



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, July 10, 2018

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	Arrived
Mayor Carl Pickett	☐	☐	☐	
Mayor Pro Tem Diane Huddleston	☐	☐	☐	
Councilperson Dennis Beasley	☐	☐	☐	
Councilperson Libby Simonson	☐	☐	☐	
Councilperson David Arnold	☐	☐	☐	
Councilperson Paul Glazener	☐	☐	☐	
Councilperson Chipper Smith	☐	☐	☐	

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 # 4165)

Project Updates - Interim City Mgr. L. Shaw

B. Information Item (ID # 4166)

Sam Rayburn Municipal Power Agency - Mayor Pickett

C. Information Item (ID # 4167)

Mayor, Council and Staff Comments

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, June 05, 2018
2. Tuesday, June 12, 2018
3. Tuesday, June 19, 2018
4. Tuesday, June 19, 2018
5. Tuesday, June 26, 2018

VII. REGULAR AGENDA**A. Regular Session****1. Ordinance (ID # 4168)**

CONSIDER ADOPTION OF AN ORDINANCE OF THE CITY OF LIBERTY, TEXAS ANNEXING A 0.72 SQUARE MILES TRACT OF LAND, PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY TO INCLUDE CERTAIN TERRITORY IDENTIFIED BY LIBERTY COUNTY APPRAISAL DISTRICT RECORDS AS PROPERTY ID #19347, 19371, 19280, 19452; PROVIDING THAT ANNEXED TERRITORY BEARS PRO RATA PART OF TAXES; ADOPTING A SERVICE PLAN FOR THE ANNEXED PROPERTIES; AUTHORIZING THE MAYOR TO EXECUTE DEVELOPMENT AGREEMENTS FOR CERTAIN PROPERTY IDENTIFIED BY LIBERTY COUNTY APPRAISAL DISTRICT RECORDS AS PROPERTY ID# 19369 TO REMAIN IN THE EXTRATERRITORIAL JURISDICTION OF THE CITY; PROVIDING A SAVINGS CLAUSE; AND DISPENSING WITH THE REQUIREMENT OF SECTION 3.10 OF THE HOME RULE CHARTER THAT ALL ORDINANCES BE READ ON TWO SEPARATE DAYS.

2. Council Action (ID # 4175)

Presentation by Paula Torres, Executive Director of the Bridgehaven Children's Advocacy Center on statistics, services, and support methods, and take any action deemed necessary.

3. Information Item (ID # 4169)

Presentation by City Attorney Brandon Davis, on the topic of Ethics.

4. Public Hearing (ID # 4170)

Public Hearing on the 2017 Drinking Water Quality Report.

- Drinking Water Quality Info (PDF)

5. Information Item (ID # 4173)

Discussion on the proposed adoption of the 2018 International Swimming Pool and Spa Code.

6. Council Action (ID # 4174)

Consider, and take action, on granting a payment plan for utilities installation in the Raven Hills Subdivision.

7. Resolution (ID # 4171)

Consider a Resolution appointing a representative to fill an unexpired term on the Sam Rayburn Municipal Power Agency Board of Directors.

B. Executive Session

Government Code §551.072

Deliberation Regarding Real Property.

1. Discussion of the purchase of real property.

C. Reconvene into Regular Session

1. Council Action (ID # 4172)

Consider and take action, if any, on the purchase of real property, as discussed in the Executive Session.

VIII. ADJOURNMENT

A. Motion To: Adjourn

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 6th day of July, 2018 at 5:00 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 _____, 2018.



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

5.A

Meeting: 07/10/18 06:00 PM

Department: Administration
Category: Reports

INFORMATION ITEM (ID # 4165)

DOC ID: 4165



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

5.B

Meeting: 07/10/18 06:00 PM

Department: Administration
Category: Reports

INFORMATION ITEM (ID # 4166)

DOC ID: 4166



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

5.C

Meeting: 07/10/18 06:00 PM

Department: Administration
Category: Reports

INFORMATION ITEM (ID # 4167)

DOC ID: 4167



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, June 5, 2018

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

The meeting was called to order on June 5, 2018 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	
Diane Huddleston	Mayor Pro Tem	Present	
Dennis Beasley	Councilperson	Present	
Libby Simonson	Councilperson	Present	
David Arnold	Board Member	Present	
Paul Glazener	Councilperson	Present	
Chipper Smith	Councilperson	Present	
Gary Broz	City Manager	Present	
Dianne Tidwell	City Secretary	Present	
Brandon Davis	City Attorney	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 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 Board. There were no comments from the audience.

III. PRESENTATIONS / REPORTS

1. Information Item (ID # 4132)

Project Updates - City Mgr. G. Broz

COMMENTS - Current Meeting:

General Manager Gary Broz reported on various topics related to the soon to be acquired Liberty Municipal Golf Course, including several Parks & Wildlife Grants to assist with

Minutes Acceptance: Minutes of Jun 5, 2018 6:00 PM (Minutes Approval)

improvements, Waiver of Retroactivity, discussion of golf course sign and logo, and other related issues.

2. Information Item (ID # 4133)

Mayor, Council & Staff Comments

COMMENTS - Current Meeting:

- Mayor Pickett relayed congratulations to the Liberty High School Lady Panthers Softball Team on their State 4A Championship Title
- Councilperson Simonson thanked the Liberty Fire and Police Departments for their service escorting the team back into Liberty from the Dayton city limits
- Mayor Pickett also reported on a fundraiser for Sgt. Frank Longoria to provide assistance during his illness, the passing of Finance Director Naomi Herrington's Mother-in-Law and the house fire of Lorena and Adam McBride, Court Clerk and Police Officer, respectively.

IV. REGULAR AGENDA

A. Regular Session

1. Information Item (ID # 4135)

Presentation by, and discussion with, Boomerang Tube, LLC on possible expansion.

COMMENTS - Current Meeting:

Boomerang Tube, LLC, Plant Manager Ken Long addressed the Council regarding possible future expansion. Mr. Long addressed the following:

- Boomerang Tube history
- 408 current employees
- various drilling processes and pipe transportation
- change in the pipe manufacturing process,
- electric induction and quenching equipment for the new process,
- possibility of spending \$15 million this year on improvements.

Mr. Long addressed their monthly expenditures for electricity and water, stating they were hopeful there may be potential abatements.

2. Ordinance 2018-14

CONSIDER ADOPTION OF AN ORDINANCE, PURSUANT TO A VOLUNTARY REQUEST BY THE PROPERTY OWNER, ANNEXING THE HEREINAFTER DESCRIBED 120.5 ACRE TRACT OF ADDITIONAL TERRITORY TO THE CITY OF LIBERTY, LIBERTY COUNTY, TEXAS, AND EXTENDING THE BOUNDARY LIMITS OF SAID CITY SO AS TO INCLUDE SAID HEREINAFTER DESCRIBED PROPERTY WITH SAID CITY LIMITS, AND GRANTING TO ALL THE INHABITANTS OF SAID PROPERTY ALL THE RIGHTS AND PRIVILEGES OF OTHER CITIZENS AND BINDING SAID INHABITANTS BY ALL OF THE ACTS, ORDINANCES, RESOLUTIONS, AND REGULATIONS OF SAID CITY; 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.

