



**The City of Liberty**  
**City Council**  
**Regular Meeting**  
**~ Agenda ~**

1829 Sam Houston  
Liberty, TX 77575  
[www.cityofliberty.org](http://www.cityofliberty.org)

Dianne Tidwell  
City Secretary  
(936) 336-3684

**Tuesday, November 8, 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**

| <b>Attendee Name</b>           | <b>Present</b> | <b>Absent</b> | <b>Late</b> | <b>Arrival</b> |
|--------------------------------|----------------|---------------|-------------|----------------|
| 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 # 2210)**

Various Project Updates

**B. Information Item (ID # 2211)**

Abated Structures

**C. Information Item (ID # 2212)**

Airport Advisory Board Appointments

**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, October 11, 2011

**B. Council Action (ID # 2213)**

Consider Extending the Term of the Airport Advisory Board.

**VII. WORK SESSION****A. Work Session (ID # 2215)**

Discussion with Mr. Bob Henderson, City Financial Advisor, Regarding Possible Future Projects and Updating the City's Plan of Finance.

**B. Work Session (ID # 2216)**

Discussion of Possible Tattoo Parlor Ordinance.

**C. Work Session (ID # 2217)**

Discussion of City Elections and Possible Changes as a Result of SB 100.

**VIII. REGULAR AGENDA****A. Regular Session****1. Council Action (ID # 2231)**

Consider Approval of the Preliminary Plat of the Katina Whittington Subdivision, Located on the East End of Westwood Avenue.

- Katina Whittington Subdivision Checklist (PDF)
- Katina Whittington Subd Map (PDF)

**2. Public Hearing (ID # 2218)**

Public Hearing on the Condemnation of the Structure Located at 902 Washington Street.

- Demo Exp 902 Washington (DOC)

**3. Resolution (ID # 2219)**

Consider a Resolution to Affirm the Cost of Demolition and Assess Lien on Property Located at 902 Washington Street.

**4. Public Hearing (ID # 2220)**

Public Hearing on the Condemnation of the Structure Located at 839 Washington Street.

- Demo Exp 839 Washington (DOC)

**5. Resolution (ID # 2221)**

Consider a Resolution to Affirm the Cost of Demolition and Assess Lien on Property Located at 839 Washington Street.

**6. Public Hearing (ID # 2222)**

Public Hearing on the Condemnation of the Structure Located at 507 Trinity Street.

- Demo Exp 507 Trinity (DOC)

**7. Resolution (ID # 2223)**

Consider a Resolution to Affirm the Cost of Demolition and Assess Lien on Property Located at 507 Trinity Street.

**8. Public Hearing (ID # 2224)**

Public Hearing on the Condemnation of the Structure Located at 3603 Beaumont.

- Demo Exp 3603 Beaumont (DOC)

**9. Resolution (ID # 2225)**

Consider a Resolution to Affirm the Cost of Demolition and Assess Lien on Property Located at 3603 Beaumont Avenue.

**10. Resolution (ID # 2226)**

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

**11. Resolution (ID # 2227)**

Consider a Resolution Casting the City's Voting Entitlement for Position(S) on the Liberty County Central Appraisal District Board of Directors.

- CAD Voting Entitlement Info 2011 (PDF)

**12. Public Hearing (ID # 2228)**

Public Hearing Regarding the Taxing of Tangible Personal Property in Transit Which Would Otherwise be Exempt Pursuant to Texas Tax Code, Section 11.253.

- Goods in Transit Info 2011 (PDF)

**13. Ordinance (ID # 2229)**

Consider Adoption of an Ordinance to Tax Tangible Personal Property in Transit Which Would Otherwise be Exempt Pursuant to Texas Tax Code, Section 11.253.

**14. Council Action (ID # 2214)**

Consider Approval of the PSAP Responding Boundary Agreement Between the City of Dayton and the City of Liberty.

- PSAP Agreement - Dayton Nov 2011 (PDF)

**15. Information Item (ID # 2230)**

Annual Review and Update of the Community Development Capital Improvement Program.

**IX. ADJOURNMENT**

**A. Motion To:** Adjourn

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**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 4<sup>th</sup> day of November, 2011 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.

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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: 11/08/11 06:00 PM

Department: Administration  
Category: Project Updates

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### **INFORMATION ITEM (ID # 2210)**

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DOC ID: 2210



## **The City of Liberty**

City Council  
1829 Sam Houston  
Liberty, TX 77575

**5.B**

Meeting: 11/08/11 06:00 PM

Department: Administration  
Category: Condemnations

### **INFORMATION ITEM (ID # 2211)**

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DOC ID: 2211

**The City of Liberty**

City Council  
1829 Sam Houston  
Liberty, TX 77575

Meeting: 11/08/11 06:00 PM

Department: Administration  
Category: Board Appointments & Information

**INFORMATION ITEM (ID # 2212)**

DOC ID: 2212

**EXPLANATION:**

The Airport Advisory Board will cease on December 31, 2011. Should the Board's authority be extended, an item will be placed on the December Council agenda for appointments to this Board.

**MEMBERSHIP REQUIREMENTS**

1. The Board will consist of 8 members.
2. Membership may include 2 "non-resident" members.
3. 1 member will be a councilperson or member of management.

Listed below are the current members of the AAB:

Dale Clawson  
Charlie Grabein  
Chet Tims  
Linda Dubois

Bill Sjolander  
David Lawrence  
Darryl Taylor  
Mike McCarty



# The City of Liberty City Council

## Regular Meeting

~ Minutes ~

1829 Sam Houston  
Liberty, TX 77575  
[www.cityofliberty.org](http://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.

Minutes Acceptance: Minutes of Oct 11, 2011 6:00 PM (Minutes Approval)

## 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.

|                  |                                                        |
|------------------|--------------------------------------------------------|
| <b>RESULT:</b>   | <b>APPROVED [UNANIMOUS]</b>                            |
| <b>MOVER:</b>    | Dennis Beasley, Councilperson                          |
| <b>SECONDER:</b> | Diane Huddleston, Councilperson                        |
| <b>AYES:</b>     | Pickett, Beasley, Huddleston, Jordan, Potetz, Simonson |
| <b>ABSENT:</b>   | 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)

|                  |                                                        |
|------------------|--------------------------------------------------------|
| <b>RESULT:</b>   | <b>APPROVED [UNANIMOUS]</b>                            |
| <b>MOVER:</b>    | Frank Jordan, Councilperson                            |
| <b>SECONDER:</b> | Libby Simonson, Councilperson                          |
| <b>AYES:</b>     | Pickett, Beasley, Huddleston, Jordan, Potetz, Simonson |
| <b>ABSENT:</b>   | 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)

|                |                        |
|----------------|------------------------|
| <b>RESULT:</b> | <b>NO ACTION TAKEN</b> |
|----------------|------------------------|

## 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)

|                  |                                                        |
|------------------|--------------------------------------------------------|
| <b>RESULT:</b>   | <b>APPROVED [UNANIMOUS]</b>                            |
| <b>MOVER:</b>    | Dennis Beasley, Councilperson                          |
| <b>SECONDER:</b> | Diane Huddleston, Councilperson                        |
| <b>AYES:</b>     | Pickett, Beasley, Huddleston, Jordan, Potetz, Simonson |
| <b>ABSENT:</b>   | 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)

|                |                        |
|----------------|------------------------|
| <b>RESULT:</b> | <b>NO ACTION TAKEN</b> |
|----------------|------------------------|

**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.

|                  |                                                        |
|------------------|--------------------------------------------------------|
| <b>RESULT:</b>   | <b>APPROVED [UNANIMOUS]</b>                            |
| <b>MOVER:</b>    | Diane Huddleston, Councilperson                        |
| <b>SECONDER:</b> | Dennis Beasley, Councilperson                          |
| <b>AYES:</b>     | Pickett, Beasley, Huddleston, Jordan, Potetz, Simonson |
| <b>ABSENT:</b>   | 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.

|                  |                                                        |
|------------------|--------------------------------------------------------|
| <b>RESULT:</b>   | <b>APPROVED [UNANIMOUS]</b>                            |
| <b>MOVER:</b>    | Louie Potetz, Councilperson                            |
| <b>SECONDER:</b> | Dennis Beasley, Councilperson                          |
| <b>AYES:</b>     | Pickett, Beasley, Huddleston, Jordan, Potetz, Simonson |
| <b>ABSENT:</b>   | Mike McCarty                                           |

\_\_\_\_\_  
 Carl Pickett, Mayor

ATTEST:

\_\_\_\_\_  
 Dianne Tidwell, City Secretary

Minutes Acceptance: Minutes of Oct 11, 2011 6:00 PM (Minutes Approval)



## The City of Liberty

City Council  
1829 Sam Houston  
Liberty, TX 77575

6.B

Meeting: 11/08/11 06:00 PM

Department: Administration  
Category: Committees/Boards

### COUNCIL ACTION (ID # 2213)

DOC ID: 2213

#### EXPLANATION:

The term of the Airport Advisory Board will cease on December 31, 2011. This item is placed on the agenda for Council's consideration of extending the Board's authority. If the Board is extended, an agenda item will be placed on the December Council agenda for appointments to the AAB.

