



The City of Liberty City Council

Regular Meeting

~ Agenda ~

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

Dianne Tidwell
City Secretary
(936) 336-3684

Tuesday, October 9, 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	☐	☐	☐	
Councilperson Diane Huddleston	☐	☐	☐	
Councilperson Dennis Beasley	☐	☐	☐	
Councilperson Frank Jordan	☐	☐	☐	
Councilperson Louie Potetz	☐	☐	☐	
Councilperson Libby Simonson	☐	☐	☐	
Councilperson David Arnold	☐	☐	☐	

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 regarding agenda and non-agenda items. Please be aware that, under Texas Law, the Council may not deliberate or take any action during Citizen's comments for items not on the agenda. In some situations, City Staff may be able to respond to the public comment with a factual statement or clarification. The City Council may have the item placed on a future agenda for action or refer the item to Management and Staff for study or conclusion.

V. PRESENTATIONS / REPORTS

A. Information Item (ID # 2520)

Various Project Updates - City Manager - . G. Broz

B. Information Item (ID # 2521)

Recycling Report - Councilperson Huddleston

VI. CONSENT AGENDA

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

A. Minutes Approval

1. Tuesday, September 11, 2012
2. Tuesday, September 25, 2012

VII. REGULAR AGENDA**A. Regular Session****1. Public Hearing (ID # 2526)**

Public Hearing on the Condemnation of the Structure Located at 1917 Jefferson Drive.

- PH 1917 Jefferson (PDF)

2. Council Action (ID # 2527)

Consider an Order of Abatement for the Structure Located at 1917 Jefferson Drive, and Take Any Action Deemed Necessary.

- Order of Abatement 1917 Jefferson(PDF)

3. Resolution (ID # 2528)

Consider a Resolution Adopting the Houston-Galveston Area Council Regional Hazard Mitigation Plan, 2011 Update.

4. Council Action (ID # 2523)

Consider a Nomination to the Liberty County Central Appraisal District Agricultural Advisory Board.

- CAD Ag Board 2012 (PDF)

5. Council Action (ID # 2524)

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

- CAD Appraisal Rev Brd 2012 (PDF)

6. Ordinance (ID # 2525)

Consider Adoption of an Ordinance Denying the CenterPoint Energy Rate Increase as Filed in a Statement of Intent on July 2, 2012.

7. Council Action (ID # 2522)

Consider an Interlocal Agreement Between the City and Liberty County Precincts 1 and 2 for the Maintenance of Streets, Roads, Ditches and Recreational Areas, and Take Any Action Deemed Necessary.

- Interlocal with Precincts 1 & 2 (DOCX)

8. Council Action (ID # 2530)

Presentation by Mr. Jeff Gerber, PGAL, on the Proposed Police Department Facility, and Take Any Action Deemed Necessary.

B. Executive Session

Consultation with Attorney. Gov. Code §551.071

1. Contemplated Litigation - Liberty Municipal Library

C. Reconvene into Regular Session

1. **Council Action (ID # 2529)**

Consider and Take Action, If Any, on the Items 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 5th day of August, 2012 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.

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: 10/09/12 06:00 PM

Department: Administration
Category: Reports

INFORMATION ITEM (ID # 2520)

DOC ID: 2520



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

5.B

Meeting: 10/09/12 06:00 PM

Department: Administration
Category: Reports

INFORMATION ITEM (ID # 2521)

DOC ID: 2521



The City of Liberty City Council

Regular Meeting

~ Minutes ~

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

Dianne Tidwell
City Secretary
(936) 336-3684

Tuesday, September 11, 2012

6:00 PM

City Council Chambers

I. CALL TO ORDER

The Meeting was called to order on September 11, 2012 at the City Council Chambers, 1829 Sam Houston, Liberty, TX at 6:02 PM by Mayor Carl Pickett.

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

II. INVOCATION

The Invocation was given by Lt. Chip Fairchild, Liberty Police Department.

III. PLEDGE OF ALLEGIANCE

The Pledge to the American and Texas flags was led by James Hyant, Motorcycle Club Member.

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 regarding agenda and non-agenda items. Please be aware that, under Texas Law, the Council may not deliberate or take any action during Citizen's comments for items not on the agenda. In some situations, City Staff may be able to respond to the public comment with a factual statement or clarification. The City Council may have the item placed on a future agenda for action or refer the item to Management and Staff for study or conclusion.

Mayor Pickett welcomed guests and visitors, opening the floor for public comment to those individuals wishing to address the Council. Mayor Pickett stated that this was the 11th anniversary of 9/11, that we should all remember the significance of this day, and acknowledge the loss of approximately 3000 fellow citizens on that fateful day.

V. PRESENTATIONS / REPORTS

A. Information Item (ID # 2504)

Various Project Updates - City Mgr. Gary Broz

Minutes Acceptance: Minutes of Sep 11, 2012 7:00 PM (Minutes Approval)

COMMENTS - Current Meeting:

City Manager Gary Broz reported on the status of various projects at the Municipal Airport, and other City-related projects including the Senior Citizens Program, street extension right-of-way, recent power outage, Downtown Task Force, and that a recent armed robbery suspect was arrested.