COMMENTS - Current Meeting:

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

"AN ORDINANCE, PURSUANT TO A VOLUNTARY REQUEST BY THE PROPERTY OWNER, ANNEXING THE HEREINAFTER DESCRIBED 120.5 ACRE TRACT OF ADDITIONAL TERRITORY TO THE CITY OF LIBERTY, LIBERTY COUNTY, TEXAS, AND EXTENDING THE BOUNDARY LIMITS OF SAID CITY SO AS TO INCLUDE SAID HEREINAFTER DESCRIBED PROPERTY WITH SAID CITY LIMITS, AND GRANTING TO ALL THE INHABITANTS OF SAID PROPERTY ALL THE RIGHTS AND PRIVILEGES OF OTHER CITIZENS AND BINDING SAID INHABITANTS BY ALL OF THE ACTS, ORDINANCES, RESOLUTIONS, AND REGULATIONS OF SAID CITY; 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 on the recently held two public hearings, service plan and other related items. A motion was made to adopt the Ordinance as presented.

ATTACHMENTS:

- Annexation Ordinance-Exhibit A (PDF)
- Annexation Ordinance-Exhibit B (PDF)

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Paul Glazener, Councilperson
SECONDER:	Dennis Beasley, Councilperson
AYES:	Pickett, Huddleston, Beasley, Simonson, Arnold, Glazener, Smith

3. Information Item (ID # 4136)

Discussion of various proposed fees for the Liberty Municipal Golf Course.

COMMENTS - Current Meeting:

This agenda item was passed on and will be discussed at a future meeting.

4. Ordinance (ID # 4137)

CONSIDER ADOPTION OF AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LIBERTY, TEXAS PROVIDING FOR THE AMENDMENT OF THE MASTER FEE SCHEDULE FOR ALL RATES AND FEES CHARGED BY THE CITY OF LIBERTY; PROVIDING FOR VARIOUS FEES RELATED TO THE LIBERTY MUNICIPAL GOLF COURSE; 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.

COMMENTS - Current Meeting:

This agenda item was passed on and will be discussed at a future meeting.

Minutes Acceptance: Minutes of Jun 5, 2018 6:00 PM (Minutes Approval)

V. ADJOURNMENT

Motion To: Adjourn

COMMENTS - Current Meeting:

There being no further business before the Council, Mayor Pickett adjourned the meeting at 6:57 p.m.

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Carl Pickett, Mayor

ATTEST:

Dianne Tidwell, City Secretary

Minutes Acceptance: Minutes of Jun 5, 2018 6:00 PM (Minutes Approval)



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, June 12, 2018

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

The meeting was called to order on June 12, 2018 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	
Diane Huddleston	Mayor Pro Tem	Absent	
Dennis Beasley	Councilperson	Present	
Libby Simonson	Councilperson	Present	
David Arnold	Councilperson	Present	
Paul Glazener	Councilperson	Present	
Chipper Smith	Councilperson	Present	
Gary Broz	City Manager	Present	
Dianne Tidwell	City Secretary	Present	
Brandon Davis	City Attorney	Present	

II. INVOCATION

The Invocation was given by Dr. Brandon Smith, Firm Foundation Healthcare Clinic, Liberty, Tx., on behalf of North Main Baptist Church.

III. PLEDGE OF ALLEGIANCE

The Pledge to the American and Texas flags was led by Baylee Chandler and Molly Barnett, members of the Liberty Lady Panthers State 4A Champions.

IV. ACKNOWLEDGEMENT OF GUESTS AND VISITORS / PUBLIC COMMENT

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

Minutes Acceptance: Minutes of Jun 12, 2018 6:00 PM (Minutes Approval)

V. PRESENTATIONS / REPORTS**A. Information Item (ID # 4138)**

Proclamation-LHS Girls Softball Team

COMMENTS - Current Meeting:

Mayor Carl Pickett read aloud a proclamation in honor of the Liberty High School Lady Panthers Softball Team winning the State 4A Championship Title. Mayor Pickett congratulated the team and the coaches on their hard work and dedication to their sport.

B. Information Item (ID # 4139)

Project Updates - City Mgr. G. Broz

COMMENTS - Current Meeting:

City Manager Gary Broz reported on the following:

- Completed the Waiver of Retroactivity for the golf course
- Work continues on the levee at Main A
- Public Works summer hours 7am-3:30pm
- Working on budget for FY 18-19
- Other current City projects

C. Information Item (ID # 4140)

Sam Rayburn Municipal Power Agency - Mayor Pickett

COMMENTS - Current Meeting:

Mayor Pickett reported that the Council handout includes minutes from the SRMPA Meetings of March and April, 2018. Mayor Pickett further reported that the handout also includes the SRMPA Annual Engineer's Report for Fiscal Year ending September 30, 2017. This report is prepared in accordance with SRMPA's Bond Indenture and Power Sales Contracts.

D. Information Item (ID # 4141)

Department Spotlight - Street Dept.

COMMENTS - Current Meeting:

Public Works Director Tom Warner reviewed a powerpoint presentation on the Street Department and its activities.

E. Information Item (ID # 4142)

Mayor, Council and Staff Comments

COMMENTS - Current Meeting:

Mayor Pickett reported that a Noon Council Meeting will be held on June 19, and a possible evening meeting also on same date, and the grand re-opening of the Sam Houston State

Library.

Police Chief Tom Claunch reported on a fundraiser to be held for Sgt. Frank Longoria to be held on Saturday, June 23, 2018.

Fire Chief Brian Hurst reported on a Blood Drive to be held at the Liberty Fire Department on Friday, June 15, 2018.

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:	Paul Glazener, Councilperson
SECONDER:	Dennis Beasley, Councilperson
AYES:	Pickett, Beasley, Simonson, Arnold, Glazener, Smith
ABSENT:	Diane Huddleston

A. Minutes Approval

1. Tuesday, May 08, 2018
2. Tuesday, May 15, 2018
3. Tuesday, May 22, 2018

B. Council Action 2018-47

Consider approval of the appointment of Larry Shaw, Interim City Manager, as the Interim General Manager of the Liberty Community Development Corporation.

C. Council Action 2018-48

Consider authorizing Larry Shaw, Interim City Manager, as a signatory on all City financial accounts.