#### AAB 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."



## **The City of Liberty**

City Council  
1829 Sam Houston  
Liberty, TX 77575

**7.A**

Meeting: 11/08/11 06:00 PM

Department: Administration  
Category: Financial Issues

### **WORK SESSION (ID # 2215)**

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DOC ID: 2215



## **The City of Liberty**

City Council  
1829 Sam Houston  
Liberty, TX 77575

**7.B**

Meeting: 11/08/11 06:00 PM

Department: Administration  
Category: Miscellaneous

### **WORK SESSION (ID # 2216)**

DOC ID: 2216



## **The City of Liberty**

City Council  
1829 Sam Houston  
Liberty, TX 77575

7.C

Meeting: 11/08/11 06:00 PM

Department: Administration  
Category: Election Issues

### **WORK SESSION (ID # 2217)**

DOC ID: 2217

#### **EXPLANATION:**

Discussion will be held regarding SB100 and changes in the election calendar. Discussion will center on the pros and cons of keeping the municipal election on the uniform election date in May, moving the City election to the November election date, or adjusting terms of office so that all council/mayoral elections are held in May of odd-numbered years.



## The City of Liberty

City Council  
1829 Sam Houston  
Liberty, TX 77575

8.A.1

Meeting: 11/08/11 06:00 PM

Department: Administration  
Category: Plats

### COUNCIL ACTION (ID # 2231)

DOC ID: 2231

#### EXPLANATION:

Leo Shipman, drafter for the McKinley Company, Inc. submitted a preliminary plat of the Katina Whittington Subdivision for approval. Ms. Whittington obtained Lot A from her father and also land designated by other relatives for a street right-of-way extension of Westwood to give her the proper street frontage to obtain a permit for a future home.

# CITY OF LIBERTY PLANNING COMMISSION'S CERTIFICATION

RE: Katina Whittington Subdivision

Subdivision Name

On the 2nd day of November, 2011, 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.

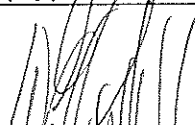
       disapprove the above-named plat for the following reasons:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

✓ conditionally approve the above-named plat, with the following modifications, to-wit: minor changes

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

SIGNED this the 2nd day of November, 2011.

  
\_\_\_\_\_  
Chairperson  
Planning Committee

ATTEST:

  
\_\_\_\_\_  
Planning Committee

Attachment: Katina Whittington Subdivision Checklist (2231 : Preliminary Plat Katina Whittington Subd.)

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

RE: **The Katina Whittington Subdivision**

- ☒ A. Preliminary Conference with: Leo Shipman
- ☒ B. Date conference held: 2009 - On going Contact
- ☒ C. Plat Filing: Preliminary Plat  
Date filed: September 2011  
Fee Amount Paid: \$ 175.00 after Final passed
- 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

Attachment: Katina Whittington Subdivision Checklist (2231 : Preliminary Plat Katina Whittington Subd.)

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.

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:

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STATE OF TEXAS  
COUNTY OF LIBERTY

I, KATINA WHITTINGTON, OWNER OF THE 0.910 ACRE TRACT OF LAND DESCRIBED IN A DEED RECORDED IN VOLUME 1862, PAGE 248 OF THE LIBERTY COUNTY DEED RECORDS AND AS SHOWN ON THIS PLAT, DO HEREBY DEDICATE 0.0517 ACRES OF SAID 0.910 ACRE TRACT TO THE USE OF THE PUBLIC FOR ALL STREETS, ALLEYS, PARKS, WATER COURSES, DRAINS, EASEMENTS AND PUBLIC PLACES HEREON SHOWN FOR THE PURPOSES OF CONSIDERATION THEREIN EXPRESSED.

DATE: KATINA WHITTINGTON

STATE OF TEXAS  
COUNTY OF LIBERTY

BEFORE ME, THE UNDERSIGNED AUTHORITY ON THIS DAY PERSONALLY APPEARED KATINA WHITTINGTON, KNOWN TO ME TO BE THE PERSON WHOSE NAME IS SUBSCRIBED TO THE FOREGOING INSTRUMENT, AND ACKNOWLEDGED TO ME THAT SHE EXECUTED THE SAME FOR THE PURPOSES AND CONSIDERATION THEREIN STATED.

GIVEN UNDER MY HAND AND SEAL OF OFFICE THIS THE 20th DAY OF 2011

NOTARY PUBLIC IN AND FOR  
THE STATE OF TEXAS

STATE OF TEXAS  
COUNTY OF LIBERTY

I, JOE EDWARDS, OWNER OF THE 2.25 ACRE TRACT OF LAND DESCRIBED IN A DEED RECORDED IN VOLUME 1867, PAGE 764 OF THE LIBERTY COUNTY DEED RECORDS AND A 0.40 ACRE TRACT OF LAND DESCRIBED IN A DEED RECORDED IN VOLUME 1441, PAGE 252 OF THE LIBERTY COUNTY DEED RECORDS AND AS SHOWN ON THIS PLAT, DO HEREBY DEDICATE 0.0917 ACRE PORTION OF SAID 2.25 ACRES AND SAID 0.40 ACRE TRACTS TO THE USE OF THE PUBLIC FOR ALL STREETS, ALLEYS, PARKS, WATER COURSES, DRAINS, EASEMENTS AND PUBLIC PLACES HEREON SHOWN FOR THE PURPOSES OF CONSIDERATION THEREIN EXPRESSED.

DATE: JOE EDWARDS, OWNER

STATE OF TEXAS  
COUNTY OF LIBERTY

BEFORE ME, THE UNDERSIGNED AUTHORITY ON THIS DAY PERSONALLY APPEARED JOE EDWARDS, KNOWN TO ME TO BE THE PERSON WHOSE NAME IS SUBSCRIBED TO THE FOREGOING INSTRUMENT, AND ACKNOWLEDGED TO ME THAT HE EXECUTED THE SAME FOR THE PURPOSES AND CONSIDERATION THEREIN STATED.

GIVEN UNDER MY HAND AND SEAL OF OFFICE THIS THE 20th DAY OF 2011

NOTARY PUBLIC IN AND FOR  
THE STATE OF TEXAS

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

DATE: PRESIDENT  
APPROVED  
CITY OF LIBERTY PLANNING AND ZONING COMMISSION.

DATE: MAYOR

STATE OF TEXAS  
COUNTY OF LIBERTY

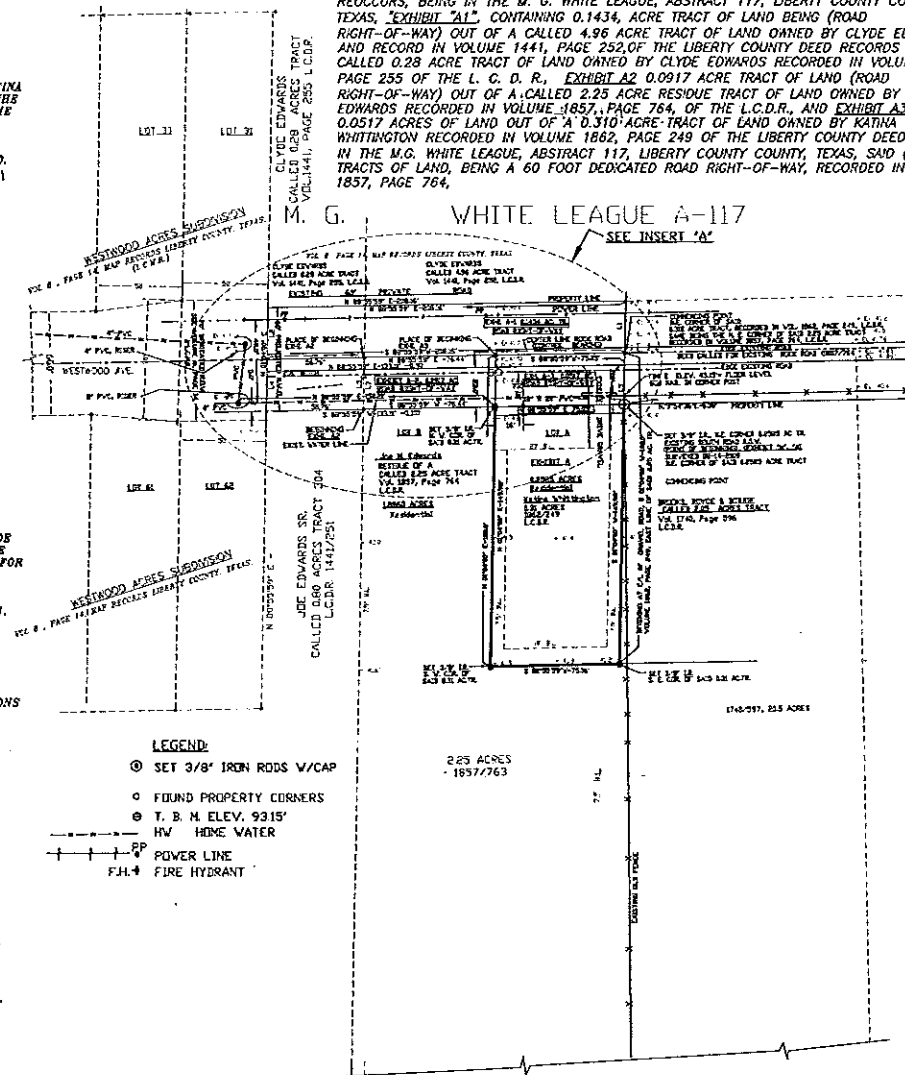
I, PAULETTE SHIVERS WILLIAMS, COUNTY CLERK OF LIBERTY COUNTY, TEXAS DO HEREBY CERTIFY THAT THIS INSTRUMENT WAS FILED FOR REGISTRATION IN MY OFFICE ON 20th DAY OF 2011, AT 0'CLOCK M, AND DULY RECORDED ON 20th DAY OF 2011, AT 0'CLOCK M, AS RECORDED IN CLERK FILE NUMBER OF THE LIBERTY COUNTY MAP RECORDS. WITNESS MY HAND AND SEAL OF OFFICE, AT LIBERTY, TEXAS, THIS DAY AND DATE LAST ABOVE WRITTEN.

