



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, August 14, 2018

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	
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. INVOCATION

The Invocation was given by Mr. Mike Spears, Liberty Masonic Lodge.

III. PLEDGE OF ALLEGIANCE

The Pledge to the American and Texas flags was 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.

V. PRESENTATIONS / REPORTS

A. Information Item (ID # 4189)

Project Updates - Interim City Mgr. L. Shaw

COMMENTS - Current Meeting:

Interim City Manager Larry Shaw reported on various City projects and activities:

- Obstacle with the Levee Project regarding concrete foundation
- New traffic speeds on Hwy. 146N, TxDOT to place variable message signage
- Two upcoming Council Meetings, August 28 & 29
- Code Enforcement time changes allowing more time in the field for compliance issues
- Rate Study (Water, Wastewater, Elec) to be complete approximately Nov. 1
- Tree Trimming Bids brought to Council at a future meeting
- Contractor hit waterline, causing issues at Boomerang Tube
- Other City related projects/activities.

B. Information Item (ID # 4190)

Sam Rayburn Municipal Power Agency - Mayor Pickett

COMMENTS - Current Meeting:

Mayor Carl Pickett, President of SRMPA, stated that the Agency's lawsuit with its former General Counsel, will be appealed to the Texas Supreme Court. Mayor Pickett also reported that the Express Feeder, which will provide redundancy in the City's electric system, and funded by SRMPA, will soon be complete.

C. Information Item (ID # 4191)

Recycling Report - Councilperson Huddleston

COMMENTS - Current Meeting:

Councilperson Huddleston reported that the next recycling event is tentatively set for Saturday, September 22, 2018. The September event will not include recycling.

D. Information Item (ID # 4192)

Mayor, Council and Staff Comments

COMMENTS - Current Meeting:

There were no 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.

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

A. Minutes Approval

1. Tuesday, July 10, 2018
2. Tuesday, July 17, 2018
3. Wednesday, July 18, 2018
4. Tuesday, July 31, 2018

B. Council Action 2018-63

Consider approval of an Agreement for Transportation Services between the Brazos Transit District and the City of Liberty.

ATTACHMENTS:

- Brazos Transit Agreement (PDF)

C. Council Action 2018-64

Consider designation of certain vehicles and equipment as surplus property.

D. Resolution 2018-4

Consider approval of a Resolution electing to participate in the Tax Abatement Program under Texas Tax Code Chapter 312.

E. Resolution 2018-5

Consider a Resolution adopting Guidelines and Criteria for Tax Abatement.

ATTACHMENTS:

- Tax Abatement Guidelines and Criteria 2018 (DOCX)

VII. REGULAR AGENDA

A. Regular Session

1. Council Action 2018-65

Consider award of bid for lawn maintenance of various City properties and the Hwy. 90 Median.

COMMENTS - Current Meeting:

Public Works Director Tom Warner reported on three (3) bids received for lawn maintenance services for twenty-six (26) City properties, including the Hwy. 90 median. After discussion of the three bidders, previous lawn maintenance vendor, and properties to be mowed, a motion was made to award the bid to J.D. Lopez, the low bidder, for \$1,930.00 per week.

ATTACHMENTS:

- Agenda Form- Lawn Maintenance (DOCX)
- Bid Tab-Lawn Maintenance (XLSX)

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Diane Huddleston, Mayor Pro Tem
SECONDER:	Chipper Smith, Councilperson
AYES:	Pickett, Huddleston, Beasley, Simonson, Glazener, Smith
ABSENT:	David Arnold

2. Ordinance 2018-18

CONSIDER ADOPTION OF AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LIBERTY, TEXAS SETTING THE TIMES FOR SCHOOL ZONES LOCATED WITHIN THE CITY; PROVIDING FOR A PENALTY; PROVIDING FOR PUBLICATION; AND 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:

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 SETTING THE TIMES FOR SCHOOL ZONES LOCATED WITHIN THE CITY; PROVIDING FOR A PENALTY; PROVIDING FOR PUBLICATION; AND 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."

