



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, October 8, 2019

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 ProTem Diane Huddleston	☐	☐	☐	
Council Member Dennis Beasley	☐	☐	☐	
Council Member Libby Simonson	☐	☐	☐	
Council Member David Arnold	☐	☐	☐	
Council Member Chipper Smith	☐	☐	☐	
Council Member Neal Thornton	☐	☐	☐	

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 # 4606)

City Manager's Report - City Mgr. T. Warner

- City Manager's Report(DOCX)

B. Information Item (ID # 4607)

Finance Report - Asst. City Mgr./CFO - N. Herrington

C. Information Item (ID # 4608)

Department Reports

- Monthly Rpt - Fire Dept (XLS)
- Monthly Rpt-Inspection Dept. (XLSX)
- Monthly Rpt - Library Narrative (DOCX)
- Monthly Rpt - Library Stats (XLSX)
- Monthly Rpt -Library Volunteer (XLSX)
- Monthly Rpt - Police Dept (XLS)
- Monthly Report-Public Works (DOCX)
- Monthly Rpt - PW CONSTRUCTION (DOCX)

D. Information Item (ID # 4609)

SRMPA Report - Mayor Pickett

E. Information Item (ID # 4610)

Recycling Report - Council Member Huddleston

F. Information Item (ID # 4611)

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, September 10, 2019
2. Tuesday, September 17, 2019
3. Tuesday, October 01, 2019

VII. REGULAR AGENDA

A. Regular Session

1. Information Item (ID # 4612)

Discussion and review of recent Tropical Depression Imelda and related issues.

2. Council Action (ID # 4614)

Consider approval of a contract with the Liberty Independent School District for use of the Liberty Municipal Park Baseball Facilities.

- Park Baseball Facilities Contract (PDF)

3. Council Action (ID # 4613)

Consider award of proposal for City Hall Interior Repairs and Improvements.

- Tabulation-City Hall Repairs (PDF)

4. Council Action (ID # 4615)

Consider award of proposal for Bank Depository Services for the City of Liberty and the Liberty Community Development Corporation.

- Bank Depository Comparison (XLSX)

5. Council Action (ID # 4616)

Consider approval of an Interlocal Agreement with Liberty County for the acquisition of property located at 522 Garrett Street.

- Interlocal Agreement with Liberty County (DOCX)

6. Council Action (ID # 4617)

Consider designating a Representative and Alternate to the Houston-Galveston Area Council 2020 General Assembly.

7. Council Action (ID # 4618)

Consider award of proposal for development of a Master Plan for the Liberty Municipal Golf Course.

- Golf Course Master Plan - Tabulation (PDF)

8. Ordinance (ID # 4620)

CONSIDER ADOPTION OF AN ORDINANCE GRANTING TO CENTERPOINT ENERGY RESOURCES CORP., DBA CENTERPOINT ENERGY TEXAS GAS OPERATIONS, THE RIGHT, PRIVILEGE AND FRANCHISE TO CONSTRUCT, INSTALL, EXTEND, REMOVE, REPLACE, ABANDON, OPERATE AND MAINTAIN ITS FACILITIES WITHIN THE PUBLIC RIGHTS-OF-WAY OF THE CITY OF LIBERTY, TEXAS FOR THE TRANSPORTATION, DELIVERY, SALE AND DISTRIBUTION OF NATURAL GAS; CONTAINING OTHER PROVISIONS RELATING TO THE FOREGOING SUBJECT; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

9. Work Session (ID # 4619)

The City Council will conduct a Work Session to discuss off-street parking requirements.

- EXHIBIT A - Proposed Parking Ordinance (DOCX)

B. Executive Session**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.

- Discussion of the City Manager's Evaluation.

Gov. Code §551.072 - Deliberation regarding real property.

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

Gov. Code §551.071 - Private Consultation with Attorney. To seek advice regarding contemplated/pending litigation.

- Humphreys Cultural Center

- Cities of Hardin and Ames Litigation

C. Reconvene into Regular Session

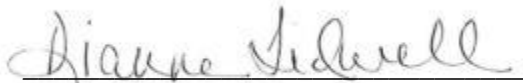
1. Council Action (ID # 4621)

Consider and take action, if any, on the City Manager's Evaluation 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 4th day of October, 2019 at 5:00 p.m. This notice will remain so posted continuously for at least 72 hours preceding the scheduled time of said meeting in accordance with Chapter 551 of the Texas Government Code.