COUNTY CLERK  
LIBERTY COUNTY, TEXAS

THE KATINA WHITTINGTON SUBDIVISION

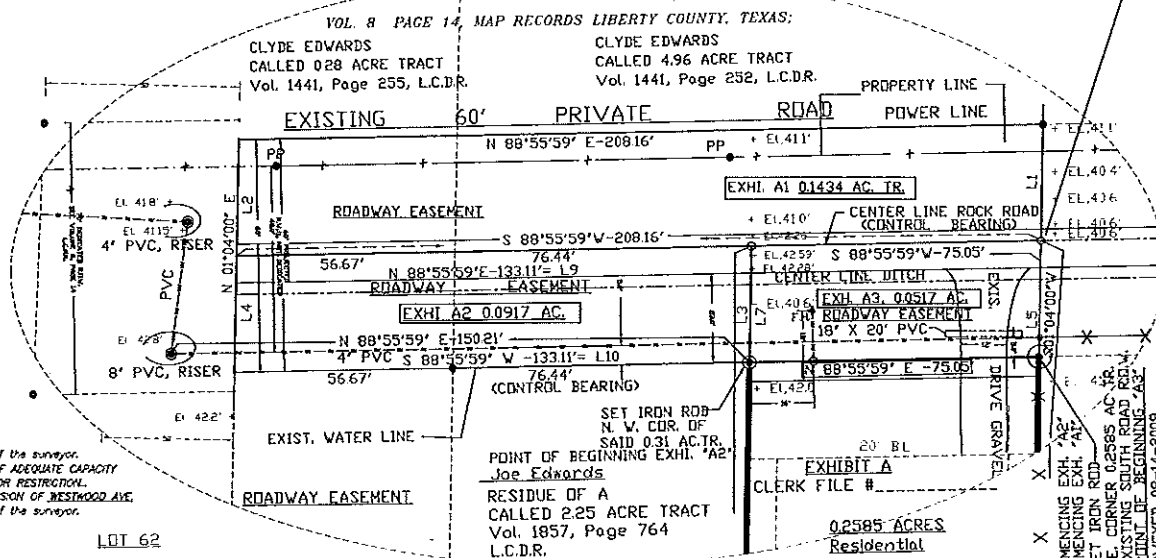
EXHIBITS 'A' - 0.249 ACRES, RESIDENCE  
'A1' - 0.1434 ACRES, 'A2' - 0.0391 ACRES, & 'A3' - 0.0517 ACRES, RIGHT-OF-WAY

FIELD NOTES TO 4, (FOUR) TRACTS OF LAND, "EXHIBIT 'A'" BEING 0.2585 ACRE TRACT OF LAND, BEING A PART OF SAID 0.310 ACRE TRACT OF LAND OUT OF A CALLED 2.25 ACRE TRACT OF LAND OWNED BY JOE EDWARDS AND RECORDED IN VOLUME 1867, PAGE 763 OF THE DEED RECORDS, LIBERTY COUNTY, TEXAS A RESIDUE TRACT OWNED BY KATINA WHITTINGTON AND RECORDED IN VOLUME 1862, PAGE 249 OF THE LIBERTY COUNTY DEED RECORDS, BEING IN THE M. G. WHITE LEAGUE, ABSTRACT 117, LIBERTY COUNTY COUNTY, TEXAS, "EXHIBIT 'A1'" CONTAINING 0.1434 ACRE TRACT OF LAND BEING (ROAD RIGHT-OF-WAY) OUT OF A CALLED 4.96 ACRE TRACT OF LAND OWNED BY CLYDE EDWARDS AND RECORDED IN VOLUME 1441, PAGE 252 OF THE LIBERTY COUNTY DEED RECORDS AND A CALLED 0.28 ACRE TRACT OF LAND OWNED BY CLYDE EDWARDS RECORDED IN VOLUME 1441, PAGE 255 OF THE L. C. D. R., "EXHIBIT A2" 0.0917 ACRE TRACT OF LAND (ROAD RIGHT-OF-WAY) OUT OF A CALLED 2.25 ACRE RESIDUE TRACT OF LAND OWNED BY JOE N. EDWARDS RECORDED IN VOLUME 1867, PAGE 764, OF THE L.C.D.R., AND EXHIBIT A3, BEING A 0.0517 ACRES OF LAND OUT OF A 0.310 ACRE TRACT OF LAND OWNED BY KATINA WHITTINGTON RECORDED IN VOLUME 1862, PAGE 249 OF THE LIBERTY COUNTY DEED RECORDS. IN THE M.G. WHITE LEAGUE, ABSTRACT 117, LIBERTY COUNTY COUNTY, TEXAS, SAID (3) THREE TRACTS OF LAND, BEING A 60 FOOT DEDICATED ROAD RIGHT-OF-WAY, RECORDED IN VOLUME 1857, PAGE 764.



INSERT "A"

POINT OF BEGINNING EXHIBIT 'A1'  
N.E. CORNER OF SAID  
0.310 ACRE TRACT, RECORDED IN VOL. 1862, PAGE 249, L.C.D.R.  
SAME BEING THE N. E. CORNER OF SAID 2.25 ACRE TRACT  
RECORDED IN VOLUME 1857, PAGE 764, L.C.D.R.



THE KATINA WHITTINGTON SUBDIVISION

EXHIBIT 'A'  
STATE OF TEXAS  
COUNTY OF LIBERTY

FIELD NOTES OF A 0.2585 ACRE TRACT BEING A PART OF A CALLED 0.310 ACRE, GRANTED AN SOLO AND CONVEYED UNTO KATINA WHITTINGTON THE 19th DAY OF OCTOBER, 2000, RECORDED IN VOLUME 1862, PAGE 249 RECORDED IN VOLUME 1862, PAGE 249 OF THE DEED RECORDS, LIBERTY COUNTY, TEXAS, SAME BEING OUT OF A 2.25 ACRE TRACT OF LAND OWNED BY JOE EDWARDS AND RECORDED IN VOLUME 1857, PAGE 763 OF THE DEED RECORDS, LIBERTY COUNTY, TEXAS. IN THE M.G. WHITE LEAGUE, ABSTRACT 117, LIBERTY COUNTY, TEXAS.

NOTE: BEARING ARE BASED ON SAID CENTER LINE OF SAID ROCK ROAD;

COMMENCING at the Northeast corner of said 2.25 acre tract of land owned by Joe Edwards and Recorded in Volume 1857, Page 763 of the Deed Records of Liberty County, Texas, same being the Northeast corner of The said 0.310 acre tract of land conveyed unto Katina Whittington by Joe Edwards described in Volume 1862, Page 249 of the Deed Records, Liberty County, Texas, said point being N 88° 55' 59" E - 208.16' from the end of Westwood Subdivision and the beginning of the center line of a rock road;

THENCE South 01° 04' 00" West a distance of 30.02 feet with the east line of said 0.310 acre tract and being the POINT OF BEGINNING set an iron rod some being in west line of a called 2.05 acre tract of land owned by Rayne Brooks, recorded in Volume 1740, Page 596 of the Liberty County Deed Records, set an iron rod in the existing south Right-of-Way line of said existing 60 foot unimproved, rock road, for the Northeast corner of the herein described tract and beginning corner of the tract herein described, same being the southeast corner of said 0.0517 acre tract being out of said 0.310 acre tract being the north portion of the before mentioned 0.310 acre tract.

THENCE continuing South 01° 04' 00" West, a distance of 149.98 feet along the East line of said 2.25 acre tract some being to the West line of Rayne and Bobbie Brooks 2.05 acre tract recorded in Volume 1896, Page 378 L.C.D.R. to a point in the west line of said 0.310 acre tract and the east line of a called 2.25 acre residue tract of land owned by Joe Edwards recorded in Volume 1857, Page 764 of the Liberty County Deed Records set iron rod for the southeast corner of the tract herein described tract of land.

THENCE South 88° 55' 59" West a distance of 75.06 feet to an iron rod set for the Southwest corner of the tract herein described.

THENCE North 01° 04' 00" East a distance of 149.98 feet and parallel with Rayne and Bobbie Brooks 2.05 acre tract of land to the south line of said 60 foot gravel road to an iron rod being the northeast corner of the herein described tract of land.

