



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, October 11, 2011

6:00 PM

City Council Chambers

I. CALL TO ORDER

The Meeting was called to order on October 11, 2011 at the City Council Chambers, 1829 Sam Houston, Liberty, TX at 6:03 PM by Mayor Carl Pickett.

Attendee Name	Title	Status	Arrived
Carl Pickett	Mayor	Present	
Mike McCarty	Mayor Pro-Tem	Absent	
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 Mr. Kevin Ladd.

III. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance to the American and Texas flags was led by Mrs. Ruby Dark.

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.

Mayor Pickett reminded the Council of the upcoming TML Annual Conference to be held in Houston, October 12-14, 2011. Mayor Pickett also thanked Chief Tidwell, the Liberty Police Department, and the City of Liberty staff and employees for the National Night Out activities held at City Hall, on October 4, 2011.

City Manager Gary Broz reported that the dedication of Veteran's Memorial Hwy. will be held on Wednesday, November 9th at 9:30 a.m. near Chili's Restaurant. Mr. Broz further reported that, earlier this day, a contractor had broken a 12" water line on Hwy. 146 North, the City had experienced low water pressure, and a boil water notice had been released to the public. Mr. Broz stated that the water line has now been repaired.

V. PRESENTATIONS / REPORTS

A. Information Item (ID # 2203)

Various Project Updates

COMMENTS - Current Meeting:

Mr. Broz reviewed the status of various City projects to include the Meter Replacement Program, Airport Project, and Fire Department Substation. Mr. Broz further reviewed a handout detailing other current projects.

B. Information Item (ID # 2204)

National Night Out

COMMENTS - Current Meeting:

Mr. Broz reported on the National Night Out activities held at City Hall, on Tuesday, October 4th. Mr. Broz stated that this event was a success, with great participation from employees and the public. Mr. Broz further stated that this event would expand each year and thanked the Council for their participation in this program to promote police-community partnerships.

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, Beasley, Huddleston, Jordan, Potetz, Simonson
ABSENT:	Mike McCarty

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.

COMMENTS - Current Meeting:

At 6:16 p.m., Mayor Pickett opened the Public Hearing on the condemnation of the structure located at 416 Lamar Street. After a Power Point presentation regarding the condition of the structure was reviewed, City Attorney Randy Gunter directed questions to Neighborhood Services Director Robbie Hood 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. Gunter further questioned Mr. Hood regarding the structure being identified as a nuisance and its dilapidated/substandard condition. After further discussion of the structure in question, Mayor Pickett closed the Public Hearing at 6:22 p.m.

ATTACHMENTS:

- PH 416 LAMAR (PDF)

2. Council Action 2011-107

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

COMMENTS - Current Meeting:

Motion was made to issue an Order of Abatement for 416 Lamar Street.

ATTACHMENTS:

- Order of Abatement 416 Lamar (DOC)

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

3. Public Hearing (ID # 2199)

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

COMMENTS - Current Meeting:

At 6:23 p.m., Mayor Pickett opened the Public Hearing on the condemnation of the structure located at 710 Lamar Street. City Attorney Randy Gunter stated that this item does not actually require a Public Hearing or any action, as Neighborhood Services Director Robbie Hood would explain. Mr. Hood made a brief power point presentation reporting that the property owner was in the process of removing the structure, which would be completed in 2-3 weeks.

The Public Hearing was closed at 6:25 p.m.

ATTACHMENTS:

- PH 710 Lamar (PDF)

4. Council Action 2011-108

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

COMMENTS - Current Meeting:

City Attorney Randy Gunter recommended that this item be passed on.

ATTACHMENTS:

- Order of Abatement 710 Lamar (DOC)

RESULT:	NO ACTION TAKEN
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5. Public Hearing (ID # 2201)

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

COMMENTS - Current Meeting:

At 6:25 p.m., Mayor Pickett opened the Public Hearing on the structure located at 1018 Confederate Street. After a Power Point presentation regarding the condition of the structure was reviewed, City Attorney Randy Gunter directed questions to Neighborhood Services Director Robbie Hood 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. Gunter further questioned Mr. Hood regarding the structure being identified as a nuisance and its dilapidated/substandard condition. After further discussion of the structure in question, Mayor Pickett closed the Public Hearing at 6:30 p.m.

ATTACHMENTS:

- PH 1018 Confederate (PDF)

6. Council Action 2011-109

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

COMMENTS - Current Meeting:

Motion was made to issue an Order of Abatement for 1018 Confederate Street, and notice the property owner that he has 30 days to remove the structure or the City will place a lien on the property for the cost of demolition.

ATTACHMENTS:

- Order of Abatement 1018 Confederate (DOC)

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

7. Council Action 2011-110

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

ATTACHMENTS:

- CAD Appr Rev Brd Info 2011 (PDF)

RESULT:	NO ACTION TAKEN
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8. Council Action 2011-111

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

COMMENTS - Current Meeting:

Mr. Broz reported that he is requesting approval for a change order in the amount of \$8,210.99, to complete the Monta Valve Replacement Project. Mr. Broz stated that \$1,200,000.00 was allocated for this project. With the inclusion of this change order, the Monta Tower/Tank rehabilitation and valve replacement project will be completed at a total cost of \$723,735.00. Mr. Broz further stated that with the remaining balance of \$476,265.00, several projects for the replacement of water lines are proposed in the Ridgewood, Minglewood, and Layls Subdivisions. Also included are funds of \$55,000 to upgrade the SCADA System.

Motion was made to approve the change order for the Monta Tower Valve Project in the amount of \$8,210.99.

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

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.

At 6:36 p.m., Mayor Pickett closed the open meeting and opened the Executive Session as authorized above.

C. Reconvene into Regular Session

At 7:57 p.m., Mayor Pickett closed the Executive Session and reconvened the open meeting.

VIII. ADJOURNMENT**A. Motion To:** Adjourn

COMMENTS - Current Meeting:

There being no further business before the Council, the meeting was adjourned at 7:58 p.m.

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

Carl Pickett, Mayor

ATTEST:

Dianne Tidwell, City Secretary