Dianne Tidwell, City Secretary

NOTICE

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

I certify that the attached Notice and Agenda of items to be considered by the City Council was removed by me from the bulletin board at the City Hall on the _____ day of _____, 2019.



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

5.A

Meeting: 10/08/19 06:00 PM

Department: Administration
Category: Reports

INFORMATION ITEM (ID # 4606)

DOC ID: 4606

Subject: City Manager Report - City Projects and Activities

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: October 8, 2019

Re: City Manager Report

-
1. During the evening of October 3rd, a storm with high winds and heavy rainfall passed through the City. The winds from the storm took the top out of one pole and knocked a second pole down in the Layl Drive and Avenue B area. The pole damage resulted in a power outage on the feeder serving Layl Drive, the Bypass and north Hwy 146. Power was restored, to most of the customers, by 5:00 a.m. on October 4, 2019.
 2. On September 18, 2019, the city experienced a power outage to the Liberty Substation. Per Entergy, the outage was due to an off-right-of-way pine tree falling onto their line.
 3. The Port of Liberty and the City were contacted by an engineering firm regarding the Union Pacific Railroad (UPRR) Bridge over the Trinity River. The railroad is in the early stages of the design process to replace the entire bridge structure. Since the section is considered a navigable water way, any changes to the horizontal and vertical clearances require Coast Guard approval. The engineering firm asked several questions regarding the future commercial and recreational uses of the river near the bridge structure.
 4. The contractor on the Hwy 146 Sanitary Sewer Line Extension Project has completed the installation of the manholes and sanitary sewer line. The remaining work to be completed will include completion of the punch list items, grading and cleaning up the work site. The contractor began the final grading and clean up on October 3rd.
 5. The preconstruction meeting for the Main B Levee Repair Project was held on September 6, 2019. The contractor was provided the Notice to Proceed and has 120 days to be substantially complete with the project. The levee repairs were anticipated to begin on September 24, 2019. The start of repairs was postponed, due to the September 19th floods, until the week of October 7th.
 6. The installation of the new signs for the Golf Course, Canfield and Magnolia Parks and the Airport have been rescheduled for this month.
 7. The Golf Course Restaurant Lease agreement was executed by both parties on September 5, 2019. Distinct Cantinas can now begin the process of obtaining their liquor license. On October 4, 2019, their application to obtain a liquor permit from the City was received.

Attachment: City Manager's Report (4606 : City Manager's Report)

8. The fall “Shred It” event is scheduled from 9:00 a.m. to Noon (or when the truck is full) on October 5, 2019. The event will take place in the City Hall parking lot.
9. The Holly Street Drainage and Water Project is approximately 40% complete as of August 31, 2019. The monthly estimate for September has not been received by the City. The intersection of N. Travis & Holly Street will be closed for three weeks beginning October 7, 2019. The contractor will be installing the catch basins, box culverts and waterline during the closure.
10. The contractor for the sanitary sewer repairs on Bowie between Grand and ML King has installed the bypass pumping and has completed the manhole work and is near completion of the sanitary sewer slip lining.
11. The following is a status of the current Electric Projects:

<u>Project</u>	<u>Complete</u>	<u>Estimated Cost</u>	<u>Spent to Date</u>
a. Pine Place Subdivision	55%	\$ 46,953	\$ 25,626
b. Featherstone Subdivision	58%	\$105,920	\$ 61,776
c. Whittington Subdivision	79%	\$206,725	\$163,193
d. Live Front Transformer	19%	\$323,456	\$ 61,582
e. Beaumont #3 Lateral	88%	\$182,325	\$160,261
f. UG Primary	4%	\$250,000	\$ 10,434
g. OH Transformer Platform	25%	\$ 91,450	\$ 22,991
h. Regency Place	42%	\$279,040	\$115,903
i. Travis Park	68%	\$380,505	\$258,529
j. UG Street Lighting	73%	\$155,000	\$112,549
k. Beaumont #2 Laterals	35%	\$414,254	\$146,339
l. Beaumont #4 Laterals	34%	\$308,344	\$104,722
m. Beaumont #5 Laterals	6%	\$764,156	\$ 45,559
n. Liberty #1 Laterals	0%	\$345,881	
o. Liberty #3 Laterals	0%	\$371,354	
p. Street Light Conversion	71%	\$ 82,500	\$ 58,331
Totals		\$4,307,863	\$1,347,795



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

5.B

Meeting: 10/08/19 06:00 PM

Department: Administration
Category: Reports

INFORMATION ITEM (ID # 4607)

DOC ID: 4607

Subject: Finance Report

Background: This agenda item affords the Asst. City Mgr./CFO 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.C