VII. REGULAR AGENDA

A. Regular Session

1. Public Hearing (ID # 4145)

PUBLIC HEARING ON .72 SQUARE MILES FOR ANNEXATION TO INCORPORATION OF THE CITY OF LIBERTY BEGINNING AT THE NORTHEAST CORNER OF THE 2018 ANNEXATION TRACT 7, SAME BEING A POINT IN THE WEST LINE OF THE MOSS BLUFF

DEVELOPMENT CORPORATION "FIRST TRACT" RECORDED IN VOLUME 1292 PAGE 555, DEED RECORDS, LIBERTY COUNTY, TEXAS, HAVING COORDINATES OF N:9976113.12, E:4074659.56;

COMMENTS - Current Meeting:

At 6:30 p.m., Mayor Pickett opened the first, of two public hearings on the annexation of .72 square miles into the City's boundaries. Art Pertile, Olson & Olson, LLP was present to review a map of previous annexations Phase 1-8, public hearing dates, properties involved, industrial agreements, and various related issues. There were no comments from the audience.

At 6:51 p.m., Mayor Pickett closed the Public Hearing.

ATTACHMENTS:

- PH #1- Phase 9 Annexation (PDF)

2. Council Action (ID # 4120)

Presentation by the City's Financial Advisor, Bob Henderson, on the City's Plan of Finance, and take any action deemed necessary.

COMMENTS - Current Meeting:

The City's Financial Advisor, Bob Henderson, RBC Capital Markets was present to review the City's financial status to include the city's operating funds, debt, immediate needs and resources. Mr. Henderson remarked that prior to finalizing the plan, decisions will need to be made regarding proposed projects and ways to provide greater cash resources in which to reduce future debt.

Mr. Henderson stated that the City is in much better condition, than in 2010 when a comprehensive review of the City's financial condition was undertaken, and that the City can continue to address its greatest immediate needs with manageable rate impacts and begin to focus on longer term needs.

At 7:25 p.m., Mayor Pickett called for a brief recess.

At 7:30 p.m., Mayor Pickett reconvened the meeting.

3. Council Action 2018-52

Consider a variance to Section 10.02.122 Table 5, Minimum Lot Requirements-Minimum Lot Dimensions for 671 Texas, Whitmire Lot 2.

COMMENTS - Current Meeting:

Public Works Director Tom Warner reviewed a variance request to minimum lot size requirements for 671 Texas, Whitmire Lot 2. New Work Family Worship Center owns Lots 1 & 2, and proposes to keep the house on Lot 1, remove the house on Lot 2 and construct a classroom, which will change the property use from residential to commercial. The variance was approved by the Planning and Zoning Commission, with a 3-2 vote. After brief discussion, a motion was made to approve the variance.

ATTACHMENTS:

- Agenda Form-P&Z Item (DOCX)
- Variance Information (PDF)

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

4. Information Item (ID # 4147)

Discussion of various proposed fees for the Liberty Municipal Golf Course.

COMMENTS - Current Meeting:

Lengthy discussion ensued regarding fees for use of the golf course including weekday and weekend green fees, annual fees, cart fees, cart shed rental fees, rider fee, seniors fees (65+), family fees (spouse, children 18 and under), trail fees, and other related issues.

Final fees as discussed are as follows:

DAILY FEES - To play golf	W/Cart	Walking
18 holes - Weekdays	\$25.00	\$18.00
18 holes - Weekends & Holidays	\$27.00	\$18.00
9 holes - Weekdays	\$16.00	\$11.00
9 holes - Weekends & Holidays	\$17.00	\$11.00
*Seniors - Weekdays	\$18.00	
*Seniors - Weekends & Holidays	\$20.00	
Rider Fee - per person	\$8.00	

* Seniors - 65 years of age and older

ANNUAL FEES - To play golf
Annual Fee - Individual - \$1020.00
Semi-Annual Fee - Individual - \$510.00
Annual Fee -*Family - \$1320.00
Semi-Annual Fee - *Family - \$660.00
Annual Fee - Trail Fee - \$575.00
Cart Fee - 18 holes - \$16.00 per cart
Cart Fee - 9 holes - \$8.00 per cart
Cart Shed Rental - Annual - \$780.00 (Trail Fee Included)

Rider Fee - \$8.00 per person

* Family - Spouse & Children 18 & Under

5. Ordinance 2018-15

CONSIDER ADOPTION OF AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LIBERTY, TEXAS PROVIDING FOR THE AMENDMENT OF THE MASTER FEE SCHEDULE FOR ALL RATES AND FEES CHARGED BY THE CITY OF LIBERTY; PROVIDING FOR VARIOUS FEES RELATED TO THE LIBERTY MUNICIPAL GOLF COURSE; 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.

COMMENTS - Current Meeting:

A motion was made to adopt the Ordinance, as presented, to include the municipal golf course fees, as discussed in the previous agenda item.

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

6. Information Item (ID # 4149)

Presentation by, and discussion with, City Attorney, Brandon Davis, on the Open Meetings Act.

COMMENTS - Current Meeting:

City Attorney Brandon Davis reviewed a powerpoint presentation on the Texas Open Meetings Act. Mr. Davis spoke to covered entities, quorums, posting notices, and related information.

7. Information Item (ID # 4150)

Presentation by, and discussion with, Fire Chief Brian Hurst on Emergency Management topics.

COMMENTS - Current Meeting:

This agenda item was passed on, as Chief Hurst was not able to be present.

8. Information Item (ID # 4151)

Discussion of Fiscal Year 2018-2019 Budget related issues.

COMMENTS - Current Meeting:

Interim City Manager Larry Shaw addressed the Council regarding the Fiscal Year Budget 2018-2019. Mr. Shaw addressed future budget workshops and requested that Council inform him of any items that they would like to submit for consideration in the new budget, prior to the workshops.

ATTACHMENTS:

- Budget Information (PDF)

B. Executive Session**Government Code §551.071 - Private Consultation with Attorney.**

1. Contemplated / Pending Litigation - Discussion of the Hardin-Ames Wastewater Issues.
2. Contemplated / Pending Litigation - Discussion of the Humphreys Cultural Center.

Gov. Code §551.074 - Personnel Matters.

3. Discussion regarding the City Manager search.

At 9:11 p.m., Mayor Pickett closed the open meeting and opened the Executive Session as authorized above.

C. Reconvene into Regular Session

At 9:41 p.m., Mayor Pickett closed the Executive Session and reconvened the open meeting.

1. Council Action 2018-49

Consider and take action, if any, on the Hardin-Ames wastewater issues, as discussed in the Executive Session.

RESULT: NO ACTION TAKEN

2. Council Action 2018-50

Consider and take action, if any, on the Humphreys Cultural Center, as discussed in the Executive Session.

RESULT: NO ACTION TAKEN

3. Council Action 2018-51

Consider and take action, if any, on the City Manager Search, as discussed in the Executive Session.