THENCE North 88° 55' 59" East a distance of 75.05 feet along the south right-of-way line of said gravel road to THE PLACE BEGINNING and containing 0.249 Acres of Land, More or Less.

EXHIBIT 'A1'

FIELD NOTES TO A 0.1434 ACRE TRACT OF LAND  
RIGHT-OF-WAY DEDICATION

BEING a 0.1434 acre tract of land out of a called 4.96 acre tract of land owned by Clyde Edwards and recorded in volume 1441, page 252 of the Liberty County Deeds Records and a called, 0.28 acre tract of land owned by Clyde Edwards recorded in Volume 1441, page 255 of the Liberty County Deed Records, being in the M. G. White League, Abstract 117, Liberty County, Texas.

BEARING ARE BASED ON CENTER LINE OF SAID ROCK ROAD;

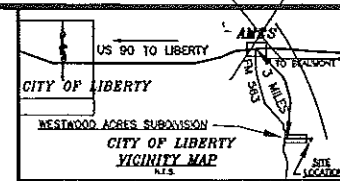
COMMENCING at an iron rod set in the south right-of-way line of said rock road, same being the Northeast corner of a 0.2585 acre tract of land same being the North part of said 0.310 acre tract of land same being in the East line of said 0.310 acre tract of land owned by Katina Whittington, recorded in Volume 1862, Page 249 of the Liberty County Deed Records, THENCE N 01° 04' 00" E a distance of 30.02 feet to the center line of said rock road same being the center said rock road line and the POINT OF BEGINNING of the tract herein described.

THENCE S 88° 55' 59" W a distance of 208.16 feet along the center line said rock road being the west line of the herein described tract.

THENCE N 01° 04' 00" E a distance of 30.02 feet with the west line of the herein described tract to a point for the Northwest corner of the tract herein described.

THENCE N 88° 55' 59" E, a distance of 208.16 feet to a point, with the north line of said 60 foot rock road being the north line of the herein Roadway Easement.

THENCE S 01° 04' 00" W a distance of 30.02 feet for the PLACE OF BEGINNING containing 0.1434 acres of land.



DATE: JUNE 10, 2011

EXHIBIT 'A2'

FIELD NOTES TO A 0.0917 ACRE TRACT OF LAND

ROAD RIGHT-OF-WAY DEDICATION  
BEING a 0.0917 acre tract of land out of a called 2.25 acre residue tract owned by Joe N. Edwards Sr. recorded in volume 1857, page 764 of the Liberty County Deeds Records and a called, 0.80 acre tract of land owned by Joe N. Edwards recorded in Volume 1441, page 251 of the Liberty County Deed Records, residue tract out of a 11.20 acre tract of land conveyed from P.C. DeBlanc to Burrell Harris as recorded on February 03, 1893, Volume K, Page 94 of the Deed Records of Liberty County, Texas, and a part of THE M. G. White League, Abstract 117, Liberty County, Texas.

NOTE: BEARING ARE BASED ON CENTER LINE OF SAID ROCK ROAD;

COMMENCING at an iron rod at the Northeast corner of a 0.2585 acre tract being in the south line of a rock road having a 60 foot right-of-way, THENCE S 88° 55' 59" W a distance of 75.05 feet set an iron rod for the northeast corner of a 0.2585 acre tract of land being in the west line of a 0.310 acre tract of land owned by Katina Whittington, recorded in Volume 1862, Page 249 of the Liberty County Deed Records, also in the south line of a 60 foot rock road and POINT OF BEGINNING of this described tract of land.

THENCE S 88° 55' 59" W 133.11 feet over and across said called 2.25 acre residue tract of land for the southwest corner of the tract herein described.

THENCE N 01° 04' 00" E, a distance of 30.02 feet with the west line of said called 0.80 acre tract of land to a point for the northeast corner of herein described

THENCE N 88° 55' 59" E, a distance of 133.11 feet with the north line of said called 0.80 acre tract, following in the center line of said 60 foot rock road to a point for the northeast corner of the herein described tract of land;

THENCE S 01° 04' 00" E a distance of 30.02 feet to the PLACE OF BEGINNING, containing in all 0.0917 acres of land.

EXHIBIT 'A3'

STATE OF TEXAS  
COUNTY OF LIBERTY

FIELD NOTES TO A 0.0517 ACRE TRACT OF LAND  
RIGHT-OF-WAY DEDICATION

BEING a 0.0517 acre tract of land out of a 0.310 acre tract of land owned by Katina Whittington and recorded in Volume 1862, Page 249 of the Liberty County Deed Records, in the M. G. White League, Abstract 117, Liberty County, Texas.

NOTE: BEARING ARE BASED CENTER LINE OF SAID ROCK ROAD;

BEGINNING at an iron rod set in the south line of a 60 foot road right-of-way being the southeast corner of the herein described tract of land same being in the south line of said north portion of the said 0.310 acre of the said 0.310 acre tract of land;

THENCE S 88° 55' 59" W a distance of 75.05 feet over and across said 0.310 acre tract of land to iron rod for the southwest corner in the west line of said 0.310 acre tract and across a called 2.25 acre residue tract of land owned by Joe Edwards recorded in Volume 1857, Page 764 of the Liberty County Deed Records for the southwest corner of the tract herein described;

THENCE N 01° 04' 00" E, a distance of 30.02 feet with the west line of said 0.310 acre tract of land to a point in the center line of said rock road for the northeast corner of the tract herein described;

THENCE N 88° 55' 59" E, a distance of 75.05 feet with the center line of said rock road and the north line of said 0.310 acre tract to the POINT OF BEGINNING and containing 0.0517 acres of land.

FLOOD ZONE DETERMINED BY GRAPHIC PLOTTING ONLY. WE DO NOT ASSUME RESPONSIBILITY FOR EXACT DETERMINATION.

GF NO.

|                                                          |  |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |  |                                                                                                                                                                          |  |
|----------------------------------------------------------|--|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--|
| LOT TRACT NO. 318                                        |  | TRACT OF LAND<br>OUT OF A 2.25 ACRE TRACT OF LAND, RECORDED IN VOL. 1441, PAGE 252, CONVEYED UNTO CLYDE E. EDWARDS.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |  | THIS LOT DOES NOT LIE IN THE 100 YEAR FLOOD PLAIN AND IS IN                                                                                                              |  |
| VOLUME 1862, PAGE 249, DEED RECORDS                      |  | COUNTY: LIBERTY                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |  | STATE: TEXAS                                                                                                                                                             |  |
| PURCHASER:<br>KATINA WHITTINGTON<br>LIBERTY, TEXAS 77575 |  | SURVEY:<br>M. G. WHITE LEAGUE, ABSTRACT 117,<br>LIBERTY COUNTY, TEXAS.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              |  | FEDERAL INSURANCE ADMINISTRATION<br>DESIGNATED<br>FLOOD HAZARD AREA BY COMMUNITY<br>PANEL NO.<br>4891C0445C                                                              |  |
| B.S. FIELD WORK                                          |  | TITLE CO:<br>TARVER ABSTRACT CO.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |  | DATED<br>MAY, 2 2008                                                                                                                                                     |  |
| DAYTON TEXAS 77535                                       |  | TO ALL PARTIES INTERESTED IN TITLE TO PREMISES SURVEYED:                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |  | DWG. NO. KATINA02.DWG                                                                                                                                                    |  |
| DRAWN BY<br>05/2/2011-L.S.                               |  | I certify that the undersigned, a Registered Professional Land Surveyor of the State of Texas do hereby certify that this plat correctly represents a survey made on the ground under my supervision, and correctly represents the facts found at the time of this survey. There were no encroachments other than those shown hereon. To certify that this survey was prepared in accordance with the mathematical tolerance set forth in Section 8, "Chart for tolerance for condition" being Condition II, and under Category IA, of the manual of practice for Land Surveyors in Texas, by the Texas Society of Professional Surveyors, dated November 11, 1991. |  | CHARLES A. MCKINLEY<br>R.P.L.S. NO. 1884<br>The McKinley Company<br>P.O. Box 4218<br>Pasadena, Texas 77502<br>(713) 473-3502<br>(713) 473-9601 Fax<br>Date: MAY 24, 2011 |  |
| CHECKED BY<br>CA MCKINLEY                                |  | KEY MAP NO.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |  |                                                                                                                                                                          |  |
| LIBERTY COUNTY                                           |  |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |  |                                                                                                                                                                          |  |
| REVISION                                                 |  |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |  |                                                                                                                                                                          |  |



## **The City of Liberty**

City Council  
1829 Sam Houston  
Liberty, TX 77575

**8.A.2**

Meeting: 11/08/11 06:00 PM

Department: Administration  
Category: Public Hearing

### **PUBLIC HEARING (ID # 2218)**

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DOC ID: 2218

**Expenses for the Demolition of 902 Washington Street**

|                                                  |                 |
|--------------------------------------------------|-----------------|
| Certified/Regular Mail .....                     | \$ 29.46        |
| Vindicator Publication of Public Hearing.....    | \$ 44.00        |
| Vindicator Publication of Councils Findings..... | \$ 35.20        |
| Demolition of Structure.....                     | \$ 2,100.00     |
| Lien.....                                        | \$ 11.00        |
| Attorney Fee.....                                | \$ 100.00       |
| <br>Total.....                                   | <br>\$ 2,319.66 |

