence that the structure(s) on the property described above have/has

- a. become substantially deteriorated through natural causes and/or from exposure to the elements (wind, hail, rain and storms), or
- b. become so structurally deteriorated and/or damaged that it/they are in danger of collapse, or
- c. become a fire hazard due to the substantial deterioration of the building or structure; or
- d. failed to be constructed in conformity with the City Building Code; or
- e. become a hazard to the health and/or safety of the general public, including all conditions conducive to the harboring of rats, mice, and other disease carrying animals and/or insects, including such conditions that may be hazardous to safety, such as inadequate bracing or the use of deteriorated materials.

WHEREAS, Council has received and/or heard evidence that the City has made a diligent effort to determine the identity and address of any owner, lienholder, or mortgagee by searching the following records:

- a. county real property records of Liberty County;
- b. appraisal district records of Liberty County;
- c. records of the secretary of state;
- d. assumed name records of Liberty County;
- e. tax records of the City of Liberty; and
- f. utility records of the City of Liberty.

and has given notice of the public hearing held on this day regarding the substandard structure.

WHEREAS, the Council, having the authority to order abatement of substandard structures pursuant to Chapter 6 of the Liberty Code of Ordinances and Chapter 214 of the Local Government Code.

NOW, THEREFORE, BE IT RESOLVED, THAT the City Council of the City of Liberty hereby

ORDERS the abatement of the condition of the identified property by removal of the structure(s) thereon, within 30 days of this ORDER. The City Council further authorizes the City Manager or other City officials to secure the demolition of the structure(s) on the identified property if the structures have not been removed within 30 days of this ORDER, and place a lien on the land for costs associated with such demolition and removal according to law ; and

Part 1: That the notice of this public hearing was made or attempted with the efforts outlined in Chapter 214 of the Local Government Code.

Part 2: That it is hereby determined that the identified structure is in fact a structure that is dilapidated, substandard, or unfit for human habitation and a hazard to the public health, safety, and welfare.

Part 3: That public necessity requires the demolition and removal of the identified structure.

Part 4: That this resolution shall take effect immediately from and after its passage.

I certify that the foregoing is a true and correct copy of the resolution/order duly adopted by the City Council of the City of Liberty. This Order of Abatement shall be maintained with the official minutes of the City Council of the City of Liberty

In witness whereof, I have hereunto set my hand on this the 11^h day of October, 2011.

By: _____

Carl Pickett,
Mayor,
City of Liberty

Attachment: Order of Abatement 1018 Confederate (2202 : Order of Abatement 1018 Confederate)



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

7.A.7

Meeting: 10/11/11 06:00 PM

Department: Administration
Category: Board Appointments

COUNCIL ACTION (ID # 2205)

DOC ID: 2205

EXPLANATION:

The CAD is requesting a nomination from each taxing entity, from their respective county precinct, to the Appraisal Review Board. To serve on this Board, individuals must be a resident of the Appraisal District for 2 years, and cannot be an officer or employee of the Appraisal District or any Taxing Entity. Members serve two-year staggered terms, meeting once a month and twice weekly during May and June. Members are paid \$150 per day. Nomination(s) to be made are for the At Large positions. This nomination must be submitted by October 21. If an individual is nominated, who is not currently on the ARB, that individual is responsible for filling out the CAD's application for appointment.

Winn Skidmore and Kenneth Riggs are willing to serve again.

FYI - Board members are Bill Brackin, Curtis Laird, Kenneth Riggs, Winn Skidmore, Walt Saucier, Joe Bazaar, and Cordella Kirkham.

**LIBERTY COUNTY CENTRAL APPRAISAL DISTRICT
P.O. BOX 10016/2030 SAM HOUSTON
LIBERTY, TEXAS 77575
(936) 336-5722 FAX (936) 336-8390**

August 30, 2011

To: All Voting Taxing Units

Re: ARB Nominations

Dear Taxing Units:

The two (2) year term of the following three (3) positions on the Liberty County Appraisal Review Board (ARB) will expire December 31, 2011.

<u>County Pct.#</u>	<u>Board Member</u>
4	Curtis Laird
At Large	Kenneth Riggs
At Large	Winn Skidmore

The Board of Directors has requested you submit a nominee from your area to the district office by 5:00 P.M. on October 21, 2011. The Board will make appointments at their regularly scheduled meeting on Thursday, October 27, 2011 at 9:30 A.M. Please have your nominee **complete the enclosed application** unless they are currently serving on the ARB.

