



The City of Liberty City Council

Regular Meeting

~ Agenda ~

1829 Sam Houston
Liberty, TX 77575

www.cityofliberty.org

Dianne Tidwell
City Secretary
(936) 336-3684

Tuesday, March 13, 2012

6:00 PM

City Council Chambers

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

I. CALL TO ORDER

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

II. INVOCATION

III. PLEDGE OF ALLEGIANCE

IV. ACKNOWLEDGEMENT OF GUESTS AND VISITORS / PUBLIC COMMENT

Public Comment is reserved for members of the public who would like to address the City Council on items that are not on the City Council Agenda. Please be aware that, under Texas Law, the Council may not deliberate or take any action on non-agenda items. In some situations, City staff may be able to respond to the public comment with a factual statement or clarification. City Council may request that the item be placed on a future agenda at which time the Council may deliberate and/or act.

V. PRESENTATIONS / REPORTS

A. Information Item (ID # 2333)

Project Updates

B. Information Item (ID # 2334)

Recycling Report

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, February 14, 2012
2. Tuesday, February 21, 2012

VII. REGULAR AGENDA**A. Regular Session****1. Council Action (ID # 2335)**

Ms. Martha Alexander and Ms. Yvonne Howard to Address Council Regarding Noise Issues in the Forest Hills Subdivision, and Take Any Action as Deemed Necessary.

- Request to Address Council (PDF)

2. Council Action (ID # 2336)

Consider Approval of an Agreement with Trees, Inc. for Tree Trimming Services of the City's Electric System.

- Trees, Inc. 2012 (PDF)

3. Resolution (ID # 2337)

Consider a Resolution with the Texas Department of Transportation, Aviation Division, for Cost Sharing of Drainage Improvements at the Liberty Municipal Airport.

4. Resolution (ID # 2338)

Consider a Resolution Authorizing Submission of a Grant Application for a Criminal Justice Division Grant for New Technology Equipment for the Liberty Police Department.

5. Council Action (ID # 2339)

Consider Award of Bid for Sale of City Property Located on Fm 1909, Formerly Known as the City of Liberty Landfill.

- Bid Tab - City Property 2012 (PDF)

6. Council Action (ID # 2341)

Consider Award of Bid for Sale of City Property Located on Bowie & Edgewood, Known as the Upper Portion of the City Detention Pond.

- Bid Tab - City Property 2012 (PDF)

7. Council Action (ID # 2340)

Consider Award of Bid for Sale of City Property Locate on Beaumont Avenue, Formerly Known as the Water & Wastewater Department Facility.

- Bid Tab - City Property 2012 (PDF)

8. Council Action (ID # 2342)

Consider Award of Bid for Sale of City Property Located on Trinity Street, Known as the Trinity Street Complex.

- Bid Tab - City Property 2012 (PDF)

9. Public Hearing (ID # 2329)

Public Hearing on the Condemnation of the Structure Located at 716 Lamar.

- PH 716 Lamar (PDF)

10. Council Action (ID # 2330)

Consider an Order of Abatement for the Structure Located at 716 Lamar Street.

- Order of Abatement 716 Lamar (DOC)

11. Public Hearing (ID # 2331)

Public Hearing on the Condemnation of the Structure Located at 74 Navigation Street.

- PH 74 Navigation (PDF)

12. Council Action (ID # 2332)

Consider an Order of Abatement for the Structure Located at 74 Navigation Street.

- Order of Abatement 74 Navigation (DOC)

13. Council Action (ID # 2343)

Consider a Change Order for the Texas Water Development Board Project for Lift Station Improvements.

- Change Order - TWDB Project 2012 (PDF)

14. Ordinance (ID # 2344)

Consider an Ordinance Adopting and Enacting a New Code of Ordinances.

15. Ordinance (ID # 2345)

Consider an Ordinance Adopting a Master Fee Schedule for Various Rates and Fees Charged by the City of Liberty.

- Master Fee Schedule March 13 2012 (DOC)

B. Executive Session

Consultation with Attorney. Gov. Code §551.071

Deliberation Regarding Real Property. Gov. Code §551.072

1. Discussion to deliberate the purchase, exchange, lease, or value of real property for the Liberty Municipal Airport - Curtis Hermann.

2. Discussion to deliberate the purchase, exchange, lease, or value of real property for the Liberty Municipal Airport.

C. Reconvene into Regular Session

1. Council Action (ID # 2346)

Consider and Take Action, If Any, on Curtis Hermann/Real Property for the Liberty Municipal Airport, as Discussed in the Executive Session.

2. Council Action (ID # 2347)

Consider and Take Action, If Any, on Real Property for the Liberty Municipal Airport, as Discussed in the Executive Session.

VIII. ADJOURNMENT

A. Motion To: Adjourn

CERTIFICATION

I certify that the attached Notice of Meeting was posted on the bulletin board and in the Message Centers located on the east and west sides of the City Hall Administration Building, located at 1829 Sam Houston on the 9th day of March, 2012 at 12:00 p.m. This notice will remain so posted continuously for at least 72 hours preceding the scheduled time of said meeting in accordance with Chapter 551 of the Texas Government Code.

Dianne Tidwell, City Secretary

NOTICE

In compliance with the Americans with Disabilities Act, the City of Liberty will provide reasonable accommodation for persons attending and/or participating in this Council Meeting. To better serve you, requests must be made at least 24 hours prior to the meeting. Contact the City at (936) 336-3684 or by Fax at (936) 336-9846. The building is wheelchair accessible, with parking available, on the west side of the building.

I certify that the attached Notice and Agenda of items to be considered by the City Council was removed by me from the bulletin board at the City Hall on the _____ day of _____, 2012.



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

5.A

Meeting: 03/13/12 06:00 PM

Department: Administration
Category: Reports

INFORMATION ITEM (ID # 2333)

DOC ID: 2333



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

5.B

Meeting: 03/13/12 06:00 PM

Department: Administration
Category: Reports

INFORMATION ITEM (ID # 2334)

DOC ID: 2334



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, February 14, 2012

6:00 PM

City Council Chambers

I. CALL TO ORDER

The Meeting was called to order on February 14, 2012 at the City Council Chambers, 1829 Sam Houston, Liberty, TX at 6:00 PM by Mayor Carl Pickett.

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

II. INVOCATION

The Invocation was given by Water & Wastewater Operations Manager, Roger Drews.

III. PLEDGE OF ALLEGIANCE

The Pledge to the American and Texas Flags was led by Liberty County District Attorney Mike Little.

IV. ACKNOWLEDGEMENT OF GUESTS AND VISITORS / PUBLIC COMMENT

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Mayor Pickett reported that the Chamber of Commerce Monthly Luncheon will be held Wednesday, February 15th, and the program presenter will be the City's Waste Management representative, Terry Woodson. Mayor Pickett also mentioned that the Methodist Men's Banquet would be held Thursday, February 16th, at the First United Methodist Church, an event that began in 1927.

City Manager Gary Broz remarked on a handout for Council's review; the H-GAC Monthly Economic Digest/Gulf Coast Economic Development District. Mr. Broz reported that the Annual Liberty-Dayton Chamber of Commerce Banquet will be held on Thursday, March 8th and the next meeting of the Texas Municipal League Region XVI will be held on Thursday, March 22nd, in Port Arthur, Tx.

Minutes Acceptance: Minutes of Feb 14, 2012 6:00 PM (Minutes Approval)

As a member of the Gulf Coast Economic Development District, Councilperson Jordan spoke to issues relative to Liberty County. Councilperson Jordan reported that employment numbers had increased 900 people between November 2010 and November 2011, that the unemployment rate had dropped from 11.2 to 10, and that sales tax revenues were positive.

Mr. Broz further remarked that there would be a special called meeting on February 21st for review of the final draft of the City's new Code of Ordinances, as presented by Franklin Publishing.

V. PRESENTATIONS / REPORTS

A. Information Item (ID # 2302)

Various Project Updates

COMMENTS - Current Meeting:

Mr. Broz reported on a handout regarding the status of City projects as follows:

- 1) Monta Ground Storage/Control Box upgrade complete,
- 2) installation to begin on water lines at the Airport,
- 3) working on selling last of product from Airport Fuel Farm, so that tank can be moved,
- 4) SCADA System - waiting on equipment to arrive to begin installation,
- 5) working to complete meter changeout,
- 6) working in-house to address auditor's concerns,
- 7) met with military officials in Beaumont regarding the fueling of helicopters at the Liberty Municipal Airport, and
- 8) received a tree grant to place trees on the City Hall Square.

B. Information Item (ID # 2303)

Recycling Report

COMMENTS - Current Meeting:

Councilperson Huddleston reported that the next "Shred-It" Event will be held on Saturday, April 28th from 9 a.m. until Noon. Councilperson Huddleston explained that this event is for the shredding of sensitive documents, that documents are shredded on-site, and there will be additional activities taking place.