Meeting: 10/08/19 06:00 PM

Department: Administration
Category: Reports

INFORMATION ITEM (ID # 4608)

DOC ID: 4608

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: September 1 to September 30, 2019

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 56 Mutual Aid 4

Number Of Runs: (EMS Only) 911 Calls 139 Mutual Aid 19
 Transfers-Out of Town 70 Transfers-In Town 12 Dialysis 40

Other Information:

Total of payments that have been received at the Fire Department for EMS is: \$42,673.99
6
 EMS Payments received at Fire Department: Year to Date (fiscal): \$628,667.26
 Year to Date (calendar): \$478,082.95

Attachment: Monthly Rpt - Fire Dept (4608 : Department Reports)

CITY OF LIBERTY INSPECTION PERMITTING MONTHLY REPORT

<u>REVENUE</u>	<u>MONTH</u>
1 <u>PERMIT REVENUE</u>	<u>\$5,585.00</u>
2 <u>TAP FEES</u>	<u>\$0.00</u>
3 <u>ALL LICENSE FEES</u>	<u>\$0.00</u>
4 <u>OCCUPATIONAL LICENSE</u>	<u>\$0.00</u>
5 <u>SOLICITOR'S PRMTITS</u>	<u>\$0.00</u>
6 <u>OUTDOOR SALES</u>	<u>\$0.00</u>

TOTAL \$5,585.00 \$0.00 \$0.00 \$0.00

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<u>ACTIVITIES</u>	
1 <u>COM. BLDG PERMITS ISSUED</u>	<u>39</u>
2 <u>RES. BLDG PERMITS ISSUED</u>	<u>31</u>
3 <u>OTHER PERMITS ISSUED</u>	<u>0</u>
2 <u>PLAN REVIEWS</u>	<u>0</u>
3 <u>INSPECTIONS</u>	<u>70</u>
4 <u>COM. C OF O'S ISSUED</u>	<u>0</u>
5 <u>RES. C OF O'S ISSUED</u>	<u>0</u>
5 <u>ADDRESSES ISSUED</u>	<u>2</u>
6 <u>DANGEROUS BUILDINGS</u>	<u>0</u>
7 <u>DEBRIS VIOLATIONS</u>	<u>10</u>
8 <u>JUNK VEHICLE VIOLATIONS</u>	<u>0</u>
9 <u>VEGETATION VIOLATIONS</u>	<u>10</u>
10 <u>UNSAFE/UNSANITARY</u>	<u>0</u>
11 <u>RV VIOLATIONS</u>	<u>5</u>
12 <u>BANDIT SIGNS</u>	<u>75</u>
13	

TOTAL 242 0 0 0

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SPECIAL PROJECTS

- 1
COMMERICAL CERTIFICATE OF OCCUPANCY'S BY NAME:
- 2
CREATE MANUAL FILING SYSTEM FOR BACK FLOW INSTALLATION AND TESTING PAPERWORK AND ADD A ELECTRONIC BACK UP-(TCEQ REQUIREMENT) 50% COMPLETE
- 3
CREATE MANUAL FILING SYSTEM FOR PUMPED GREASE MANIFEST AND ADD ELECTRONIC BACK UP(TCEQ REQUIREMENT) 50% COMPLETE

Attachment: Monthly Rpt-Inspection Dept. (4608 : Department Reports)

CITY OF LIBERTY
INSPECTION PERMITTING
MONTHLY REPORT

- 4 CREATE MANUAL FILING SYTEM FOR CUSTOMER SERVICE INSPECTION SHEETS AND ADD AN ELECTRONIC BACK UP(TCEQ REQUIREMENT)
PROJECT COMPLETE

Liberty Municipal Library September 2019 Report

It was Deja vu all over again for the City of Liberty and Southeast Texas when Tropical Storm Imelda brought torrential rain that flooded many areas. The flooding started on Wednesday evening, September 18, and the roads were quickly made impassable. The library was closed on Thursday due to the flooding. The rest of the story continues below.

Staff activity reports:

After the worst of Imelda's rain had subsided, **Administrative Assistant Amber Ursprung** and her dad, Jerry Ursprung, braved the flood water to check out the condition of the library. Amber was relieved that, unlike during Hurricane Harvey, the leaks from the foyer skylights were manageable. Amber and her dad got out the wet/dry vacuum and had most of the water cleaned up when Dana Abshier arrived. Amber reported where the active leaks were and Dana finished up the vacuuming. The other leaks throughout the Cultural Center were mostly caught by buckets and trash cans that are permanently in place for rainy times.