B. Information Item (ID # 2505)

Recycling Report - Councilperson Huddleston

COMMENTS - Current Meeting:

Councilperson Huddleston reported that the next community shredding event, for sensitive documents, will take place on Saturday, October 20th from 9 a.m. until Noon.

VI. CONSENT AGENDA

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

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

A. Minutes Approval

1. Tuesday, August 14, 2012
2. Tuesday, August 28, 2012

B. Council Action 2012-91

Library Board Appointments

COMMENTS - Current Meeting:

The following appointments were made to the Liberty Municipal Library Board:

Susan LaCour, Pam Litton, Abby Cumbie, Mychal English, and Helen Lamberth for two-year terms. Beverly Davis was appointed to fill an unexpired term.

VII. REGULAR AGENDA**A. Regular Session****1. Council Action 2012-92**

Presentation by the Liberty Trivium Club in Support of Curbside Recycling, and Take Any Action Deemed Necessary.

COMMENTS - Current Meeting:

Mrs. Laurie Elliott addressed Council as a representative of the Liberty Trivium Club. Ms. Elliott distributed a copy of a petition regarding the need for recycling and the preservation of a healthy environment. Ms. Elliott further discussed issues and topics related to recycling and relaying, on behalf of the Trivium Club, the City's history of community service and beautification. City Manager Gary Broz and Waste Management representative, Terry Woodson reported on various recycling programs, statistics, and a possible recycling subscription program.

Ms. Woodson is to return to the October Council Meeting with detailed statistics and figures for the possible recycling subscription program.

ATTACHMENTS:

- Trivium Club Request (PDF)

RESULT:	NO ACTION TAKEN
----------------	------------------------

2. Council Action (ID # 2507)

Presentation by Lina Rodriguez Regarding Signage in the City of Liberty for Motorcycle Awareness, and Take Any Action Deemed Necessary.

COMMENTS - Current Meeting:

Ms. Lina Rodriguez addressed Council regarding motorcycle awareness, as she lost her fiancé in a motorcycle accident earlier this year. Mr. Rodriguez stated the need for signage that would heighten awareness in sharing the road with motorcycles and keeping the roadways safe. Ms. Rodriguez further stated that her purpose was now to do what she could to help save other lives. After further discussion, Ms. Rodriguez was directed to meet with City Engineer Tom Warner regarding various signage and related costs. City Manager Gary Broz stated that he would see that Ms. Rodriguez request was honored and signage be placed in various locations within the City.

ATTACHMENTS:

- Lina Rodriguez Request (PDF)

3. Council Action 2012-93

Consider a Variance Request for Property Located at 1610 Wallisville Road, and Take Any Action Deemed Necessary.

COMMENTS - Current Meeting:

Candice Motschman, Inspection Department, reported on a variance request by Ms. Etta Brooks for 1610 Wallisville Road. Ms. Motschman stated that Ms. Brooks would like to replace a FEMA issued manufactured home, with a new manufactured home. The property has multiple single family dwellings, which prohibits issuance of an additional permit for a dwelling. The City's Code of Ordinance allows only one single family dwelling per legally described lot. Ms. Motschman stated that this dwelling was previously owned by Ms. Brooks brother who received permission to keep the FEMA trailer as a permanent residence, from a previous interim city manager.

After lengthy discussion of the subdivision ordinance, cost to subdivide the property, the property being outside the no manufactured home zone, this being a unique situation as permission was granted to allow the FEMA manufactured home to remain as a permanent residence by previous management, without going through the proper channels, a motion was made to grant the variance request.

ATTACHMENTS:

- 1610 Wallisville Variance Request (PDF)

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

4. Council Action 2012-94

Consider a Variance Request for Property Located East of Fannin Street on Dr. Martin Luther King, Jr. Drive, and Take Any Action Deemed Necessary.

COMMENTS - Current Meeting:

Mayor Pickett called for joint discussion on agenda items number 4 and 5. Ms. Motschman, Inspection Department, reported on a variance request, by Mr. Houston Daniel, to encroach on setback lines where the old Chicken Shack Building and Noack Building sit at MLK and Fannin and MLK and San Jacinto. Ms. Motschman further reported that these buildings will be permanently set, restored to their historical appearance, remodeled on the inside, and landscaped with parking spaces provided.

After brief discussion, a motion was made to grant the variance for the Chicken Shack Building on the property located east of Fannin Street on Dr. Martin Luther King, Jr. Drive, with work to be completed within six months from the issuance date of the permit.

ATTACHMENTS:

- Fannin & MLK Daniel Variance Request (PDF)

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

5. Council Action 2012-95

Consider a Variance Request for Property Located at the Northeast Corner of San Jacinto and Dr. Martin Luther King, Jr. Drive, and Take Any Action Deemed Necessary.