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:	Mike McCarty, Mayor Pro-Tem
SECONDER:	Frank Jordan, Councilperson
AYES:	Pickett, McCarty, Beasley, Huddleston, Jordan, Potetz, Simonson

A. Minutes Approval

1. Tuesday, January 10, 2012
2. Monday, January 16, 2012
3. Tuesday, January 24, 2012

B. Resolution 2012-1

Consider a Resolution Authorizing the City Manager to Enter into an Agreement with the Texas Department of Transportation for the Temporary Closure of Main Street During the Liberty Jubilee.

ATTACHMENTS:

- TxDOT Temporary Rd. Closure Agreement (DOC)

C. Council Action 2012-9

Consider Acceptance of the Annual Audit Report for Fiscal Year 2010-2011 as Presented by Swaim, Hanagriff & Associates on January 24, 2012.

VII. REGULAR AGENDA**A. Regular Session****1. Resolution 2012-2**

Consider Approval of a Resolution Authorizing Publication of Notice of Intention to Issue Certificates of Obligation.

COMMENTS - Current Meeting:

Mayor Pickett read the entire Resolution into the record, beginning with the caption as follows: "A RESOLUTION AUTHORIZING PUBLICATION OF NOTICE OF INTENTION TO ISSUE CERTIFICATES OF OBLIGATION".

Mayor Pickett reported that the issuance, not to exceed \$1,825,000 would fund in whole or part three projects, also to include legal, engineering, and issuance fees. Those three projects are \$1.5 million to assist with construction of a new Police Department facility, \$200,000 for HVAC at the Humphreys Cultural Center, and \$50,000 for an equipment awning at the Public Works Service Center.

Motion was made to approve the Resolution.

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

2. Public Hearing (ID # 2306)

Public Hearing on the City of Liberty's Fair Housing Activity Statement - Texas (FHA) Form.

COMMENTS - Current Meeting:

At 6:22 p.m., Mayor Pickett opened the Public Hearing on the City's Fair Housing Activity Statement-Texas.

Mr. Broz explained that this is a new requirement for the Disaster Recovery Round 2 Phase 2 application, in which the City has applied for \$1 million to assist in the construction of a new police department facility. Mr. Broz further stated that the City's current Fair Housing Action Plan has been modified to fit the grant requirements.

With no further comments or questions, Mayor Pickett closed the Public Hearing at 6:24 p.m.

ATTACHMENTS:

- 2012 PH Fair Housing (DOC)

3. Resolution 2012-3

Consider a Resolution Approving the City's Fair Housing Activity Statement-Texas (FHA).

COMMENTS - Current Meeting:

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

"A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LIBERTY, TEXAS APPROVING ITS FAIR HOUSING ACTIVITY STATEMENT-TEXAS (FHA)".

Motion was made to approve the Resolution.

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

4. Public Hearing (ID # 2310)

Public Hearing on the Condemnation of the Structure Located at 1611 Cypress Street.

COMMENTS - Current Meeting:

At 6:25 p.m., Mayor Pickett opened the Public Hearing on the condemnation of the structure located at 1611 Cypress Street. After review of the Power Point presentation regarding the condition of this structure, which was damaged by fire, City Counsel Brandon Davis 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. Davis further questioned Mr. Hood regarding the structure being identified as a hazard/nuisance and its dilapidated/substandard condition. After further discussion of the structure in question, Mayor Pickett closed the Public Hearing at 6:27 p.m.

ATTACHMENTS:

- PH 1611 Cypress (PDF)

5. Council Action 2012-10

Consider an Order of Abatement for the Structure Located at 1611 Cypress Street.

COMMENTS - Current Meeting:

A motion was made to approve the Order of Abatement, with a 60-day extension, prior to any action being taken on the condemnation of the structure located at 1611 Cypress Street.

ATTACHMENTS:

- Order of Abatement 1611 Cypress (DOC)

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

6. Public Hearing (ID # 2312)

Public Hearing on the Condemnation of the Structure Located at 1715 Cypress Street.

COMMENTS - Current Meeting:

At 6:30 p.m., Mayor Pickett opened the Public Hearing on the structure located at 1715 Cypress Street. After review of the Power Point presentation regarding the condition of this structure, which has no water or electricity, City Counsel Brandon Davis 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. Davis further questioned Mr. Hood regarding the structure being identified as a hazard/nuisance and its dilapidated/substandard condition.

Property owner Mr. Raul Cortez addressed Council regarding the issues with his property and the improvements he had made. Jonathon Morrison, 1714 Cypress, also addressed Council regarding the property of discussion, its current condition, trash, and additional related issues. Various negative comments were made by other neighbors regarding the condition of the structure and property.

Councilperson Jordan departed the meeting at 7:01 p.m.

After lengthy discussion, Mayor Pickett closed the Public Hearing at 7:10 p.m.

ATTACHMENTS:

- PH 1715 Cypress (PDF)

7. Public Hearing (ID # 2314)

Public Hearing on the Condemnation of the Structure Located at 1715 ½ Cypress Street.

COMMENTS - Current Meeting:

At 7:11 p.m., Mayor Pickett opened the Public Hearing on the condemnation of the structure located at 1715 1/2 Cypress Street. Discussion was held regarding the condition of the property in that it had no water and sewer, and was not platted correctly with proper road frontage. Therefore, this property is not habitable as a residence, but must be improved for use as a storage facility, or demolished. After lengthy discussion of this property, which included property owner Mr. Cortez and the neighbor Mr. Morrison speaking, Mayor Pickett closed the Public Hearing at 7:18 p.m.

ATTACHMENTS:

- PH 1715 .5 Cypress (PDF)

8. Council Action 2012-11

Consider an Order of Abatement for the Structure Located at 1715 Cypress Street.

COMMENTS - Current Meeting:

A motion was made to immediately abate the structure which resulted in a tie vote. A new motion to approve the demolition subject to a 60-day extension to improve the structure or proceed with demolition also resulted in a tie vote.

A motion was made to approve the Order of Abatement for the structure located at 1715 Cypress Street, with a 30-day extension, prior to any action being taken on the condemnation of the structure located at 1715 Cypress Street. Motion passed 6-0.

ATTACHMENTS:

- Order of Abatement 1715 Cypress (DOC)

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

9. Council Action 2012-12

Consider an Order of Abatement for the Structure Located at 1715 ½ Cypress Street.

COMMENTS - Current Meeting:

Motion was made to approve the Order of Abatement for the structure located at 1715 1/2 Cypress Street, with a 30-day extension, prior to any action being taken on the condemnation of the structure located at 1715 Cypress Street.

ATTACHMENTS:

- Order of Abatement 1715.5 Cypress (DOC)

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

10. Ordinance 2012-1

Consider Adoption of an Ordinance Ordering a General Election to be Held in the City of Liberty on Saturday, May 12, 2012. Considere Una Aceptación a La Ordenanza Que Manda a Una Elección General Que Tendrá Lugar En La Ciudad De Liberty, El Sábado 12 De Mayo Del 2012.

COMMENTS - Current Meeting:

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

"AN ORDINANCE OF THE CITY OF LIBERTY, TEXAS ORDERING A GENERAL MUNICIPAL ELECTION TO BE HELD ON THE 12TH DAY OF MAY, 2012; AUTHORIZING A JOINT ELECTION WITH THE LIBERTY INDEPENDENT SCHOOL DISTRICT AND LIBERTY COUNTY HOSPITAL DISTRICT NUMBER 1; DESIGNATING THE POLLING PLACES AND APPOINTING ELECTION OFFICIALS FOR SUCH ELECTION; PROVIDING PAY RATES FOR ELECTION OFFICIALS; PROVIDING FOR EARLY VOTING; PROVIDING FOR TWO TWELVE-HOUR DAYS OF EARLY VOTING; PROVIDING FOR THE NOTICE OF ELECTION; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR AN EFFECTIVE DATE; AND DISPENSING WITH THE REQUIREMENT OF SECTION 3.10 OF THE HOME RULE CHARTER THAT THIS ORDINANCE BE READ ON TWO SEPARATE DAYS".

Motion was made to adopt the Ordinance ordering the City's General Election to be held on May 12, 2012.

ATTACHMENTS:

- Ordinance General Election Spanish Translation 2012 (DOC)

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

11. Council Action 2012-13

Consider an Interlocal Agreement with Liberty County for Use of the County's Electronic Voting Equipment, for the City's May 12, 2012 General Election.

COMMENTS - Current Meeting:

City Secretary Dianne Tidwell reported that the Interlocal Agreement with Liberty County for use of the County's electronic voting equipment includes one change from the previous year. Beginning with the May 12, 2012 General Election cycle, ballots will be counted by a Hart Intercivic eScan Digital Scanner, providing for no human error.

Motion was made to approve the Interocal Agreement with Liberty County for electronic voting equipment.