Amber also discovered two of the four new dehumidifiers in the foyer were not running when she arrived on the scene, but all four units were quickly up and running again. On Friday the usual after-a-rainstorm musty, moldy smell was back in the foyer, but by Monday the smell had dissipated a great deal. The dehumidifiers really made a big difference. Before we acquired them, the foyer smelled very musty and moldy for several weeks following a large rain. The City was extremely fortunate that there was much less rainwater intrusion than we received with Harvey.

The library was operating again on Friday, albeit without telephones and internet access. Computers, scanning, faxing and printing functions were unavailable, but the wireless was still operating. The staff checked out books by manually by writing down barcode numbers and titles since our automation system is internet based. Amber used the wi-fi and her personal laptop to transfer the hand-written checkouts to the automation system, and she also added new patrons and cataloged new books.

It was later learned the component that controls our telephone system and patron computer access was probably hit by lightning, thus rendering them inoperable. The following Tuesday the phone system/computer network were fully restored. Our internet patrons were particularly happy about that, as some patrons displayed serious internet withdrawal symptoms. Other than the fried telephone component, there was no damage to the Cultural Center.

Assistant City Manager Chris Jarmon visited the library on Friday to check on the staff and the Cultural Center, which the staff greatly appreciated.

Children's Librarian Katie Edgell's Story Time program ended the fiscal year on a high note, with September's attendance of 102. Only one day had low attendance, and that was due to the rainy arrival of Tropical Storm Imelda. Even then, seven intrepid Story Timers and parents braved the weather to attend. Here's some of the things Katie accomplished during September:

- Inventory of the children's, juvenile and the VHS collections continued, and children's books were chosen for a Hispanic Heritage Month display.
- Katie set up special displays for Positive Thinking Day, Talk Like a Pirate Day, National Good Neighbor Day, and World Teacher's Day. She also did a 9/11 display with the theme "Not Every Hero Wears a Cape."

- She assisted Maggie Varela in decorating and preparing for the Hispanic Heritage Day celebration, and Katie put together a display of children's books highlighting Hispanic culture.
- Katie wrote news media publicity for Story Time and promoted it on the library's Facebook page. Hispanic Heritage Day was also highlighted on Facebook.
- She prepared Story Time craft activities including an American flag for Patriots' Day, an accordion dog, bunny ears to go with the story *Everybunny Dance* and paper pumpkins that the children will decorate as jack-o-lanterns.
- Katie and Maggie have also begun planning fantasy-scape decorations for the windows in the children's area that will go along with the 2020 Summer Reading Program theme "Imagine Your Story." Katie contacted children's musician Will Parker about performing during the SRP.
- Katie and Maggie discussed a family game night idea for November.

Bilingual Librarian Maggie Varela had a very busy month. The library celebrated its first Hispanic Heritage Day with a very special event on September 16. Maggie proposed the program idea several months ago and did all the planning and coordinating for the event with assistance from the library staff. The Ballet Folklórico Dance group from Dayton performed beautifully in their colorful dance costumes. Mr. Alvaro Romo, a bilingual teacher at LES, entertained as the storyteller. Kids created mariachi dolls, popsicle stick dancers, flag banners, and Spanish word wheels with supplies provided by the library. They also had fun with rain sticks.

Everyone enjoyed traditional Hispanic snacks that included duritos, which are wheel shaped chips, and agua fresco, or fruit infused water. Children received colorfully painted wooden toys that Maggie brought back from Mexico as party favors. 51 people enjoyed the very successful and enjoyable event.

- Maggie continued weeding the videos and juvenile books. 621 very old videocassettes were removed from the collection to make room for the Spanish language/bilingual books, which had been housed where they were not easily seen. Maggie moved them to the very front of the library where they are easy to find.
- Spanish checkouts ended the year at 662, a huge jump from last year's 133. Maggie's efforts to market the Spanish language collection have been highly effective.
- Maggie also made room for more books on five shelves in the juvenile nonfiction area.

Kristin Gilley, our **Information and Young Adult Librarian**, has really taken to creating very eye-catching book displays in the adult and YA area. This month featured displays for Banned Book Week, Hispanic Heritage Month, and the largest display featured hunting. She included books on bears, deer, water fowl and other game, hunting stories, and even a chart showing hunting seasons for various wild game. She also included two books on cooking wild game and a real skull of an American Black Bear. The whole display was surrounded by tiny white lights. You couldn't miss it if you walked anywhere near the very interesting display.