RESULT: NO ACTION TAKEN

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

There being no further business before the Council, Mayor Pickett adjourned the meeting at 9:43 p.m.

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Minutes Acceptance: Minutes of Jun 12, 2018 6:00 PM (Minutes Approval)

Carl Pickett, Mayor

ATTEST:

Dianne Tidwell, City Secretary

Minutes Acceptance: Minutes of Jun 12, 2018 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, June 19, 2018

12:00 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

The meeting was called to order on June 19, 2018 at the City Council Chambers, 1829 Sam Houston Liberty, TX at 12:05 PM by Mayor Carl Pickett.

Attendee Name	Title	Status	Arrived
Carl Pickett	Mayor	Present	
Diane Huddleston	Mayor Pro Tem	Absent	
Dennis Beasley	Councilperson	Present	
Libby Simonson	Councilperson	Present	
David Arnold	Councilperson	Absent	
Paul Glazener	Councilperson	Present	
Chipper Smith	Councilperson	Present	
Larry Shaw	Interim City Manager	Present	
Dianne Tidwell	City Secretary	Present	
Brandon Davis	City Attorney	Present	

II. ACKNOWLEDGEMENT OF GUESTS AND VISITORS / PUBLIC COMMENT

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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.

III. PRESENTATIONS & REPORTS

1. Information Item (ID # 4161)

Mayor, Council and Staff Comments

COMMENTS - Current Meeting:

Interim City Manager, Larry Shaw, briefly reported on a recent power outage.

Minutes Acceptance: Minutes of Jun 19, 2018 12:00 PM (Minutes Approval)

IV. REGULAR AGENDA

A. Regular Session

1. Public Hearing (ID # 4156)

1. PUBLIC HEARING ON .72 SQUARE MILES FOR ANNEXATION TO INCORPORATION OF THE CITY OF LIBERTY BEGINNING AT THE NORTHEAST CORNER OF THE 2018 ANNEXATION TRACT 7, SAME BEING A POINT IN THE WEST LINE OF THE MOSS BLUFF DEVELOPMENT CORPORATION "FIRST TRACT" RECORDED IN VOLUME 1292 PAGE 555, DEED RECORDS, LIBERTY COUNTY, TEXAS, HAVING COORDINATES OF N:9976113.12, E:4074659.56.

COMMENTS - Current Meeting:

At 12:07 p.m., Mayor Pickett opened the second, of two public hearings on the annexation of .72 square miles into the City's boundaries. Art Pertile, Olson & Olson, LLP was present to review a map of previous annexations Phase 1-8, properties involved in this Phase 9 annexation, attorneys in discussions with Moss Bluff Development/Moss Bluff Hub Partners LP and Praxair, and similar properties, regarding potential agreements, discussion of industrial agreements and industrial districts, fire services, property tax revenues, and various related issues. There were no comments from the audience.

At 12:24 p.m., Mayor Pickett closed the Public Hearing.

ATTACHMENTS:

- PH Notice #2 (PDF)

V. ADJOURNMENT

Motion To: Adjourn

.

Carl Pickett, Mayor

ATTEST:

Dianne Tidwell, City Secretary

Minutes Acceptance: Minutes of Jun 19, 2018 12:00 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, June 19, 2018

7:00 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

The meeting was called to order on June 19, 2018 at the City Council Chambers, 1829 Sam Houston Liberty, TX at 7:03 PM by Mayor Carl Pickett.

Attendee Name	Title	Status	Arrived
Carl Pickett	Mayor	Present	
Diane Huddleston	Mayor Pro Tem	Absent	
Dennis Beasley	Councilperson	Present	
Libby Simonson	Councilperson	Present	
David Arnold	Councilperson	Present	
Paul Glazener	Councilperson	Present	
Chipper Smith	Councilperson	Present	
Larry Shaw	Interim CityManager	Present	
Dianne Tidwell	City Secretary	Present	
Brandon Davis	City Attorney	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 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.

III. PRESENTATIONS & REPORTS

1. Information Item (ID # 4162)

Mayor, Council and Staff Comments

COMMENTS - Current Meeting:

Interim City Manager, Larry Shaw, reported on the expenditure of funds, to date, for the

annexation attorney, are approximately \$17,000. Mr. Shaw also reported on recent electrical issues at Boomerang Tube, on their side of the meter.

Mayor Pickett reported that the monthly Chamber of Commerce Luncheon will take place Wednesday, June 20th in the Liberty Center.

IV. REGULAR AGENDA

A. Regular Session

1. Council Action 2018-53

Consider, and take action, on ratifying the Liberty Community Development Corporation's action on finalizing the purchase of the Magnolia Ridge Golf Course.

COMMENTS - Current Meeting:

Interim City Manager, Larry Shaw, reported on costs for closing on the purchase of the Golf Course from the Magnolia Ridge Country Club; funds for facility improvements including signage, parking lot rehabilitation and Pro Shop enhancements. Also discussed were utilities, property tax revenue, and other related items. City Attorney Brandon Davis reported on a recently discovered easement issue on the west side of the property from the gate to the curve in the road, and options to resolve the issue.

A motion was made to ratify the Liberty Community Development Corporation's action to move forward with the closing of the sale of the Magnolia Ridge Golf Course, with payment to the Country Club in the amount of \$288,575.36, not to exceed \$300,000.00 and authorize the LCDC President to execute all related documents.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Libby Simonson, Councilperson
SECONDER:	Paul Glazener, Councilperson
AYES:	Pickett, Beasley, Simonson, Arnold, Glazener, Smith
ABSENT:	Diane Huddleston

2. Council Action 2018-54

Consider, and take action, on ratifying the creation of an Enterprise Fund for the Golf Course and funding for same, by the Liberty Community Development Corporation.

COMMENTS - Current Meeting:

Interim City Manager Larry Shaw addressed Council regarding the creation of an Enterprise Fund to serve the future operating costs of the golf course and reviewed a proposed budget of anticipated revenue and expenditures. After lengthy discussion, a motion was made to ratify the Liberty Community Development Corporation's action to place \$210,000.00 in an Enterprise Fund for projected operating costs of the golf course.

RESULT: **APPROVED [UNANIMOUS]**
MOVER: Libby Simonson, Councilperson
SECONDER: Paul Glazener, Councilperson
AYES: Pickett, Beasley, Simonson, Arnold, Glazener, Smith
ABSENT: Diane Huddleston

V. ADJOURNMENT

Motion To: Adjourn

COMMENTS - Current Meeting:

There being no further business before the Council, Mayor Pickett adjourned the meeting at 7:34 p.m.