ATTACHMENTS:

- Interlocal Agreement w Liberty Co for Equipment (DOC)

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

12. Council Action 2012-14

Consider Award of Bid for Meter Vault and Piping Changes at Boomerang Tube LLC.

COMMENTS - Current Meeting:

Mr. Broz reported on a written quote received from Williamson Construction for water service improvements at the facility entrance to Boomerang Tube LLC. This quote includes lowering the entire piping assembly, installing a vault, and completing tie-ins for these improvements. The City will provide an 8" meter, an 8" backflow preventer, and two 8" valves. Quoted price is \$29,500. The City's cost for the above-mentioned improvements is \$15,925, for a total project cost of \$45,425.00.

Mr. Broz further stated that he had also received quotes from Panorama Construction and Mickey Services, for \$34,750 and \$37,495, respectively.

Motion was made to approve the quote of \$29,500 from Williamson Construction, for a total cost of \$45,425.00.

At the conclusion of this agenda item, Councilperson McCarty announced that he would not seek re-election for another term of office. Councilperson McCarty stated that he had enjoyed his fourteen years of service on the City Council, and proudly summarized various projects that the City had accomplished during his tenure. Mayor Pickett and the Council Members each expressed their appreciation for his service. Councilperson McCarty is running for Liberty County Commissioner, Precinct 1.

ATTACHMENTS:

- Bid Award Boomerang Tube Feb.2012 (PDF)

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

VIII. ADJOURNMENT

A. Motion To: Adjourn

Minutes Acceptance: Minutes of Feb 14, 2012 6:00 PM (Minutes Approval)

COMMENTS - Current Meeting:

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

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

Carl Pickett, Mayor

ATTEST:

Dianne Tidwell, City Secretary

Minutes Acceptance: Minutes of Feb 14, 2012 6:00 PM (Minutes Approval)



The City of Liberty City Council

Special Called Meeting

~ Minutes ~

1829 Sam Houston
Liberty, TX 77575

www.cityofliberty.org

Dianne Tidwell
City Secretary
(936) 336-3684

Tuesday, February 21, 2012

6:00 PM

City Council Chambers

I. CALL TO ORDER

The Meeting was called to order on February 21, 2012 at the City Council Chambers, 1829 Sam Houston, Liberty, TX at 6:00 PM by Mayor Carl Pickett.

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

II. ACKNOWLEDGEMENT OF GUESTS AND VISITORS / PUBLIC COMMENT

Public Comment is reserved for members of the public who would like to address the City Council on items that are not on the City Council Agenda. Please be aware that, under Texas Law, the Council may not deliberate or take any action on non-agenda items. In some situations, City staff may be able to respond to the public comment with a factual statement or clarification. City Council may request that the item be placed on a future agenda at which time the Council may deliberate and/or act.

City Secretary Dianne Tidwell reported that the deadline for filing for a place on the City's General Election ballot is Monday, March 5th, 5:00 p.m. Ms. Tidwell reported that Mayor Pickett has filed for re-election for the Mayor's position. Councilpersons Jordan and Potetz have filed for re-election in the Council Member race, along with three additional individuals; David Arnold, Gary "Skeet" Raggio, and Susan McCain.

Mayor Pickett reported on a benefit to be held on Tuesday, February 28th, 6-9 p.m., at the Liberty Fire Department for Larry Hajovsky, former full-time firefighter and most recently volunteer firefighter for the LFD. Mr. Hajovsky suffered a stroke and the benefit will include a BBQ and live auction.

Mayor Pickett also mentioned the monthly "Coffee with the Mayor" that will be held Thursday, February 23rd, 7:30 a.m., in the Council Chambers.

Councilperson Jordan reminded everyone of the Liberty-Dayton Chamber of Commerce Annual Banquet to be held Thursday, March 8th, at the Dayton Community Center.

Minutes Acceptance: Minutes of Feb 21, 2012 6:00 PM (Minutes Approval)

III. PRESENTATIONS / REPORTS

A. Information Item (ID # 2318)

January Financial Report - Finance Director N. Herrington

COMMENTS - Current Meeting:

Finance Director Naomi Herrington reported on the January, 2012 financial report. Ms. Herrington reviewed and discussed with Council the various funds, along with their respective revenue and expenditure totals. Ms. Herrington also stated that sales tax revenues are currently on track and property tax revenues are at 97% of the budgeted amount. Further discussion included a payment of \$425,000 due from the Water/Wastewater Fund to the Texas Water Development Board Loan, the meter replacement program, and the Boomerang Tube facility charge, paid to the City, that goes toward payment of the bond for the Boomerang transformer and substation.

B. Information Item (ID # 2319)

H-GAC Report - Councilperson Jordan

COMMENTS - Current Meeting:

Councilperson Jordan reported on the Houston-Galveston Area Council and several current grant opportunities. Councilperson Jordan stated that the City had received a small grant for trees that would be planted on the City Hall grounds. The City has also submitted an application for a \$25,000 grant that must be tied to a historical area and could be used for restoration of the City Hall Square. If awarded to the City, proposed use of these funds would be for purchase of decorative antique street lights.

Further discussion included infrastructure grants in which Liberty County, in the previous year, received \$1,250,000 for disbursement among numerous municipalities in the County. With the County receiving those funds, they most probably will not receive infrastructure grant funds for another year. Also mentioned was the informative Monthly Economic Digest.

C. Information Item (ID # 2320)

SRMPA Report - Mayor Pickett

COMMENTS - Current Meeting:

Mayor Pickett stated that the financial status of the Sam Rayburn Municipal Power is good and that the Cambridge Energy Project which began December 1, 2011, will add to the financial stability of the Agency. Mayor Pickett stated that the change in structure and processes seem to be working very well. A meeting of the SRMPA Board of Directors will be held on Tuesday, February 28th, after which time Mayor Pickett will be happy to answer additional questions.

IV. REGULAR AGENDA

A. Regular Session

1. Council Action 2012-15

Consider Declaring Miscellaneous City Equipment as Surplus Property.

Minutes Acceptance: Minutes of Feb 21, 2012 6:00 PM (Minutes Approval)

COMMENTS - Current Meeting:

Mr. Broz reported on a list of items for an online auction, in which miscellaneous equipment from various city departments has been prepared for sale.

Motion was made to approve the miscellaneous city equipment as surplus property.

ATTACHMENTS:

- Surplus Property Feb 2012 (PDF)

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

2. Council Action 2012-16

Consider Approval of Change Order #3 to the Generator Contract with A&A Electric Company.

COMMENTS - Current Meeting:

Mr. Broz reported on the generator contract with A&A Electric and Change Order No. 3. Mr. Broz stated the change order is for the extension of the contract until June 29, 2012, as it currently expires on February 29th. This contract is for generators at various locations, to include the wastewater treatment plant, and the Wallisville and Washington lift stations, currently under construction. This change order requires no additional funds.

Motion was made to approve Change Order No. 3.

ATTACHMENTS:

- CO #3 A&A Electric (PDF)

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

B. Executive Session

Personnel Matters. Gov. Code §551.074

Consultation with Attorney. Gov. Code §551.071

1. Discussion - City Engineer.

At 6:25 p.m., Mayor Pickett closed the open meeting and opened the Executive Session as authorized above.

C. Reconvene into Regular Session

At 6:55 p.m., Mayor Pickett closed the Executive Session and reconvened the open meeting.

1. Council Action 2012-17

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

COMMENTS - Current Meeting:

Motion was made to authorize the City Manager to employ Mr. Tom Warner as City Engineer and Public Works Director.

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

V. WORK SESSION

1. Work Session (ID # 2324)

Review and Discuss Any Changes to the Final Draft of the Re-Codification of the City's Code of Ordinances.

COMMENTS - Current Meeting:

Discussion was held regarding the final draft of the City's new Code of Ordinances. Discussed were the following topics:

- 1) jake brakes,
- 2) electrician's license - required exceptions,
- 3) reference to manual on Texas Traffic Control Devices,
- 4) vegetation in the streets and gutters,
- 4) regulating carnivals, and
- 5) regulating portable buildings.

Mr. Broz stated that the necessary changes would be completed and the ordinance to adopt the new code will be brought to Council in the near future.

VI. ADJOURNMENT

Motion To: Adjourn

COMMENTS - Current Meeting:

There being no further business before the Council, the meeting was adjourned at 7:30 p.m.

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

Carl Pickett, Mayor

ATTEST:

Dianne Tidwell, City Secretary

Minutes Acceptance: Minutes of Feb 21, 2012 6:00 PM (Minutes Approval)



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

7.A.1

Meeting: 03/13/12 06:00 PM

Department: Administration
Category: Misc.

COUNCIL ACTION (ID # 2335)

DOC ID: 2335



REQUEST FOR PLACEMENT OF AN ISSUE ON A CITY COUNCIL AGENDA

City Council Meetings are held the second Tuesday of each month at 6:00 p.m.

