



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, November 13, 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 # 4284)

City Manager Report - T. Warner, City Manager

- City Manager's Report-Nov 2018 (DOCX)

B. Information Item (ID # 4285)

Department Reports

- Dept Reports(PDF)

C. Information Item (ID # 4286)

Finance Report - N. Herrington, Finance Dir.

D. Information Item (ID # 4287)

Sam Rayburn Municipal Power Agency - Mayor Pickett

E. Information Item (ID # 4288)

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, October 09, 2018

VII. REGULAR AGENDA

A. Regular Session

1. Council Action 2018-109

Consider acceptance of Councilperson Paul Glazener's resignation from the Liberty City Council.

- Resignation Ltr-Glazener (PDF)

2. Council Action 2018-110

Consider authorizing the acceptance of applications to fill the unexpired term on the Liberty City Council from November 14 - 28, 2018.

- Charter Section 3.05-Vacancies (PDF)

3. Council Action 2018-111

Consider approval of the Preliminary Minor Re-Plat of Lot 2 of the Wood Duck Subdivision.

- Wood Duck Subd-Drawing 1 (PDF)
- Wood Duck Subd-Drawing 2 (PDF)

4. Council Action 2018-112

Consider ratifying the Liberty Community Development Corporation's action to participate in the Houston-Galveston Area Council Traffic Study for Liberty County.

5. Council Action 2018-113

Consider authorizing an expenditure of excess Cambridge Funds for additional electrical projects.

6. Council Action 2018-116

Consider approval of an Ambulance Transportation Provider Agreement between the Liberty Fire Department and Liberty-Dayton Regional Medical Center (LDRMC).

- LDRMC EMS Contract (1) (DOCX)

7. Council Action 2018-117

Consider award of bid for Power Line Tree Trimming in the City of Liberty.

- Tree Trimming Rates-Davey (PDF)

8. Council Action 2018-118

Consider authorizing an expenditure for the purchase of two (2) 4WD Kubota Tractors for the Street Department.

- BuyBoard-Street Dept Tractors (PDF)

9. Council Action 2018-119

Consider award of contract for the 2019-2020 Texas Community Development Fund for Public Infrastructure Improvements.

10. Ordinance 2018-24

CONSIDER ADOPTION OF AN ORDINANCE AMENDING ARTICLE 8.05 OF THE CODE OF ORDINANCES; REGULATING JUNKED VEHICLES; PROVIDING FOR A PENALTY; PROVIDING FOR PUBLICATION; 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.

11. Ordinance 2018-25

CONSIDER ADOPTION OF AN ORDINANCE AMENDING THE CODE OF ORDINANCES, ARTICLE 3.02, ADOPTING THE INTERNATIONAL SWIMMING POOL AND SPA CODE; 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.

B. Executive Session

Gov. Code §551.071 - Consultation with Attorney.

1. To seek advice about Pending or Contemplated Litigation - Humphreys Cultural Center.

Gov. Code §551.072 - Deliberation Regarding Real Property.

2. To deliberate the purchase, exchange, lease, or value of real property.

C. Reconvene into Regular Session

1. Council Action 2018-114

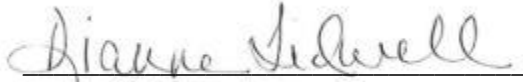
Consider and take action, if any, on Pending or Contemplated Litigation regarding the Humphreys Cultural Center, as discussed in the Executive Session.

2. Council Action 2018-115

Consider and take action, if any, on the deliberation 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 9th day of November, 2018 at 3:00 p.m. This notice will remain so posted continuously for at least 72 hours preceding the scheduled time of said meeting in accordance with Chapter 551 of the Texas Government Code.



Dianne Tidwell, City Secretary

NOTICE

In compliance with the Americans with Disabilities Act, the City of Liberty will provide reasonable accommodation for persons attending and/or participating in this Council Meeting. To better serve you, requests must be made at least 24 hours prior to the meeting. Contact the City at (936) 336-3684 or by Fax at (936) 336-9846. The building is wheelchair accessible, with parking available, on the west side of the building.

I certify that the attached Notice and Agenda of items to be considered by the City Council was removed by me from the bulletin board at the City Hall on the _____ day of _____, 2018.



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

5.A

Meeting: 11/13/18 06:00 PM

Department: Administration
Category: Reports

INFORMATION ITEM (ID # 4284)

DOC ID: 4284

Subject: City Manager Report

Background: This agenda item affords the City Manager the opportunity to update the Council and public on current and future City projects, activities and other items related to City business.

Memo

To: Mayor & City Council

From: Tom Warner, City Manager

Date: November 9, 2018

Re: City Manager Report

-
1. On October 31st the City received over 7 inches of rain. Due to the high intensity, short duration rainfall there were six known structures that flooded. Most of the structures were in the Oak Forest Subdivision (3) and the Park Place Apartments (2). Additionally, there was a power outage during the storm caused by trees/vines and an equipment issue at the Liberty Substation.

When the heavy rainfall began, the contractor working at Main A started the diesel pumps. The electrical pumps could not be started since the discharge is within the coffer dam on the river side. Although the contractor did have additional pumps on site, they were not sufficient to handle the type of rainfall we experienced. As a result, they brought in additional pumps from Beaumont, but they did not arrive until after the heavy rainfall had passed. The contractor installed two of the four pumps and they were operational. The other two were on the top of the levee in case they are needed in the future.

2. The contracted work on Main A is progressing with a completion date of late November, weather permitting. The project has been slowed due the high river levels and local rainfall.
3. The wastewater project is also progressing but has also been slowed due to the weather. The contractor is continuing to micro-tunnel the sewer line on Hwy 90, refurbish the McGuire lift station, install the remaining manholes and install the sewer line behind the middle and high schools.
4. The Layl Drive CBDG Project is anticipated to be completed by the end of the month. This will complete the sanitary sewer line improvements on Layl Drive from Hwy 90 to Avenue J and the side streets.
5. The property for the water well, tower pump station and ground storage tank has been acquired. The environmental assessment is currently underway and should be completed after the first of the year. The engineer for the project is continuing the design for the various elements.

Attachment: City Manager's Report-Nov 2018 (4284 : City Manager Report)

6. Electric Projects:

- a. Work in the Regency and Travis Park Subdivisions has been suspended due to the wet conditions. Work will resume when weather and ground conditions improve.
 - b. The contractor has started work in the Featherstone Addition and has been authorized to start upgrades in Whittington and Pine Place Subdivisions and replacing Live Front Transformers.
 - c. Total spent to date is approximately \$2.77 million and the four new projects are estimated at \$0.68 million for a total of \$3.45 million. During the November 13th City Council Meeting, a recommendation will be made on which projects should be funded with the remaining \$0.55 million.
7. On October 24th, City Staff met with the consultants for the Utility Rate Study. There were several issues that needed to be reevaluated by the consultant based on our discussions. The anticipated completion date for the study is December.
 8. Just a reminder the City Employee Christmas Party is scheduled for December 13, 2018.
 9. The contractor has replaced the water line in front of Shoppa's on Hwy 90. This line was damaged during the repairs to sewer line from previous floods.
 10. The replacement of the load centers at the Cultural Center and Library has been completed.
 11. The City's Legal Counsel, Mr. Art Pertile, has forwarded a draft Industrial District Agreement (IDA) between the City and Moss Bluff Development Corporation. There are minor corrections to be made to the agreement before it is brought to City Council for approval. Mr. Pertile is continuing negotiations with Praxair. An updated report will be provided during the November 13th City Council meeting.
 12. Discussions are underway regarding the extension of the sanitary sewer line to serve the two companies that have acquired property on Hwy 146 North. One company has started construction and has agreed, in principle, to a potential funding proposal. The other company is currently reviewing the proposal.
 13. The roof on the pro shop at Golf Course has been replaced. The removal/relocation of the electrical service from above the pro shop is being scheduled. Activities and work at the golf course has been slow due to the weather.
 14. Staff has recently received preliminary development inquiries on property located on the Hwy 146 Bypass and Woodsprings.
 15. The current provider for the City's web page and email service has notified the City that they are no longer going to be in the webpage/email business. The creation of a new webpage through a third-party provider and the migration from our existing email service to Microsoft 360 are both currently underway. It is anticipated the new webpage will go live in early December and the email by the end of November.

16. On November 2nd & 3rd volunteers from several groups donated their time and resources to plant over fifty trees in the City Park, five trees in both Magnolia and Canfield Parks and ten trees at the Library. The groups included Trinity Wildlife Refuge, the Texas A&M Forest Service, Lower Trinity Basin Master Naturalist Chapter, local Cub Scouts and other volunteers.
17. The City of Liberty Christmas Parade is scheduled for 6:00 p.m. on November 27, 2018.



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

5.B

Meeting: 11/13/18 06:00 PM

Department: Administration
Category: Reports

INFORMATION ITEM (ID # 4285)

DOC ID: 4285

Subject: Department Reports

Background: Attached are reports compiled by various City departments regarding facts about projects, situations and activities of the individual department. These reports are submitted on a monthly basis.

All Departments Weekly Activity Report

Month Of: October 1 to October 31, 2018

Department: Fire Department

Report Prepared By:

Misty Dulaney

FULL: (All Authorized Filled)

YES

NO

If No, Why Not?

Sick

Vacancy

Vacation

Explain:

Accomplishments For Last Week:

- 1.)

- 2.)

- 3.)

- 4.)

- 5.)

- 6.)

Goals For Upcoming Week:

- 1.)

- 2.)

- 3.)

- 4.)

- 5.)

- 6.)