**The City of Liberty**

City Council  
1829 Sam Houston  
Liberty, TX 77575

Meeting: 11/08/11 06:00 PM

Department: Administration  
Category: Condemnations

**RESOLUTION (ID # 2219)**

DOC ID: 2219 A

**A RESOLUTION BY THE CITY COUNCIL OF THE  
CITY OF LIBERTY, TEXAS, FINDING ABATEMENT COSTS TO BE REASONABLE  
AND AUTHORIZING THE FILING OF A LIEN ON THE PROPERTY LOCATED AT 902  
WASHINGTON ST., LIBERTY, TEXAS 77575**

WHEREAS, the City of Liberty ("City") wishes to maintain a city free of hazardous buildings; and

WHEREAS, the property located at 902 Washington Street, Liberty, Texas 77575 was previously declared a hazardous building and ordered demolished by the City of Liberty City Council ("Council"); and

WHEREAS, the City of Liberty incurred expenses in preparation for and execution of the abatement of hazardous buildings and other nonconforming conditions on the property; and

WHEREAS, interested parties have been given notice of the time and date of a public hearing held on November 8, 2011 to consider the reasonableness of expenses incurred in abating hazardous and other nonconforming properties; and

WHEREAS, Council heard evidence of the costs associated with the reasonableness of expenses incurred in abating hazardous conditions and other nonconforming properties; and

WHEREAS, the City of Liberty finds it to be in the best interest of the City to file of a lien on the referenced property with the Liberty County Clerk for the amount of expenses incurred by the City during the hazardous building abatement process.

NOW, THEREFORE, BE IT RESOLVED that the Council finds that the costs expended in the abatement of the hazardous and otherwise nonconforming structures is found to be reasonable, and Council authorizes City officials to execute and file a lien with the Liberty County Clerk in the amount of \$2,319.66 on the property located at 902 Washington St., Liberty, TX 77575, further described as 902 Washington, Liberty Outer Blocks, Block 0-31, Lot Pt 1 Tr 8.

PASSED AND APPROVED this 8<sup>th</sup> day of November, 2011.

CITY OF LIBERTY, TEXAS

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Carl Pickett  
Mayor

ATTEST:

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Dianne Tidwell  
City Secretary



## **The City of Liberty**

City Council  
1829 Sam Houston  
Liberty, TX 77575

**8.A.4**

Meeting: 11/08/11 06:00 PM

Department: Administration  
Category: Condemnations

### **PUBLIC HEARING (ID # 2220)**

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DOC ID: 2220

**Expenses for the Demolition of 839 Washington Street**

|                                                  |                 |
|--------------------------------------------------|-----------------|
| Certified/Regular Mail .....                     | \$ 17.50        |
| Vindicator Publication of Public Hearing.....    | \$ 40.00        |
| Vindicator Publication of Councils Findings..... | \$ 33.20        |
| Demolition of Structure.....                     | \$ 2,450.00     |
| Lien.....                                        | \$ 11.00        |
| Attorney Fee.....                                | \$ 100.00       |
| <br>Total.....                                   | <br>\$ 2,651.70 |

**Attachment: Demo Exp 839 Washington (2220 : PH 839 Washington St.)**

**The City of Liberty**

City Council  
1829 Sam Houston  
Liberty, TX 77575

Meeting: 11/08/11 06:00 PM

Department: Administration  
Category: Condemnations

**RESOLUTION (ID # 2221)**

DOC ID: 2221 A

**A RESOLUTION BY THE CITY COUNCIL OF THE  
CITY OF LIBERTY, TEXAS, FINDING ABATEMENT COSTS TO BE REASONABLE  
AND AUTHORIZING THE FILING OF A LIEN ON THE PROPERTY LOCATED AT 839  
WASHINGTON ST., LIBERTY, TEXAS 77575**

WHEREAS, the City of Liberty ("City") wishes to maintain a city free of hazardous buildings; and

WHEREAS, the property located at 839 Washington Street, Liberty, Texas 77575 was previously declared a hazardous building and ordered demolished by the City of Liberty City Council ("Council"); and

WHEREAS, the City of Liberty incurred expenses in preparation for and execution of the abatement of hazardous buildings and other nonconforming conditions on the property; and

WHEREAS, interested parties have been given notice of the time and date of a public hearing held on November 8, 2011 to consider the reasonableness of expenses incurred in abating hazardous and other nonconforming properties; and

WHEREAS, Council heard evidence of the costs associated with the reasonableness of expenses incurred in abating hazardous conditions and other nonconforming properties; and

WHEREAS, the City of Liberty finds it to be in the best interest of the City to file of a lien on the referenced property with the Liberty County Clerk for the amount of expenses incurred by the City during the hazardous building abatement process.

NOW, THEREFORE, BE IT RESOLVED that the Council finds that the costs expended in the abatement of the hazardous and otherwise nonconforming structures is found to be reasonable, and Council authorizes City officials to execute and file a lien with the Liberty County Clerk in the amount of \$2,651.70 on the property located at 839 Washington St., Liberty, TX 77575, further described as 839 Washington, Liberty Inner Blocks, Block 205, Lot Pt 2 Tr 4.

PASSED AND APPROVED this 8<sup>th</sup> day of November, 2011.

CITY OF LIBERTY, TEXAS

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Carl Pickett  
Mayor

ATTEST:

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Dianne Tidwell  
City Secretary



## **The City of Liberty**

City Council  
1829 Sam Houston  
Liberty, TX 77575

**8.A.6**

Meeting: 11/08/11 06:00 PM

Department: Administration  
Category: Condemnations

### **PUBLIC HEARING (ID # 2222)**

DOC ID: 2222

**Expenses for the Demolition of 507 Trinity Street**

|                                                  |                 |
|--------------------------------------------------|-----------------|
| Certified/Regular Mail .....                     | \$ 56.72        |
| Vindicator Publication of Public Hearing.....    | \$ 42.40        |
| Vindicator Publication of Councils Findings..... | \$ 32.40        |
| Demolition of Structure.....                     | \$ 2,800.00     |
| Lien.....                                        | \$ 11.00        |
| <br>Total.....                                   | <br>\$ 2,942.52 |



**The City of Liberty**

City Council  
1829 Sam Houston  
Liberty, TX 77575

Meeting: 11/08/11 06:00 PM

Department: Administration  
Category: Condemnations

8.A.7

**RESOLUTION (ID # 2223)**

DOC ID: 2223 A

**A RESOLUTION BY THE CITY COUNCIL OF THE  
CITY OF LIBERTY, TEXAS, FINDING ABATEMENT COSTS TO BE REASONABLE  
AND AUTHORIZING THE FILING OF A LIEN ON THE PROPERTY LOCATED AT 507  
TRINITY ST., LIBERTY, TEXAS 77575**

WHEREAS, the City of Liberty ("City") wishes to maintain a city free of hazardous buildings; and

WHEREAS, the property located at 507 Trinity Street, Liberty, Texas 77575 was previously declared a hazardous building and ordered demolished by the City of Liberty City Council ("Council"); and

WHEREAS, the City of Liberty incurred expenses in preparation for and execution of the abatement of hazardous buildings and other nonconforming conditions on the property; and

WHEREAS, interested parties have been given notice of the time and date of a public hearing held on November 8, 2011 to consider the reasonableness of expenses incurred in abating hazardous and other nonconforming properties; and

WHEREAS, Council heard evidence of the costs associated with the reasonableness of expenses incurred in abating hazardous conditions and other nonconforming properties; and

WHEREAS, the City of Liberty finds it to be in the best interest of the City to file of a lien on the referenced property with the Liberty County Clerk for the amount of expenses incurred by the City during the hazardous building abatement process.

NOW, THEREFORE, BE IT RESOLVED that the Council finds that the costs expended in the abatement of the hazardous and otherwise nonconforming structures is found to be reasonable, and Council authorizes City officials to execute and file a lien with the Liberty County Clerk in the amount of \$2,942.52 on the property located at 507 Trinity St., Liberty, TX 77575, further described as 507 Trinity, Compton, Block A, Lot 4.

PASSED AND APPROVED this 8<sup>th</sup> day of November, 2011.