According to Sec. 6.41(c) of the Property Tax Code, to be eligible to serve on the Appraisal Review Board, an individual must be a resident of the Appraisal District for two (2) years, cannot be an officer or an employee of the Appraisal District or a Taxing Unit and can only serve three (3) consecutive terms. Additionally, the law also bars from service a person who contracts for any purpose with the Appraisal District or a Taxing Unit. In addition, all members will be required to attend an ARB training session.

Typically, the ARB meets at 9:00 A.M. once a month and at least twice a week during the months of May and June. ARB members are paid one hundred and fifty dollars per day.

If you should have any questions concerning these nominations, please give me a call.
If your nomination is someone currently on the Board, please do not require them to complete the attached application.

Sincerely,


Alan D. Conner
Chief Administrator

Attachment: CAD Appr Rev Brd Info 2011 (2205 : CAD Appraisal Review Board Nomination)

APPLICATION FOR APPRAISAL REVIEW BOARD APPOINTMENT LIBERTY COUNTY CENTRAL APPRAISAL DISTRICT

APPLICANT INFORMATION

LAST NAME	FIRST NAME	MIDDLE INITIAL
ADDRESS		
CITY		ZIP CODE
SOCIAL SECURITY NUMBER	TELEPHONE NUMBERS: DAYTIME ()	EVENING ()

APPRIASAL REVIEW BOARD QUALIFICATION STATEMENT

Please answer the following questions by checking "Yes" or "No"

1. Are you a resident of the Liberty County Central Appraisal District and have you resided within the District for the past two years? Yes _____ No _____

2. Are you currently employed by or are you an officer or director of the State Comptroller's Office, an appraisal district, or a taxing unit (i.e. county, school district, or special district) in any capacity? Yes _____ No _____
If you answered "Yes" please indicate in what capacity you are employed or serve below:

3. Have you even been employed by or been an officer or director of the Liberty County Central Appraisal District or any taxing unit (i.e. county, school district, city or special district) served by the Liberty County Central Appraisal District? Yes _____ No _____

4. Do you, or does any relative of yours within the second degree by either blood or marriage, do business in the Liberty County Central Appraisal District as a paid property tax agent or as an appraiser who performs appraisals for use in property tax proceedings? Yes _____ No _____

These are the degrees of relationship included:

1st Degree by Consanguinity (blood): Parents, children

1st Degree by Affinity (marriage): Spouse, spouses of relatives listed under consanguinity, stepparents, spouse's children, and stepchildren

2nd Degree by Consanguinity (blood): Grandparents, grandchildren, brothers, and sisters

2nd Degree by Affinity (marriage): Spouse's grandparents, spouse's brothers and sisters

5. Are you, or a business in which you hold substantial interest, a party to a contract with the Appraisal District or with a taxing unit in the District? A substantial interest means that you and your spouse together own at least 10% of the voting stock or shares in the business, or that either of you is a partner, limited partner, or officer of the business entity. Yes _____ No _____

6. Is any relative of either you or your spouse employed by the Liberty County Central Appraisal District?

Relative's Name: _____

Degree of Relationship: _____

7. Do you own property in Liberty County? Yes _____ No _____
If "Yes" are the property taxes current? Yes _____ No _____

PERSONAL BACKGROUND

1. Have you ever been convicted of a felony or of a misdemeanor involving moral turpitude, or are you presently under indictment or other legal accusation of theft or for any felony? If "Yes" explain below the nature of the offense, date, and location: Yes _____ No _____
- _____
- _____

2. Are you a U.S. citizen? Yes _____ No _____
If "No" are you eligible to be employed under a visa or entry permit? Yes _____ No _____

3. Use the space below to list professional society memberships, job related licenses registrations, certificates (with their numbers), and expiration dates. Provide additional comments or information that would be of assistance in considering you for this position.
- _____
- _____
- _____

EDUCATION AND TRAINING

Please indicate your level of education below:

Less than high school education _____ High school education _____ College education _____
Number of years attended college _____
Degree(s) attained _____

WORK HISTORY

(List most recent jobs first)

Include paid or verifiable non-paid experience including military service. If you have had more than one position with the same employer, please list each position separately.