Repairs Completed:

Potholes:

Water:

Sewer:

Number Of Runs: (Fire Only)

In Town

47

Mutual Aid

3

Number Of Runs: (EMS Only)

911 Calls

128

Mutual Aid

2

Transfers-Out of Town

33

Transfers-In Town

10

Dialysis

25

Other Information:

Total of payments that have been received at the Fire Department for EMS is: \$44,599.93

6

EMS Payments received at Fire Department: Year to Date (fiscal): \$44,599.93

Year to Date (calendar): \$408,683.85

Attachment: Dept Reports (4285 : Department Reports)

Liberty Municipal Library October 2018 Monthly Report

	This Month	Last Year	FY to Date
Circulation:			
Adult Print Materials Circulation	1,257	1,145	1,257
Juvenile Print Materials Circulation	1,869	1,756	1,869
Periodicals	39	22	39
Young Adult Print Materials Circulation	128	93	128
Adult & YA E-book Circulation	279	245	279
Adult & YA Audiobook/Video Circulation	112	14	112
Juvenile E-book Circulation	29	3	29
Juvenile Audiobook Circulation	19	3	19
Spanish Materials Circulation	48	1	48
Projectors	4	0	4
Read-alongs	6	5	6
DVDs	375	387	375
Audiobooks & Music CDs	73	64	73
Video Tapes in English	35	77	35
Video Tapes & DVDs in Spanish	6	0	6
ILLs Received from Other Libraries	2	0	2
ILLs Provided to Other Libraries	8	6	8
Total Adult & YA Circulation All Formats	2,317	2,048	2,317
Total Juvenile Circulation All Formats	1,923	1,767	1,923
Total Circulation All Formats	4,240	3,815	4,240
Reference Services:			
In-house Reference	144	156	144
Telephone Reference	123	207	123
Public Computer Assistance	146	215	146
	This Month	Last Year	FY to Date
Collection Statistics:			

Volumes Added to Collection	148	187	148
Volumes Removed from Collection	220	110	220
Total Volumes in Collection	53,522	52,125	53,522
Titles Added to Collection	75	106	75
Titles Removed from Collection	211	26	211
Total Titles in Collection	61,039	59,391	61,039
Cataloging:			
Books Cataloged	68	106	68
DVDs Cataloged	7	2	7
Audiobooks & Music CDs Cataloged	0	0	0
Periodicals Cataloged	72	77	72
Building Use/Programs/Public Relations:			
Meeting Room/Pavilion Use	14	12	14
Story Time Programs	5	4	5
Story Time Attendance	67	71	67
Misc. Children's Programs/Tours	1	1	1
Misc. Children's Programs/Tours Attendance	142	32	142
Young Adult Programs	1	0	1
Young Adult Attendance	7	0	7
Adult Programs	5	4	5
Adult Programs Attendance	51	45	51
Speaking Engagements	0	1	0
Total Programs	12	9	12
Total Attendance All Programs	267	148	248
Patron Count/Volunteers:			
New In-City Patrons	24	28	24
	This Month	Last Year	FY to Date
In-City Cards Renewed	13	55	13

In-City Cards Deleted	0	2	0
Total In-City Patrons	7,521	7,169	7,521
New Out-of-City Patrons	39	36	39
Out-of-City Cards Renewed	32	49	32
Out-of-City Cards Deleted	1	0	1
Total Out-of-City Patrons	6,577	5,915	6,577
New E-Book Users	2	5	2
Tex Share Cards Issued	0	0	0
Total Volunteers	10	7	10
Total Volunteer Hours	20.00	20.50	20.00
Traffic Count	3,310	4,943	3,310
Public Use Technology:			
Wireless Users	47	43	47
New Computer Users	55	60	55
Deleted Computer Users	0	0	0
Public Computers Users This Month	587	721	587
Hours of Patron Computer Use	448	583	448
Website Visits: Ploud,Facebook,Online Catalog	1,001	713	1,001

Liberty Municipal Library October 2018 Report

October was a busy, productive month at the library. We saw the first significant steps taken toward getting the Cultural Center repairs done, our annual Great Pumpkin Bash was a smashing success, and our new children's librarian began her duties. We also saw a real uptick in library usage with 503 more items circulated in October than September. 4,240 items were checked out in October.

Texas Elite Electrical Services began tearing out old breaker boxes in the boiler room and theater and installed new ones. The boxes were 1969/70 era technology and were considered hazards. One box had loose and exposed wires that were sparking. The new boxes were installed over several days and evenings so there was no down time for the library or the Valley Players.

The Liberty City Council approved a HVAC controls system contract for the Cultural Center at their October 9 meeting. Calley Price from Climatec had previously met with City Manager Tom Warner, Library Maintenance/Custodian Mike Kaiser and Library Director Dana Abshier to discuss the ongoing problems in controlling the temperature and humidity levels. The new system will manage all of the HVAC components so that the entire building can be monitored and managed by staff via computer.

October 4 was Katie Edgell's first day as our new children's librarian, and her first Story Time event on October 10 had 19 adults and children attending. Maggie Valera was asked to assist Katie on that first day, and a great team was born. The long-anticipated bilingual Story Time came together a week or two later with Katie reading the English story and Maggie reading a story in Spanish. The two work together exceptionally well and are excited about the future of the children's program.

The Great Pumpkin Bash was held on October 30. We changed things up a bit this year and the public obviously liked the changes. This year we provided sturdy metal buckets in orange or black that the children decorated with stickers to make highly unique pails for holding their Halloween candy. This was the main craft activity, but there were many others to keep the partygoers busy, and we also offered fun games. The Friends of the Library served cookies and punch in the foyer where all activities were held. The Paws 4 Love group also attended and the kids really enjoyed seeing the dogs in Halloween costumes. We counted some 142 people in attendance, and the Friends commented that they had never before run out of cookies due to such a large crowd. Amber Ursprung planned the event for a number of weeks and the hard work paid off.

This wasn't the only Halloween party going on that day. The teens, under the leadership of Becca Daniel, enjoyed a movie and popcorn upstairs in the library activity area. Seven teens attended and we were very pleased with this turnout. Getting teens to attend library events can be difficult, but Becca is working diligently to build an interesting young adult program. Becca's mom Jill Daniel assisted with the teen program.

Maggie and Becca are also working on special displays. Maggie created "read" boxes to highlight new materials. She covered the two display shelving units in bright red paper to make them easy to see. READ box signs were hung from above to leave no doubt about what the shelves were for. Becca keeps the YA area brightly and interestingly decorated.

The Library Board met on October 25 with two new members present. Stacy Sundgren and June Damek were approved by the City Council in September and were welcomed to the group. The Friends of the Library met on October 8 and discussed Pumpkin Bash plans and other upcoming events.

**City of Liberty
Public Works
Parks Department
Monthly Report October, 2018**

Work Completed:

Fields:

Work Performed: Picked up trash and maintained as needed. Mowed five times and weedeated twice.

Restrooms:

Work Performed: Washed all restrooms twice a week and cleaned and swept as needed. Replaced toilet paper and other things as needed also.

Concession Stands:

Work Performed: Picked up trash and debris around concession stands as needed every day.

Splash Pad:

Work Performed: Mowed and weedeated as needed. Maintained chemicals every day, cleaned and made sure everything was in working order. Closed for the season.

Jogging Trail:

Work Performed: Picked up limbs and trash as needed also, weedeated around trees and rocks as needed. Mowed as needed

Playground Equipment:

Work Performed: Checked and made sure all playground equipment was in good working order.

Pocket Parks:

Work Performed: Picked up trash and other debris every day. Helped Steve Duggar at Magnolia and Canfield parks construction.

Trees:

Work Performed: Cut down trees that had been twisted off or rotted throughout park. Picked up limbs as needed.

Flags:

Work Performed: Checked flags every day for damage.

Notes: Mowed Magnolia Park for contractor because the park was closed for remodel

Fixed all the hog ruts in the entire park, unfortunately they came back each night after fixing the ruts so it's an every day ordeal.

2016, 2017, 2018 ACTIVITIES

Attachment: Dept Reports (4285 : Department Reports)

YEARLY ACTIVITY REPORT FOR 2016													
ACTIVITY	JANUARY	FEBRUARY	MARCH	APRIL	MAY	JUNE	JULY	AUGUST	SEPTEMBER	OCTOBER	NOVEMBER	DECEMBER	TOTAL PER ACTIVITY
CALLS FOR SERVICE	1193	1278	1369	1378	1455	1423	1572	1850	1855	1624	1505	1445	17947
OFFENSES REPORTED	93	87	95	79	79	58	104	103	98	97	78	77	1048
OFFENSES CLEARED	24	30	16	153	48	17	19	15	40	18	26	15	421
OFFENSES EXCEPTIONALLY CLEARED	3	0	0	11	67	2	72	61	62	73	89	89	529
TRAFFIC CITATIONS	96	102	160	119	127	116	117	132	220	270	178	116	1753
TRAFFIC ACCIDENTS	28	36	33	26	29	28	26	31	27	41	31	34	370
WARNING TICKETS	44	46	15	30	27	28	32	24	81	64	31	50	472
ARRESTS	26	30	29	19	30	34	45	39	31	24	31	21	359
ANIMALS HANDLED	58	108	60	66	234	185	83	190	58	134	94	112	1382
ALARM CALLS	72	43	77	72	80	89	75	73	73	68	65	67	854
GARAGE/YARD SALES	X	X	X	X	X	X	X	16	2	1	4	1	24
YEARLY ACTIVITY REPORT FOR 2017													
ACTIVITY	JANUARY	FEBRUARY	MARCH	APRIL	MAY	JUNE	JULY	AUGUST	SEPTEMBER	OCTOBER	NOVEMBER	DECEMBER	TOTAL PER ACTIVITY
CALLS FOR SERVICE	1606	1515	1729	1583	1651	1728	1873	1781	1625	1426	1446	1474	19437
OFFENSES REPORTED	83	75	75	62	91	93	72	35	86	77	84	48	881
OFFENSES CLEARED	24	22	22	17	28	19	11	10	6	18	10	6	193
OFFENSES EXCEPTIONALLY CLEARED	89	91	91	92	92	94	96	96	0	98	98	98	1035
TRAFFIC CITATIONS	149	176	138	179	187	135	192	205	158	128	61	39	1747
TRAFFIC ACCIDENTS	25	22	22	32	38	34	31	17	34	36	33	37	361
WARNING TICKETS	51	53	99	68	127	242	254	246	457	196	123	208	2124
ARRESTS	29	23	34	37	35	45	26	36	31	40	31	22	389
ANIMALS HANDLED	76	100	131	115	166	132	125	121	86	111	65	106	1334
ALARM CALLS	63	57	75	68	78	76	90	102	113	77	63	61	923
GARAGE/YARD SALES	0	0	1	0	2	0	0	1	0	0	1	0	2
YEARLY ACTIVITY REPORT FOR 2018													
ACTIVITY	JANUARY	FEBRUARY	MARCH	APRIL	MAY	JUNE	JULY	AUGUST	SEPTEMBER	OCTOBER	NOVEMBER	DECEMBER	TOTAL PER ACTIVITY
CALLS FOR SERVICE	1608	1141	1560	1433	1290	1560	1679	1657	1508	1553			14989
OFFENSES REPORTED	74	53	62	52	50	60	72	63	68	52			606
OFFENSES CLEARED	35	9	6	9	8	11	10	11	15	11			125
OFFENSES EXCEPTIONALLY CLEARED	100	103	0	0	103	0	0	0	1	1			308
TRAFFIC CITATIONS	50	191	104	76	61	63	66	68	65	59			803
TRAFFIC ACCIDENTS	25	23	26	34	33	35	27	26	23	45			297
WARNING TICKETS	224	176	194	259	237	196	136	133	117	105			1777
ARRESTS	29	20	34	12	12	23	19	28	34	16			227
ANIMALS HANDLED	66	64	79	94	191	131	54	91	85	93			948
ALARM CALLS	63	44	52	62	61	99	58	64	57	67			627
GARAGE/YARD SALES	0	0	0	0	0	0	0	0	0	1			1

MONTH OF: October 2018

TO: TOM WARNER, CITY MANAGER

FROM: THOMAS CLAUNCH, CHIEF OF POLICE

BELOW IS A LIST OF THE ACTIVITIES OF THE LIBERTY POLICE DEPARTMENT.

