



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, December 8, 2015

6:00 PM

City Council Chambers

I. CALL TO ORDER

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

II. INVOCATION

Mayor Pickett dispensed with the Invocation.

III. PLEDGE OF ALLEGIANCE

The Pledge to the American and Texas flags was led by Liberty High School students Reid Williams and Charlotte Stanley.

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. There were no comments from the audience.

Mayor Pickett commented on the following:

- 1) The recent Country Christmas Event and Parade were a success, and thanked all those that participated,
- 2) The Annual Employee Appreciation and Christmas Dinner will be held on Thursday, December 10th, and
- 3) invited everyone to view the beautiful Christmas scene in the display case at City Hall.

V. PRESENTATIONS / REPORTS

A. Information Item (ID # 3414)

Project Updates - City Mgr. G. Broz

COMMENTS - Current Meeting:

City Manager Gary Broz reported on current projects to include the following:

- 1) electric infrastructure upgrades are progressing,
- 2) Waste Management will be present on Wednesday to collect the last of the flood debris,
- 3) Texas Water Development Board Sewer Project planning and design is progressing well,
- 4) Texas Water Development Board Water Project planning and design has begun,
- 5) introduced the new municipal flag to represent the City of Liberty, and
- 5) reported on numerous other activities.

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:	Libby Simonson, Councilperson
AYES:	Pickett, Huddleston, Beasley, Jordan, Simonson
ABSENT:	Louie Potetz, David Arnold

A. Minutes Approval

1. Tuesday, November 10, 2015

VII. REGULAR AGENDA

A. Regular Session

1. Information Item (ID # 3415)

Discussion of granting easement and right-of-way usage to Computer Solutions.

COMMENTS - Current Meeting:

Randy Meche, Computer Solutions, addressed Council requesting permission for use of the City's right-of-ways to install fiber optic lines, in order to provide residential Internet service. Mr. Meche explained that he would like to use the City of Liberty as a financial model for fiber, with new products available, fiber has become much more affordable. Mr. Meche further detailed his project, which he would like to begin in the Regency Place and Travis Park Subdivisions. Consensus of the Council was favorable, with details of an agreement for use of the right-of-ways to be written.

2. Council Action 2015-102

Consider proposal award for lawn maintenance of various City properties and the Hwy. 90 median.

COMMENTS - Current Meeting:

Public Works Director Tom Warner reported on proposals received for lawn maintenance of City property. Mr. Warner stated that there are twenty-three properties, each with requirements specific to each location to include trimming, edging, spraying herbicide, etc. Proposals were received from Noack Locksmith and Flying N Landscaping. After brief discussion of the proposed costs, a motion was made to award the lawn maintenance to Flying N Landscaping.

ATTACHMENTS:

- Lawn Maintenance Agenda Form Dec 8 2015 (DOCX)
- Lawn Maintenance Bid Tab Dec 2015 (DOCX)

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

3. Ordinance 2015-13

Consider an Ordinance amending Article 4.11 of the Code of Ordinances regarding amusement machines.

COMMENTS - Current Meeting:

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

"AN ORDINANCE AMENDING ARTICLE 4.11 OF THE CODE OF ORDINANCES, AMENDING ARTICLE 4.11.003, REGARDING TAXES CHARGED FOR AMUSEMENT MACHINES, AND AMENDING ARTICLE 4.11.011, REGARDING THE DISTANCE REQUIREMENTS FOR COIN OPERATED MACHINES; ESTABLISHING 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."

City Attorney Brandon Davis explained that this ordinance amends certain portions of the original ordinance that were not in accordance with State law. Changes included the fee portion of the ordinance and distance requirements for gaming centers and individual machines. Changes were made to be the maximum fees and requirements allowed by State Law.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Libby Simonson, Councilperson
SECONDER:	Diane Huddleston, Mayor Pro Tem
AYES:	Pickett, Huddleston, Beasley, Jordan, Simonson
ABSENT:	Louie Potetz, David Arnold

4. Ordinance 2015-14

Consider adoption of an Ordinance providing for the amendment of the Master Fee Schedules, amending the taxes and fees charged for coin-operated machines and amusement centers.

COMMENTS - Current Meeting:

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

"AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LIBERTY, TEXAS PROVIDING FOR THE AMENDMENT OF MASTER FEE SCHEDULE FOR ALL RATES AND FEES CHARGED BY THE CITY OF LIBERTY; AMENDING THE TAXES AND FEES CHARGED FOR COIN-OPERATED MACHINES AND AMUSEMENT CENTERS; PROVIDING THAT ALL RATES OR SCHEDULES OF RATES CONFLICTING HEREWITH ARE AMENDED; 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."

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

5. Council Action 2015-103

Consider recent electrical issues and future upgrades to the electric system, and take any action deemed necessary.

COMMENTS - Current Meeting:

City Manager Gary Broz spoke on the current and proposed upgrades to the City's electric infrastructure. Mr. Broz reviewed a handout of funds currently obligated (\$1,137,773.00) to various improvements and proposed funds (\$2,855,142.00) for future project upgrades. After lengthy discussion of the numerous improvements on the proposed priority list, a motion was made to approve obtaining cost estimates in order to let bids for electric distribution upgrades, to be paid for with funds from the Sam Rayburn Municipal Power Agency/Cambridge Project.

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

B. Executive Session

Government Code §551.087

Deliberation Regarding Economic Development Negotiation - Boomerang Tube, LLC.

At 7:00 p.m., Mayor Pickett closed the open meeting and convened the Executive Session as authorized above.

C. Reconvene into Regular Session

At 7:30 p.m., Mayor Pickett closed the Executive Session and reconvened the open meeting.

1. Council Action 2015-101

Consider and take action, if any, on the items as discussed in the Executive Session.

RESULT:	NO ACTION TAKEN
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VIII. ADJOURNMENT**A. Motion To:** Adjourn

COMMENTS - Current Meeting:

There being no further business before the Council, Mayor Pickett adjourned the meeting at 7:31 p.m.

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Carl Pickett, Mayor

ATTEST:

Dianne Tidwell, City Secretary