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Carl Pickett, Mayor

ATTEST:

Dianne Tidwell, City Secretary

Minutes Acceptance: Minutes of Jun 19, 2018 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, June 26, 2018

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

The meeting was called to order on June 26, 2018 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	
Diane Huddleston	Mayor Pro Tem	Present	
Dennis Beasley	Councilperson	Present	
Libby Simonson	Councilperson	Absent	
David Arnold	Councilperson	Present	
Paul Glazener	Councilperson	Present	
Chipper Smith	Councilperson	Present	
Larry Shaw	Interim City Manager	Present	
Dianne Tidwell	City Secretary	Present	
Brandon Davis	City Attorney	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 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 reported that the City's Annual Independence Day Celebration and Fireworks Display will be held on Tuesday, July 3rd, at the Liberty Municipal Park, and the Liberty Fire Department will be holding a BBQ Fundraiser on June 30, at the Fire Station.

Mr. Tom Hoffman, Hwy. 563, addressed the Council regarding a recreational vehicle violation that he recently received.

Mr. Frank Jordan and Mr. Bob Schlanger each addressed the Council, independently, regarding property acquisition on the Bypass.

Minutes Acceptance: Minutes of Jun 26, 2018 6:00 PM (Minutes Approval)

III. PRESENTATIONS / REPORTS

1. Information Item (ID # 4163)

Mayor, Council and Staff Comments

COMMENTS - Current Meeting:

Interim City Manager, Larry Shaw, reported on the following:

- He will be out of the office for two weeks and has appointed Public Works Director, Tom Warner, to be the Acting City Manager, in his absence,
- Parks Dept. tractor, with turf tires, moved to the Golf Course, new mower purchased for the Park,
- Code violations at the Golf Course,
- New mower purchased for the Golf Course,
- City will be letting bids for a new mowing contractor.

IV. REGULAR AGENDA

A. Executive Session

Gov. Code §551.072 - Deliberation Regarding Real Property.

1. Discussion of land acquisition for a water well.

At 6:27 p.m., Mayor Pickett closed the open meeting and opened the Executive Session, as authorized above.

B. Reconvene into Regular Session

At 7:01 p.m., Mayor Pickett closed the Executive Session and reconvened the open meeting.

1. Council Action 2018-55

Consider and take action, if any, on land acquisition for a water well, as discussed in the Executive Session.

RESULT: NO ACTION TAKEN

V. ADJOURNMENT

Motion To: Adjourn

COMMENTS - Current Meeting:

There being no further business before the Council, Mayor Pickett adjourned the meeting at 7:03 p.m.

Carl Pickett, Mayor

ATTEST:

Dianne Tidwell, City Secretary

Minutes Acceptance: Minutes of Jun 26, 2018 6:00 PM (Minutes Approval)



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

7.A.1

Meeting: 07/10/18 06:00 PM

Department: Administration
Category: Annexation

ORDINANCE (ID # 4168)

DOC ID: 4168 A

AN ORDINANCE OF THE CITY OF LIBERTY, TEXAS ANNEXING A 0.72 SQUARE MILES TRACT OF LAND, PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY TO INCLUDE CERTAIN TERRITORY IDENTIFIED BY LIBERTY COUNTY APPRAISAL DISTRICT RECORDS AS PROPERTY ID #**19347, 19371, 19280, 19452**; PROVIDING THAT ANNEXED TERRITORY BEARS PRO RATA PART OF TAXES; ADOPTING A SERVICE PLAN FOR THE ANNEXED PROPERTIES; AUTHORIZING THE MAYOR TO EXECUTE DEVELOPMENT AGREEMENTS FOR CERTAIN PROPERTY IDENTIFIED BY LIBERTY COUNTY APPRAISAL DISTRICT RECORDS AS PROPERTY ID# **19369** TO REMAIN IN THE EXTRATERRITORIAL JURISDICTION OF THE CITY; PROVIDING A SAVINGS CLAUSE; 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 Texas Local Government Code Section 43.021 allows a home-rule municipality to (1) fix the boundaries of the municipality; and (2) extend the boundaries of the municipality and annex area adjacent to the municipality; and

WHEREAS, public hearings were held on June 12, 2018 and June 19, 2018 in the City Council Chambers of the City of Liberty, Texas where all interested persons were provided with an opportunity to be heard on the proposed annexation of the territory fully described in **EXHIBIT "1"** attached hereto and incorporated herein; and

WHEREAS, the above described territory lies within the extraterritorial jurisdiction of the City of Liberty, Texas; and

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

Section 1. That all of the recitals and preambles hereinabove stated are found to be true and correct and are incorporated herein and made a part of this ordinance.

Section 2. That the following described land and territory lying adjacent to and adjoining the City of Liberty, Texas, pursuant to Sections 43.035 and 212.171 of the Texas Local Government Code, is hereby added and annexed to the City of Liberty, Texas, and said territory hereinafter described shall hereafter be included within the boundary limits of the City of Liberty, Texas, and the present boundary limits of such city, at the various points contiguous to the area hereinafter described, are altered and amended so as to include said area within the corporate limits of the City of Liberty, Texas, to-wit:

SEE ATTACHED EXHIBIT “2”

Section 3. That the above described territory is so annexed and shall be a part of the City of Liberty, Texas, and the property so added hereby shall bear its pro rata part of the taxes levied by the City of Liberty, Texas, and the inhabitants thereof shall be entitled to all of the rights and privileges of all the citizens and shall be bound by the acts, ordinances, resolutions, and regulations of the City of Liberty, Texas pursuant to Sections 43.035 and 212.171 of the Texas Local Government Code. The service plan attached hereto as **EXHIBIT “3”** is hereby adopted as part of the annexation of the property annexed to the City as provided for and now described in **EXHIBIT “2.”**

Section 4. That properties identified by the Liberty County Appraisal District records as Property ID #**19369** shall remain in the extraterritorial jurisdiction of the City, as provided for and described herein in **EXHIBIT “4”**, and incorporated herein for all purposes, pursuant to Sections 43.035 and 212.171 of the Texas Local Government Code, The Mayor is hereby authorized to execute the agreements entered into pursuant to Sections 43.035 and 212.171 of the Texas Local Government Code. Copies of said Agreements are attached hereto in **EXHIBIT “4”** and are incorporated herein.

Section 5. Should any section or part of this ordinance be held unconstitutional, illegal, or invalid, or the application thereof ineffective or inapplicable as to any territory, such unconstitutionality, illegality, invalidity, or ineffectiveness of such sections or part shall in no wise affect, impair, or invalidate the remaining portion or portions thereof, but

as to such remaining portion or portions, the same shall be and remain in full force and effect.