ACTIVITY	NUMBER
CALLS FOR SERVICE	<u>1553</u>
OFFENSES REPORTED	<u>52</u>
OFFENSES CLEARED	<u>11</u>
EXCEPTIONALLY CLEARED	<u>1</u>
TRAFFIC CITATIONS	<u>59</u>
TRAFFIC ACCIDENTS	<u>45</u>
WARNING TICKETS	<u>105</u>
ARRESTS	<u>16</u>
ANIMALS HANDLED	<u>93</u>
ALARM CALLS	<u>67</u>
GARAGE/YARD SALES	<u>1</u>

ARREST BY OFFENSE

MONTH OF: October 2018

OFFENSE	NUMBER ARRESTED
HOMICIDE	0
SEXUAL ASSAULT	0
ROBBERY	0
ASSAULT	0
BURGLARY	1
THEFT	0
MOTOR VEHICLE THEFT	0
CRIMINAL MISCHIEF	0
FORGERY	0
FALSE REPORT TO PEACE OFFICER	0
RESISTING ARREST	0
DISORDERLY CONDUCT	0
PUBLIC INTOXICATION	1
UNLAWFULLY CARRYING A WEAPON	0
POSSESSION CONTROLLED SUBSTANCE	0
CITY ORDINANCE VIOLATION	0
DRIVING WHILE INTOXICATED	4
NO INSURANCE	0
DRIVING WHILE LICENSE SUSPENDED	0
CRIMINAL TRESPASS	1
RECKLESS DRIVING	0
RECKLESS CONDUCT	0
ALL OTHER	9
Total	16

SUMMARY OF ACTIVITY DETECTIVE DIVISION

MONTH OF: October 2018

OFFENSE	REPORTS ASSIGNED	OFFENSES CLEARED
HOMICIDE	<u>0</u>	<u>0</u>
SEXUAL ASSAULT	<u>1</u>	<u>1</u>
ROBBERY	<u>0</u>	<u>0</u>
ASSAULT	<u>3</u>	<u>0</u>
BURGLARY	<u>7</u>	<u>0</u>
THEFT	<u>3</u>	<u>0</u>
AUTO THEFT	<u>2</u>	<u>1</u>
FORGERY	<u>2</u>	<u>0</u>
CRIMINAL MISCHIEF	<u>3</u>	<u>2</u>
WEAPONS	<u>0</u>	<u>0</u>
NARCOTICS	<u>0</u>	<u>0</u>
ALL OTHER	<u>31</u>	<u>7</u>
TOTALS	<u>52</u>	<u>11</u>

EXCEPTIONALLY CLEARED:

105

Theft	<u>67</u>
Assault	<u>9</u>
Credit/Debit Card Abuse	<u>4</u>
Criminal Mischief	<u>2</u>
Burglary	<u>7</u>
Evading Arrest	<u>1</u>
Auto Theft	<u>3</u>
Hinder Secured Creditor	<u>2</u>
Criminal Trespass	<u>2</u>
Aggravated Robbery	<u>1</u>
Fail to comply with requirements on striking unattended vehicle	<u>1</u>

Terrorist Threat	<u>1</u>
Reckless Driving	<u>1</u>
Fraudulent Destruction of Writing	<u>1</u>
Duty upon striking fixed object	<u>1</u>
Sex Offender Duty to Register	<u>1</u>
Forgery of Financial Instrument	<u>1</u>

ANIMAL CONTROL REPORT

MONTH OF October 2018

160 Calls for Service

53 Dogs Impounded & Boarded

5 Reclaimed by owner

17 Adopted to new owner

1 Fostered to temporary home

1 Quarantined (Disease Check)

6 Euthanized & Disposed of

22 Still Boarded

1 Died in Shelter (due to poor health)

20 Cats Impounded & Boarded

0 Reclaimed by owner

0 Adopted to new owner

1 Fostered to temporary home

0 Quarantined (Disease Check)

12 Euthanized & Disposed of

7 Still Boarded

0 Died in Shelter (due to poor health)

0 Animals Euthanized (prior to required waiting period)

13 Deceased Animals picked up

0 Clinic pick ups

6 Wild Animals handled (raccoon, skunk, etc)

93 Total Animals Handled

Animal Control Officers: Danyell Trousdale and Matthew Kelly
Part Time Animal Control Officer: Jimmy Cazalas

Attachment: Dept Reports (4285 : Department Reports)

VOLUNTEER ACTIVITY REPORT		
MONTH OF: October 2018		
CITY OF LIBERTY POLICE DEPARTMENT		
		JESUS VILLEGAS - 136
		RESERVE
DATES	Hours	Description of Duty
10/13/2018	5	7:00 AM - 12:00 PM Baby Parade
10/17/2018	5	7:00 AM - 12:00 PM TVE Parade
10/24/2018	8	18:00 PM - 0200 AM Patrol
4		
5		
6		
7		
8		
9		
10		
11		
12		
13		
14		
15		
16		
17		
18		
19		
20		
21		
22		
23		
24		
25		
26		
27		
28		
29		
30		
31		
TOTAL	18	Hours Worked for Month

**City of Liberty
Public Works
Street Department
Monthly Report
October 2018**

Streets:

Graded:		Miles
Swept:	41	Hours
Street cut repairs:	4	Each
Curb & Gutter Repair:	103	Feet

Drainage:

Ditch Cleaning:	950	Feet
Culvert Installation:		Feet
Catch Basin/inlets cleaned:	752	Each
Levee Inspection:	yes	
Flap gate Debris Removal:		

Spraying:

Herbicide:		Gallons
Mosquito:	578	Miles

Signs:

Installed		Each
Repaired/Replaced		Each

- Notes:
- Sprayed mosquito
- Cleaned inlets
- checked Mains A and C pumps every Monday
- Monthly levee check
- Swept streets
- Picked up trash at boat ramp
- Installed ground anchors for school zone signs
- Picked up 3 pallets of concrete in Raywood
- Repaired storm drain pipe on Maryland
- Helped with sewer issue on Texas
- Picked up trash on Washington
- Repaired 4 street cuts
- Cleaned ditch on Lakeland
- Patched streets around town
- Poured concrete street cuts on Webster and Milam and on Cos St
- Cleaned ditch on Royal St.
- Mowed on the route
- Poured curb on Milam and Webster
- Painted crosswalk on Newman
- helped with water leak at Austin and HWY. 90
- Cut concrete on Austin and Hwy 90
- Returned Unit 1888 to shop in Houston
- Trimmed limbs around town
- Formed up Austin and HWY. 90 to be poured
- Changed cutting edge on front end loader

WATER/WASTEWATER DEPARTMENT
MONTHLY ACTIVITY

FOR THE MONTH OF OCTOBER 2018

REPAIRS COMPLETED

4 Water Line Repairs
4 Sewer Line Repairs

WORK COMPLETED

6 Manhole Repairs
5 Sewer Stoppage
2 Meter Repair
2 Radio Replacement
1 Water Taps
1 Sewer Taps
2 Customer Problems
45 Marked Lines
46 Texas 81.1 Lines Locates
1 Meter Boxes Replaced
1 Meter Lids Replaced
1 Cleanouts Replaced/Installed
0 Pulled Meters
22 Customer Requested Turn On
3 Customer Requested Turn Off
32 Cut Off Service
35 Rechecks

LINE MAINTENANCE (VACCON TRUCK)

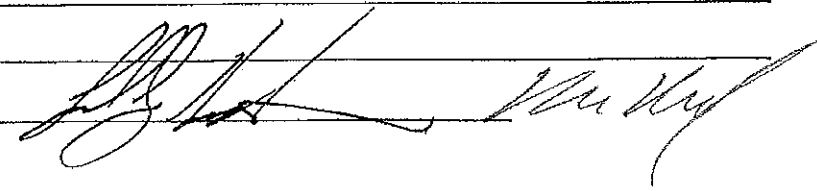
8 Hours
4,000 Feet of Sewer Line
6 Manholes Cleaned

LIFTSTATION MAINTENANCE

twice wk Liftstations Checked Each Day
Daily Water Wells Checked Each Day
10 Water Samples Taken
10 Samples for Monthly Monitoring

Chlorine Report

Misc:

REPORT PREPARED BY: 



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

5.C

Meeting: 11/13/18 06:00 PM

Department: Administration
Category: Reports

INFORMATION ITEM (ID # 4286)

DOC ID: 4286

Subject: Finance Report

Background: This agenda item affords the Finance Director an opportunity to report on the financial activities and position of the City, to include revenues, liabilities, assets, and other financial information.



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

5.D

Meeting: 11/13/18 06:00 PM

Department: Administration
Category: Reports

INFORMATION ITEM (ID # 4287)

DOC ID: 4287

Subject: SRMPA Report

Background: The Sam Rayburn Municipal Power Agency supplies the wholesale electrical energy needs of the member cities of Liberty, Jasper and Livingston. Mayor Pickett is the President of the Sam Rayburn Municipal Power Agency and desires to provide the Council and the public with updates on the Agency's projects and activities.



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

5.E

Meeting: 11/13/18 06:00 PM

Department: Administration
Category: Reports

INFORMATION ITEM (ID # 4288)

DOC ID: 4288

Subject: Mayor, Council and Staff Comments

Background: This agenda item relates to expressions of thanks, congratulations or condolence; information regarding holiday schedules; honorary recognitions of City officials, employees or other citizens; reminders about upcoming events organized or sponsored by the City or other entity, that is scheduled to be attended by City officials or employees, inquiry of staff regarding specific factual information or existing policies.



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, October 9, 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 October 9, 2018 at the City Council Chambers, 1829 Sam Houston Liberty, TX at 6:01 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	Councilperson	Present	
Paul Glazener	Councilperson	Absent	
Chipper Smith	Councilperson	Present	
Tom Warner	City Manager	Present	
Dianne Tidwell	City Secretary	Present	
Brandon Davis	City Attorney	Present	

II. INVOCATION

There was no Invocation given.

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 from the audience.

Minutes Acceptance: Minutes of Oct 9, 2018 6:00 PM (Minutes Approval)

Mayor Pickett requested prayers for Councilperson Glazener and his family due to the passing of his father.

V. PRESENTATIONS / REPORTS

A. Information Item (ID # 4262)

Project Updates - City Mgr. T. Warner

COMMENTS - Current Meeting:

City Manager Tom Warner reported on various City projects and activities to include:

- In response to remaining Hurricane Harvey issues, the Texas Small Business Rebuild Initiative will hold an outreach meeting in the Liberty Center on October 31, 2018.
- The City's online auction brought in revenue of approximately \$48,000.
- Employee Christmas Dinner is scheduled for December 13, 2018.
- Update on electric projects, work at Main "A", and sanitary sewer project.
- In regard to annexation, the City has received a draft Industrial District Agreement between the City and Moss Bluff Development Corporation. Negotiations continue with Praxair, Inc.
- An inquiry has been made regarding the purchase of property at 1309 N. Main.