COMMENTS - Current Meeting:

A motion was made to grant the variance for the Noack Building on property located at the northeast corner of San Jacinto and Dr. Martin Luther King, Jr. Drive, with work to be completed within six months from the issuance date of the permit.

ATTACHMENTS:

- San Jacinto and MLK variance request Daniel (PDF)

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

6. Resolution 2012-14

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

COMMENTS - Current Meeting:

A motion was made re-appointing Mayor Pickett as a representative to the Sam Rayburn Municipal Power Agency Board of Directors.

At 7:23 p.m., Mayor Pickett called for a brief recess in the meeting. The meeting was reconvened by Mayor Pickett at 7:29 p.m.

RESULT:	APPROVED [6 TO 0]
MOVER:	Libby Simonson, Councilperson
SECONDER:	Diane Huddleston, Councilperson
AYES:	Huddleston, Beasley, Jordan, Potetz, Simonson, Arnold
ABSTAIN:	Carl Pickett

7. Ordinance 2012-5

Consider an Ordinance Adopting the Budget for Fiscal Year 2012-2013.

COMMENTS - Current Meeting:

Mayor Pickett read the proposed budget ordinance into the record, in its entirety, which establishes \$31,989,658.00 as a total balanced budget for the new fiscal year operations. A motion was made to adopt the Ordinance setting and establishing the Fiscal Year 2012-2013 operating budget, as presented.

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

8. Council Action 2012-96

Consider Ratification of the Property Tax Revenue Increase Reflected in the FY 2012-2013 Budget.

COMMENTS - Current Meeting:

A motion was made to ratify the property tax revenue increase reflected in the FY 2012-2013 Budget.

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

9. Ordinance 2012-6

Consider an Ordinance Adopting the Tax Rate for FY 2012-2013.

COMMENTS - Current Meeting:

Mayor Pickett read the caption of the Ordinance into the record as follows: "TAX RATE ADOPTION". A motion was made to adopt the Ordinance setting a tax rate of \$0.5900 per \$100 valuation.

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

10. Ordinance 2012-7

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

COMMENTS - Current Meeting:

Mayor Pickett read the caption of the Ordinance into the record as follows: "TAX ROLL APPROVAL AND TAX LEVY". A motion was made to approve the Ordinance approving the tax roll for 2012.

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

11. Council Action 2012-97

Consider Appointments to the 2013 Houston-Galveston Area Council General Assembly.

COMMENTS - Current Meeting:

A motion was made to appoint Councilperson Jordan as the City's delegate to the 2013 Houston-Galveston Area Council General Assembly. No alternate was appointed.

ATTACHMENTS:

- HGAC Gen Asssembly 2013 (PDF)

RESULT: APPROVED [6 TO 0]
MOVER: Dennis Beasley, Councilperson
SECONDER: Diane Huddleston, Councilperson
AYES: Pickett, Huddleston, Beasley, Potetz, Simonson, Arnold
ABSTAIN: Frank Jordan

12. Council Action 2012-98

Consider Approval of Amendment No. 8 To the Brazos Transit District Agreement with the City of Liberty, and Take Any Action Deemed Necessary.

COMMENTS - Current Meeting:

Mr. Broz reported on Amendment No. 8 to the agreement with the Brazos Transit District for bus service in the City of Liberty. Mr. Broz reported on ridership, the new bus schedule, and stated that this two-year agreement costs the City an annual expenditure of \$5200. A motion was made to approve Amendment No. 8.

ATTACHMENTS:

- Brazos Transit Amend. No. 8 (PDF)

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

13. Council Action (ID # 2518)

Consider Approval of a Process and Timeline for Appointment/Replacement of a Municipal Court Judge.

COMMENTS - Current Meeting:

Mr. Broz addressed Council regarding Municipal Court Judge Bobby Rader, who will soon be resigning to assume the duties of Liberty County Sheriff. A replacement will need to be made by January 1, 2013. Mr. Broz presented a proposed timeline for accepting resumes, conducting interviews, and final appointment. Council by consensus gave the City Manager approval to move forward with the process.

Mr. Broz reported that a noon meeting of the City Council will be held on Tuesday, September 25th for discussion and approval of bank depository services.

VIII. ADJOURNMENT**A. Motion To: Adjourn****COMMENTS - Current Meeting:**

There being no further business before the Council, Mayor Pickett adjourned the meeting at 7:52 p.m.

.

Carl Pickett, Mayor

ATTEST:

Dianne Tidwell, City Secretary

Minutes Acceptance: Minutes of Sep 11, 2012 7:00 PM (Minutes Approval)



The City of Liberty City Council

Special Called Meeting

~ Minutes ~

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

Dianne Tidwell
City Secretary
(936) 336-3684

Tuesday, September 25, 2012

12:00 PM

City Council Chambers

I. CALL TO ORDER

The Meeting was called to order on September 25, 2012 at the City Council Chambers, 1829 Sam Houston, Liberty, TX at 12:03 PM by Mayor Carl Pickett.