The deadline for an issue to be placed on the next council agenda is the Wednesday prior to the council meeting. This form must be turned in by 5:00 p.m. on this day.

Date of Submission of Request 3-2-12

Date of Council Meeting 3-13-12

Name Martha Alexander
 Street Address 218 Hill Drive
 City Liberty State Tx. Zip Code 77575
 Telephone No. 936-336-9255 Fax No. _____

Please list below the issue that you wish to be brought before the Council

An abundance of barking dogs that
keeps us awake at night. They also
bark a lot during the day.

This request will be reviewed by the City Manager and the requestor will be notified regarding the above-mentioned topic being placed on an agenda.

For City Use Only

Date this form given to the City Manager 3/2/12 CB

Date requestor was notified _____

Comments _____



REQUEST FOR PLACEMENT OF AN ISSUE ON A CITY COUNCIL AGENDA

City Council Meetings are held the second Tuesday of each month at 6:00 p.m.

The deadline for an issue to be placed on the next council agenda is the Wednesday prior to the council meeting. This form must be turned in by 5:00 p.m. on this day.

Date of Submission of Request March 5, 2012

Date of Council Meeting March 13, 2012

Name

Street Address

City

State

Zip Code

Telephone No.

Fax No.

Please list below the issue that you wish to be brought before the Council

Extreme dog barking from Mike McCarty's dogs - wakes
us up at night -

Strong odor of urine + feces from Mike McCarty's cattle feed
lot; lots of flies

This request will be reviewed by the City Manager and the requestor will be notified regarding the above-mentioned topic being placed on an agenda.

For City Use Only

Date this form given to the City Manager 3/6/12 - AB

Date requestor was notified _____

Comments _____



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

7.A.2

Meeting: 03/13/12 06:00 PM

Department: Administration
Category: Agreements

COUNCIL ACTION (ID # 2336)

DOC ID: 2336



Trees, Inc.

GENERAL AGREEMENT

THIS AGREEMENT, made this 9 day of March, 2012, between City of Liberty hereinafter called "**COMPANY**", and TREES, INC., a Delaware Corporation, having its principal office in Houston, Texas hereinafter called "**CONTRACTOR**".

WITNESSETH, that for and in consideration of the covenants and agreements hereinafter mentioned, to be performed by the parties hereto, and the payment hereinafter agreed to be made, it is mutually agreed as follows:

1.
 - a) Contractor agrees to furnish all supervisors and labor for the sole purpose of trimming and/or removing trees interfering with the Company's lines, cutting and/or chemically treating brush and undergrowth on Company's rights-of-way, and disposing of the debris resulting from such work as specified by the Company, its agents or employees, to the extent described in Schedule A, "Scope of Work and Special Terms and Conditions".
 - b) It is specifically understood and agreed by the parties hereto that Contractor shall not be required to provide trimming or removal of trees for the purpose of discouraging the climbing of trees or to prevent contact with the Company's lines or other electrical equipment by persons other than employees of Contractor engaged in the work contemplated by this Agreement. Contractor's responsibility is limited to providing line clearance so as to prevent interruption of service by trees or tree limbs coming into contact with the lines or other electrical equipment. The Contractor shall have no liability for personal injury or property damage sustained as a result of persons coming into contact with such lines or other electrical equipment.
2. Company agrees to secure all permits and licenses of a temporary nature necessary for the prosecution of the work to be performed hereunder and to pay all charges and fees required for such permits and licenses. Permits, licenses and easements of a permanent nature shall be obtained and paid for by the Company.

3. Contractor agrees to perform all work in accordance with all federal and other local laws, ordinances and regulations applicable to said work.
 4. Contractor agrees that its personnel shall at all times present a neat appearance, and all work shall be done, and all complaints shall be handled by Contractor with due regard for the Company's public relations.
 5. It is understood that Contractor is an independent contractor under the terms of this Agreement, and each of the parties shall perform its obligations hereunder as an independent contractor and not as the agent, employee, or servant of the other party.
 6. Company agrees to install and maintain the necessary guards and protective devices at locations where work is being performed to prevent accidents to the general public or damage to the property and personnel of the Contractor or the general public.
 7. Contractor agrees to secure from the Company, and the Company agrees to provide, information as to the nature of the feeders involved in all cases before work is commenced. It is understood by and between the parties that the electric feeders of the Company are to continue in normal operation during this work, and that Company is to provide and Contractor is to use such protective equipment as it deems necessary for the protection of its employees, and to guard against interfering with the normal operation of said circuits.
 8. Company agrees to indemnify, hold harmless and defend the Contractor from and against any and all damage or expense which the Contractor may suffer or for which the Contractor may be held liable by reason of any injury (including death) or damage to any property arising out of the execution of the work to be performed hereunder.
- It is the intention of the parties that Contractor shall have no liability to Company for losses and damages or expenses which result from specific work directives given by Company's agents or employees, or from the Contractor's compliance with the Company's specifications concerning work to be performed.
9. Company agrees to provide Workers' Compensation, Property Damage, and Public Liability Insurance in terms and amounts satisfactory to the Contractor.
 10. If required by the Company, Contractor agrees to furnish to the Company, or its representative, time sheets and other required reports, showing the nature, amount and location of work performed, together with the number of man hours involved, the quantities of material used, the number of trees trimmed and removed, the number of acres or spans cut or chemically treated, and other pertinent information which may, from time to time, be required by the Company.

11. Company agrees to pay invoices monthly for the work provided herein to be done and materials and equipment provided herein to be used in accordance with the attached Schedule A.

12. This Agreement shall be binding upon the parties hereto and their heirs, successors, executors, administrators, and assigns. Contractor shall not assign any of its rights or duties under this Agreement, or subcontract the whole or any part of the work to be performed hereunder without first having obtained the written consent of the Company authorizing such transfer of rights or duties.

13. This Agreement is not intended to constitute an agreement of hiring under the provisions of any Workers' Compensation or unemployment compensation law, any old age benefit law or any similar law, and it shall not be so construed. Company agrees to accept full and exclusive liability for the payment of contributions or taxes imposed under such laws by the federal and/or state government which are measured by remuneration paid to Contractor's employees.

14. Whenever due to special circumstances such as, but not limited to, storm emergency work, an employee of the Company is assigned to work directly with Contractor's employees, it is understood that such employee shall at all times remain in the employ of the Company and that Company shall be responsible for all wages and payroll taxes and shall provide Workers' Compensation coverage for such employee.

a) This Agreement shall continue and remain in full force from March 9, 2011 thru March 9, 2012, but may be terminated for any reason by either party upon five (5) day's written notice to the other.

b) Should Contractor fail to carry out the work or to comply with any of the provisions of this Agreement, the Company may terminate this Agreement upon twenty-four (24) hour's written notice to Contractor.

IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be executed in duplicate by their proper officers thereunto duly authorized, the day and year first hereinabove written.

CITY OF LIBERTY
("COMPANY")

By:

Title: _____

TREES, INC.
("CONTRACTOR")

By:

Title: _____

SCHEDULE A
(SCOPE OF WORK AND SPECIAL TERMS AND CONDITIONS)

Forming part of the GENERAL AGREEMENT between City of Liberty and
TREES, INC., dated March 9, 2012.

**Provide clear cut clearance of 10 feet around distribution
electrical lines within the city limits of Liberty.**

Time and Material Rates
Trees Inc for City of Liberty
Calendar Year 2012

<u>ITEM</u>	<u>Rate Per Hour</u>		
<u>Crew Rate</u>	<u>ST</u>	<u>Storm</u>	<u>OT</u>
Supervisor	\$36.91	\$41.14	\$49.62
4 Man Manual Crew	\$83.42	\$91.72	\$108.33
2 Man Bucket Crew	\$54.62	\$59.66	\$69.73
2 Man Jarraff Crew	\$87.77	\$92.80	\$102.88
2 Man Tractor Crew	\$63.77	\$68.59	\$78.22
3 Man Manual Crew	\$67.33	\$74.58	\$89.07
3 Man Bucket Crew	\$72.08	\$79.33	\$93.82

Herbicide
Invoice cost plus 10%

Emergency Response

Lodging and meals not provided during emergency restoration efforts will be invoiced at cost + 10%.

Labor rates will be higher of City of Liberty or sending utility for manpower not normally assigned to City of Liberty.

Overtime will be paid and invoiced for hours worked over 40, including non City of Liberty hours and those hours worked outside normal 8 to 10 hour work day.

Labor will be invoiced for travel to and from home location and storm location.

Equipment not assigned to City of Liberty and requested for emergency response will be invoiced at the following rates per mile, aerial lifts and manual trucks \$1.65, pick up trucks \$.90.