ATTACHMENTS:

- Department Reports (PDF)

B. Information Item (ID # 4263)

Sam Rayburn Municipal Power Agency - Mayor Pickett

COMMENTS - Current Meeting:

Mayor Pickett, President of the Sam Rayburn Municipal Power Agency (SRMPA), reported on the August Meeting minutes, next meeting to be held October 16, 2018, and the Express Feeder that is soon to be placed online providing redundancy in the City's electric system.

ATTACHMENTS:

- August 2018 minutes (PDF)

C. Information Item (ID # 4264)

Mayor, Council and Staff Comments

COMMENTS - Current Meeting:

Police Chief Tom Claunch reported on the recent "Coffee with a Cop" and "Cocoa with the Kids" at Liberty Elementary School, both events a big success.

Fire Chief Brian Hurst reported on the upcoming benefit to support resident, and supporter of the Liberty Fire Department, John "Cami" Gilliland, who has been through major health issues. Chief Hurst also commented on the MDA Drive, whereby the Department collected \$2500.00.

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:	Libby Simonson, Councilperson
AYES:	Pickett, Huddleston, Beasley, Simonson, Arnold, Smith
ABSENT:	Paul Glazener

A. Minutes Approval

1. Tuesday, September 11, 2018
2. Tuesday, September 25, 2018

B. Council Action 2018-99

Consider approval of an Electric Department Work Management Program.

ATTACHMENTS:

- Summary - Work Management Program (PDF)

C. Council Action 2018-100

Consider approval of an Electric Department Emergency Load Shedding Program.

ATTACHMENTS:

- Summary - Emergency Load Shedding Program (PDF)

D. Council Action 2018-101

Consider approval of an Electric Distribution Personal Protective Equipment Handbook.

ATTACHMENTS:

- Summary - PPE Handbook (PDF)

E. Council Action 2018-102

Consider approval of an Electric Distribution Protective Grounding Manual.

ATTACHMENTS:

- Summary - Protective Grounding Manual (PDF)

F. Council Action 2018-103

Consider approval of an Electric System Switching and Tagging Manual.

Minutes Acceptance: Minutes of Oct 9, 2018 6:00 PM (Minutes Approval)

ATTACHMENTS:

- Summary - Switching and Tagging Manual (PDF)

G. Council Action 2018-104

Consider approval of an Underground Electric System Manual.

ATTACHMENTS:

- Summary - Underground Electric System Manual (PDF)

VII. REGULAR AGENDA**A. Regular Session****1. Council Action 2018-106**

Consider approval of a proposal for Administration/Professional Services for the General Land Office (GLO) Community Development Block Grant Disaster Recovery Program and the Texas Division of Emergency Management (TDEM) Hazard Mitigation Grant Program.

COMMENTS - Current Meeting:

A motion was made to approve the proposal, from Public Management, Inc., for Administration/Professional Services for the General Land Office Community Development Block Grant Disaster Recovery Program and the Texas Division of Emergency Management Hazard Mitigation Grant Program.

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

2. Council Action 2018-107

Consider approval of a Fire Protection Services Agreement between Liberty County and the City of Liberty Fire Department.

COMMENTS - Current Meeting:

Chief Hurst reported that this agreement is executed each year to provide fire protection for the geographic area, outside the City Limits. Revenue to the City for these mutual aid calls are paid at a flat rate. The rate for Fiscal Year 2018-2019 is \$20,000, an increase from \$11,000 for the previous year.

A motion was made to approve the Fire Protection Services Agreement with Liberty County.

ATTACHMENTS:

- Fire Protection Svs Agreement (PDF)

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

3. Resolution 2018-8

Consider approval of a Resolution adopting the Houston-Galveston Area Council-Regional Hazard Mitigation Plan-2017 Update.

COMMENTS - Current Meeting:

Fire Chief Brian Hurst reported that a local government must have adopted the Hazard Mitigation Plan when applying for federal mitigation grant funding. The plan expired and has been revised to identify new projects. Chief Hurst stated that HGAC is working with area jurisdictions to adopt the Plan Update, which is updated every five years.

A motion was made to approve the Resolution adopting the Houston-Galveston Area Council Regional Hazard Mitigation Plan-2017 Update.

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

4. Ordinance 2018-23

CONSIDER ADOPTION OF 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.

COMMENTS - Current Meeting:

City Attorney Brandon Davis stated that through the City's Code of Ordinances, the Animal Control Officer and the Code Enforcement Officer are authorized to issue citations for ordinance violations. The proposed ordinance amends the Code giving authority to the Building Official to also issue citations for code violations.

A motion was made to adopt the Ordinance amending Article 1.08 of the City's Code of Ordinances, allowing the Building Official the authority to issue Code Enforcement citations during the absence of the Code Enforcement Officer.

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

5. Council Action 2018-108

Consider award of contract to Climatec for Heating Ventilation Air Conditioning (HVAC) at the Humphreys Cultural Center.

COMMENTS - Current Meeting:

City Manager Tom Warner reported on the HVAC System at the Humphreys Cultural Center in which no dampers were installed on the fresh air returns when the AC units were recently replaced. This results in various issues, including ventilation problems. The proposed controls will provide a new non-proprietary system, new system graphics, CO2 sensors, air damper actuators demand control ventilation and other benefits. The return period for the cost is approximately two and one-half years.

A motion was made to award the contract for Heating Ventilation Air Conditioning (HVAC) at the Humphreys Cultural Center to Climatec for \$38,500.00.

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

B. Executive Session

Gov. Code §551.074 - Personnel Matters. To deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee.

Government Code §551.071 - Private Consultation with Attorney. On a matter in which the duty of the attorney to the City under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the Open Meetings Act.

1. Discussion of personnel issues.

At 6:37 p.m., Mayor Pickett closed the open meeting and opened the Executive Session as authorized above.

C. Reconvene into Regular Session

At 7:00 p.m., Mayor Pickett closed the Executive Session and reconvened the open meeting.

1. Council Action 2018-105

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

Minutes Acceptance: Minutes of Oct 9, 2018 6:00 PM (Minutes Approval)

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 7:00 p.m.

.

Carl Pickett, Mayor

ATTEST:

Dianne Tidwell, City Secretary

Minutes Acceptance: Minutes of Oct 9, 2018 6:00 PM (Minutes Approval)



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

7.A.1

Meeting: 11/13/18 06:00 PM

Department: Administration
Category: Board Resignations

COUNCIL ACTION 2018-109

DOC ID: 4294

Subject: Council Member Resignation

Background: Upon acceptance of a resignation, Council shall follow City Charter Section 3.05 which defines the process for filling a vacancy on the City Council.

Fiscal Impact: There is no fiscal impact in regard to this process, unless an appointment is not made and requires a special election, which can be costly.

Staff Recommendation: Staff recommends acceptance of the resignation.

Paul Glazener

November 7, 2018

To Whom it May Concern:

I'm writing this letter to let you know that I have made the decision that it in the best interest of my family, my church, and the city for me to step down from my position on the Liberty City Council. I lost my father unexpectedly in October, and things have been a whirlwind since then. I am grateful for the time I was able to serve my city and work alongside some truly wonderful people. It is my desire to continue to serve the city of Liberty in the future, however in a different capacity. I want to thank the mayor, council, and city staff for the past few years, I enjoyed working with you. I pray God gives you wisdom and favor in the days ahead.

I officially resign from the Liberty City Council.

Sincerely,



Paul Glazener



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

7.A.2

Meeting: 11/13/18 06:00 PM

Department: Administration
Category: Board Appointments

COUNCIL ACTION 2018-110

DOC ID: 4295

Subject: Applications for Unexpired Term on City Council

Background: When a vacancy occurs in the City Council the remaining members of the Council, shall, within thirty (30) days after the next regularly scheduled City Council Meeting, appoint a qualified person to fill the unexpired term from submissions in writing within fifteen (15) days of request by the City Council for vacancy applicants of qualified interested parties to the City Council. The City Council remaining Members and Mayor also may present submission in writing within fifteen (15) days of request by the City Council for vacancy applicants of qualified interested parties and prior to the first vote by Council remaining Members and Mayor on properly qualified vacancy applicants.

Please see the attached City Charter Section 3.05.

Fiscal Impact: NA

Staff Recommendation: Staff recommends the acceptance of applications for the period of November 14 - November 28, 2018.

Sec. 3.04. Mayor pro tem.

The city council, at its first meeting after election of councilmen, shall elect one (1) of its members mayor pro tem, and he shall perform all duties of the mayor in the absence or disability of the mayor. (Ordinance 910, sec. 1, adopted 5/11/99)

Sec. 3.05. Vacancies.

When a vacancy occurs in the city council by refusal to accept, failure to qualify, death, resignation, or otherwise; the remaining members of the council, shall, within thirty (30) days after the next regularly scheduled city council meeting, appoint a qualified person to fill the unexpired term from submissions in writing within fifteen (15) days of request by the city council for vacancy applicants of qualified interested parties to the city council. The city council remaining members and mayor also may present submission in writing within fifteen (15) days of request by the city council for vacancy applicants of qualified interested parties and prior to the first vote by council remaining members and mayor on properly qualified vacancy applicants.

From submissions properly submitted by or on behalf of qualified interested parties, nominations will be made by council remaining members or mayor, with a second required by a council remaining member or mayor for an applicant to be voted on by the city council remaining members and mayor to fill the vacancy. A public voice vote [vote] by each of the city council remaining members and mayor will be taken by the mayor of properly nominated and seconded applicants to fill the unexpired term. If no properly nominated and seconded applicant receives a majority vote on the first ballot, subsequent votes may be taken until a majority vote selects a replacement.

If for any reason an appointment of a properly submitted, nominated and seconded applicant is not made by a majority decision of remaining council members within the thirty (30) day period after the next regularly scheduled city council meeting from properly submitted applicants, the city council shall call a special election within sixty (60) days from the date of the vacancy, to be held on the first uniform election date which permits compliance with all procedural requirement[s] of the V.T.C.A., Election Code. An election is not required if a regularly scheduled election is to be held within ninety (90) days of the time of a vacancy. If a vacancy in the office of mayor occurs, and such vacancy is filled by an elected councilperson, then such designation is not considered an appointment for purposes of determining if an election is required.

(Ordinance 910, sec. 1, adopted 5/11/99; Ordinance 2008-05, sec. 1, adopted 5/13/08)

State law reference—Special election to fill vacancy generally, V.T.C.A., Election Code, sec. 201.051 et seq.

Sec. 3.06. Powers of the city council.

All powers of the city and the determination of all matters of policy shall be vested in the city council. Without limitation of the foregoing, the council shall have power to:

- (a) Remove from any office or position of employment in the city government any officer or employee or member of any board or commission appointed by the council.