Company Name _____	Address _____	
Type of Business _____	Position Held _____	Yrs of Service _____
Company Name _____	Address _____	
Type of Business _____	Position Held _____	Yrs of Service _____
Company Name _____	Address _____	
Type of Business _____	Position Held _____	Yrs of Service _____
Company Name _____	Address _____	
Type of Business _____	Position Held _____	Yrs of Service _____

In your own words, please explain why you would like to serve on the Appraisal Review Board:

I affirm that the information provided in this application is true and correct. I further affirm that to the best of my knowledge and belief, I am not disqualified by law from accepting an appointment to the Appraisal Review Board for the Liberty County Central Appraisal District.

Signature: _____

Date: _____

STATEMENT OF POLICY**131****RE: QUALIFICATIONS AND APPOINTMENT OF ARB MEMBERS****ELIGIBILITY**

TO BE ELIGIBLE TO SERVE ON THE APPRAISAL REVIEW BOARD AN INDIVIDUAL MUST BE A RESIDENT OF THE APPRAISAL DISTRICT FOR AT LEAST TWO (2) YEARS. A MEMBER OF THE BOARD OF DIRECTORS OR AN OFFICER OR EMPLOYEE OF THE COMPTROLLER'S OFFICE, THE APPRAISAL OFFICE, OR A TAXING UNIT IS INELIGIBLE TO SERVE.

AN INDIVIDUAL IS ALSO INELIGIBLE TO SERVE IF THE INDIVIDUAL IS RELATED WITHIN THE SECOND DEGREE OF CONSANGUINITY OR AFFINITY TO AN INDIVIDUAL WHO APPRAISES PROPERTY FOR COMPENSATION FOR USE IN A PROTEST HEARING OR OF REPRESENTING PROPERTY OWNERS FOR COMPENSATION IN A PROCEEDING IN LIBERTY COUNTY.

AN INDIVIDUAL IS ALSO INELIGIBLE TO BE APPOINTED TO OR TO SERVE ON THE APPRAISAL REVIEW BOARD IF THE INDIVIDUAL OR A BUSINESS ENTITY IN WHICH THE INDIVIDUAL HAS A SUBSTANTIAL INTEREST IS A PARTY TO A CONTRACT WITH THE DISTRICT OR WITH A TAXING UNIT THAT PARTICIPATES IN THE DISTRICT. SUBSTANTIAL INTEREST SHALL BE DEFINED AS THE COMBINED OWNERSHIP OF THE INDIVIDUAL AND THE INDIVIDUAL'S SPOUSE OF AT LEAST 10 PERCENT OF THE VOTING STOCK OR SHARES OF THE BUSINESS ENTITY OR THE INDIVIDUAL'S SPOUSE IS A PARTNER, OR OFFICER OF THE BUSINESS ENTITY.

A PERSON WHO HAS SERVED FOR ALL OR PART OF THREE CONSECUTIVE TERMS AS A BOARD MEMBER IS INELIGIBLE TO SERVE ON THE APPRAISAL REVIEW BOARD DURING A TERM THAT BEGINS ON THE NEXT JANUARY 1 FOLLOWING THIRD OF THOSE CONSECUTIVE TERMS.

TERMS

THE LIBERTY COUNTY APPRAISAL REVIEW BOARD WILL CONSIST OF SEVEN (7) MEMBERS WHO SHALL SERVE TWO (2) YEAR, STAGGERED TERMS WITH TERMS OF AS CLOSE TO ONE-HALF (1/2) OF THE MEMBERS EXPIRING EACH YEAR. AN INDIVIDUAL WHO IS INELIGIBLE TO SERVE ON THE BOARD BECAUSE HE HAS SERVED FOR ALL OR PART OF THREE (3) PREVIOUS TERMS ON THE APPRAISAL REVIEW BOARD MAY BE REAPPOINTED TO THE BOARD AFTER THE EXPIRATION OF ONE (1) TWO YEAR TERM.

STATEMENT OF POLICY (CONTINUED)**131****METHOD OF SELECTION**

IT IS THE DESIRE OF THE BOARD OF DIRECTORS FOR THE APPRAISAL REVIEW BOARD MEMBERS TO REPRESENT THE DIFFERENT GEOGRAPHIC AREAS OF THE COUNTY. THEREFORE, THE DIRECTORS WILL STRIVE TO APPOINT ONE RESIDENT MEMBER FROM EACH OF THE FOUR COUNTY PRECINCTS AND AN ADDITIONAL THREE MEMBERS DESIGNATED AS AT LARGE MEMBERS. THE BOARD RESERVES THE RIGHT TO SELECT THE MOST QUALIFIED MEMBER REGARDLESS OF PRECINCT RESIDENCY.