Rates valid for consideration of work assigned related to the Request for Rates submitted 03/09/12 until 03/09/13

Confidential and Proprietary



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

7.A.3

Meeting: 03/13/12 06:00 PM

Department: Administration
Category: Airport

RESOLUTION (ID # 2337)

DOC ID: 2337 B

A RESOLUTION OF THE CITY OF THE CITY COUNCIL OF THE CITY OF LIBERTY, TEXAS AUTHORIZING COST SHARING WITH THE TEXAS DEPARTMENT OF TRANSPORTATION FOR AIRPORT IMPROVEMENTS, AND AUTHORIZING THE CITY MANAGER TO EXECUTE ALL DOCUMENTS RELATIVE TO THESE IMPROVEMENTS

WHEREAS, the City of Liberty intends to make certain improvements to the Liberty Municipal Airport; and

WHEREAS, the general description of the project is described as: Engineering/Design/Construction to improve drainage on the west side of the Airport, and

WHEREAS, the City of Liberty intends to request financial assistance from the Texas Department of Transportation for these improvements; and

WHEREAS, Total project cost are estimated to be \$270,000, and the City of Liberty will be responsible for 10% of the total project costs currently estimated to be \$27,000; and

WHEREAS, the City of Liberty names the Texas Department of Transportation as its agent for the purposes of applying for, receiving and disbursing all funds for these improvements and for the administration of contracts necessary for the implementation of these improvements.

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

That the City Council hereby directs Gary Broz, City Manager to execute on behalf of the City of Liberty, at the appropriate time, and with the appropriate authorizations of this governing body, all contracts and agreements with the State of Texas, represented by the Texas Department of Transportation, and such other parties as shall be necessary and appropriate for the implementation of the improvements to the Liberty Municipal Airport.

PASSED AND APPROVED this 13th day of March, 2012, by a _____ to _____ vote of the City Council of the City of Liberty, Texas.

APPROVED:

Carl Pickett, Mayor

Resolution (ID # 2337)
Page 2

City Council Meeting

March 13, 2012

ATTEST:

Dianne Tidwell, City Secretary



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

7.A.4

Meeting: 03/13/12 06:00 PM

Department: Administration
Category: Grant Issues

RESOLUTION (ID # 2338)

DOC ID: 2338 A

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LIBERTY, TEXAS, AUTHORIZING SUBMISSION OF THE GRANT APPLICATION FOR A CRIMINAL JUSTICE DIVISION GRANT, A FULLY FUNDED GRANT FOR NEW TECHNOLOGY EQUIPMENT FOR THE LIBERTY POLICE DEPARTMENT IN THE AMOUNT OF \$45,320.00.

WHEREAS, the City of Liberty finds it in the best interest of the citizens of Liberty, Texas, that the Liberty Police Department Technology Grant be operated for the 2012-2013 year and,

WHEREAS, the City of Liberty designates Chief Billy Tidwell as the grantee's authorized official. The authorized official is given the power to apply for, accept, reject, alter or terminate the grant on behalf of the applicant agency.

WHEREAS, the City of Liberty agrees that in the event of loss or misuse of the Criminal Justice Division funds, the City of Liberty assures that the funds will be returned to the Criminal Justice Division in full.

PASSED AND APPROVED, at a regular meeting of the Liberty City Council, this 13th day of March, 2012.

Carl Pickett, Mayor

ATTEST:

Dianne Tidwell, City Secretary



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

7.A.5

Meeting: 03/13/12 06:00 PM

Department: Administration
Category: Sale of City Property

COUNCIL ACTION (ID # 2339)

DOC ID: 2339

Land Sale Bid Tabulations

12-001 Old Landfill	Cody Turner	\$65,500
12-002 Beaumont Warehouse	Richard Campbell Matt Harris	\$53,500 \$9500
12-003 Bowie: Edgewood	Matt Harris Richard Lawrence	\$4500 \$19,737
12-004 Trinity Complex	Matt Harris	\$9000



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

7.A.6

Meeting: 03/13/12 06:00 PM

Department: Administration
Category: Sewer Issues

COUNCIL ACTION (ID # 2341)

DOC ID: 2341

Land Sale Bid Tabulations

12-001 Old Landfill	Cody Turner	\$65,500
12-002 Beaumont Warehouse	Richard Campbell Matt Harris	\$53,500 \$9500
12-003 Bowie: Edgewood	Matt Harris Richard Lawrence	\$4500 \$19,737
12-004 Trinity Complex	Matt Harris	\$9000



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

7.A.7

Meeting: 03/13/12 06:00 PM

Department: Administration
Category: Sale of City Property

COUNCIL ACTION (ID # 2340)

DOC ID: 2340

Land Sale Bid Tabulations

12-001 Old Landfill	Cody Turner	\$65,500
12-002 Beaumont Warehouse	Richard Campbell Matt Harris	\$53,500 \$9500
12-003 Bowie: Edgewood	Matt Harris Richard Lawrence	\$4500 \$19,737
12-004 Trinity Complex	Matt Harris	\$9000



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

7.A.8

Meeting: 03/13/12 06:00 PM

Department: Administration
Category: Sale of City Property

COUNCIL ACTION (ID # 2342)

DOC ID: 2342

Land Sale Bid Tabulations

12-001 Old Landfill	Cody Turner	\$65,500
12-002 Beaumont Warehouse	Richard Campbell Matt Harris	\$53,500 \$9500
12-003 Bowie: Edgewood	Matt Harris Richard Lawrence	\$4500 \$19,737
12-004 Trinity Complex	Matt Harris	\$9000



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

7.A.9

Meeting: 03/13/12 06:00 PM

Department: Administration
Category: Condemnations

PUBLIC HEARING (ID # 2329)

DOC ID: 2329

Date: February 11, 2012

TO: SWE Holdings Lp
PO Box 741109
Houston, Texas 77274

RE: Public Nuisance-Proposed Order to Demolish

Dear Sir and/or Madam:

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

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

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

Building/Structure: **Dilapidated Structure**

Street Address: **716 Lamar**

Legal Description: **Liberty Inner Blocks, Block 114, Lot Pt 2 Tr 5**

Attachment: PH 716 Lamar (2329 : PH 716 Lamar)

City of Liberty, Liberty County, Texas

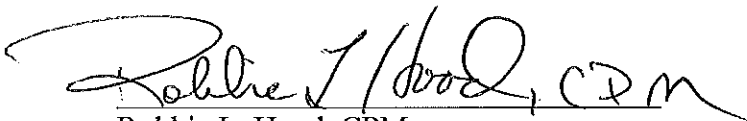
You are hereby given notice that a hearing will be held before the Liberty City Council at 6:00 o'clock p.m. on **March 13, 2012**, at the **Liberty City Hall, 1829 Sam Houston Street, Liberty, Texas 77575** to determine if the building complies with the standards set out in Chapter 6 of the Liberty Code of Ordinances, or if the structure should be ordered repaired, vacated and repaired, or demolished.

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

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

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

Sincerely,



Robbie L. Hood, CPM
Neighborhood Services Administrator
City of Liberty

Attachment: PH 716 Lamar (2329 : PH 716 Lamar)

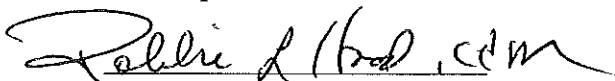
Conditions Rendering Building/Structure Hazardous and/or Dangerous

Owners Name: SWE Holdings LP
 Mailing Address: PO Box 741109, Houston, Texas 77274

Property Description: Liberty Inner Blocks
 Street Address: 716 Lamar , Liberty, Texas 77575

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

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


 Robbie L. Hood, CPM
 Neighborhood Services Adm.

2-11-12

Date

Attachment: PH 716 Lamar (2329 : PH 716 Lamar)



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

7.A.10

Meeting: 03/13/12 06:00 PM

Department: Administration
Category: Condemnations

COUNCIL ACTION (ID # 2330)

DOC ID: 2330

City of Liberty
Order of Abatement

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

WHEREAS, it has come to the attention of Council that a building or structure at 716 Lamar of the Town of Liberty with Liberty County Central Appraisal District Property ID # 56415, Liberty Inner Blocks, Block 114, Lot Pt 2, Tr5 in the City of Liberty is reported to be or believed to be substandard under the terms of Chapter 6 of the Liberty Code of Ordinances; and

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

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

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

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

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

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

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

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

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

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

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

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

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

In witness whereof, I have hereunto set my hand on this the 13th day of March, 2012.