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

7.A.3

Meeting: 11/13/18 06:00 PM

Department: Administration
Category: Plats

COUNCIL ACTION 2018-111

DOC ID: 4289

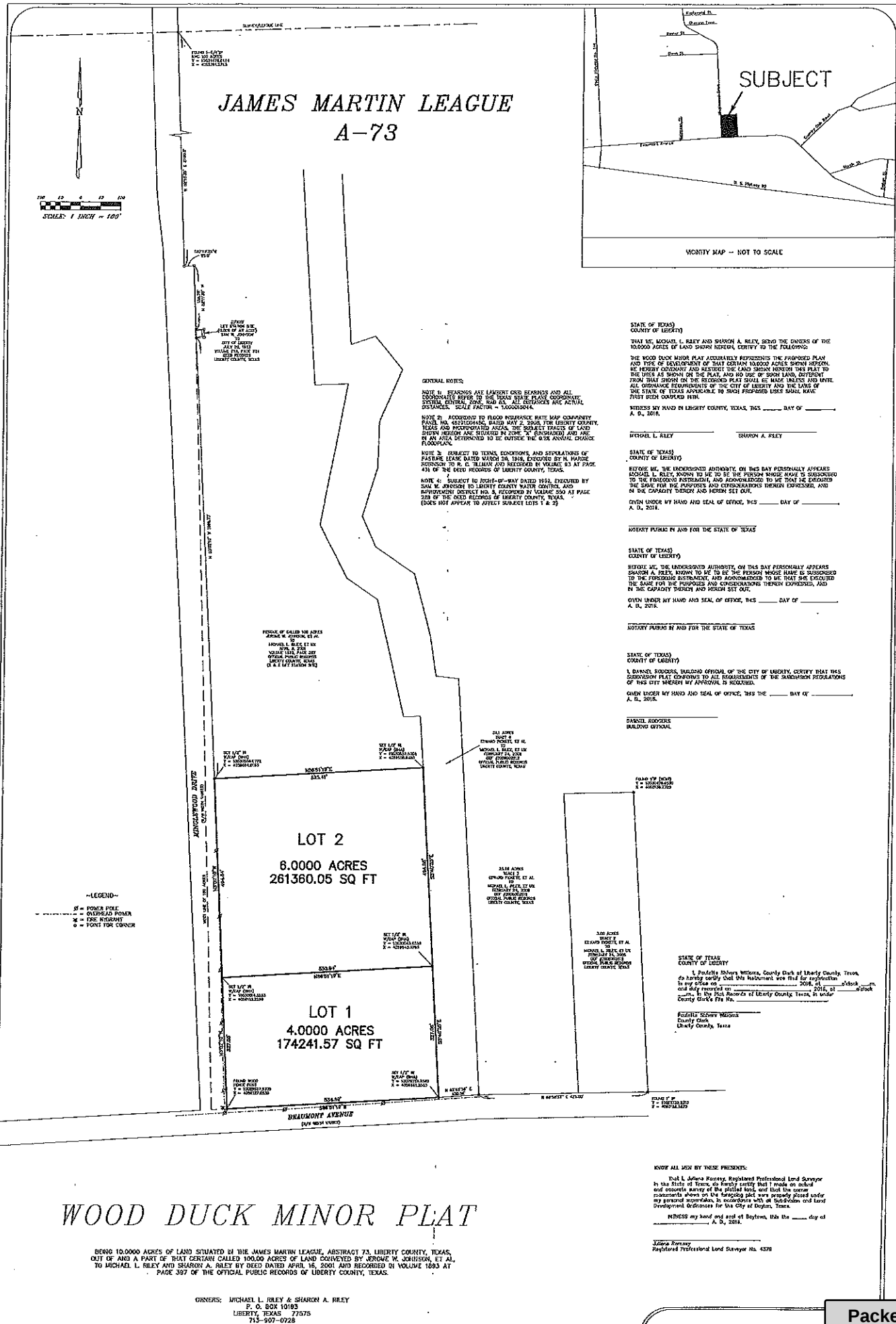
Subject: Wood Duck Subdivision

Background: In 2016, the applicants, Michael and Sharon Riley, submitted a Minor Plat for the Wood Duck Subdivision. The subdivision was to consist of a four (4) acre lot and a six (6) acre lot. Currently there are no structures on either lot. The applicants have submitted a Preliminary Re-Plat of Lot 2 of the Wood Duck Subdivision. The proposed re-plat of Lot 2 would consist of three (3) two (2) acre lots in place of the existing six (6) acre lot. The Planning and Zoning Commission approved the minor re-plat by a unanimous vote on October 24, 2018.

Fiscal Impact: NA

Staff Recommendation: Staff recommends approval of the Preliminary Re-Plat contingent on meeting the drainage requirements set forth by the City of Liberty and Water Control Improvement District #5.







The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

7.A.4

Meeting: 11/13/18 06:00 PM

Department: Administration
Category: Misc.

COUNCIL ACTION 2018-112

DOC ID: 4290

Subject: Liberty County Comprehensive Traffic Study

Background: The H-GAC is proposing to conduct a comprehensive traffic study of Liberty County. The cost of the study is \$500,000 with H-GAC paying \$450,000. The remaining \$50,000 will be the responsibility of the County and cities that choose to participate. Liberty County is proposing to pay \$20,000 toward the match and requesting the three Economic Development Corporation to pay \$10,000 each. On October 23, 2018, the Liberty Community Development Corporation (LCDC) approved their local match of \$10,000.

Fiscal Impact: LCDC funds in the amount of \$10,000 would be used as the City of Liberty's match.

Staff Recommendation: Staff recommends approval of the expenditure.



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

7.A.5

Meeting: 11/13/18 06:00 PM

Department: Administration
Category: Electric

COUNCIL ACTION 2018-113

DOC ID: 4291

Subject: Electrical Projects

Background: City Council has previously approved the expenditure of \$4.0 million in Cambridge Funds for sixteen Phase I Electrical Projects. Those projects included Forest Hills, Ridgewood, Treetop, Featherstone, Whittington, Pine Place, Regency and Travis Park Subdivisions; Beaumont Feeders 2, 3, 4, 5 and 6; Layl Drive; Knife Blade Replacement, Live Front Transformers and Beaumont Double Circuit. The projects remaining to be completed include Regency, Travis Park, Featherstone, Whittington, Treetop and Live Front Transformers. The remaining projects are anticipated to be completed by the end of December 2018, weather permitting. Of the \$4.0 million originally budgeted, it is estimated that \$550,000 will be available after all the projects are completed. The projects recommended to be moved from Phase II to Phase I include overhead platform transformer bank, underground primary cable and Beaumont 3 laterals. The estimated cost for these three projects is \$524,000. The funding of additional projects will be discussed with City council after the first of the year.

Fiscal Impact: NA

Staff Recommendation: Staff recommends approval.



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

7.A.6

Meeting: 11/13/18 06:00 PM

Department: Administration
Category: Agreements

COUNCIL ACTION 2018-116

DOC ID: 4292

Subject: LDRMC Transport Agreement

Background: This agreement will ensure that the Liberty Fire/EMS is first call for facility to facility transports by ground ambulance from LDRMC.

Fiscal Impact: Will allow the City of Liberty to collect EMS revenues on facility to facility transports originating from LDRMC.

Staff Recommendation: Staff recommends approval of the agreement with Liberty Dayton Regional Medical Center (LDRMC).



AMBULANCE TRANSPORTATION
PROVIDER AGREEMENT
FOR

Liberty-Dayton Regional Medical Center

SERVICE PROVIDER AGREEMENT

Agreement is made on this _____ day of _____, 2018, by and between **City of Liberty Fire/EMS** to be listed as **City of Liberty Fire/EMS** and **Liberty-Dayton Regional Medical Center** to be listed as **Liberty-Dayton Regional Medical Center**

PURPOSE OF AGREEMENT

The purpose of this Agreement is to state the terms and conditions under which **City of Liberty Fire/EMS** will provide appropriate personnel and equipment for transportation of emergent and non-emergent patients to and from **Liberty-Dayton Regional Medical Center**.

In consideration of the mutual covenants contained herein, the parties hereto agree as follows.

1. TERM

The term of the Agreement shall be for a period of one (1) year from the date indicated above and shall renew annually, thereafter, without further correspondence. Any changes by either party should be presented in written form 30 days prior to contract renewal for terms of negotiations.

2. RESPONSIBILITIES OF CITY OF LIBERTY FIRE/EMS

- A. **City of Liberty Fire/EMS** shall provide medical transportation 24 hours per day for **Liberty-Dayton Regional Medical Center**. A dispatch telephone number will be provided and maintained by **City of Liberty Fire/EMS**.
- B. **City of Liberty Fire/EMS** shall ensure that all response vehicles are staffed by Texas Department of State Health Services (TDSHS) certified Emergency Medical Technicians and/or higher level of certified employees. **City of Liberty Fire/EMS** shall ensure that such qualified personnel are available to provide emergency medical services at any time during transport.
- C. **City of Liberty Fire/EMS** shall equip and inspect all emergency vehicles pursuant to rules and regulations of the Texas Department of State Health Services. **City of Liberty Fire/EMS** shall provide service in compliance with all applicable Federal, State, and local laws relating to the provision of transports. All **City of Liberty Fire/EMS** personnel will perform their duties in accordance with all Federal, State, and local laws governing the delivery of emergency medical services.
- D. **City of Liberty Fire/EMS** shall ensure that all company vehicles have proper climate controls for heating and cooling during appropriate seasons.
- E. **City of Liberty Fire/EMS** shall maintain, at the sole expense of **City of Liberty Fire/EMS**, appropriate policies of insurance providing coverage for company vehicles, general liability and professional liability, protecting **City of Liberty Fire/EMS** and its employees against any claim or claims for damage arising by reason of personal injury or death occasioned directly or indirectly in connection with the performance of medical services by **City of Liberty Fire/EMS**, or any other activities performed by **City of Liberty Fire/EMS**, in connection with this Agreement.
- F. **City of Liberty Fire/EMS** will respond to **Liberty-Dayton Regional Medical Center**

within 15 minutes on all emergency ambulance transports and 30 minutes for all non-emergency ambulance transports.

- G. **City of Liberty Fire/EMS** will be responsible for providing ***Liberty-Dayton Regional Medical Center*** with accurate arrival times on all transports. When a quoted time cannot be met, **City of Liberty Fire/EMS** will immediately contact ***Liberty-Dayton Regional Medical Center*** with an updated arrival time.

3. RESPONSIBILITIES OF ***Liberty-Dayton Regional Medical Center***

- A. ***Liberty-Dayton Regional Medical Center*** will call **City of Liberty Fire/EMS** for all emergency and non-emergency ambulance transports.
- B. ***Liberty-Dayton Regional Medical Center*** will provide **City of Liberty Fire/EMS** with all appropriate paperwork. (Medical Necessity Form, Patient medical history and insurance information.)