Section 6. Should this ordinance for any reason be ineffective as to any part of the area hereby annexed to the City of Liberty, such ineffectiveness of this ordinance as to any such part or parts of any such area shall not affect the effectiveness of this ordinance as to all of the remainder of the area. If there is included within the general description of territory set out in Section 3 of this Ordinance to be annexed to the City of Liberty any lands or area which are presently part of and included within the limits of the City of Liberty, or which are presently part of and included within the limits of any other city or within the extraterritorial jurisdiction of any other city, or which are not within the City of Liberty's jurisdiction to annex, the same is hereby excluded and excepted from the territory to be annexed as fully as if such excluded and excepted area were expressly described herein.

Section 7. 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 APPROVED in Liberty, Texas this ____ day of July, 2018.

CITY OF LIBERTY, TEXAS

Carl Pickett, Mayor

ATTEST:

Dianne Tidwell, City Secretary

CITY OF LIBERTY, TEXAS

Carl Pickett, Mayor

Ordinance (ID # 4168)

City Council Meeting

July 10, 2018

Page 4

STATE OF TEXAS §

§

COUNTY OF LIBERTY §

This instrument was acknowledged before me on the ____ day of July, 2018 by,
Mayor Carl Pickett of the City of Liberty, Texas.

Notary Public, State of Texas_____
Notary's Printed Name

Commission Expires: _____

Please Return Recorded Copy to:
Dianne Tidwell, City Secretary
City of Liberty
1829 Sam Houston
Liberty, Texas 77575

EXHIBIT 1

PROPOSED ANNEXATION TERRITORY (.72 SQUARE MILES)

ANNEXATION TRACT 9

Field Note Description for approximately .72 square miles for annexation to incorporation of the City of Liberty

BEGINNING at the Northeast corner of the 2018 Annexation Tract 7, same being a point in the West line of the Moss Bluff Development Corporation "First Tract" recorded in Volume 1292 Page 555, Deed Records, Liberty County, Texas, having coordinates of N:9976113.12, E:4074659.56;

THENCE EASTERLY over and across the Moss Bluff Development Corporation "First Tract" as recorded in Volume 1292, Page 555, to a point having coordinates of N:9976126.16, E:4074828.44;

THENCE NORTH over and across the Moss Bluff Development Corporation "First Tract" as recorded in Volume 1292 Page 555 to a point in the South Right of Way of Private Road 125G, continuing to a point in the North right of way line of Private Road 125G having coordinates of N:9976328.26, E:4074814.74;

THENCE EASTERLY along and with the North Right of Way of Private Road 125G, to a point beginning a curve to the right of Private Road 125G having coordinates of N:9976631.89, E:4078781.13;

THENCE EASTERLY along and with a curve in the North Right of Way of Private Road 125G, to a point having coordinates of N:9976625.59, E:4078834.31;

THENCE EASTERLY over and across the Moss Bluff Development Corporation "First Tract" as recorded in Volume 1292, Page 555, to a point having coordinates of N:9976709.76, E:4079904.26;

THENCE SOUTH over and across the Moss Bluff Development Corporation "First Tract" as recorded in Volume 1292, Page 555, to a point in the North Right of Way of Private Road 125G, continuing to a point in the South right of way line of Private Road 125G having coordinates of N:9974290.60, E:4080111.98;

THENCE SOUTH over and across the Moss Bluff Development Corporation "First Tract" as recorded in Volume 1292, Page 555, to a point in the North line of the Moss Bluff Development Corporation "Fourth Tract" having coordinates of N:9973774.10, E:4080190.69;

THENCE SOUTH over and across the Moss Bluff Development Corporation "Fourth Tract" as recorded in Volume 1292, Page 555, to a point in the South line of the Moss Bluff Development Corporation "Fourth Tract" having coordinates of N:9973612.57, E:4080215.30;

THENCE SOUTH over and across the Moss Bluff Development Corporation "First Tract" as recorded in Volume 1292, Page 555, to a point having coordinates of N:9972955.93, E:4080300.83;

Exhibit "A"

Page 1 of 2

MARK W. WHITELEY & ASSOCIATES, INC.

THENCE WEST with the South line of the Moss Bluff Development Corporation "First Tract" as recorded in Volume 1292, Page 555, the same being the South line of the B.M. Spinks Survey, Abstract No. 108 to the Southeast corner of the Gulf Sulphur Company tract recorded in Volume 302, Page 405, Deed Records, Liberty County, Texas, point having coordinates of N:9972777.69, E:4078169.73;

THENCE WEST with the South line of the Gulf Sulphur Company tract recorded in Volume 302, Page 405, the same being the South line of the B.M. Spinks Survey, Abstract No. 108, to the Southeast corner of the Moss Bluff Development Corporation tract recorded in Volume 1400, Page 609, Deed Records, Liberty County, Texas, having coordinates of N:9972704.32, E:4077292.43;

THENCE WEST with the South line of the Moss Bluff Development Corporation tract recorded in Volume 1400, Page 609, the same being the South line of the B.M. Spinks Survey, Abstract No. 108, to the Southeast corner of the Moss Bluff Development Corporation “Second Tract” tract recorded in Volume 1292, Page 555, Deed Records, Liberty County, Texas, having coordinates of N:9972699.62, E:4077236.30;

THENCE WEST with the South line of the Moss Bluff Development Corporation “Second Tract” tract recorded in Volume 1292, Page 555, the same being the South line of the B.M. Spinks Survey, Abstract No. 108, to the Southeast corner of the Jimmie L Lee tract Property ID 19369, Liberty County Appraisal District, having coordinates of N:9972573.96, E:4075733.82;

THENCE WEST with the South line of the Jimmie L Lee tract Property ID 19369, Liberty County Appraisal District (unable to find deed reference), the same being the South line of the B.M. Spinks Survey, Abstract No. 108, to the Southeast corner of the United States of America tract Property ID 19452, Liberty County Appraisal District, having coordinates of N:9972570.74, E:4075695.35;

THENCE WEST with the South line of the United States of America tract Property ID 19452, Liberty County Appraisal District (unable to find deed reference), the same being the South line of the B.M. Spinks Survey, Abstract No. 108, to the Southeast corner of the United States of America tract Property ID 19280, Liberty County Appraisal District, having coordinates of N:9972533.49, E:4075249.97;

THENCE WEST with the South line of the United States of America tract Property ID 19280, Liberty County Appraisal District (unable to find deed reference), the same being the South line of the B.M. Spinks Survey, Abstract No. 108, to a point having coordinates of N:9972516.04, E:4075041.44 same being the Southeast corner of the 2018 Annexation Tract 8;

THENCE NORTH with the East line of the 2018 Annexation Tract 8 to a point being the Northeast corner of the 2018 Annexation Tract 8 and the Southeast corner of the 2018 Annexation Tract 7 having coordinates of N:9975374.24, E:4074719.99;

THENCE NORTH with the East line of the to the 2018 Annexation Tract 7 to the **POINT OF BEGINNING** and containing .72 square miles, more or less.

Note: All coordinates referenced to Texas State Plane Central Zone US Feet NAD83 and based on the Liberty County Appraisal District GIS data.