Attendee Name	Title	Status	Arrived
Carl Pickett	Mayor	Present	
Diane Huddleston	Councilperson	Present	
Dennis Beasley	Councilperson	Present	
Frank Jordan	Councilperson	Present	
Louie Potetz	Councilperson	Present	
Libby Simonson	Councilperson	Present	
David Arnold	Councilperson	Present	
Gary Broz	City Manager	Present	
April Reiss	Adm. Asst.	Present	
Randy Gunter	City Attorney	Present	

II. ACKNOWLEDGEMENT OF GUESTS AND VISITORS / PUBLIC COMMENT

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

III. REGULAR AGENDA

A. Regular Session

1. Council Action 2012-99

Consider Proposals for Bank Depository Services for the City of Liberty.

COMMENTS - Current Meeting:

Finance Director Naomi Herrington reported that the proposals for bank depository services were opened on October 1, with the City receiving two proposals. Discussion was held regarding the proposals from First Liberty National Bank and Prosperity Bank, with an option for terms of one or two years, checking and money market rates, T-bill rates, and other related issues. Ms. Herrington stated that it is management's recommendation to continue using Prosperity Bank due to the interest rate floor and cost of changing check stock and banking information.

A motion was made to approve the proposal from Prosperity Bank on a one-year contract with option to continue for an additional two years, upon future review by management.

Minutes Acceptance: Minutes of Sep 25, 2012 1:00 PM (Minutes Approval)

RESULT: **APPROVED [5 TO 0]**
MOVER: Dennis Beasley, Councilperson
SECONDER: David Arnold, Councilperson
AYES: Beasley, Jordan, Potetz, Simonson, Arnold
ABSTAIN: Carl Pickett, Diane Huddleston

IV. ADJOURNMENT

Motion To: Adjourn

COMMENTS - Current Meeting:

There being no further business before the Council, the meeting was adjourned at 12:08 p.m.

.

Carl Pickett, Mayor

ATTEST:

Dianne Tidwell, City Secretary

Minutes Acceptance: Minutes of Sep 25, 2012 1:00 PM (Minutes Approval)



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

7.A.1

Meeting: 10/09/12 06:00 PM

Department: Administration
Category: Condemnations

PUBLIC HEARING (ID # 2526)

DOC ID: 2526

Date: September 6, 2012

TO: Patsy Maxine Henley
618 San Jacinto St
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: 1917 Jefferson Dr
Legal Description: Rye Smith & Adams Tract, Lot 36 88

Attachment: PH 1917 Jefferson (2526 : PH - Condemnation - 1917 Jefferson)

City of Liberty, Liberty County, Texas

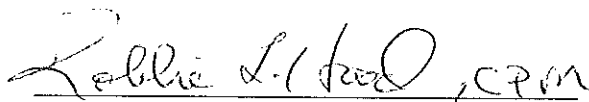
You are hereby given notice that a hearing will be held before the Liberty City Council at 6:00 o'clock p.m. on October 09, 2012, at the Liberty City Hall, 1829 Sam Houston Street, Liberty, Texas 77575 to determine if the building complies with the standards set out in Chapter 6 of the Liberty Code of 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

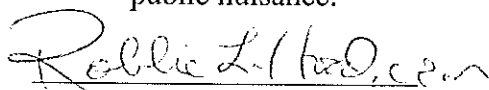
Attachment: PH 1917 Jefferson (2526 : PH - Condemnation - 1917 Jefferson)

Conditions Rendering Building/Structure Hazardous and/or Dangerous

Owners Name: Patsy Maxine Henley
 Mailing Address: 618 San Jacinto St, Liberty, Texas 77575
 Property Description: Rye Smith & Adams Tract, Lot 36 88
 Street Address: 1917 Jefferson Dr , 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.

9-6-12

Date

Attachment: PH 1917 Jefferson (2526 : PH - Condemnation - 1917 Jefferson)



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

7.A.2

Meeting: 10/09/12 06:00 PM

Department: Administration
Category: Abatements

COUNCIL ACTION (ID # 2527)

DOC ID: 2527

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 located at 1917 Jefferson Drive of the Town of Liberty with Liberty County Central Appraisal District Property ID # 138435 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

finds that this property is a public nuisance, and 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 9th day of October, 2012.

By: _____
 Carl Pickett,
 Mayor,
 City of Liberty



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

7.A.3

Meeting: 10/09/12 06:00 PM

Department: Administration
Category: Miscellaneous Issues

RESOLUTION (ID # 2528)

DOC ID: 2528

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LIBERTY, TEXAS ADOPTING THE HOUSTON-GALVESTON AREA COUNCIL REGIONAL HAZARD MITIGATION PLAN - 2011 UPDATE.