4. BILLING AGREEMENT

- A. **City of Liberty Fire/EMS** shall bill appropriate insurance carriers at usual and customary rates for all “medically necessary services.” **City of Liberty Fire/EMS** will also bill appropriate insurance carriers for all claims that result as a payable benefit. ***Liberty-Dayton Regional Medical Center*** shall provide all necessary and appropriate patient and insurance information.
- B. In cases of pre-approved transports for patients not meeting “medically necessary services.” **City of Liberty Fire/EMS** agrees to bill ***Liberty-Dayton Regional Medical Center*** or the patient, for services provided that do not meet medical necessity by current HCFA standards at time of transport. Billing rates for patients that do not meet medical necessity are as such per transport: \$125 per transport inside Liberty County, \$250 per transport outside the county up to 60 miles, and transports over 60 miles will be taken care of on a case by case system.
- C. ***Liberty-Dayton Regional Medical Center*** agrees to pay **City of Liberty Fire/EMS** at the rates stated above in section (4.B.) for all pre-approved transports for patients not meeting “medically necessary services.”

5. PATIENT CONFIDENTIALITY

City of Liberty Fire/EMS shall ensure that its employees maintain the confidentiality of all information regarding ***Liberty-Dayton Regional Medical Center*** patients, including information about the diagnosis, evaluation, or treatment of such patients (PATIENT INFORMATION) as required by applicable Federal, State and local laws and regulations. **City of Liberty Fire/EMS** will ensure the confidentiality of all patient information utilized for establishing medical history and billing.

6. NAME CHANGE

This agreement shall continue in force should a change in the name of ownership of either party occur.

7. MODIFICATION OF AGREEMENT

This agreement contains the entire understanding of the parties and shall be modified only by an

instrument in writing signed on behalf of each party hereto.

8. REGULATORY REQUIREMENTS

City of Liberty Fire/EMS will operate the service pursuant to this Agreement at all times in compliance with Local, State, and Federal laws, and the rules and regulations, and policies of **Liberty-Dayton Regional Medical Center**, and any applicable standards of **DSHS**. Notwithstanding any unanticipated effect of any provisions of the Agreement, neither party will conduct itself in such a manner as to violate the prohibition against fraud and abuse in connection with the Medicare and Medicaid programs.

9. TERMINATION

Termination of this Agreement will occur 30 days after written notice by either party given at any time.

10. ASSIGNMENT

Neither **City of Liberty Fire/EMS** or **Liberty-Dayton Regional Medical Center** may assign duties, rights, or interest under this agreement without prior written consent by the other party.

11. NO THIRD-PARTY BENEFICIARIES

Except as especially provided by this agreement, the obligation of each party to this agreement shall inure solely to the benefit of the other party, and no member or other person or entity shall be a third-party beneficiary of this agreement.

12. HOLD HARMLESS

Each Party shall be solely responsible for its own acts, omissions and/or negligence in the provision of medical or health care services to patients.

Company shall protect, defend, and hold harmless Hospital and Hospital's agents, officers, directors, trustees, representatives, employees and assigns (each a "Hospital Party") from and against any and all claims, demands, suits and causes of action and any and all liabilities, costs, damages, expenses, and judgments incurred in connection therewith (including but not limited to malpractice judgments, reasonable attorneys' fees and court costs) (collectively, "Claims", and each individually, a "Claim"), whether arising in equity, at common law, by statute, or under the law of contracts, torts (including, without limitation, negligence, sole negligence, joint negligence, concurrent negligence, active negligence, passive negligence, gross negligence, willful misconduct, malice and strict liability without regard to fault) or property, and arising in favor of or brought by any person, based upon, in connection with, relating to, or arising out of, or alleged to be based upon, be in connection with, relate to, or arise out of (1) any breach or violation by Company of any representation, warranty or covenant made by Company and set forth in this Agreement, or (2) the performance of services by Company or any Company employee, agent or independent contractor under or in connection with this Agreement.

Hospital shall protect, defend, and hold harmless Company and Company's agents, officers, directors, council members, representatives, employees and assigns (each a "Company Party") from and against any and all claims, demands, suits and causes of action and any and all liabilities, costs, damages, expenses, and judgments incurred in connection therewith (including but not limited to malpractice judgments, reasonable attorneys' fees and court costs) (collectively, "Claims", and each individually, a "Claim"), whether arising in equity, at common law, by statute, or under the law of contracts, torts (including, without limitation, negligence, sole negligence, joint negligence, concurrent negligence, active negligence, passive negligence, gross negligence,

willful misconduct, malice and strict liability without regard to fault) or property, and arising in favor of or brought by any person, based upon, in connection with, relating to, or arising out of, or alleged to be based upon, be in connection with, relate to, or arise out of (1) any breach or violation by Hospital of any representation, warranty or covenant made by Hospital and set forth in this Agreement, or (2) the performance of services by Hospital or any Hospital employee, agent or independent contractor under or in connection with this Agreement.

13. AGREEMENT

This agreement with the Proposal provide all the agreements of the parties relating to the subject matter hereof and is the full and final expression of this agreement between the parties.

Liberty-Dayton Regional Medical Center

 Date

Tom Warner, City Manager
 City of Liberty

 Date



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

7.A.7

Meeting: 11/13/18 06:00 PM

Department: Administration
Category: Electric

COUNCIL ACTION 2018-117

DOC ID: 4293 A

Subject: Power Line Tree Trimming

Background: The City solicited responses from qualified utility vegetative management contractors to perform specific line clearing services on existing energized distribution circuits. The work is to be performed on an hourly unit pricing for all labor and equipment. The City seeks to establish a contract for scheduled work during the period October 1, 2018 through September 30, 2019. The City and Contractor will develop the work schedule after the award of contract.

The City received only one proposal from Davey Surgery Company and one "No Bid" from Trees LLC.

Fiscal Impact: Proposed budget for this work is \$90,000.

Staff Recommendation: Staff recommends award of bid to Davey Surgery Company.

Personnel shall be equipped with such resources as Contractor deems appropriate to safely and efficiently perform Work in connection with this Contract, which shall include as a minimum, the following:

- 1 – Aerial Lift/Chip Combination Unit (55 ft. min. working height; 14 cubic yard covered dump body)
- 1 – Disc Chipper with winch line
- 2 – Power Saws
- 1 – Hydraulic Pruner (long-reach)
- 1 – Hand Pruner with 30 ft. reach

NOTE: Each crew specified above shall be fully equipped with all necessary safety equipment including, but not limited to, required personal protective equipment (PPE) and other items essential for the proper prosecution of all Work as outlined in these Specifications.

11.3 The schedule of charges by the Contractor shall be as set forth below. All hourly rates shall include all charges for labor, equipment, overhead, supervision and profit.

Unit Charge Per Hour Worked

	Billing Rates	
	<u>Regular</u>	<u>Overtime</u>
Labor - Working Foreman/Crew Leader (Qualified Line-Clearance Arborist)	\$ <u>41.80</u>	\$ <u>55.59</u>
Labor – Tree Trimmer (Climber)	\$ <u>39.20</u>	\$ <u>52.14</u>
Labor – Worker (Laborer)	\$ <u>36.40</u>	\$ <u>48.41</u>
Aerial Lift/Chip	\$ <u>16.40</u>	\$ <u>16.40</u>
Disc Chipper	\$ <u>4.60</u>	\$ <u>4.60</u>
Power Saw (2)	\$ <u>1.10</u>	\$ <u>1.10</u>
Hydraulic Pruner	\$ <u>.80</u>	\$ <u>.80</u>
Hand Pruner	\$ <u>-0-</u>	\$ <u>-0-</u>
Total Charge per Hour	\$ <u>140.30</u>	\$ <u>179.04</u>

11.4 Contractor shall furnish hourly rates for the following additional items which may be required during the term of this contract.

Unit Charge Per Hour Worked

	Billing Rates	
	<u>Regular</u>	<u>Overtime</u>
55' Trim Lift	\$ <u>16.40</u>	\$ <u>16.40</u>
Split Dump (14 cubic yd.)	\$ <u>12.20</u>	\$ <u>12.20</u>
Disc Chipper w/ provisions for side-discharge	\$ <u>5.70</u>	\$ <u>5.70</u>
4 x 4 Tractor w/ 6' Cutter	\$ <u>23.80</u>	\$ <u>23.80</u>
4 x 4 Spray Truck (3/4 ton) w/ 200 gallon tank and 1000' hose	\$ <u>17.50</u>	\$ <u>17.50</u>
Stump Grinder	\$ <u>25.00</u>	\$ <u>25.00</u>
Certified/licensed Applicator and Chemicals/herbicides	\$ <u>41.80</u>	\$ <u>55.59</u>
Labor – Flagman (Laborer)	\$ <u>34.60</u>	\$ <u>46.02</u>

11.5 All after hours emergency Work as well as overtime Work shall be invoiced on an hourly basis. No such Work shall be performed without prior authorization from The City's Electrical Director or other duly authorized representative of The City.

11.6 Contractor shall furnish flagmen when required and approved by The City. Existing personnel may be used for traffic control provided there is no disruption in the Work. In general, the Work shall be preplanned and closely coordinated between the Crew Foreman/Leader and The City's Electrical Director such that ample time will be available for the Contractor to provide suitable means for traffic control.

11.7 Payment for invoices submitted by the Contractor will not be made by The City when the minimum specifications requirements as set forth are not fulfilled.



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

7.A.8

Meeting: 11/13/18 06:00 PM

Department: Administration
Category: Expenditures

COUNCIL ACTION 2018-118

DOC ID: 4296

Subject: Purchase of tractors

Background: The Street Department desires to purchase (2) 4WD Kubota tractors to replace a 2002 Kubota and a 2007 Kubota. One of the new tractors will be equipped with a front loader.

Fiscal Impact: Both tractors were budgeted items from the Fixed Assets Fund and had a combined budget of \$65,000. The bid from BuyBoard came in at \$60,921 for both, which is a savings to the budget of \$4,079.

Staff Recommendation: Staff recommends the purchase of the two tractors.