Exhibit “A” Page 2 of 2

MARK W. WHITELEY & ASSOCIATES, INC.

EXHIBIT 2

**PROPERTIES ACTUALLY ANNEXED
(PROPERTY ID NUMBERS 19347, 19371, 19280, 19452)**

EXHIBIT 3

SERVICE PLAN FOR PROPERTIES ANNEXED

ANNEXATION SERVICE PLAN

The City of Liberty, Texas will provide for the extension of municipal services into the territory annexed in accordance with the following schedule:

1. POLICE PROTECTION: Provided immediately upon annexation. Service will be provided to all residents of the annexed area on the same basis as those residents currently living within the City limits.

2. FIRE PROTECTION: Provided immediately upon annexation. Service will be provided to all residents of the annexed area on the same basis as those residents currently living within the City limits.

3. WATER AND WASTE WATER: Water and wastewater services will be provided to the annexed area on the same basis as those residents currently living within the City limits.

4. EMERGENCY MEDICAL SERVICES: Provided immediately upon annexation. Service will be provided to all residents of the annexed area on the same basis as those residents currently living within the City limits.

5. SOLID WASTE COLLECTION: Residents and business may continue to use their current solid waste provider.

6. PARKS, PLAYGROUNDS AND SWIMMING POOLS: The City parks and all recreational facilities will be available for use by residents of the annexed area, beginning on the effective date of the annexation ordinance.

7. CODE ENFORCEMENT SERVICES:

a. Enforcement of the City's ordinances will be provided within the annexed area on the effective date of the annexation ordinance. These ordinances and other regulations will be enforced using existing personnel.

b. Complaints of ordinance violations or other code violations within the annexed area will be answered and investigated by existing personnel on the effective date of the annexation ordinance.

c. Animal Control services will be provided to those areas within the annexed area on the effective date of the annexation ordinance using existing personnel and equipment.

d. Vector control services will be provided to those areas within the annexed area on the effective date of the annexation ordinance using existing personnel and equipment.

8. MISCELLANEOUS: General municipal administration and administrative services of the City shall be available to the annexed area beginning with the effective date of the annexation ordinance.

9. LIBRARY SERVICES: The City Library and facilities will be available for use by residents of the annexed area, beginning on the effective date of the annexation ordinance.

EXHIBIT 4

**DEVELOPMENT AGREEMENT FOR PROPERTIES IDENTIFIED BY LIBERTY
COUNTY APPRAISAL DISTRICT RECORDS AS PROPERTY ID# 19369 TO BE
EXCLUDED FROM ANNEXATION PURSUANT TO SECTIONS 43.035 AND 212.171
OF THE TEXAS LOCAL GOVERNMENT CODE BUT TO REMAIN IN THE
EXTRATERRITORIAL JURISDICTION OF THE CITY**



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

7.A.2

Meeting: 07/10/18 06:00 PM

Department: Administration
Category: Miscellaneous Issues

COUNCIL ACTION (ID # 4175)

DOC ID: 4175



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

7.A.3

Meeting: 07/10/18 06:00 PM

Department: Administration
Category: Miscellaneous Issues

INFORMATION ITEM (ID # 4169)

DOC ID: 4169



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

7.A.4

Meeting: 07/10/18 06:00 PM

Department: Administration
Category: Water Issues

PUBLIC HEARING (ID # 4170)

DOC ID: 4170

City of Liberty 2017 Drinking Water Quality Report

Special Notice for the ELDERLY, INFANTS, CANCER PATIENTS, people with HIV/AIDS or other immune problems:

Some people may be more vulnerable to contaminants in drinking water than the general population. Immuno-compromised persons such as persons with cancer undergoing chemotherapy, persons who have undergone organ transplants, people with HIV/AIDS or other immune system disorders, some elderly, and infants can be particularly at risk from infections. These people should seek advice about drinking water from their health care providers. The EPA/Centers for Disease Control and Prevention (CDC) guidelines on appropriate means to lessen the risk of infection by Cryptosporidium and other microbial contaminants are available from the Safe Drinking Water Hotline (1-800-426-4791).

Our Drinking Water Meets or Exceeds All Federal (EPA) Drinking Water Requirements

This report is a summary of the quality of the water we provide our customers. The analysis was made by using the data from the most recent U.S. Environmental Protection Agency (EPA) required tests and is presented in the attached pages. We hope this information helps you become more knowledgeable about what's in your drinking water. **WATER SOURCES:** The sources of drinking water (both tap water and bottled water) include rivers, lakes, streams, ponds, reservoirs, springs, and wells. As water travels over the surface of the land or through the ground, it dissolves naturally-occurring minerals, and in some cases, radioactive material, and can pick up substances resulting from the presence of animals or from human activity. Contaminants that may be present in source water before treatment include: microbes, inorganic contaminants, pesticides, herbicides, radioactive contaminants, and organic chemical contaminants. Some more knowledgeable about what's in your drinking water.

En Español Este informe incluye información importante sobre el agua potable. Si tiene preguntas o comentarios sobre éste informe en español, favor de llamar al tel. (936)336 - 3684 - para hablar con una persona bilingüe en español.

Where do we get our drinking water?

Our drinking water is obtained from GROUND water sources. It comes from the following Lake/River/Reservoir/Aquifer: Gulf Coast Aquifer. A Source Water Susceptibility Assessment for your drinking water sources(s) is currently being updated by the Texas Commission on Environmental Quality and will be provided to us this year. The report will describe the susceptibility and types of constituents that may come into contact with your drinking water source based on human activities and natural conditions. The information contained in the assessment will allow us to focus our source water protection strategies. For more information on source water assessments and protection efforts at our system, please contact us.

ALL drinking water may contain contaminants.

When drinking water meets federal standards there may not be any health based benefits to purchasing bottled water or point of use devices. Drinking water, including bottled water, may reasonably be expected to contain at least small amounts of some contaminants. The presence of contaminants does not necessarily indicate that water poses a health risk. More information about contaminants and potential health effects can be obtained by calling the EPA's Safe Drinking Water Hotline (1-800-426-4791).

Secondary Constituents

Many constituents (such as calcium, sodium, or iron) which are often found in drinking water, can cause taste, color, and odor problems. The taste and odor constituents are called secondary constituents and are regulated by the State of Texas, not the EPA. These constituents are not causes for health concern. Therefore, are not required to be reported in this document but they may greatly affect the appearance and taste of your water.

Water Loss

In the water loss audit submitted to the Texas Water Development Board for the time period of Jan-Dec 2017, our system lost an estimated 104,952,408 gallons of water. If you have any questions about the water loss audit please call PWS phone number.

Public Participation Opportunities

July 10, 2018 at 6:00pm at City Hall in the Council Chambers.