THE BOARD OF DIRECTORS WILL SOLICIT NOMINATIONS FOR EACH ARB POSITION FROM THESE VOTING TAXING UNITS LOCATED IN THE PRECINCT IN WHICH THE POSITION IS LOCATED OR FROM THE LIBERTY COUNTY COMMISSIONERS COURT FOR THE AT-LARGE POSITIONS. THE DIRECTORS, UPON THEIR OWN INITIATIVE, MAY PLACE A NAME OR NAMES IN NOMINATION. A VACANCY ON THE APPRAISAL REVIEW BOARD IS FILLED IN THE SAME MANNER.

COMPENSATION

APPRAISAL REVIEW BOARD MEMBERS SHALL BE COMPENSATED AS PROVIDED BY THE APPRAISAL DISTRICT'S BUDGET. MEMBERS SHALL BE ENTITLED TO RECEIVE ONE HUNDRED (\$150.00) PER MEETING BEGINNING JUNE 26, 2008.

DUTIES AND RESPONSIBILITIES

THE APPRAISAL REVIEW BOARD IS STATUTORILY RESPONSIBLE FOR THE REVIEW OF THE APPRAISAL RECORDS FOR ACCURACY AND UNIFORMITY AND FOR THE HEARING OF TAXPAYER PROTEST AND TAXING UNIT CHALLENGES. THE APPRAISAL REVIEW BOARD SHALL ADOPT RULES OF ORDER AND PROCEDURE FOR THE CONDUCT OF THEIR MEETINGS.

IMPROPER COMMUNICATION

A MEMBER OF THE APPRAISAL REVIEW BOARD MAY NOT COMMUNICATE WITH ANOTHER PERSON CONCERNING A PROPERTY THAT IS SUBJECT OF A PROTEST EXCEPT DURING A HEARING ON ANOTHER PROTEST OR OTHER PROCEEDING BEFORE THE BOARD WHICH THE PROPERTY IS COMPARED TO OTHER PROPERTY OR USED IN A SAMPLE OF PROPERTIES. IF A BOARD MEMBER HAS COMMUNICATED WITH ANOTHER PERSON IN VIOLATION OF THIS PROVISION, THE MEMBER MUST BE EXCUSED FROM THE

STATEMENT OF POLICY (CONTINUED)**131**

PROCEEDING AND MAY NOT HEAR, DELIBERATE ON, OR VOTE ON THE DETERMINATION OF PROTEST. A BOARD MEMBER WHO IS EXCUSED MAY BE TEMPORARILY REPLACED BY ANY PERSON WHO HAS PREVIOUSLY SERVED ON THE APPRAISAL REVIEW BOARD, AND STILL MEETS THE OTHER ELIGIBILITY REQUIREMENTS. IF NO OTHER FORMER MEMBER IS AVAILABLE, THE CHAIRMAN OF THE APPRAISAL REVIEW BOARD MAY SELECT ANY PERSON WHO IS OTHERWISE QUALIFIED FOR MEMBERSHIP AS A TEMPORARY REPLACEMENT. AN ALTERNATE MEMBER WILL BE PAID THE SAME AS A REGULAR APPRAISAL REVIEW MEMBER.

REMOVAL OF ARB MEMBER

ACCORDING TO SEC. 6.41(F) OF THE PROPERTY TAX CODE, AN ARB MEMBER MAY BE REMOVED BY MAJORITY VOTE OF THE BOARD OF DIRECTORS GROUNDS FOR REMOVAL ARE:

1. A VIOLATION OF SECTION 6.412 OR 6.413;
2. GOOD CAUSE RELATING TO ATTENDANCE AT CALLED MEETINGS, MEMBERS ARE REQUIRED TO ATTEND AT LEAST 66 2/3 % OF CALLED MEETINGS.

TRAINING

A MEMBER OF THE APPRAISAL REVIEW BOARD MAY NOT PARTICIPATE IN A HEARING CONDUCTED BY THE BOARD UNLESS THE PERSON HAS COMPLETED AN ARB TRAINING COURSE AS PROVIDED BY SECTION 5.041 OF THE TEXAS PROPERTY TAX CODE.

REVISED 06/26/08
REVISED 07/22/10



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

7.A.8

Meeting: 10/11/11 06:00 PM

Department: Administration
Category: Change Orders

COUNCIL ACTION (ID # 2206)

DOC ID: 2206