CE - #515-16, GM - #529-17

M6060HD WEB QUOTE #1187958
Date: 11/6/2018 2:23:41 PM
--- Customer Information ---
redding, James
CITY OF LIBERTY
JREDDING@CITYOFLIBERTY.ORG
9367762129

7.A.8.a

Quote Provided By
Lansdowne-Moody Company
Tom LaRue
8445 I-10 East
Houston, TX 77029
email: tlarae@lmtractor.com
phone: 7139076034

— Standard Features —

— Custom Options —



Kubota

Not Available in Nebraska

M Series

M6060HD

UTILITY ROPS TRACTOR, 4WD, HYDRAULIC SHUTTLE
TRANSMISSION

*** EQUIPMENT IN STANDARD MACHINE ***

DIESEL ENGINE

Model # V3307-CR-TE4
CRS -- Common Rail Electronic Fuel
Injection
Electronic Governor Control
Turbocharged with EGR Valve
^ 63 Net Eng. HP
^ 56 PTO HP
EPA Tier IV Emission Certified
12V 700 CCA Battery
Charging Output 45 amps

FLUID CAPACITY

Fuel Tank (ROPS) 18.5 gal
Cooling System 6.6 qts
Crankcase 8.5 qts
Transmission and
Hydraulics 10.6 gal
Front Axle (4WD) 8.5 qts

POWER TAKE OFF

Live-Independent Hyd. PTO
SAE 1 3/8" Six Spline
540 rpm @ 2160 Eng. rpm

HYDRAULICS / HITCH / DRAWBAR

Open Center Gear Type
First Remote (SCD) with Self
Cancelling Detents
6.1 gpm Power Steering
11.0 gpm Remotes / 3 Pt. Hitch
@ 2770 psi
17.1 gpm Total
Cat II 3-point Hitch
At lift Point 4,200 lbs.
24" Behind 3,307 lbs.
Telescoping Lower Links
First Remote (SCD) with Self
Cancelling Detents
Stabilizers
Swinging Drawbar

SAFETY EQUIPMENT

Flip-Up PTO Shield
Safety Start Switches
PTO -- OPC (Operator Presence
Control, Alarm 10 seconds)
Mechanical Electric Key Shut Off
Wet Disc Brakes
Parking Brakes
Turn Signals
SMV Sign

ROPS MODEL

2-Post Foldable ROPS with
Retractable Seat Belt

LIGHTING

2 Headlights w/sidelights
2 Tail lights
2 Hazard Flasher Lights with
Turn Signals (ROPS)
7 Pin Electrical Trailer Connector

FRONT AXLE

Hydrostatic Power Steering
4WD: Bevel Gear
55 degree turning angle
Cast Iron
Adj. (Rim) Tread Spacing

INSTRUMENTS

Tachometer/Hour meter
Oil Pressure
Fuel Gauge
Coolant Temperature

DRIVE TRAIN

Four Speed Fully Synchronized
8F/8R Speeds Hydraulic shuttle
Cassette Type Creep Speed option
Planetary Final Drives on Rear Axles
Rear Diff. Lock (ALL)

^ Manufacturer estimate.

SELECTED TIRES

AMR8955C & AMR8913B AG TIRES
FRONT - 9.5-24 R1 Goodyear Dura Torque
REAR - 16.9-28 R1 Firestone Super All Traction (SAT) II

M6060HD Base Price: \$33,077.00

(1) GRILLE GUARD \$196.00
M1871A-GRILLE GUARD

(1) MOUNTING BRACKET FOR CANOPY \$191.00
E1136-MOUNTING BRACKET FOR CANOPY

(1) DELUXE FIBERGLASS CANOPY KIT \$387.00
E1134-DELUXE FIBERGLASS CANOPY KIT

Configured Price: \$33,851.00

BUY BOARD Discount: (\$7,447.22)

SUBTOTAL: \$26,403.78

Factory Assembly: \$250.00

Dealer Assembly: \$99.17

Freight Cost: \$635.00

PDI: \$250.00

Total Unit Price: \$27,637.95

Quantity Ordered: 1

Final Sales Price: \$27,637.95

**Purchase Order Must Reflect
the Final Sales Price**

To order equipment -- purchase orders must be made out and
returned to:

Kubota Tractor Corporation
Attn: National Accounts
1000 Kubota Drive
Grapevine, TX 76051
or email NA.Support@kubota.com
or call 817-756-1171 or fax 844-582-1581

*All equipment specifications are as complete as possible as of the date on the quote. Additional attachments, options, or accessories may be added (or deleted) at the discounted price. All specifications and prices are subject to change. Taxes are not included. The PDI fees and freight for attachments and accessories quoted may have additional charges added by the delivering dealer. These charges will be billed separately. Prices for product quoted are good for 60 days from the date shown on the quote. All equipment as quoted is subject to availability.

© 2018 Kubota Tractor Corporation. All rights reserved.

Attachment: BuyBoard-Street Dept Tractors (CA-2018-118 : Street Dept Tractors)



CE - #515-16, GM - #529-17

M6060HD WEB QUOTE #1187945

Date: 11/6/2018 2:05:57 PM

--- Customer Information ---

redding, James

CITY OF LIBERTY

JREDDING@CITYOFLIBERTY.ORG

9367762129

Quote Provided By
Lansdowne-Moody Company
Tom LaRue
8445 I-10 East
Houston, TX 77029
email: tlarue@lmtractor.com
phone: 7139076034

— Standard Features —

— Custom Options —



Kubota

Not Available in Nebraska

M Series

M6060HD

UTILITY ROPS TRACTOR, 4WD, HYDRAULIC SHUTTLE
TRANSMISSION

*** EQUIPMENT IN STANDARD MACHINE ***

DIESEL ENGINE

Model # V3307-CR-TE4
CRS - Common Rail Electronic Fuel
Injection
Electronic Governor Control
Turbocharged with EGR Valve
^ 63 Net Eng. HP
^ 56 PTO HP
EPA Tier IV Emission Certified
12V 700 CCA Battery
Charging Output 45 amps

HYDRAULICS / HITCH / DRAWBAR

Open Center Gear Type
First Remote (SCD) with Self
Cancelling Detents
6.1 gpm Power Steering
11.0 gpm Remotes / 3 Pt. Hitch
@ 2770 psi
17.1 gpm Total
Cat II 3-point Hitch
At lift Point 4,200 lbs.
24" Behind 3,307 lbs.
Telescoping Lower Links
First Remote (SCD) with Self
Cancelling Detents
Stabilizers
Swinging Drawbar

FRONT AXLE

Hydrostatic Power Steering
4WD: Bevel Gear
55 degree turning angle
Cast Iron
Adj. (Rim) Tread Spacing

DRIVE TRAIN

Four Speed Fully Synchronized
8F/8R Speeds Hydraulic shuttle
Cassette Type Creep Speed option
Planetary Final Drives on Rear Axles
Rear Diff. Lock (ALL)

^ Manufacturer estimate.

SELECTED TIRES

AMR8955C & AMR8913B AG TIRES
FRONT - 9.5-24 R1 Goodyear Dura Torque
REAR - 16.9-28 R1 Firestone Super All Traction (SAT) II

FLUID CAPACITY

Fuel Tank (ROPS) 18.5 gal
Cooling System 6.6 qts
Crankcase 8.5 qts
Transmission and
Hydraulics 10.6 gal
Front Axle (4WD) 8.5 qts

POWER TAKE OFF

Live-Independent Hyd. PTO
SAE 1 3/8" Six Spline
540 rpm @ 2160 Eng. rpm

SAFETY EQUIPMENT

Flip-Up PTO Shield
Safety Start Switches
PTO - OPC (Operator Presence
Control, Alarm 10 seconds)
Mechanical Electric Key Shut Off
Wet Disc Brakes
Parking Brakes
Turn Signals
SMV Sign

ROPS MODEL

2-Post Foldable ROPS with
Retractable Seat Belt

LIGHTING

2 Headlights w/sidelights
2 Tail lights
2 Hazard Flasher Lights with
Turn Signals (ROPS)
7 Pin Electrical Trailer Connector

INSTRUMENTS

Tachometer/Hour meter
Oil Pressure
Fuel Gauge
Coolant Temperature

M6060HD Base Price: \$33,077.00

(1) FRONT LOADER / M6060/M7060 SERIES \$4,648.00
LA1154-FRONT LOADER / M6060/M7060 SERIES

(1) STANDARD VALVE KIT /M6060/M7060HD \$981.00
M7995-STANDARD VALVE KIT /M6060/M7060HD

(1) 72" TWO-LEVER QUICK ATTACH ROUND \$686.00
BACK BUCKET
M1811-72" TWO-LEVER QUICK ATTACH ROUND BACK
BUCKET

(1) MOUNTING BRACKET FOR CANOPY \$191.00
E1136-MOUNTING BRACKET FOR CANOPY

(1) DELUXE FIBERGLASS CANOPY KIT \$387.00
E1134-DELUXE FIBERGLASS CANOPY KIT

Configured Price: **\$39,970.00**

BUY BOARD Discount: **(\$8,793.40)**

SUBTOTAL: **\$31,176.60**

Factory Assembly: **\$250.00**

Dealer Assembly: **\$531.25**

Freight Cost: **\$1,075.00**

PDI: **\$250.00**

Total Unit Price: \$33,282.85

Quantity Ordered: 1

Final Sales Price: \$33,282.85

**Purchase Order Must Reflect
the Final Sales Price**

To order equipment - purchase orders must be made out and
returned to:

Kubota Tractor Corporation
Attn: National Accounts
1000 Kubota Drive
Grapevine, TX 76051
or email NA.Support@kubota.com
or call 817-766-1171 or fax 844-582-1581

*All equipment specifications are as complete as possible as of the date on the quote. Additional attachments, options, or accessories may be added (or deleted) at the discounted price. All specifications and prices are subject to change. Taxes are not included. The PDI fees and freight for attachments and accessories quoted may have additional charges added by the delivering dealer. These charges will be billed separately. Prices for product quoted are good for 60 days from the date shown on the quote. All equipment as quoted is subject to availability.

© 2018 Kubota Tractor Corporation. All rights reserved.



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

7.A.9

Meeting: 11/13/18 06:00 PM

Department: Administration
Category: Grants

COUNCIL ACTION 2018-119

DOC ID: 4299 A

Subject: Texas Community Development Fund

Background: These services were solicited to assist with the application and administration of the 2019-2020 Texas Community Development Fund of the Texas Community Development Block Grant Program. This program is a part of the Texas Department of Agriculture - Office of Rural Affairs (TDA).

The grant administration service provider will assist the City in preparing the application and administering the grant. The grant administrator will assist the City from award of the grant to the completion of construction. The City received only one proposal for administrative services, from Public Management, Inc.

Fiscal Impact: The City will be applying for such funding to support public infrastructure improvements in the City. If the City is awarded a grant, the administrative services provider fee will be paid from the grant.

Staff Recommendation: Staff recommends the proposal be awarded to Public Management, Inc.



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

7.A.10

Meeting: 11/13/18 06:00 PM

Department: Administration
Category: Code Enforcement

ORDINANCE 2018-24

DOC ID: 4300 A

Subject: Junked Vehicle Ordinance

Background: Although the City has adopted, by Ordinance, the State Transportation Code regarding junked vehicles, there are several items that need to be added or modified in the existing ordinance. The additions include definitions of a junked vehicle, aircraft and watercraft, junked vehicle declared a public nuisance and inapplicability of ordinance. The sections requiring modification include notice and public hearing. The notice section has been modified to reflect current State law. Currently, the hearing officer for the Public Hearing is left to the discretion of the municipality. The City of Liberty's Public Hearing Section requires the hearing to be held before the Mayor or Mayor Pro Tem. The proposed amendment would require the hearing to be held before the Municipal Court.

Fiscal Impact: NA

Staff Recommendation: Staff recommends adoption of the ordinance amending Article 8.05 Junked Vehicles of the Code of Ordinances.

AN ORDINANCE AMENDING ARTICLE 8.05 OF THE CODE OF ORDINANCES; REGULATING JUNKED VEHICLES; 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 THIS ORDINANCES BE READ ON TWO SEPARATE DAYS.