CITY OF LIBERTY, TEXAS

Resolution (ID # 2223)  
Page 2

City Council Meeting

November 8, 2011

Carl Pickett  
Mayor

ATTEST:

---

Dianne Tidwell  
City Secretary



## **The City of Liberty**

City Council  
1829 Sam Houston  
Liberty, TX 77575

**8.A.8**

Meeting: 11/08/11 06:00 PM

Department: Administration  
Category: Condemnations

### **PUBLIC HEARING (ID # 2224)**

DOC ID: 2224

**Expenses for the Demolition of 3603 Beaumont Avenue**

|                                                  |                 |
|--------------------------------------------------|-----------------|
| Certified/Regular Mail .....                     | \$ 28.14        |
| Vindicator Publication of Public Hearing.....    | \$ 42.80        |
| Vindicator Publication of Councils Findings..... | \$ 32.40        |
| Demolition of Structure.....                     | \$ 4,800.00     |
| Lien.....                                        | \$ 11.00        |
| <br>Total.....                                   | <br>\$ 4,914.34 |

**The City of Liberty**

City Council  
1829 Sam Houston  
Liberty, TX 77575

Meeting: 11/08/11 06:00 PM

Department: Administration  
Category: Condemnations

**RESOLUTION (ID # 2225)**

DOC ID: 2225 A

**A RESOLUTION BY THE CITY COUNCIL OF THE  
CITY OF LIBERTY, TEXAS, FINDING ABATEMENT COSTS TO BE REASONABLE  
AND AUTHORIZING THE FILING OF A LIEN ON THE PROPERTY LOCATED AT  
3603 BEAUMONT AVE., LIBERTY, TEXAS 77575**

WHEREAS, the City of Liberty ("City") wishes to maintain a city free of hazardous buildings; and

WHEREAS, the property located at 3603 Beaumont Ave., Liberty, Texas 77575 was previously declared a hazardous building and ordered demolished by the City of Liberty City Council ("Council"); and

WHEREAS, the City of Liberty incurred expenses in preparation for and execution of the abatement of hazardous buildings and other nonconforming conditions on the property; and

WHEREAS, interested parties have been given notice of the time and date of a public hearing held on November 8, 2011 to consider the reasonableness of expenses incurred in abating hazardous and other nonconforming properties; and

WHEREAS, Council heard evidence of the costs associated with the reasonableness of expenses incurred in abating hazardous conditions and other nonconforming properties; and

WHEREAS, the City of Liberty finds it to be in the best interest of the City to file of a lien on the referenced property with the Liberty County Clerk for the amount of expenses incurred by the City during the hazardous building abatement process.

NOW, THEREFORE, BE IT RESOLVED that the Council finds that the costs expended in the abatement of the hazardous and otherwise nonconforming structures is found to be reasonable, and Council authorizes City officials to execute and file a lien with the Liberty County Clerk in the amount of \$4,914.34 on the property located at 3603 Beaumont Ave., Liberty, TX 77575, further described as 3603 Beaumont Ave., Compton, Block A, Lot 4.

PASSED AND APPROVED this 8<sup>th</sup> day of November, 2011.

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: 11/08/11 06:00 PM

Department: Administration  
Category: Demolitions

8.A.10

**RESOLUTION (ID # 2226)**

DOC ID: 2226 A

A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF LIBERTY, TEXAS, SCHEDULING A HEARING ON LIEN AMOUNTS FOR PROPERTIES DEMOLISHED BY THE CITY AND LOCATED AT 3019 GRAND STREET, LIBERTY, TEXAS 77575; 615 WASHINGTON STREET, LIBERTY, TEXAS 77575; 617 WASHINGTON STREET, LIBERTY, TEXAS 77575; AND 107 TENNESSEE STREET, LIBERTY, TEXAS 77575

WHEREAS, the City of Liberty wishes to maintain a city clean of hazardous buildings; and

WHEREAS, the properties located at 3019 Grand Street, Liberty, Texas 77575; 615 Washington Street, Liberty, Texas 77575; 617 Washington Street, Liberty, Texas 77575; and 107 Tennessee Street, Liberty, Texas 77575 have been previously declared hazardous buildings and ordered demolished by the City of Liberty City Council; and

WHEREAS, the City of Liberty has incurred expenses in preparation for and execution of the previously mentioned properties; and

WHEREAS, the City Council of the City of Liberty must preside over hearings for the previously listed properties in order to establish the lien amounts.

NOW, THEREFORE, BE IT RESOLVED that the City of Liberty City Council will preside over hearings establishing the lien amounts for the properties located at 3019 Grand Street, Liberty, Texas 77575; 615 Washington Street, Liberty, Texas 77575; 617 Washington Street, Liberty, Texas 77575; and 107 Tennessee Street, Liberty, Texas 77575 on December 13, 2011 at 6:00 p.m. in the Liberty City Hall Council Chambers.

PASSED AND APPROVED this 8th day of November, 2011.

CITY OF LIBERTY, TEXAS

\_\_\_\_\_  
Carl Pickett  
Mayor

ATTEST:

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Dianne Tidwell  
City Secretary



## The City of Liberty

City Council  
1829 Sam Houston  
Liberty, TX 77575

Meeting: 11/08/11 06:00 PM

Department: Administration  
Category: CAD Voting Entitlement

8.A.11

### RESOLUTION (ID # 2227)

DOC ID: 2227 A

#### EXPLANATION:

Please see the attached information and Resolution regarding the casting of the City's voting entitlement for the CAD Board of Directors Election. The City has 168 votes, which may be cast all for one candidate or dispersed among the various candidates.

At the Council Meeting of September 27, 2011, the Council voted to submit Mr. John Hebert, Jr. as a nominee to this Board.

WHEREAS, The City of Liberty is a voting taxing unit in the Liberty County Central Appraisal District; and

WHEREAS, it is the intent of the City to cast its votes for the position of Director on the Liberty County Central Appraisal District Board;

NOW THEREFORE, BE IT RESOLVED, that the City of Liberty casts its votes as follows:

|                         |       |
|-------------------------|-------|
| Frankie Barnett         | _____ |
| Ronnie Danner           | _____ |
| Robert S. (Bob) Edwards | _____ |
| John Hebert Jr.         | _____ |
| Barbara Lange           | _____ |
| Bob Pickle              | _____ |

PASSED AND APPROVED this 8th day of November, 2011.

\_\_\_\_\_  
Carl Pickett  
Mayor

Resolution (ID # 2227)  
Page 2

City Council Meeting

November 8, 2011

TTEST:

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Dianne Tidwell  
City Secretary

**LIBERTY COUNTY CENTRAL APPRAISAL DISTRICT  
P.O. BOX 10016/315 MAIN, LIBERTY, TEXAS 77575  
(936) 336-5722 FAX (936) 336-8390**

**DATE:** October 18, 2011  
**TO:** City of Liberty  
**FROM:** Liberty County Central Appraisal District  
**RE:** Board of Directors Election- Term 2012 - 2013

**VOTING ENTITLEMENT 168**

Attached please find a copy of the official ballot in resolution form with nominees listed in alphabetical order.

You must cast your votes for one candidate or distribute the votes among any number of candidates, but you must cast your votes for persons nominated on the ballot. There is no provision for write-in votes.

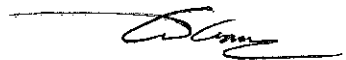
**Please return your ballot and resolution by the statutory deadline of December 15, 2011, to:**

**Liberty County Central Appraisal District  
Attn: Alan D. Conner, Chief Administrator  
P.O. Box 10016  
Liberty, Texas 77575**

**Votes received after the statutory deadline will not be counted.**

Should you have any questions concerning this election, please feel free to contact me.

Sincerely,

  
Alan D. Conner  
Chief Administrator

ADC/lan

Attachment: CAD Voting Entitlement Info 2011 (2227 : CAD Board of Dir. Voting Entitlement)

## LIBERTY COUNTY CENTRAL APPRAISAL DISTRICT 2011 VOTE CALCULATION CAD DIRECTORS

| VOTING TAXING UNITS  | 2010 TAX LEVY        | %      | # OF VOTES   |
|----------------------|----------------------|--------|--------------|
| LIBERTY COUNTY       | \$ 22,752,599        | 0.2874 | 1,436        |
| CLEVELAND ISD        | \$ 7,943,398         | 0.1003 | 502          |
| DAYTON ISD           | \$ 15,985,239        | 0.2019 | 1,010        |
| DEVERS ISD           | \$ 3,083,308         | 0.0389 | 195          |
| HARDIN ISD           | \$ 3,114,835         | 0.0393 | 197          |
| HULL DAISSETTA ISD   | \$ 3,292,180         | 0.0416 | 208          |
| LIBERTY ISD          | \$ 8,823,406         | 0.1115 | 557          |
| TARKINGTON ISD       | \$ 4,545,317         | 0.0574 | 287          |
| CITY OF AMES         | \$ 108,132           | 0.0014 | 7            |
| CITY OF CLEVELAND    | \$ 2,194,350         | 0.0277 | 139          |
| CITY OF DAISSETTA    | \$ 112,370           | 0.0014 | 7            |
| CITY OF DAYTON       | \$ 4,463,218         | 0.0564 | 282          |
| CITY OF DAYTON LAKES | \$ 14,131            | 0.0002 | 1            |
| CITY OF DEVERS       | \$ 23,006            | 0.0003 | 1            |
| CITY OF HARDIN       | \$ 48,129            | 0.0006 | 3            |
| CITY OF LIBERTY      | \$ 2,662,941         | 0.0336 | 168          |
| CITY OF MONT BELVIEU | \$ 2,047             | 0.0000 | -            |
| <b>TOTAL</b>         | <b>\$ 79,168,606</b> |        | <b>5,000</b> |

Attachment: CAD Voting Entitlement Info 2011 (2227 : CAD Board of Dir. Voting Entitlement)



## **The City of Liberty**

City Council  
1829 Sam Houston  
Liberty, TX 77575

**8.A.12**

Meeting: 11/08/11 06:00 PM

Department: Administration  
Category: Tax Issues

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### **PUBLIC HEARING (ID # 2228)**

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DOC ID: 2228 A

#### **EXPLANATION:**

Before any action can be taken regarding the taxing of "Goods in Transit", a Public Hearing must be held to discuss whether to exempt or tax these goods. Please see attached information.

