



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, November 8, 2016

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	
Louie Potetz	Councilperson	Absent	
Libby Simonson	Councilperson	Present	
David Arnold	Councilperson	Present	
Paul Glazener	Councilperson	Present	
Gary Broz	City Manager	Present	
Dianne Tidwell	City Secretary	Present	
Brandon Davis	City Attorney	Present	

II. INVOCATION

The Invocation was given by Pastor Edwards, Turkey Creek Baptist Church.

III. PLEDGE OF ALLEGIANCE

The Pledge to the American and Texas flags were led by Police Chief Tom Claunch and Fire Chief Brian Hurst, respectively.

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. The following comments were made by Council, Management and Staff:

- Councilperson Simonson thanked the Police Department for expending their personal funds to pass out glow bracelets to the children on Halloween
- City Manager Gary Broz reported that there would be two special called meetings to be held on November 15 & 18 regarding annexation
- Police Chief Claunch reported on a new department program, "Coffee with a Cop"
- Fire Chief Hurst reported on their annual fundraiser, the "Thanksgiving Turkey Fry".

V. PRESENTATIONS / REPORTS

A. Information Item (ID # 3643)

Project Updates - City Mgr. G. Broz

COMMENTS - Current Meeting:

City Manager Broz reported on the following:

- Solid Waste transition with new vendor going well
- WWTP annual inspection went well
- Electric upgrades continuing
- Recent health fair for employees
- December 8th, annual Employee Dinner
- Other current City projects.

B. Information Item (ID # 3644)

Sam Rayburn Municipal Power Agency - Mayor Pickett

COMMENTS - Current Meeting:

Mayor Pickett reported that the minutes of the May 17th meeting are included in the Council handouts and that each member city has received \$2 million as a distribution from the Cambridge Project.

Mr. Broz reviewed a powerpoint presentation with pictures of the new transformer recently placed at the Liberty Substation. The installation of this transformer is part of the electric system upgrades that will provide the City with redundancy and additional reliability for its' customers.

C. Information Item (ID # 3655)

Airport Advisory Board

COMMENTS - Current Meeting:

City Secretary Dianne Tidwell informed the Council that the authority of the Airport Advisory Board will cease December 31, 2016. Ms. Tidwell reviewed the mission, membership requirements and extending the term of the Board, which will be considered at a future meeting.

D. Information Item (ID # 3656)

Community Development Advisory Board

COMMENTS - Current Meeting:

City Secretary Dianne Tidwell informed the Council that the authority of the Community Development Advisory Board will cease December 31, 2016. Ms. Tidwell reviewed the mission, membership requirements and extending the term of the Board, which will be considered at a future meeting.

VI. CONSENT AGENDA

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

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

A. Minutes Approval

1. Tuesday, October 11, 2016

VII. REGULAR AGENDA**A. Regular Session****1. Council Action 2016-99**

Consider a request from the Liberty Independent School District for assistance with new electrical service at Liberty High School, and take any action deemed necessary.

COMMENTS - Current Meeting:

Lengthy discussion was held regarding the Liberty Independent School District 's request for assistance with new electric service at the High School. Discussed were pad mounted transformers, pulling wire and primary metering, estimated costs, responsibility of each entity and other related issues.

Council asked that the school district rework their request, with the City to provide equipment and labor, and return to Council with a plan for reimbursement to the City.

RESULT:	NO ACTION TAKEN
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2. Council Action 2016-100

Consider appointments to the Liberty Municipal Library Board.

COMMENTS - Current Meeting:

City Secretary Dianne Tidwell reported on the Liberty Municipal Library Board, its membership, those individuals whose terms were expired and Library Director's recommendations for appointment as follows:

Library Director Dana Abshier recommends the reappointment of Joanne Knepper, Yvonne Lawrence, Susan LaCour; and the appointment of Ellen English and Mitzi Kline to fill the positions left by Abby Cumbie and Laurie Elliott who have met the term limits.

Motion was made to approve the Library Directors' recommendation.

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

3. Council Action 2016-101

Consider selection of an engineer for the Texas Community Development Block Grant Program, Layl Drive Sewer Improvements, and take any action deemed necessary.

COMMENTS - Current Meeting:

City Manager Gary Broz reported that the City received five (5) proposals in response to an RFQ for Engineering Services for a Texas Community Development Block Grant Program. This project is the final portion of the Layl Drive Sewer Improvements in the amount of \$350,000.00.

Proposals were reviewed and scored, with management recommending O'Malley Strand, Brenham, Texas. After brief discussion, a motion was made to approve the appointment of O'Malley Strand as engineers for this project.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Diane Huddleston, Mayor Pro Tem
SECONDER:	Dennis Beasley, Councilperson
AYES:	Pickett, Huddleston, Beasley, Simonson, Arnold, Glazener
ABSENT:	Louie Potetz

4. Council Action 2016-102

Discussion regarding the option to change the City's General Election date from the month of May to the month of November, and take any action deemed necessary.

COMMENTS - Current Meeting:

City Secretary Dianne Tidwell reported that municipalities have until December 31, 2016 to change the date on which they hold their general election for officers, to the November uniform election date. Ms. Tidwell reviewed arguments for and against the issue, after which there was discussion, but no action was taken. The City's General Election will therefore

remain on the May uniform election date.