WHEREAS, the City Council of the City of Liberty previously adopted an ordinance regulating junked vehicles within the city limits; and

WHEREAS, Texas law allows for municipalities to regulate junked vehicles located on both public and private property within the city; and

WHEREAS, junked vehicles that are visible at any time of the year from a public place or public right-of-way are detrimental to the safety and welfare of the public, tend to reduce the value of private property, invite vandalism, create a fire hazard, are an attractive nuisance creating a hazard to the health and safety of minors, and produce urban blight adverse to the maintenance and continuing development of the city; and

WHEREAS, City Council desires to amend the ordinance in order to better regulate junked vehicles located within the city limits.

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

Section 1: Article 8.05 of the Code of Ordinances of the City of Liberty is amended to read as follows:

Article 8.05. Junked Vehicles

Article 8.05.001. Definitions

(a) In this article, “junked vehicle” means a vehicle that:

- a. Is self-propelled; and
- b. Is:
 - i. Wrecked, dismantled or partially dismantled, or discarded; or
 - ii. Inoperable and has remained inoperable for more than:
 - 1. 72 consecutive hours, if the vehicle is on public property; or
 - 2. 30 consecutive days, if the vehicle is on private property.

(b) For purposes of this subchapter, “junked vehicle” includes a motor vehicle, aircraft, or watercraft. This subchapter applies only to:

- a. A motor vehicle that displays an expired license plate, or an expired registration sticker, or does not display a license plate;
- b. An aircraft that does not have lawfully printed on the aircraft an unexpired federal aircraft identification number registered under Federal Aviation Administration aircraft registration regulations in 14 C.F.R. Part 47; or
- c. A watercraft that:
 - i. Does not have lawfully on board an unexpired certificate of number; and
 - ii. Is not a watercraft described by section 31.055, of the Texas Parks and Wildlife Code.

Article 8.05.002. Junked Vehicle Declared to be a Public Nuisance

A junked vehicle, including a part of a junked vehicle, that is visible at any time of the year from a public place or public right-of-way is hereby declared to be a public nuisance.

Article 8.05.003. Offense.

- (a) A person commits an offense if the person maintains a public nuisance described by Section 8.05.002.
- (b) An offense under this article is a misdemeanor punishable by a fine not to exceed \$200.
- (c) The court shall order abatement and removal of the nuisance upon conviction.

Article 8.05.004. Notice.

- (a) The City must provide not less than ten (10) days' notice of the nature of the nuisance. The notice must be personally delivered, sent by certified mail with a five-day return requested, or delivered by the United States Postal Service with signature confirmation service to:
 - a. The last known registered owner of the nuisance;
 - b. Each lienholder of record of the nuisance; and
 - c. The owner or occupant of:
 - i. The property on which the nuisance is located; or
 - ii. If the nuisance is located on a public right-of-way, the property adjacent to the right-of-way.
- (b) The notice must state that:
 - a. The nuisance must be abated and removed not later than the 10th day after the date on which the notice was personally delivered or mailed; and
 - b. Any request for a hearing must be made before that ten (10) day time period expires.
- (c) If the post office address of the last known registered owner of the nuisance is unknown, notice may be placed on the nuisance or, if the owner is located, personally delivered.
- (d) If notice is returned undelivered, action to abate the nuisance shall be continued to a date not earlier than the 11th day after the date of the return.

Article 8.05.005. Hearing.

- (a) If a hearing is requested by a person for whom notice is required under Article 8.05.004, the hearing shall be held not earlier than the 11th day after the date of the service of notice.
- (b) The hearing shall be conducted by the City of Liberty Municipal Court Judge.
- (c) At the hearing, the junked motor vehicle is presumed, unless demonstrated otherwise by the owner, to be inoperable.
- (d) If the information is available at the location of the nuisance, an order requiring removal of the nuisance must include:
 - a. For a motor vehicle, the vehicle's:
 - i. Description;
 - ii. Vehicle identification number; and
 - iii. License plate number
 - b. For an aircraft, the aircraft's:
 - i. Description; and
 - ii. Federal aircraft identification number as described by Federal Aviation Administration aircraft registration regulations in 14 C.F.R. Part 47; and
 - c. For a watercraft, the watercraft's:
 - i. Description; and
 - ii. Identification number as set forth in the watercraft's certificate of number.

Article 8.05.006. Failure to Comply

- (a) If a hearing is not requested within the ten (10) day period provided for herein, and the nuisance is not removed and abated by the person(s) notified, the city shall request of the municipal court judge an order directing the city manager or his designee to have the same removed and the city manager or his designee shall take possession of said junked vehicle and remove it from the premises. The city manager or his designee shall thereafter dispose of said junk motor vehicle in such manner as provided by this ordinance.

Article 8.05.007. Removal when owner unknown

- (a) If there is a junked motor vehicle, as herein defined, on any premises and neither the owner of the premises nor the owner of said vehicle can be found and notified to remove same, then, upon a showing of such facts to the municipal judge, the court may issue an order directing the city manager or his designee to have the same removed and the city manager or his designee shall take possession of said junked motor vehicle and remove it from the premises. The order requiring the removal of a vehicle or vehicle parts must include a description of the vehicle and correct identification number and license number if the information is available at the site. The city manager or his designees shall thereafter dispose of said junk motor vehicle in such manner as provided by this ordinance.

Article 8.05.008. Reconstruction of Junked Vehicle

- (a) After a junked vehicle has been removed it shall not be reconstructed or made operable.
- (b) Junked vehicles or vehicle parts may be disposed of through commercial channels as scrap or salvage.

Article 8.05.009. Notice to State

The City Manager, or his designee, shall notify the Texas Department of Transportation within five (5) days after the date of removal of any junked vehicle.

Article 8.05.010. Administration.

This section shall be administered only by regularly salaried full-time employees of the city, except that the removal of vehicles or vehicle parts from property may be by any duly authorized person.

Article 8.05.011. Enforcement.

- (a) Any city employee or other person authorized by the city manager to enforce or carry out the provisions of this article may enter private property for the purposes specified in this article to examine vehicles or vehicle parts, to obtain information as to the identity of the vehicles, and to remove or cause the removal of a vehicle or vehicle parts declared to be a public nuisance pursuant to the terms of this article.
- (b) The municipal court may issue orders necessary to enforce this ordinance.

Article 8.05.012. Inapplicability of Ordinance

- (a) Procedures adopted under this article may not apply to a vehicle or vehicle part as follows:
- a. That is completely enclosed in a building in a lawful manner and is not visible from the street or other public or private property; or
 - b. That is stored or parked in a lawful manner on private property in connection with the business of a licensed vehicle dealer, mechanic or junkyard, or that is an antique or special interest vehicle stored by a motor vehicle collector on the collector's property, if the vehicle or part and the outdoor storage area, if any, are:
 - i. Maintained in an orderly manner;
 - ii. Not a health hazard; and
 - iii. Screened from ordinary public view by appropriate means, including a fence, rapidly growing trees, or shrubbery.
- (b) In this section:
- a. "Antique vehicle" means a passenger car or truck that is at least 25 years old.
 - b. "Motor vehicle collector" means a person who:
 - i. Owns one or more antique or special interest vehicles; and
 - ii. Acquires, collects, or disposes of an antique or special interest vehicle or part of an antique or special interest vehicle for personal use to restore and preserve an antique or special interest vehicle for historic interest.
 - c. "Special Interest Vehicle" means a motor vehicle of any age that has not been changed from original manufacturer's specifications and, because of its historic interest, is being preserved by a hobbyist.

Article 8.05.013. Relocation of junked vehicle after abatement proceeding has commenced.

- (a) The relocation of a junked motor vehicle that is a public nuisance to another location in the city after a proceeding for the abatement and removal of the public nuisance has commenced has no effect on the proceeding if the junked motor vehicle constitutes a public nuisance at the new location.

Section 2: This Ordinance shall take effect from and after its final passage and publication as required by law.

Section 3: 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 days is hereby dispensed with.

PASSED AND ADOPTED at a regular meeting of the City Council of the City of

Liberty, this _____ day of _____, 2018.

Carl Pickett, Mayor

ATTEST:

Dianne Tidwell, City Secretary



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

Meeting: 11/13/18 06:00 PM

Department: Administration
Category: Code Enforcement

7.A.11

ORDINANCE 2018-25

DOC ID: 4301

Subject: International Swimming Pool and Spa Code

Background: During the July 10, 2018 City Council Meeting, Staff discussed the proposed adoption of the International Swimming Pool and Spa Code. The Code establishes the minimum requirements for the design, construction, alteration, repair of swimming pools, spas, hot tubs and aquatic facilities. This Code also establishes provisions that protect the public health, safety and welfare. Although it was the consensus of the City Council to adopt the Code, it was not brought back to City Council for approval.

Fiscal Impact: NA

Staff Recommendation: Staff recommends approval of the ordinance adopting the International Swimming Pool and Spa Code.

AN ORDINANCE AMENDING THE CODE OF ORDINANCES, ARTICLE 3.02, ADOPTING THE INTERNATIONAL SWIMMING POOL AND SPA CODE; 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.

WHEREAS, the City Council of the City of Liberty recognizes the importance of regulating the minimum requirements and standards for the design, construction, alteration, repair, and maintenance of swimming pools, spas, hot tubs, and aquatic facilities; and

WHEREAS, the City Council of the City of Liberty, Texas, finds it to be in the public interest to adopt the International Swimming Pool and Spa Code to help regulate swimming pools and spas within the city.

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

Section 1: Article 3.02.451 in Division 10 of the Code of Ordinances of the City of Liberty is created to read as follows:

Division 10: International Swimming Pool and Spa Code

Article 3.02.451. Adopted

- (a) The following code is hereby adopted by the city, and all properties located in the city shall conform to the standards set out in the following code published by the International Code Council, Inc., with amendments as published: International Swimming Pool and Spa Code.

- (b) The adopted code, in its most recent edition, and new editions, as published, are hereby automatically accepted.
- (c) Any person violating this code may be found guilty of a class C misdemeanor, or any other punishment as outlined in the adopted International Swimming Pool and Spa Code.

Section 2: 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 days is hereby dispensed with.

Section 3: This Ordinance shall be in full force and effect from and after the date that it is published in the newspaper on two separate dates.

PASSED AND ADOPTED at a regular meeting of the City Council of the City of Liberty, this 13th day of November, 2018.

Carl Pickett, Mayor

ATTEST:

Dianne Tidwell, City Secretary



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

7.C.1

Meeting: 11/13/18 06:00 PM

Department: Administration
Category: Executive Session Items

COUNCIL ACTION 2018-114

DOC ID: 4297

Subject: Action Taken Following an Executive Session

Background: A vote on a matter deliberated in a closed meeting may only be made in an open meeting that is held in compliance with the notice provisions.



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

7.C.2

Meeting: 11/13/18 06:00 PM

Department: Administration
Category: Executive Session Items

COUNCIL ACTION 2018-115

DOC ID: 4298

Subject: Action Taken Following an Executive Session

Background: A vote on a matter deliberated in a closed meeting may only be made in an open meeting that is held in compliance with the notice provisions.