WHEREAS, certain areas of the City of Liberty are subject to periodic flooding and other natural hazards with the potential to cause damages to people and properties within the area; and

WHEREAS, the City of Liberty desires to prepare and mitigate for such circumstances; and

WHEREAS, under the Disaster Mitigation Act of 2000, the United States Federal Emergency Management Agency (FEMA) requires that local jurisdictions have in place a FEMA-approved Hazard Mitigation Action Plan as a condition of receipt of certain future Federal mitigation funding after November 1, 2004; and

WHEREAS, the cities and counties in the H-GAC Region, in order to meet this requirement, have initiated development of a regional, multi-jurisdictional Hazard Mitigation Plan, including the City of Liberty.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Liberty, Texas hereby:

Adopts the Houston-Galveston Area Council - Regional Hazard Mitigation Plan - 2011 Update; and

Vests the City of Liberty Emergency Management Office with the responsibility, authority, and the means to:

(a) Inform all concerned parties of this action.

(B) Develop an addendum to this Hazard Mitigation Plan - 2011 Update if H-GAC's, a city's, a county's or a district's unique situation warrants such an addendum.

Appoints the City of Liberty Emergency Management Office to assure that the Hazard Mitigation Plan - 2011 Update be reviewed at least annually and that any needed adjustment to the City of Liberty's addendum to the Hazard Mitigation

Plan - 2011 Update be developed and presented to the City Council for consideration.

Agrees to take such other official action as may be reasonably necessary to carry out the objectives of the Hazard Mitigation Plan - 2011 Update.

PASSED AND ADOPTED THIS THE 9TH DAY OF OCTOBER, 2012.

Carl Pickett, Mayor

ATTEST:

Dianne Tidwell, City Secretary



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

7.A.4

Meeting: 10/09/12 06:00 PM

Department: Administration
Category: Board Appointments

COUNCIL ACTION (ID # 2523)

DOC ID: 2523 A

EXPLANATION:

The CAD is requesting a nomination from each taxing entity, from their respective county precinct, to the Agricultural Advisory Board. Members of this board may not be an officer or employee of the Appraisal District and must own land qualified for productivity value for at least five years. Members serve two-year staggered terms, and will meet only once a year or at the call of the Chief Administrator.

In October 2010 the Council nominated Mr. Fredrick Freeman, who is currently the Precinct 1 representative.

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

DATE: SEPTEMBER 11, 2012

TO: VOTING TAXING UNITS

FROM: ALAN CONNER

SUBJECT: APPOINTMENTS TO AGRICULTURAL ADVISORY BOARD

THE TERM OF THE FOLLOWING THREE AGRICULTURE ADVISORY BOARD MEMBERS WILL EXPIRE ON DECEMBER 31, 2012.

<u>COUNTY PCT. #</u>	<u>BOARD MEMBER</u>
1	FREDRICK FREEMAN
2	BILLY YARBOUGH
3	FRED EMORY

WE ARE ASKING FOR ONE (1) NOMINATION TO THE BOARD FROM EACH TAXING UNIT FROM THEIR RESPECTIVE COUNTY PRECINCT. PLEASE SUBMIT YOUR NOMINATION TO OUR OFFICE BY 5: 00 P.M., FRIDAY, OCTOBER 19, 2012. THE BOARD OF DIRECTORS WILL MAKE APPOINTMENTS AT THEIR REGULARLY SCHEDULED MEETING ON THURSDAY, OCTOBER 25, 2012 AT 9:30 A.M.

ENCLOSED IS A COPY OF THE APPRAISAL DISTRICT'S BOARD POLICY ESTABLISHING QUALIFICATIONS FOR MEMBERSHIP AND AG BOARD'S FUNCTION.

THANK YOU IN ADVANCE FOR YOUR ASSISTANCE IN FILLING THE MEMBERSHIP OF THIS BOARD.

SINCERELY,


ALAN D. CONNER
CHIEF ADMINISTRATOR

ADC/LAN

Attachment: CAD Ag Board 2012 (2523 : CAD Ag Board)

STATEMENT OF POLICY

127

RE: AGRICULTURE ADVISORY BOARD

AS PROVIDED BY SECTION 6.12 OF THE STATE PROPERTY TAX CODE, THE CHIEF ADMINISTRATOR SHALL APPOINT, WITH THE ADVICE AND CONSENT OF THE APPRAISAL DISTRICT BOARD, AN AGRICULTURAL ADVISORY BOARD. THE ADVISORY BOARD SHALL CONTAIN FIVE (5) MEMBERS. ONE MEMBER MUST REPRESENT THE COUNTY AT LARGE AND THE REMAINING MEMBERS WILL BE COMPRISED OF ONE PERSON FROM EACH COUNTY PRECINCT. MEMBERS MUST BE LANDOWNERS IN THE DISTRICT WHOSE LAND QUALIFIES FOR APPRAISAL UNDER CHAPTER 23, SECTIONS C, D, E, OR H OF THE PROPERTY TAX CODE AND WHO HAVE BEEN RESIDENTS OF THE DISTRICT FOR AT LEAST FIVE (5) YEARS.