Public Works Director Tom Warner reported that this Ordinance specifies that the start time and end time for the school zones be established as a set time. For the start of school, the time-period would be forty minutes (40) minutes before school starts and twenty (20) minutes after school starts. For the end of school, the time-period would be twenty (20) minutes before school ends and forty (40) minutes after school ends.

A motion was made to adopt the Ordinance as presented.

ATTACHMENTS:

- Agenda Form-School Speed Zones (DOCX)

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

3. Council Action 2018-62

Consider approval of Change Order No. 1 for the 2016 TxCDBG Sewer Rehabilitation Project (Layl Drive Area).

COMMENTS - Current Meeting:

Public Works Director Tom Warner reported on options for repair to approximately 2,000 feet of corrugated metal sanitary sewer pipe, in the Layl Drive area. The original plan for upgrading the sewer system was to use the pipe bursting method, however, a portion of the sewer line crosses Abbott's Creek. It was determined that in order to repair the pipe, without open cutting across the creek, to use Cured in Place Pipe (CIPP). This consists of a pipe-within-a-pipe, at a cost of \$208,953.95. The contractor's work is reduced by \$109,336.00, with the additional net cost to the project of \$99,617.95.

After further discussion, a motion was made to approve Change Order No. 1 in the amount of \$81,617.95, and a purchase order to be issued in the remaining amount of \$18,000.00, to be funded from the 2017 Sanitary Sewer System Bond proceeds.

ATTACHMENTS:

- Agenda Form-Change Order-CDBG-Layl (DOCX)

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

4. Council Action 2018-66

Consider ratification of the expenditure of funds, by the City Manager, to replace the electrical breaker panels at the Humphreys Cultural Center.

COMMENTS - Current Meeting:

Interim City Manager Larry Shaw reported on safety issues with the breaker panels at the Humphreys Cultural Center. Mr. Shaw stated that this equipment is not within the confines of code compliance, estimated cost to be under \$50,000 and repairs are to be paid for with Cambridge Funds.

A motion was made to approve the necessary repairs to the breaker boxes and panels at the Humphreys Cultural Center, for under \$50,000.

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

5. Information Item (ID # 4200)

Presentation, and discussion, of the Proposed Fiscal Year 2018-2019 Budget.

COMMENTS - Current Meeting:

Interim City Manager Larry Shaw presented, to Council, the Proposed Budget for Fiscal Year 2018-2019. Mr. Shaw reported on proposed revenues and expenditures of the various funds, tax rate information, transfers, bond projects, infusion of funds from the Cambridge Project for fleet rotation, additional projects to be financed with Cambridge funds, revenues and expenditures of the new fiscal year Liberty Community Development Corporation Budget and future projects for consideration. Mr. Shaw stated that the proposed budget is a balanced budget.

6. Council Action 2018-67

Consider setting the date, time and location for a Public Hearing on the Proposed Budget for Fiscal Year 2018-2019.

COMMENTS - Current Meeting:

A motion was made to set the Public Hearing on the Proposed Budget for Fiscal Year 2018-2019 for Tuesday, September 11, 2018 at 6:00 p.m., in the City Council Chambers.

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

7. Council Action 2018-68

Consider approval of the Proposed Tax Rate for Fiscal Year 2018-2019.

COMMENTS - Current Meeting:

After brief discussion, a motion was made to approve the Proposed Tax Rate for Fiscal Year 2018-2019 at \$0.5851, per \$100 valuation.

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

8. Council Action 2018-69

Consider setting the date, time and location for Public Hearings on the Tax Rate for Fiscal Year 2018-2019.

COMMENTS - Current Meeting:

A motion was made to set the Public Hearings on the Proposed Tax Rate for Fiscal Year 2018-2019 for Tuesday, August 28, 2018 and Tuesday, September 11, 2018 at 6:00 p.m., in the City Council Chambers.

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

VIII. ADJOURNMENT

A. Motion To: Adjourn

COMMENTS - Current Meeting:

There being no further business before the Council, Mayor Pickett adjourned the meeting at 7:15 p.m.

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Carl Pickett, Mayor

ATTEST:

Dianne Tidwell, City Secretary