The following table lists all the federally regulated or monitored contaminants which have been found in your drinking water. The U.S. EPA requires water systems to test for up to 97 contaminants.

Important Drinking Water Definitions:

TT: Treatment Technique: A required process intended to reduce the level of a contaminant in drinking water.

MRDLG: Maximum Residual Disinfectant Level Goal: The level of a drinking water disinfectant below which there is no known or expected risk to health. MRDLGs do not reflect the benefits of the use of disinfectants to control microbial contamination.

MRDL: Maximum Residual Disinfectant Level: The highest level of disinfectant allowed in drinking water. There is convincing evidence that addition of a disinfectant is necessary for control of microbial contaminants.

MCLG: Maximum Contaminant Level Goal: The level of a contaminant in drinking water below which there is no known or expected risk to health. MCLGs allow for a margin of safety.

MCL: Maximum Contaminant Level: The highest level of a contaminant that is allowed in drinking water. MCLs are set as close to the MCLGs as feasible using the best available treatment technology.

AL: Action Level: The concentration of a contaminant which, if exceeded, triggers treatment or other requirements which a water system must follow.

ALG: The level of a contaminant in drinking water below which there is no known or expected risk to health. ALGs allow for a margin of safety.

Collection Date	Violation	Inorganic Contaminant	Highest Level Detected	Range of detected levels	MCL	MCLG	Unit of Measure	Source of Constituent
2017	N	Arsenic	5.7	5.7-5.7	10	0	ppb	Erosion of natural deposits; runoff from Orchards; runoff from glass and electronics productions waste
2017	N	Barium	.0656	0.0656-0.0656	2	2	ppm	Discharge of drilling wastes; discharge from Metal Refineries; erosion of natural deposits
2017	N	Fluoride	.35	.35-.35	4.0	4	ppm	Erosion of natural deposits; Water additive which promotes strong teeth; discharge from fertilizer & aluminum factories
2017	N	Nitrate	0.06	0.00-0.06	10	10	ppm	Runoff from fertilizer use; Leaching from septic tanks, sewage; Erosion of natural deposits
Collection Date	Violation	Radioactive Contaminants	Highest Level Detected	Range of Levels Detected	MCLG	MCL	Unit of Measure	Source of Contamination
11/05/2012	N	Combined Radium 226/228	2.8	2.8-2.8	0	5	pCi/L	Erosion of natural deposits
2016	N	Selenium	3.8	3.8-3.8	50	50	pCi/L	Erosion of natural deposits
Disinfectant Residual	Year	Avg Level	Range of Level Detected	MRDL	MRDLG	MCL	Unit of Measure	Source of Chemical
	2017	1.46		4	4		mg/l	Water additive used to control microbes
Date Sampled	Violation	Contaminant	90 th Percentile	Exceeding Action Level	Action Level	MCLG	Unit of Measure	Source of Contaminant
09/13/2016	N	Lead	0.835	0	15	0	ppb	Corrosion of household plumbing systems; erosion of natural deposit
09/13/2016	N	Copper	.0872	0	1.3	1.3	ppm	Corrosion of household plumbing systems; erosion of natural deposits; leaching from wood preservatives
Violations								
Violation Type				Violation Begin	Violation End	Violation Explanation		
RTCR Monitoring, Routine, Minor				2/01/17	2/28/17	We failed to test our drinking water for the contaminate and period indicated. Because of this failure, we cannot be sure of the quality of our drinking water during the period indicated		
Lead/Copper Lead Consumer Notice				12/30/16	01/27/17	We failed to provide the results of lead tap water monitoring to be consumers at the location water was tested. These were supposed to be provided no later than 30 days after learning the results		

Total Coliform: Total coliform bacteria are used as indicators of microbial contamination of drinking water because testing for them is easy. While not disease-causing organisms themselves, they are often found in association with other microbes that capable of causing disease. Coliform bacteria are harder than many disease-causing organisms; therefore, their absence from water is a good indication that the water is microbiologically safe for human consumption

MFL: million fibers per liter (a measure of asbestos)

Disinfection Byproducts: Not reported or none detected

NTU: Nephelometric turbidity units (a measure of turbidity)

Na: not applicable

AVG: Regulatory compliance with some MCLs are based on running annual average of monthly samples.

pCi/L: Picocuries per liter (a measure of radioactivity)

Organic Contaminants: Testing waived, not reported, or none detected

Abbreviations

ppm-parts per million, or milligrams per liter (mg/L)

ppb-parts per billion, or micrograms per liter (mg/L)

ppt-parts per trillion, or nanograms per liter (ng/L)

ppq-parts per quadrillion, or pictograms per liter (pg/L)

For more information contact:

City of Liberty Attn: Mark Reed 1829 Sam Houston Liberty, Texas 77575 936-336-2910 mreed@cityofliberty.org



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

7.A.5

Meeting: 07/10/18 06:00 PM

Department: Administration
Category: Miscellaneous Issues

INFORMATION ITEM (ID # 4173)

DOC ID: 4173



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

7.A.6

Meeting: 07/10/18 06:00 PM

Department: Administration
Category: Utilities

COUNCIL ACTION (ID # 4174)

DOC ID: 4174



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

Meeting: 07/10/18 06:00 PM

Department: Administration
Category: SRMPA Appointments

7.A.7

RESOLUTION (ID # 4171)

DOC ID: 4171 A

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
LIBERTY, TEXAS, APPOINTING A REPRESENTATIVE TO
THE SAM RAYBURN MUNICIPAL POWER AGENCY
BOARD OF DIRECTORS**

WHEREAS, on October 31, 1979, the City of Liberty, Texas, enacted the concurrent ordinance, establishing Sam Rayburn Municipal Power Agency (SRMPA) with the City of Jasper, Texas and the City of Livingston, Texas; and,

WHEREAS, said concurrent ordinance provides that each of the three (3) cities involved in the Sam Rayburn Municipal Power Agency, each appoint Directors to serve with the Agency for a period of two (2) years; and

WHEREAS, the position held by City of Liberty representative Gary Broz on the Sam Rayburn Municipal Power Agency Board of Directors is now vacant due to his leaving employment with the City of Liberty and relocating from the area serviced by SRMPA, effective June 15, 2018.

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

That _____ be appointed to serve as Director for the Agency for the City of Liberty, Texas, for the duration of the unexpired term, said term ending September, 2019.

PASSED AND APPROVED THIS 10TH DAY OF JULY, 2018.

Carl Pickett
Mayor

ATTEST:

Resolution (ID # 4171)
Page 2
Dianne Tidwell
City Secretary

City Council Meeting

July 10, 2018



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

7.C.1

Meeting: 07/10/18 06:00 PM

Department: Administration
Category: Executive Session Items

COUNCIL ACTION (ID # 4172)

DOC ID: 4172 A