RESULT: NO ACTION TAKEN

5. Council Action 2016-104

Consider authorizing the purchase of a video camera for inspection of the sanitary sewer lines, and take any action deemed necessary.

COMMENTS - Current Meeting:

Public Works Director Tom Warner reported on the proposed use of a video camera for inspection of sanitary sewer lines for tap locations, line failures and blockages. Three cameras were evaluated, with the one best meeting the requirements of the Wastewater Department, being a self-propelled camera on wheels from RS Technical Services for a cost of \$41,944. This camera will record both audio and video.

After brief discussion, a motion was made to approve the purchase of the camera from RS Technical Services, Inc., at a cost of \$41,944.

ATTACHMENTS:

- Agenda Form-Video Camera-WW (DOCX)

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

6. Council Action 2016-105

Consider approval of a bid for Tax Resale Property described as Liberty Outer Blocks, Block 105, Lot 4, TR 5 (118 Alabama).

COMMENTS - Current Meeting:

City Attorney Brandon Davis reviewed a powerpoint presentation on tax resale property located on Alabama Street. An offer of \$8500.00 has been made, with total taxes owed to all taxing entities in the amount of \$51,969.45. If the bid is accepted, \$1599.28 will be distributed to the City of Liberty.

After brief discussion, a motion was made to accept the bid of \$8500.00 for the tax resale property described as Liberty Outer Blocks, Block 105, Lot 4, TR 5.

ATTACHMENTS:

- Tax Property-Alabama (PDF)
- Alabama 1 (JPG)
- Alabama2 (JPG)
- Alabama3 (JPG)

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

7. Council Action 2016-106

Consider approval of a bid for Tax Resale Property described as Liberty Outer Blocks, Block 49, Lot TR 18 (Washington & Tennessee).

COMMENTS - Current Meeting:

City Attorney Brandon Davis reviewed a powerpoint presentation on tax resale property, being a wooded lot south of Hwy. 90, at Washington and Tennessee Streets. An offer of \$4000.00 has been made, with total taxes owed to all taxing entities in the amount of \$11,811.82. If the bid is accepted, \$697.48 will be distributed to the City of Liberty.

After brief discussion, a motion was made to accept the bid of \$4000.00 for the tax resale property described as Liberty Outer Blocks, Block 49, Lot TR 18.

ATTACHMENTS:

- Tax Property-Washington & Tennessee (PDF)
- Washington & Tennessee 1 (JPG)
- Washington & Tennessee 2 (JPG)

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

8. Council Action 2016-107

Consider approval of a quote from Frazer Ltd. For an ambulance remount, and take any action deemed necessary.

COMMENTS - Current Meeting:

City Manager Gary Broz requested approval of an ambulance remount of Fire Department Unit, MED-1; reporting that this is a budgeted item, in the amount of \$130, 825. Mr. Broz continued by stating that the box from MED-1 will be placed onto a new Ford F-350 chassis.

After brief discussion, a motion was made to approve the remount and quote from Frazer Ltd. In the amount of \$130,825.00.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Diane Huddleston, Mayor Pro Tem
SECONDER:	Paul Glazener, Councilperson
AYES:	Pickett, Huddleston, Beasley, Simonson, Arnold, Glazener
ABSENT:	Louie Potetz

9. Council Action 2016-108

Consider ratifying an emergency expenditure for sewer line repairs on Alabama and Washington Streets.

COMMENTS - Current Meeting:

City Manager Gary Broz reported that during the week of October 24th, several additional sinkholes were located on Alabama and Washington Streets. Emergency repairs included placing 245 feet of new sewer line, one new manhole and one service connection. Lopez Construction submitted a quote of \$24,236.25 and were available immediately. Lopez Construction previously completed sinkhole repairs on Lakeside in Travis Park. Mr. Broz requested ratification of this emergency expenditure of \$24,236.25. Mr. Broz also remarked that AT&T has run cable through two of the City's sewer lines.

Following discussion, a motion was made to ratify the emergency expenditure of \$24,236.25 and to contact AT&T regarding reimbursement for repairs to sewer lines damaged by AT&T cable.

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

10. Ordinance 2016-17

Consider adoption of an Ordinance amending Article 1.08 of the Code of Ordinances regarding Issuance of Citations.

COMMENTS - Current Meeting:

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

"AN ORDINANCE AMENDING THE CODE OF ORDINANCES, ARTICLE 1.08, ISSUANCE OF CITATIONS; 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".

City Attorney Brandon Davis reported that the City's current citation ordinance allows for animal control officers to issue citations. The proposed Ordinance amends the previous ordinance by authorizing the addition of Code Enforcement Officers to also issue citations for ordinance violations. A motion was made to adopt the Ordinance as presented.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Libby Simonson, Councilperson
SECONDER:	Paul Glazener, Councilperson
AYES:	Pickett, Huddleston, Beasley, Simonson, Arnold, Glazener
ABSENT:	Louie Potetz

B. Executive Session

Government Code §551.071 - Private Consultation with Attorney.

Pending or Contemplated Litigation - Engineering Contract.

At 7:38 p.m., Mayor Pickett closed the open meeting and opened the Executive Session as authorized above.

C. Reconvene into Regular Session

At 8:05 p.m., Mayor Pickett closed the Executive Session and reconvened the open meeting.

1. Council Action 2016-103

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 8:05 p.m.

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Carl Pickett, Mayor

ATTEST:

Dianne Tidwell, City Secretary