MEMBERS OF THE ADVISORY BOARD SERVE TWO (2) YEARS STAGGERED TERMS AND WILL MEET AT THE CALL OF THE CHIEF ADMINISTRATOR OR AT LEAST ONE (1) TIME PER YEAR.

THE RESPONSIBILITY OF THE ADVISORY BOARD WILL BE TO ADVISE THE CHIEF ADMINISTRATOR ON THE EVALUATION AND USE OF LAND DESIGNATED FOR AGRICULTURAL OR TIMBER APPRAISAL. THE BOARD WILL REVIEW AND ASSIST IN MAINTING LOCAL GUIDELINES FOR QUALIFICATION FOR AGRICULTURAL AND TIMBER USE.

Attachment: CAD Ag Board 2012 (2523 : CAD Ag Board)

REVISED 09/22/11



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

7.A.5

Meeting: 10/09/12 06:00 PM

Department: Administration
Category: Board Appointments

COUNCIL ACTION (ID # 2524)

DOC ID: 2524 A

EXPLANATION:

The CAD is requesting a nomination from each taxing entity, from their respective county precinct, to the Appraisal Review Board. To serve on this Board, individuals must be a resident of the Appraisal District for 2 years, and cannot be an officer or employee of the Appraisal District or any Taxing Entity. Members serve two-year staggered terms, meeting once a month and twice weekly during May and June. Members are paid \$150 per day. This nomination must be submitted by October 19. If an individual is nominated, who is not currently on the ARB, that individual is responsible for filling out the CAD's application for appointment.

In October 2010, Council nominated Mr. Bill Brackin who is the current Precinct 1 representative on the ARB.

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

September 11, 2012

To: All Voting Taxing Units

Re: ARB Nominations

Dear Taxing Units:

The two (2) year term of the following four (4) positions on the Liberty County Appraisal Review Board (ARB) will expire December 31, 2012. All current ARB members are eligible for reappointment.

<u>County Pct.#</u>	<u>Board Member</u>
1	Bill Bracken
2	Walt Saucier
3	Joe Bazar
At Large	Cordella Kirkham

The Board of Directors has requested you submit a nominee from your area to the district office by 5:00 P.M. on October 19, 2012. The Board will make appointments at their regularly scheduled meeting on Thursday, October 25, 2012 at 9:30 A.M. Please have your nominee **complete the enclosed application** unless they are currently serving on the ARB.

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

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

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

Sincerely,


Alan D. Conner

Attachment: CAD Appraisal Rev Brd 2012 (2524 : CAD App Rev Board)

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

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

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

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

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

TERMS

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

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

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

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

COMPENSATION

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

DUTIES AND RESPONSIBILITIES

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

IMPROPER COMMUNICATION

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

STATEMENT OF POLICY (CONTINUED)**131**

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

REMOVAL OF ARB MEMBER

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

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

TRAINING

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

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

**APPLICATION FOR APPRAISAL REVIEW BOARD APPOINTMENT
LIBERTY COUNTY CENTRAL APPRAISAL DISTRICT**

7.A.5.a

APPLICANT INFORMATION

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

APPRIASAL REVIEW BOARD QUALIFICATION STATEMENT

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

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

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

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

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

These are the degrees of relationship included:

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

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

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

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

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

6. Is any relative of either you or your spouse employed by the Liberty County Central Appraisal District?
Relative's Name: _____
Degree of Relationship: _____

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

PERSONAL BACKGROUND

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

2. Are you a U.S. citizen? Yes _____ No _____
 If "No" are you eligible to be employed under a visa or entry permit? Yes _____ No _____
3. Use the space below to list professional society memberships, job related licenses registrations, certificates (with their numbers), and expiration dates. Provide additional comments or information that would be of assistance in considering you for this position.

EDUCATION AND TRAINING

Please indicate your level of education below:

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

WORK HISTORY

(List most recent jobs first)

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

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

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

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

Signature: _____ Date: _____



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

7.A.6

Meeting: 10/09/12 06:00 PM

Department: Administration
Category: Utility Rates

ORDINANCE (ID # 2525)

DOC ID: 2525

AN ORDINANCE BY THE CITY OF LIBERTY, TEXAS ("CITY") DENYING THE RATES OF CENTERPOINT ENERGY RESOURCES CORP. FILED IN CENTERPOINT ENERGY RESOURCES CORP.'S RATE PROCEEDING INITIATED ON JULY 2, 2012; FINDING THAT THE MEETING COMPLIES WITH THE OPEN MEETINGS ACT; MAKING OTHER FINDINGS AND PROVISIONS RELATED TO THE SUBJECT; DECLARING 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.