By: _____

Carl Pickett,
Mayor,
City of Liberty



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

7.A.11

Meeting: 03/13/12 06:00 PM

Department: Administration
Category: Condemnations

PUBLIC HEARING (ID # 2331)

DOC ID: 2331

Date: February 11, 2012

TO: ACME Masonic Lodge-14 C/O Jas L. Randolph
RT 2 Box 299-F
Liberty, Texas 77575

RE: Public Nuisance-Proposed Order to Demolish

Dear Sir and/or Madam:

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

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

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

Building/Structure: Dilapidated Structure

Street Address: 74 Navigation

Legal Description: Liberty Outer Blocks, Block 0-31, Lot Pt 1 Tr 9

Attachment: PH 74 Navigation (2331 : PH 74 Lamar)

City of Liberty, Liberty County, Texas

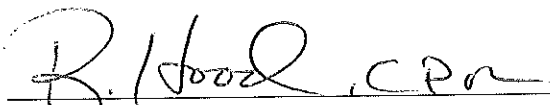
You are hereby given notice that a hearing will be held before the Liberty City Council at 6:00 o'clock p.m. on March 13, 2012, at the Liberty City Hall, 1829 Sam Houston Street, Liberty, Texas 77575 to determine if the building complies with the standards set out in Chapter 6 of the Liberty Code of Ordinances, or if the structure should be ordered repaired, vacated and repaired, or demolished.

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

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

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

Sincerely,



Robbie L. Hood, CPM
Neighborhood Services Administrator
City of Liberty

Attachment: PH 74 Navigation (2331 : PH 74 Lamar)

Conditions Rendering Building/Structure Hazardous and/or Dangerous

Owners Name: ACME Masonic Lodge-14 C/O Jas L. Randolph

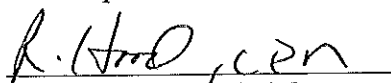
Mailing Address: Rt 2 Box 299-F, Liberty, Texas 77575

Property Description: Liberty Outer Blocks, Block 0-31, Lot Pt 1 Tr 9

Street Address: 74 Navigation , Liberty, Texas 77575

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

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


 Robbie L. Hood, CPM
 Neighborhood Services Adm.

2-11-12

Date

Attachment: PH 74 Navigation (2331 : PH 74 Lamar)



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

7.A.12

Meeting: 03/13/12 06:00 PM

Department: Administration
Category: Consultants

COUNCIL ACTION (ID # 2332)

DOC ID: 2332

City of Liberty
Order of Abatement

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

WHEREAS, it has come to the attention of Council that a building or structure at 74 Navigation of the Town of Liberty with Liberty County Central Appraisal District Property ID # 56943, Liberty Outer Blocks, Block 0-31, Lot Pt 1, Tr 9 in the City of Liberty is reported to be or believed to be substandard under the terms of Chapter 6 of the Liberty Code of Ordinances; and

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

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

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

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

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

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

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

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

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

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

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

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

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

In witness whereof, I have hereunto set my hand on this the 13th day of March, 2012.

By: _____

Carl Pickett,
Mayor,
City of Liberty



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

7.A.13

Meeting: 03/13/12 06:00 PM

Department: Administration
Category: Change Orders

COUNCIL ACTION (ID # 2343)

DOC ID: 2343

CHANGE ORDER No.: Two (2)
February 20, 2012

DATE:

PROJECT: City of Liberty, Liberty County, Texas
Wastewater System Improvements
TWDB CWSRF # 72124, Cont. No. 2OWNER: City of Liberty
1829 Sam Houston Street
Liberty, Texas 77575CONTRACTOR: Williamson Construction & Equipment, Inc.
2575 Hwy 69S
Lumberton, TX 77657

TO THE OWNER: Approval of the following contract change is requested.

REASON FOR CHANGE: Resolution of quantities for line work completed to date and the addition of two new pumps at the FM563 Lift Station and pavement at Washington Street Lift Station

CONTRACT PRICEORIGINAL CONTRACT AMOUNT: \$2,317,685.00
PREVIOUS CHANGE ORDERS: Change Order No. 1 - SCADA \$98,793.66**THIS CHANGE ORDER:**

Item	Description	Unit Price	Quantity		Change in Contract
			Original	Revised	
4	Rehabilitate existing 12" sanitary sewer by Pipe Bursting with 16" SDR-17 pipe (LF)	\$92.00	4463	4381	-\$7,544.00
6	16" HDPE SDR-17 installed in open trench and casing (LF)	\$100.00	109	220	\$11,100.00
7	24" x 3/8" steel casing dry bore (LF)	\$300.00	98	185	\$26,100.00
14	Connect existing sanitary sewer services to proposed sanitary sewer (EA)	\$900.00	15	10	-\$4,500.00
15	Provide bypass pumping (HR)	\$55.00	60	134	\$4,070.00
16	Groundwater Control (LF)	\$15.00	900	1060	\$2,400.00
21	26" x 3/8" steel casing (LF)	\$320.00	70	80	\$3,200.00
54	Modifications to sequence of work on Ave. G line in the vicinity of Station 12+00 required by existing line conflict (LS)		0	1	\$3,800.00
55	Lift Station Modifications: FM563 Lift Station - Addition of two pumps with rated capacity of 1200 gpm at 44 feet of head as provided in Specification Item 764 (LS). Washington St. Lift Station: Complete pavement at new fire station after line connection, including temporary drive surface and stabilized backfill.		0	1	\$37,139.00

AMOUNT OF THIS CHANGE ORDER: \$75,765.00

TOTAL REVISED CONTRACT AMOUNT INCLUDING
CHANGE ORDER NO. One (1) \$2,492,243.66**CONTRACT TIME**

Description: Contract Time is being adjusted to provide for modification of the digester decant.

ORIGINAL CONTRACT TIME - Substantial Completion: 330 Consecutive Calendar Days

Previous Change Orders: 0 Consecutive Calendar Days

THIS CHANGE ORDER: 0 Calendar Days

TOTAL REVISED CONTRACT TIME INCLUDING
CHANGE ORDER NO. One (1) 330 Consecutive Calendar Days**CONDITION OF CHANGE:**

Contractor acknowledges and agrees that the adjustments in contract price and contract time stipulated in this Change Order represents full compensation for all increases and decreases in the cost of, and the time required to perform the entire work under the Contract arising directly or indirectly from this Change Order and all previous Change Orders. Acceptance of this waiver constitutes an agreement between Owner and Contractor that the Change Order represents an all inclusive, mutually agreed upon adjustment to the Contract, and that Contractor will waive all rights to file a claim on this Change Order after it is properly executed.

SUBMITTED BY


 Williamson Construction & Equip., Inc.
 Contractor
 Date: 2/22/2012

REVIEWED BY


 Schaumburg & Polk, Inc.
 Engineer
 Date: 2-20-2012

APPROVED BY


 City of Liberty
 Owner
 Date:



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

7.A.14

Meeting: 03/13/12 06:00 PM

Department: Administration
Category: Code Book

ORDINANCE (ID # 2344)

DOC ID: 2344 A

AN ORDINANCE OF THE CITY OF LIBERTY, TEXAS, ADOPTING AND ENACTING A NEW CODE OF ORDINANCES; PROVIDING FOR THE REPEAL OF CERTAIN ORDINANCES NOT INCLUDED THEREIN; PROVIDING A PENALTY FOR THE VIOLATION THEREOF; PROVIDING FOR THE AMENDMENT OF SUCH CODE; PROVIDING WHEN SUCH CODE AND THIS ORDINANCE SHALL BECOME EFFECTIVE; AND DISPENSING WITH THE REQUIREMENT OF SECTION 3.10 OF THE HOME RULE CHARTER THAT THIS ORDINANCE BE READ ON TWO SEPARATE DAYS.

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

Section 1. That the Code of Ordinances of the City of Liberty, Texas, consisting of Chapters 1 through 14, each inclusive, and Appendices, is hereby adopted and enacted which shall supersede all other general and permanent ordinances of the City passed on or before April 4, 2011.

Section 2. All ordinances of a general and permanent nature enacted on or before April 4, 2011, and not included in the Code or recognized and continued in force by reference therein, are repealed.

Section 3. The repeal provided for in Section 2 hereof shall not be construed to revive any ordinance or part thereof that has been repealed by a subsequent ordinance that is repealed by this ordinance.

Section 4. Unless a differing penalty is expressly provided for within the Code, every person convicted of a general violation of any provision of the Code or any rule, ordinance, or police regulation of the City shall be punished by a fine not to exceed \$2,000.00 for violations of all such rules, ordinances and police regulations that govern fire safety, zoning, or public health and sanitation, including dumping of refuse, and not exceeding \$500.00 for all other violations. Each act of violation and each day upon which any such violation shall occur shall constitute a separate offense. The penalty provided by this section, unless another penalty is expressly provided, shall apply to the amendment of any Code section, whether or not such penalty is reenacted in the amendatory ordinance. In addition to the penalty prescribed above, the City may pursue other remedies such as abatement of nuisances, injunctive relief and revocation of licenses or permits.

Section 5. Additions or amendments to the Code when passed in such form as to

indicate the intention of the City Council to make same a part of the Code shall be deemed to be incorporated into the Code, so that reference to the Code includes the additions and amendments.

Section 6. Ordinances adopted after April 4, 2011, that amend or refer to ordinances that have codified in the Code, shall be construed as if they amend or refer to like provisions of the Code.