# Liberty County Central Appraisal District

P. O. Box 10016 -- 2030 Sam Houston -- Liberty, TX 77575-2916

Phone -- (936) 336-5722 -- Fax -- (936) 336-8390

## APPRAISAL REVIEW BOARD

Curtis Laird -- Chm.  
Winn Skidmore  
Bill Bracken  
Kenneth Riggs  
Walt Saucier  
Joe Bazar  
Cordella Kirkham



## CHIEF ADMINISTRATOR

Alan D. Conner

## MEMBERS OF THE BOARD

Ronnie Danner -- Chm.  
Bob Pickle  
Mike Van Etta  
Frank Barnett  
Bob Edwards  
Richard L. Brown -- Ex-Officio

Date: September 7, 2011  
To: All Taxing Units  
From: Alan Conner   
Re: Senate Bill 1- "Goods in Transit" Exemption

Senate Bill 1 redefines the "goods in transit" exemption for the 2012 tax year. This update to the original "goods in transit" legislation passed in 2007 requires your taxing entity to act during a very narrow window of time. The law provides that you must take action after October 1, 2011 but before December 31, 2011, if you wish to continue to tax "goods in transit". Please find enclosed the following documents:

1. List of Taxing Entities in Liberty County currently electing to tax "goods in transit".
2. Article 48. Ad Valorem Taxation of certain stored property
3. Sample resolutions or orders

Before you act to tax these "goods in transit" for 2012, your taxing entity must hold a public hearing on the question of whether to exempt or tax these goods. Next, in order to tax these goods for 2012, the governing body of taxing unit must take action in a manner required for official action after October 1, 2011 and before December 31, 2011.

When finalized, please forward a copy of your order, resolution or ordinance to our office. If you have any questions concerning this exemption please give me a call.

Attachment: Goods in Transit Info 2011 (2228 : PH Goods in Transit)

LIBERTY COUNTY TAXING UNITS  
HB 621 GOODS IN TRANSIT  
AS OF JANUARY 1, 2011

**TAX GOODS IN TRANSIT**

LIBERTY COUNTY  
CLEVELAND ISD  
DAYTON ISD  
HARDIN ISD  
HULL DAISSETTA ISD  
LIBERTY ISD  
TARKINGTON ISD  
CITY OF AMES  
CITY OF CLEVELAND  
CITY OF DAYTON  
CITY OF LIBERTY  
CITY OF MONT BELVIEU  
WCID#5  
DD #1  
ESD #7  
NAVIGATION DIST  
HOSPITAL DISTRICT #1

**NO ACTION**

DEVERS ISD  
CITY OF DAISSETTA  
CITY OF DAYTON LAKES ESTATE  
CITY OF DEVERS  
CITY OF HARDIN  
WCID #1  
WCID #6  
HULL FRESH WATER  
DD #2  
DD #4  
ESD #1  
ESD #2  
ESD #3

## ARTICLE 48. AD VALOREM TAXATION OF CERTAIN STORED PROPERTY

SECTION 48.01. Subsection (a), Section 11.253, Tax Code, is amended by amending Subdivision (2) and adding Subdivisions (5) and (6) to read as follows:

(2) "Goods-in-transit" means tangible personal property that:

(A) is acquired in or imported into this state to be forwarded to another location in this state or outside this state;

(B) is stored under a contract of bailment by a public warehouse operator ~~[detained]~~ at one or more public warehouse facilities ~~[a location]~~ in this state that are not in any way owned or controlled by ~~[in which]~~ the owner of the personal property ~~[does not have a direct or indirect ownership interest]~~ for the account of ~~[assembling, storing, manufacturing, processing, or fabricating purposes by]~~ the person who acquired or imported the property;

(C) is transported to another location in this state or outside this state not later than 175 days after the date the person acquired the property in or imported the property into this state; and

(D) does not include oil, natural gas, petroleum products, aircraft, dealer's motor vehicle inventory, dealer's vessel and outboard motor inventory, dealer's heavy equipment

inventory, or retail manufactured housing inventory.

(5) "Bailee" and "warehouse" have the meanings assigned by Section 7.102, Business & Commerce Code.

(6) "Public warehouse operator" means a person that:

(A) is both a bailee and a warehouse; and

(B) stores under a contract of bailment, at one or more public warehouse facilities, tangible personal property that is owned by other persons solely for the account of those persons and not for the operator's account.

SECTION 48.02. Section 11.253, Tax Code, is amended by amending Subsections (e) and (h) and adding Subsections (j-1) and (j-2) to read as follows:

(e) In determining the market value of goods-in-transit that in the preceding year were [~~assembled,~~] stored[~~, manufactured, processed, or fabricated~~] in this state, the chief appraiser shall exclude the cost of equipment, machinery, or materials that entered into and became component parts of the goods-in-transit but were not themselves goods-in-transit or that were not transported to another location in this state or outside this state before the expiration of 175 days after the date they were brought into this state by the property owner or acquired by the property owner in this state. For component parts held in bulk, the chief appraiser may use the average length of time a component part was held by the owner of the

component parts during the preceding year at a location in this state that was not owned by or under the control of the owner of the component parts in determining whether the component parts were transported to another location in this state or outside this state before the expiration of 175 days.

(h) The chief appraiser by written notice delivered to a property owner who claims an exemption under this section may require the property owner to provide copies of property records so the chief appraiser can determine the amount and value of goods-in-transit and that the location in this state where the goods-in-transit were detained for storage [~~assembling, storing, manufacturing, processing, or fabricating purposes~~] was not owned by or under the control of the owner of the goods-in-transit. If the property owner fails to deliver the information requested in the notice before the 31st day after the date the notice is delivered to the property owner, the property owner forfeits the right to claim or receive the exemption for that year.

(j-1) Notwithstanding Subsection (j) or official action that was taken under that subsection before October 1, 2011, to tax goods-in-transit exempt under Subsection (b) and not exempt under other law, a taxing unit may not tax such goods-in-transit in a tax year that begins on or after January 1, 2012, unless the governing body of the taxing unit takes action on or after

October 1, 2011, in the manner required for official action by the governing body, to provide for the taxation of the goods-in-transit. The official action to tax the goods-in-transit must be taken before January 1 of the first tax year in which the governing body proposes to tax goods-in-transit. Before acting to tax the exempt property, the governing body of the taxing unit must conduct a public hearing as required by Section 1-n(d), Article VIII, Texas Constitution. If the governing body of a taxing unit provides for the taxation of the goods-in-transit as provided by this subsection, the exemption prescribed by Subsection (b) does not apply to that unit. The goods-in-transit remain subject to taxation by the taxing unit until the governing body of the taxing unit, in the manner required for official action, rescinds or repeals its previous action to tax goods-in-transit or otherwise determines that the exemption prescribed by Subsection (b) will apply to that taxing unit.

(j-2) Notwithstanding Subsection (j-1), if under Subsection (j) the governing body of a taxing unit, before October 1, 2011, took action to provide for the taxation of goods-in-transit and pledged the taxes imposed on the goods-in-transit for the payment of a debt of the taxing unit, the tax officials of the taxing unit may continue to impose the taxes against the goods-in-transit until the debt is discharged, if cessation of the imposition would impair the obligation of the

contract by which the debt was created.

SECTION 48.03. Subdivision (2), Subsection (a), Section 11.253, Tax Code, as amended by this article, applies only to an ad valorem tax year that begins on or after January 1, 2012.

SECTION 48.04. (a) Except as provided by Subsection (b) of this section, this article takes effect January 1, 2012.

(b) Section 48.02 of this article takes effect October 1, 2011.



**The City of Liberty**

City Council  
1829 Sam Houston  
Liberty, TX 77575

**8.A.13**

Meeting: 11/08/11 06:00 PM

Department: Administration  
Category: Tax Issues

**ORDINANCE (ID # 2229)**

DOC ID: 2229 A

**EXPLANATION:**

In order to tax the "Goods in Transit" for 2012, action must be taken by the governing body prior to December 31, 2011.

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LIBERTY, TEXAS TO TAX TANGIBLE PERSONAL PROPERTY IN TRANSIT WHICH WOULD OTHERWISE BE EXEMPT PURSUANT TO TEXAS TAX CODE, SECTION 11.253; AND DISPENSING WITH THE REQUIREMENT OF SECTION 3.10 OF THE HOME RULE CHARTER THAT ALL ORDINANCES BE READ ON TWO SEPARATE DAYS.