WHEREAS, on or about July 2, 2012 CenterPoint Energy Resources Corp. d/b/a CenterPoint Energy Entex and CenterPoint Energy Texas Gas ("CenterPoint" or "Company") filed a Statement of Intent with the City to increase gas rates in the service area of the Beaumont/East Texas Division of CenterPoint by \$8.6 million per year; and

WHEREAS, the City of Liberty suspended the effective date of CenterPoint's rates within its jurisdictional limits until at least November 4, 2012 and hired the Lawton Law Firm, P.C. to review the Company's rate change request and proposed tariffs; and

WHEREAS, CenterPoint requested an overall base rate increase of \$8.6 million dollars, consisting of a rate increase to residential customers of \$8.2 million, and a rate increase of \$0.9 million to small general service customers, and a rate decrease of (\$0.5) million to large volume general service customers; and

WHEREAS, CenterPoint's rate filing request proposed to increase the residential customer charge from an approximate charge of \$12.25 per month to \$20.25 per month. Overall, revenues from all customer classes proposed to be charged directly to customers through the customer charges make up 89.48% of the Company's total requested revenues - \$48,271,035 million out of the Company's total requested \$53,943,521 million revenue requirement; and

WHEREAS, CenterPoint's rate filing request includes unreasonable rate increases for recovery of employee expense and benefits, various tax expense and rate base issues, injuries and damages expense, other various expense and investment, unsubstantiated costs allocated from affiliate service companies, and an excessive rate of return and profit for shareholders.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF

LIBERTY, TEXAS, THAT:

Section 1. That the statement and findings set out in the preamble to this Ordinance are hereby in all things approved and adopted.

Section 2. The City of Liberty hereby denies the rate change and proposed tariff revisions requested in CenterPoint's Statement of Intent.

Section 3. The meeting at which this Ordinance was approved was in all things conducted in strict compliance with the Texas Open Meetings Act, Texas Government Code, Chapter 551.

Section 4. This ordinance shall become effective from and after its date of passage.

Section. 5. 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 ADOPTED THIS 9TH DAY OF OCTOBER, 2012.

Carl Pickett, Mayor

ATTEST:

Dianne Tidwell, City Secretary



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

7.A.7

Meeting: 10/09/12 06:00 PM

Department: Administration
Category: Agreements

COUNCIL ACTION (ID # 2522)

DOC ID: 2522 A

INTER-LOCAL AGREEMENT
COUNTY OF LIBERTY and CITY OF LIBERTY

THE STATE OF TEXAS §

COUNTY OF LIBERTY §

This agreement is between Liberty County, Precinct 1 and Precinct 2, hereinafter called "County," and the City of Liberty, hereinafter called "City."

WITNESSETH

WHEREAS, the legislative purpose and intent of the Interlocal Cooperation Act, Section 791.001, Texas Government Code, is to improve the efficiency and effectiveness of local government by authorizing the fullest possible range of inter-governmental contracting authority at the local level, including contracts between counties and other political subdivisions and agencies of the state; and

WHEREAS, the County and City are authorized to enter into contracts and agreements for the performance of governmental functions; and

WHEREAS, the City has streets, roads, ditches and recreational areas which require maintenance which at times exceed temporarily the ability of the City to promptly supply; and

WHEREAS, the County has streets, roads, ditches and recreational areas which require maintenance which at times exceed temporarily the ability of the County to promptly supply; and

WHEREAS, the County has manpower, equipment and other resources to maintain streets, roads, ditches and recreational areas; and

WHEREAS, the City has manpower, equipment and other resources to maintain streets, roads, ditches and recreational areas; and

WHEREAS, the parties recognize that cooperation between the governmental agencies will provide better service to the public at reduced expense by avoiding costly duplication of manpower, equipment and other resources;

NOW THEREFORE, the County and City in consideration of the mutual covenants and conditions contained herein and in recognition of the benefits to be gained by citizens of the County and City, promise and agree as follows if their work schedules permit:

1. The County agrees to provide manpower, equipment and other resources to the City for the maintenance of streets, roads, ditches and recreational areas.
2. The City agrees to provide manpower, equipment and other resources to the County for the maintenance of streets, roads, ditches and recreational areas, as well as other governmental functions.