Section 7. This ordinance and the Code adopted hereby shall become effective upon the 15th day of April, 2012.

Section 8. That the requirement contained in Section 3.10 of the Home Rule Charter of the City of Liberty that all ordinances be read on two separate days is hereby dispensed with.

PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF LIBERTY, TEXAS ON THIS THE 13TH DAY OF MARCH, 2012.

Carl Pickett, Mayor

ATTEST:

Dianne Tidwell, City Secretary



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

7.A.15

Meeting: 03/13/12 06:00 PM

Department: Administration
Category: Misc. Fees

ORDINANCE (ID # 2345)

DOC ID: 2345 A

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LIBERTY, TEXAS, ESTABLISHING A MASTER FEE SCHEDULE FOR ALL RATES AND FEES CHARGED BY THE CITY OF LIBERTY; PROVIDING FOR AN EFFECTIVE DATE; AND DISPENSING WITH THE REQUIREMENT OF SECTION 3.10 OF THE HOME RULE CHARTER THAT ALL ORDINANCES BE READ ON TWO SEPARATE DAYS.

WHEREAS, The City Council desires to establish a master fee schedule as set forth in the attached "Exhibit A" of this Ordinance; and

WHEREAS, the City Council finds that it is more efficient to have the City's fees set forth in one Ordinance, which the City can amend as necessary by Ordinance; and

WHEREAS, the attached "Exhibit A" represents a general compilation schedule of the rates and fees charged by the City of Liberty for various permits, licenses, and services.

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

Section 1.

That the fee schedule attached hereto as "Exhibit A" is hereby established and adopted as fully set forth herein.

Section 2.

That the Ordinance containing all current rates and fees charged by the City of Liberty shall take effect immediately from and after its passage as indicated below.

Section 3.

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

PASSED AND ADOPTED this the 13th day of March, 2012.

Ordinance (ID # 2345)
Page 2

City Council Meeting

March 13, 2012

Carl Pickett, Mayor

ATTEST:

Dianne Tidwell, City Secretary



Master Fee Schedule
March 13, 2012

Description	Fees
EMS Department	
• BLS Emergency Transport	\$800.00
• BLS N-Emergency Transport	\$800.00
• ALS1 Emergency Transport	\$900.00
• ALS2 Transport	\$900.00
• ALS Mileage	\$ 18.00
• BLS Mileage	\$ 18.00
• No Treatment/No Transport	\$ 50.00
• Treatment/No Transport	\$ 75.00
• ALS N-Emergency	\$900.00
Fire Department (Charges per Hour)	
• Chief/Assistant Chief	\$ 50.00
• Paid Full Time	\$ 30.00
• Volunteer Chief	\$ 25.00
• Volunteer Firefighters	\$ 20.00
• Engines	\$250.00
• Mini Pumper Booster	\$150.00
• Command 27	\$150.00
• Chief Vehicle	\$ 75.00
Municipal Library	
• Meeting Room	\$ 20.00
• Replacement Library Card	\$ 5.00
• Lost/Damaged Books/Items	Cost of Item + Accrued Fines
• Damaged Video Case	\$ 1.00
• Copies	
◦ Library Material per page	\$.15
◦ Patron Material per page	\$.20
◦ 11X17 Enlargements	\$.30
• Computer Printouts	
◦ Black and White per page	\$.15
◦ Color per page	\$.50



Master Fee Schedule
March 13, 2012

Description	Fees
Municipal Library (Cont.)	
• Late Fees per day	
○ Books, Periodicals, Cassettes, CDs	\$.10
○ Videos, DVDs	\$ 1.00
○ Reference Books	\$ 1.00
• 16mm Projector per day	\$ 5.00
○ Late Fee per day	\$ 5.00
• Opaque Projector per day	\$ 3.00
○ Late Fee per day	\$ 5.00
• Overhead Projector per day	\$ 3.00
○ Late Fee per day	\$ 5.00
• Multi-Media Projector	
○ Organizations per day	\$ 20.00
○ Late Fee per day	\$ 20.00
○ Businesses per day	\$ 50.00
○ Late Fee per day	\$ 50.00
• Purchase of floppy disk	\$ 1.00
• Purchase of CD	\$ 1.00
• Replacement barcodes on books	\$.25
• Interlibrary Loan	Cost of postage to return material
• Long distance phone calls/patrons	Cost of long distance phone call
○ Library receipt of patron requested book	

Attachment: Master Fee Schedule March 13 2012 (2345 : Fee Schedule)



Master Fee Schedule
March 13, 2012

Description	Fees
Parks Department	
• Facility Fees	
○ Park Gazebo	
▪ 8:00 a.m.- Noon	\$ 10.00
▪ Noon – 4:00 p.m.	\$ 10.00
▪ 4:00 p.m. – 8:00 p.m.	\$ 10.00
○ Basketball Pavilion	
▪ 8:00 a.m. – Noon	\$ 20.00
▪ Noon – 4:00 p.m.	\$ 20.00
▪ 4:00 p.m. – 8:00 p.m.	\$ 20.00
○ Daniel Pavilion/City Hall	
▪ 8:00 a.m. – Noon	\$ 40.00
▪ Noon – 4:00 p.m.	\$ 40.00
▪ 4:00 p.m. – 8:00 p.m.	\$ 40.00
Airport	
• T-Hangers	
○ One (1) year contract per month	\$250.00
○ Month to Month rental	\$275.00
• Tie Down Fee	
○ 1 st Week	No Charge
○ After 1 st week per day charge	\$ 5.00
• Private Hangar site per sq. foot	\$.15
• Large Hangar – City owned per month	\$600.00

Attachment: Master Fee Schedule March 13 2012 (2345 : Fee Schedule)



Master Fee Schedule
March 13, 2012

Description	Fees
Animal Control	
• 1 st Impoundment	\$ 15.00
• 2 nd Impoundment	\$ 25.00
• 3 rd and Subsequent Impoundment	\$ 40.00
• Housing Fee per day	\$ 8.00
• Pet Relinquish Fee	\$ 25.00
• Quarantine Fee	\$ 75.00
(additional fee will be assessed, medical, etc.)	
The above fees do not include large and non-domesticated animals. The fees only apply to small domestic animals.	
• Kennel License Fee	\$100.00
• Dangerous Dog Registration Fee	\$150.00
Permit and Inspection Department	
• Electrical Permit Fees	
○ Single Phase -	
▪ 100, 150 & 200 amp	\$ 20.00
▪ Re-Inspection Fee	\$ 25.00
▪ Temporary Pole Inspection	\$ 15.00
○ Air Conditioner Permit Fee	\$ 15.00
○ Three Phase – Commercial & Residential (Pricing includes inspection and can)	
▪ 100 amp	\$ 45.00
▪ 200 amp	\$ 50.00
○ CT Metering – Commercial & Residential (Pricing includes inspection and metering equipment)	
▪ 200 / 400 amp	\$300.00
▪ 400 / 800 amp	\$400.00

Three phase residential services will also include a charge of \$500.00 for the cost of transformer and installation.

Over 300 KVA will have facility charges to be determined by the Electric Department Supervisor.



Master Fee Schedule
March 13, 2012

Description	Fees
-------------	------

Permit and Inspection Department (Cont.)

Primary electrical service lines over two hundred and fifty (250) feet must be paid for by the customer before connection can be made.

All underground services are required to have a main disconnect on the customers take-off pole.

All commercial services are required to have a main breaker outside of the building.

All meter cans must be approved for use and meet the specs set for by the City of Liberty.

- Plumbing Permit Fees
 - Fixtures (lavs, tubs, etc.) 1-4 \$ 10.00
 - Over 4 \$10.00 plus \$3.00 per additional fixture
 - Sewer Line Inspection \$ 15.00
 - Water Line Inspection \$ 15.00
 - Water & Sewer Line Inspection (combined) \$ 20.00
 - Water Heater Inspection \$ 15.00
 - Gas Test Inspection \$ 20.00
 - Gas Piping, 1-4 Outlets \$ 10.00
 - 5 or more, per outlet \$ 3.00
 - Lawn Sprinkler System \$ 15.00
 - Per Re-Inspection \$ 25.00
- Building Permit Fees
 - Plat Filing Fees
 - Preliminary Plat \$ 25.00
 - Final Plat \$100.00
 - Filing Fee – Courthouse \$ 50.00



Master Fee Schedule
March 13, 2012

Description	Fees
-------------	------

Permit and Inspection Department (Cont.)