WHEREAS, the 82<sup>nd</sup> Texas Legislature in Special Session, enacted Senate Bill 1, to take effect on September 1, 2011, which would require a taxing unit to take action, in the required manner, after October 1, 2011, to provide for the taxation of goods-in-transit; and

WHEREAS, Tex. Tax Code §11.253(j-1) as amended allows the governing body of a taxing unit, after conducting a public hearing, to provide for the continued taxation of such goods-in-transit; and

WHEREAS, the City Council of the City of Liberty, Texas having conducted a public hearing as required by Section 1-n(d), Article VIII, Texas Constitution, and Tex. Tax Code §11.253(j-1) is of the opinion that it is in the best interests of the City to continue to tax such goods-in-transit;

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

**Section 1.**

The goods-in-transit, as defined in Texas Tax Code Section 11.253(a)(2), as amended by Senate Bill 1, enacted by the 82<sup>nd</sup> Texas Legislature in Special Session, shall remain subject to taxation by the City of Liberty, Texas.

**Section 2.**

The requirement contained in Section 3.10 of the Home Rule Charter of Liberty that all ordinances be read on two separate days is hereby dispensed with.

PASSED AND ADOPTED AT A REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF LIBERTY, TEXAS, THIS THE 8<sup>TH</sup> DAY OF NOVEMBER, 2011.

Ordinance (ID # 2229)  
Page 2

City Council Meeting

November 8, 2011

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Carl Pickett, Mayor

ATTEST:

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Dianne Tidwell, City Secretary



## **The City of Liberty**

City Council  
1829 Sam Houston  
Liberty, TX 77575

**8.A.14**

Meeting: 11/08/11 06:00 PM

Department: Administration  
Category: Agreements

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### **COUNCIL ACTION (ID # 2214)**

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DOC ID: 2214

#### **EXPLANATION:**

The Houston-Galveston Area Council is in the process of implementing ongoing updates to the 911 System. The State of Texas and the Commission on State Emergency Communications require that all Public Safety Answering Point (PSAP) boundaries be identified to improve efficiency of call routing and location information.

## INTERLOCAL AGREEMENT FOR DEFINING 9-1-1 PUBLIC SAFETY ANSWERING POINT BOUNDARIES

This Interlocal Agreement ("Agreement") is entered into this 26<sup>th</sup> day of September, 2011 between Houston – Galveston Area Council [*entity: Dayton* ("City")], a Regional Planning Commission of the State of Texas, acting by and through its governing body, the City Council of the City of Dayton; Liberty County ("County"), a political subdivision of the State of Texas, acting by and through its governing body, the Commissioners Court], and Houston-Galveston Area Council [*entity: Liberty* ("City")], a Regional Planning Commission of the State of Texas, acting by and through its governing body, the City Council of the City of Liberty; Liberty County ("County"), a political subdivision of the State of Texas, acting by and through its governing body, the Commissioners Court] (collectively hereinafter referred to as the "Parties").

WHEREAS, Texas Government Code Chapter 791 (Interlocal Cooperation Contracts) authorizes local governments to contract with one another in order to increase the efficiency and effectiveness of governmental functions and services;

WHEREAS, each of the Parties are local governments as defined by Texas Government Code § 791.003(4).

WHEREAS, the Parties seek to work together in intergovernmental cooperation to insure that the Public Safety Answering Point ("PSAP") boundary between them is accurate and does not conflict. For purposes of this Agreement, a PSAP boundary is the geographic area that is served by a single PSAP.

NOW, THEREFORE, the Parties enter into this Agreement as follows:

1. Background and Purpose. The State of Texas is anticipating the use of geospatial data for the routing of 9-1-1 calls in its Next Generation 9-1-1 environment. PSAP boundaries are an important factor in identifying consistent and accurate routing of all 9-1-1 calls.

The purpose of this Agreement is to identify the PSAP boundary between the Parties' regions for purposes of routing 9-1-1 calls to the appropriate single PSAP.

2. Deliverables. The Parties agree to the following boundary description:

*See Attached Map*

The Parties agree to review the PSAP boundary established by this Agreement annually and to amend this Agreement if any adjustments are necessary to ensure the continued accurate routing of 9-1-1 calls.

3: Political Boundaries and Fees. The PSAP boundaries defined in this Agreement will not cause any change to the Parties' existing political boundaries or collected 9-1-1 revenues.

4. Effective Date. This Agreement shall be effective as of the date it is signed by both Parties and shall remain in effect until it is terminated by written notice of either Party.

This Agreement constitutes the entire agreement between the Parties and supersedes any and all oral or written agreements between the Parties relating to matters herein. An amendment to this Agreement is not effective unless in writing and signed by both Parties.

The following Attachments are a part of this Agreement:

*See Attached Map*

This Agreement is executed in duplicate originals.

City of Dayton  
117 Cook St  
Dayton, TX 77535

City of Liberty  
1829 Sam Houston  
Liberty, TX 77575

By: 

By: \_\_\_\_\_

Printed Name: Felix J Skarpa

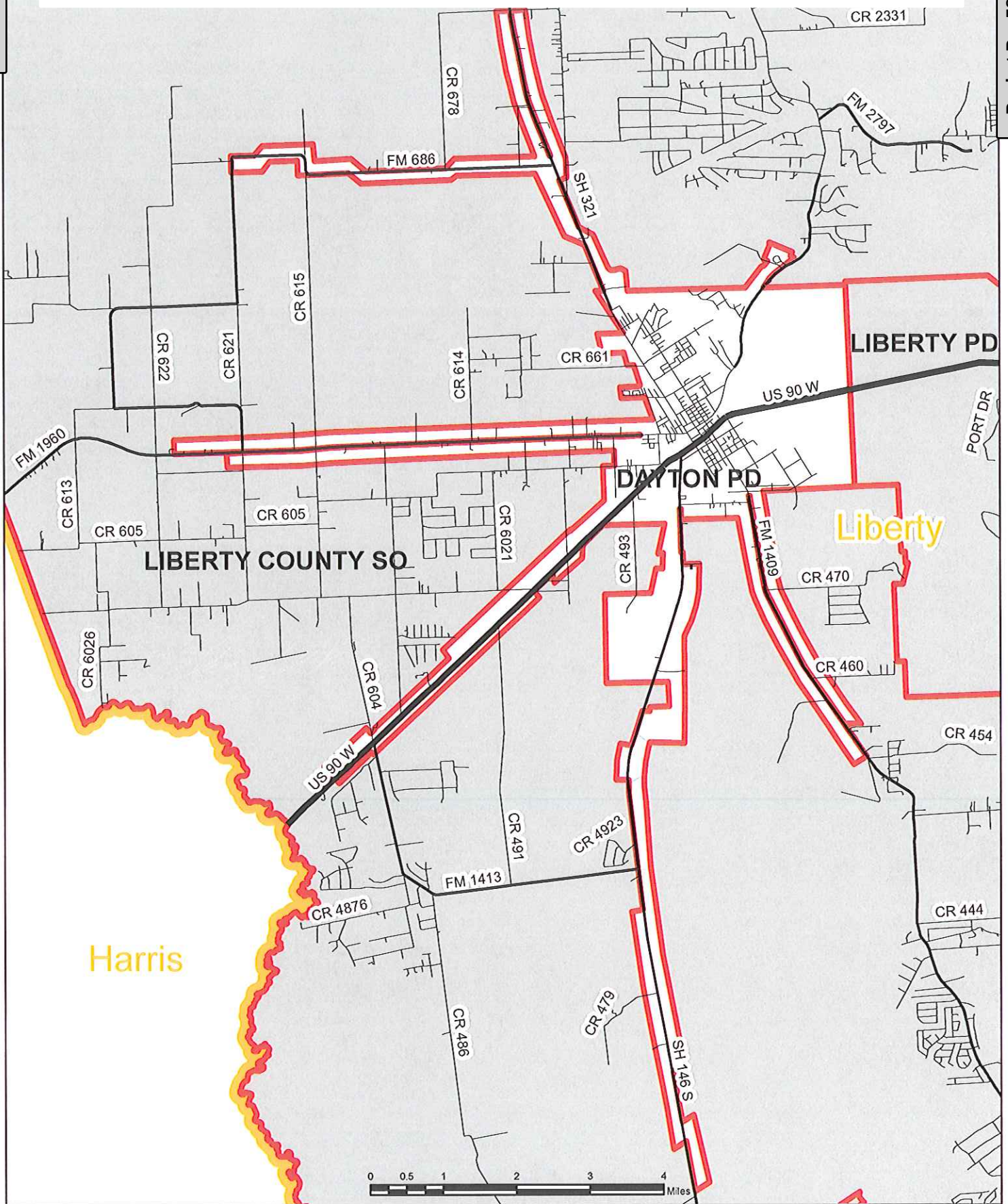
Printed Name: Carl Picket

Title: Mayor

Title: Mayor

Date: \_\_\_\_\_

Date: \_\_\_\_\_



Houston - Galveston Area Council  
H-GAC Data Services GIS - 2011

# **DAYTON PD** Liberty County PSAP Boundaries





## The City of Liberty

City Council  
1829 Sam Houston  
Liberty, TX 77575

8.A.15

Meeting: 11/08/11 06:00 PM

Department: Administration  
Category: LCDL Misc.

### INFORMATION ITEM (ID # 2230)

DOC ID: 2230

#### EXPLANATION:

The Liberty Community Development Corporation Board of Directors is required to make an annual report to the City Council regarding the Community Development Capital Improvement Program, no later than December 1st of each year. This review will address the accomplishments and activities of the Board. This report will be presented by the City Manager, who is also the General Manager of the Corporation.