3. The City agrees to fairly compensate the County, either by comparable time, manpower, equipment and other resources or by monetary or other consideration of equal value from the city's current revenue.
4. The County agrees to fairly compensate the City, either by comparable time, manpower, equipment and other resources or by monetary or other consideration of equal value from the county's current revenue.
5. The Commissioner of Precinct 1 and the Liberty City Manager shall plan, schedule and agree in advance as to the equal value consideration to be provided for all mutual sharing projects before any such projects commence.
6. The Commissioner of Precinct 2 and the Liberty City Manager shall plan, schedule and agree in advance as to the equal value consideration to be provided for all mutual sharing projects before any such projects commence.
7. The County and City understand that agreements for mutual sharing may be limited by budgetary restrictions or the authority provided by their respective governing bodies. Notwithstanding any provisions herein, the inter-local agreement is expressly contingent upon the availability of funding for each item and obligation contained herein for the term of the government and any extension thereto. In the event that no funds, or insufficient funds, are appropriated for the payment due under this contract for the period covered by such budget or appropriation, the contract shall terminate without penalty to County or City.
8. To the fullest extent permissible under Texas law, City of Liberty shall indemnify, defend, and hold harmless Liberty County, their officers, agents, and employees with respect to any claims or demands, actions, damages, costs and other expenses including attorney's fees, court costs or mediation expenses resulting from any errors, omissions, torts or other negligent acts or omissions of City of Liberty, its agents, servants, employees, associates, affiliates or subcontractors. Notwithstanding anything contained in this paragraph or this contract to the contrary, nothing in this contract shall be interpreted or construed as a waiver, relinquishment or abandonment of sovereign immunity granted or available to either or both parties to this contract. Accordingly, this indemnity provision shall apply, but not in such a way as to bypass, override or supercede any sovereign immunity claim by either party to this contract. Furthermore, nothing in this contract shall be deemed as waiver or relinquishment of any Texas constitutional claim pertaining to the application of any indemnity claim under this contract.
9. To the fullest extent permissible under Texas law, Liberty County shall indemnify, defend, and hold harmless the City of Liberty, their officers, agents, and employees with respect to any claims or demands, actions, damages, costs and other expenses including attorney's fees, court costs or mediation expenses resulting from any errors, omissions, torts or other negligent acts or omissions of Liberty County, its agents, servants, employees, associates, affiliates or subcontractors. Notwithstanding anything contained in this paragraph or this contract to the contrary, nothing in this contract shall be interpreted or construed as a waiver, relinquishment or abandonment of sovereign immunity granted or available to either or both parties to this contract. Accordingly, this indemnity provision shall apply, but not in such a way as to bypass, override or supercede any sovereign immunity claim by either party to this contract. Furthermore,

nothing in this contract shall be deemed as waiver or relinquishment of any Texas constitutional claim pertaining to the application of any indemnity claim under this contract.

10. Neither party shall be deemed an employee or agent of the other party. This interlocal agreement does not constitute a joint venture, either expressed or implied. The City will maintain sole discretion and control over the operations for construction and maintenance of the City's streets, roads, ditches and recreational areas. The County will maintain sole discretion and control over the operations for construction and maintenance of the County's streets, roads, ditches and recreational areas.
11. The City agrees to exercise due diligence in the routine maintenance of County equipment under its control and shall accept responsibility for a maximum of \$100.00 in expenses per use for minor repairs that may be necessary as a result of the City's use of County equipment.
12. The County agrees to exercise due diligence in the routine maintenance of City equipment under its control and shall accept responsibility for a maximum of \$100.00 in expenses per use for minor repairs that may be necessary as a result of the County's use of City equipment.
13. **The City understands that before beginning a project under an interlocal contract, the Commissioner Court of Liberty County must give specific written approval for the project as required by Tex. Gov. Code §791.014 which provides:**

791.014 APPROVAL REQUIREMENT FOR COUNTIES.

1. **Before beginning a project to construct, improve, or repair a building, road, or other facility under an interlocal contract, the Commissioners Court of a county must give specific written approval for the project.**

(b) The approval must:

- (1) be given in a document other than the interlocal contract;**
- (2) describe the type of project to be undertaken; and**
- (3) identify the project's location.**

see Tex. Gov. Code, §791.014, et. seq.

This agreement shall commence on the _____ day of _____, 2012 and ends on the _____ day of _____, 2013. Either the County or the City may cancel this agreement at any time.

Executed on this the _____ day of _____, 2012, by Craig McNair, County Judge, on behalf of Liberty County, Texas, after approval by Commissioners Court.

Executed on this the _____ day of _____, 2012, by Todd Fontenot, Commissioner Precinct 1, on behalf of Liberty County, Texas, after approval by Commissioners Court.

Executed on this the _____ day of _____, 2012 by Charlotte Warner, Commissioner Precinct 2, on behalf of Liberty County, Texas, after approval by Commissioners Court.

Executed on this the _____ day of _____, 2012, by the City Manager,
on behalf of the City of Liberty, Texas, after approval by City Council.

COUNTY OF LIBERTY

CITY OF LIBERTY

Craig McNair, Liberty County Judge

Gary Broz, Liberty City Manager

Todd Fontenot, Comm. Precinct 1

Charlotte Warner, Comm. Precinct 2

ATTEST:

Paulette Williams, Liberty Co. Clerk

Dianne Tidwell, City Secretary

Attachment: Interlocal with Precincts 1 & 2 (2522 : Interlocal Agreement - County)



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

7.A.8

Meeting: 10/09/12 06:00 PM

Department: Administration
Category: City Facilities

COUNCIL ACTION (ID # 2530)

DOC ID: 2530



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

7.C.1

Meeting: 10/09/12 06:00 PM

Department: Administration
Category: Executive Session Items

COUNCIL ACTION (ID # 2529)

DOC ID: 2529