- Residential & Commercial Building Permit Fees – (applies to building, remodel, and sign permits)
 - Total Valuation –
 - \$100.00 or less \$ 5.00
 - \$101.00 - \$2,000.00 \$ 20.00
 - \$2,001.00 - \$15,000.00
\$20.00 for the first \$2,000.00 plus \$10.00 for each additional TDC or fraction thereof, to and including \$15,000.00
 - \$15,000.00 - \$99,999.99 –
\$150.00 for the first \$15,000.00 plus \$3.00 for each additional TDC or fraction thereof, to and including \$100,000.00
 - \$100,000.00 - \$500,000.00
\$405.00 for the first \$100,000.00 plus \$2.75 for each additional TDC or fraction thereof, to and including \$500,000.00
 - \$500,000.00 and above
\$1,505.00 for the first \$500,000.00 plus \$2.50 per TDC
 - Permit Fee for moving a House/Building/Structure \$50.00
 - Demolition permits are issued at no charge

• Water & Sewer Tap Fees

<u>Water Tap</u>	<u>Regular Rate</u>	<u>Highway Rate</u>
¾"	\$375.00	\$1,310.00
1"	\$575.00	\$1,510.00
1 ½"	\$875.00	\$1,810.00
2"	\$950.00	\$1,885.00
<u>Sewer Tap</u>	<u>Rates</u>	
4"	\$400.00	
6"	\$450.00	
8"	\$500.00	

All taps made outside the legal boundary of the City shall be assessed a charge of \$50.00 in addition to the tap fee.



Master Fee Schedule
March 13, 2012

Description	Fees
-------------	------

Permit and Inspection Department (Cont.)

- Beverage Permit Fees
Beverage permit fees shall be one-half (1/2) of the State of Texas permit fees.
- Vendor/Solicitor License Fees
 - Annual Fee for 1st person \$ 30.00
 - Each additional person \$ 10.00
- Junk Dealer/Junkyard Permit Fees \$ 50.00
- Recreational Vehicle Parks
 - Annual License Fee \$150.00
- Manufactured Home Permits \$ 25.00
- Floodplain Development Permit \$ 50.00

Administration

- Oil/Gas Drilling Permit Fees \$2000.00
- Alarm Permit Fees –
 - Application Fee \$ 25.00
 - Renewal Fee \$ 25.00
 - Reinstatement Fee \$ 40.00
 - False Alarm Notification \$ 50.00
 - Late Payment Fee \$ 10.00
 - Response to alarms w/o permit \$100.00
- Rental of Liberty Center and Kitchen
 - City of Liberty Residents – until 12:00 a.m. \$350.00
 - Non City of Liberty Residents – until 12:00 a.m. \$700.00
 - Local Non-Profit – until 12:00 a.m. \$100.00
 - Additional Time – 12:00 a.m. – 2:00 a.m. (per ½ hr) \$ 50.00
 - Kitchen \$100.00
 - Damage Deposit \$500.00

Deposit is refundable if facilities are left clean and undamaged. This includes the bathrooms being cleaned and all trash removed to the outside dumpster.

Tables and chairs are provided, but renter is responsible for setting up and putting away.



Master Fee Schedule
March 13, 2012

Description	Fees
-------------	------

Administration (Cont.)

- Fees for Public Information
The City of Liberty fees for providing copies of public information are those fees set forth in the Texas Administrative Code, Title 1, Part 3, Chapter 70.
- Garbage Fees
 - Residential Collection Fee per month \$ 15.63
Each dwelling unit shall be considered a residential establishment even though such dwelling unit may be a part of an apartment or duplex.
 - Commercial Collection Fee per month
Collection from each commercial establishment shall be as follows:
 - Once-a-week pick-up / 3-32 gallons containers \$ 23.50
 - Once-a-week pick-up / 1-90 gallon container \$ 27.50

Unless the commercial establishment shall have container(s) which collection fees are established as follows:

Pick-up Weekly	2-Yard Containers	3-Yard Containers	4-Yard Containers	6-Yard Containers	8-Yard Containers
1	\$45.00	\$67.50	\$87.00	\$100.96	\$113.42
2	\$89.00	\$126.00	\$155.00	\$176.00	\$222.09
3	\$131.00	\$157.00	\$179.00	\$206.00	\$275.25
4	\$145.00	\$175.00	\$198.52	\$250.00	\$380.00
5	\$172.90	\$217.74	\$244.64	\$325.00	\$450.00
6	\$217.01	\$275.56	\$300.39	\$375.00	\$525.00
Extra P/U	\$45.00	\$50.00	\$55.00	\$60.00	\$65.00

- Commercial/Business establishment requesting dumpster swap –
Swap Out Fee \$ 25.00
- Commercial/Business establishment using a Roll-off Container
 - Delivery Charge \$130.00
 - Rental Fee/Permanent Use/Per day \$ 4.50
 - 20 Cubic Yard Roll-off Container – per pick up \$324.72
 - 30 Cubic Yard Roll-off Container – per pick up \$410.94
 - 40 Cubic Yard Roll-off Container – per pick up \$493.80



Master Fee Schedule

March 13, 2012

Description	Fees
-------------	------

Administration (Cont.)

- Commercial/Business establishment using a Compactor
 - Compactor per pick up \$ 35.00
- Commercial/Business establishment with locks –
 - Lock per month \$ 10.00
- Utility Fees- Electric
 - Residential
 - Minimum charge \$ 6.00
 - Total KW minus 50 X .037128
 - Total KW X Fuel Adjustment

These three (3) figures add up to total electricity. Tax is added for a taxable business and rental property.

- Commercial
 - Minimum charge \$ 21.80
 - Total KW X .038320
 - Total KW X Fuel Adjustment
 - + Total Demand charge (if business has a demand)
 - + Tax (if business is taxable)

Demand decimal figure and multiplier can be obtained from the Billing Department. The demand charge is based on a multiplier on the account. Take the demand decimal figure for the month and multiply by the multiplier number. Take the figure and subtract 15 from this number. Then multiply this figure by \$6.24 to get the total demand dollar amount.

- Large Commercial
 - Minimum charge \$ 30.87
 - Total KW X .023989
 - Total KW X Fuel Adjustment
 - + Total Demand Charge (if business has a demand)
 - + Tax (if business is taxable)



Master Fee Schedule

March 13, 2012

Description	Fees
-------------	------

Administration (Cont.)

The demand charge is figured the same as regular commercial. Do not subtract the free 15 load amount. The demand figure is multiplied by \$4.62 to get the total demand dollar amount.

- Utility Fees – Water
 - Residential Service

This rate is applicable for all domestic purposes in a single family residence or individual apartments. All water rates are based on water consumption which must be taken through a single meter.

Minimum Monthly Rate	2M Gallons	\$ 16.99
Excess Over	2M Gallons	\$3.25/M gals

- Commercial Service

This rate is applicable for all commercial, business and/or manufacturing purposes and is also applicable to residences or apartments serving two or more families. All water rates are based on water consumption which must be taken through a single meter.

Minimum Monthly Rate	2M Gallons	\$ 19.99
Excess Over	2M Gallons	\$2.95/M gals

NOTE: "M" means thousands.

- Utility Fees – Sewer
 - Residential Service

This rate is applicable for all domestic purposes in a single family residence or individual apartment. All sewer rates are based on water consumption which must be taken through a single meter. This rate has been capped at 15,000 gallons so that citizens no longer pay for sewer service on their usage above 15,000 gallons per month.

Minimum Monthly Rate	2M Gallons	\$ 17.74
Excess Over	3M – 15M Gallons	\$2.30/M gals
	Over 15M	No charge



Master Fee Schedule
March 13, 2012

Description	Fees
-------------	------

Administration (Cont.)

- Commercial Service

This rate is applicable to all commercial, business and/or manufacturing purposes and is also applicable to residences or apartments serving two or more families. All sewer rates are based on water consumption which must be taken through a single meter.

Minimum Monthly Rate	2M Gallons	\$ 21.24
Excess Over	2M Gallons	\$2.80/M Gals

- Industrial Waste Permit Fee \$250.00

Introduction of wastewater into the City's system is paid at a rate of \$.0018/gallon

- Security Deposits
 - Residential – Electric \$125.00
 - Residential – Water \$ 35.00
 - Charge for new service \$ 15.00
- Reconnection Fee

A fee will be charged to restore service which has been suspended as a result of any utility bill in arrears.

▪ Extension Fee	\$ 7.50
▪ During regular business hours	\$ 35.00

- Return check Fee \$ 25.00
- Late Fee

The gross monthly bill for all classes of utilities including, but not limited to, electricity, water, wastewater, solid waste and miscellaneous fees for service for which payment is not made within 20 days of the billing date shall be the net monthly bill, including all adjustments and/or other applicable charges, *plus a 10% late fee.*



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

7.C.1

Meeting: 03/13/12 06:00 PM

Department: Administration
Category: Airport Improvements

COUNCIL ACTION (ID # 2346)

DOC ID: 2346



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

7.C.2

Meeting: 03/13/12 06:00 PM

Department: Administration
Category: Airport Improvements

COUNCIL ACTION (ID # 2347)

DOC ID: 2347