Peggy Carr had several book donations to go through and sorted them for keepers and those to sell. She also helped delete those 621 VHS tapes from the system, plus books that had been weeded from the collection. Peggy was updating library cards and discovered a large number of people who had very old overdue accounts with fines and fees for books that were never returned. She created a notebook with all the account information included. She put a bright red cover on the outside of the notebook to make it easy to locate. This information will help staff recognize the names of people with delinquent accounts if they apply for another library card in the future.

Gail Williamson had an alarming encounter with a scary patron in September. One of our regulars who always needs help with the computer was showing her photos of cars that he owned in the past. He had wrecked one

of the cars. He said it had tried to kill him and he showed Gail the scars to prove it. Another was his ex-wife's car, which she apparently took when she left. He calmly and quietly explained that she lived in another state and if he ever saw her again he was going to slit her throat. He demonstrated by sliding his forefinger across his throat. Gail quickly excused herself and moved away from the man. Unfortunately, this isn't an isolated case. The library deals with many disturbed people.

But we do have plenty of fabulous patrons who are a joy to serve. Here's a recent quote from our Facebook page:



We are happy to receive positive feedback from our patrons.

Gail's job also involves repairing books, keeping up with overdue accounts, calling people to remind them of very overdue books, and dealing with angry patrons who don't want to pay for the damaged books they had checked out. For Gail it's all in a day's work, and she keeps on smiling through it all.

Library Director Dana Abshier regretfully had to leave the staff the day after Imelda came calling. Dana had planned trip to Seattle to visit with her son and family, so she missed out on all the excitement dealing with the aftermath of the storm. She knew the library staff could handle anything that came up, and once again they proved themselves highly capable and motivated.

The September end-of-the-year report has good news. Our annual circulation was up 7,043 over last year. Children's circulation increased by 2,088, adult circulation increased by 1,174, Young Adult from 2,885 to 3,420, and Spanish language/bilingual checkouts increased from 194 to 662. This is very encouraging news. With the innovative ideas the staff are developing we expect to see even more upward progress next year.

It was good to be back on KSHN.com's Party Line Program with Bill Buchanan on September 12. The program was not broadcast by radio, as in the past, but was done as via computer at KSHN.com. The program guests now appear live online during the show, which perhaps makes the Party Line a bit more personal for viewers and listeners. We've always wanted to do show and tell on the radio, and now we can.

The Liberty City Council approved new library board members at their September 10 meeting. New members are Tinya Griffin, Brenda Pratt, and Christina Varela. Paul Schmidt was reappointed to a second term. Other library board members are: June Damek, Mitzi Kline, Joanne Knepper, Yvonne Lawrence and Stacy Sundgren. We greatly appreciate our board members for serving their community in this capacity.

Texas Elite Electrical Service installed a new light fixture in the janitor's closet during the month. Custodian Mike Kaiser is happy that he no longer must use a flash light to find things in his immaculately arranged closet.

The four new dehumidifiers are keeping down the natural gas bill. It shrank from over a high of \$1,196 in February 2018 to last month's low of \$458. The savings can be attributed to the controls that were installed last year, plus the dehumidifiers which keep the HVAC from constantly trying to lower the humidity level in the foyer. There are several heating/cooling zones in the building, and each can be independently adjusted.

The Friends of the Library met on September 9 and voted to reelect Cathy Harbour as president. Sandy Pickett was voted as vice president, and Stacy Sundgren is the new treasurer.

Hispanic Heritage Day



Liberty Municipal Library September 2019 Monthly Report

	This Month	Last Year	FY to Date
Circulation:			
Adult Print Materials Circulation	1,046	1,109	13,619
Juvenile Print Materials Circulation	1,516	1,610	23,274
Periodicals	3	30	249
Young Adult Print Materials Circulation	192	106	2,392
Adult & YA E-book Circulation	347	248	3,420
Adult & YA Audiobook/Video Circulation	97	83	1,169
Juvenile E-book Circulation	27	13	209
Juvenile Audiobook Circulation	4	6	118
Spanish Materials Circulation	73	32	662
Projectors	0	0	6
Read-alongs	7	1	37
DVDs	377	364	6,511
Audiobooks & Music CDs	47	75	717
Video Tapes in English	38	58	843
Video Tapes & DVDs in Spanish	0	2	32
ILLs Received from Other Libraries	0	1	18
ILLs Provided to Other Libraries	4	4	70
Total Adult & YA Circulation All Formats	2,220	2,111	29,731
Total Juvenile Circulation All Formats	1,554	1,630	23,638
Total Circulation All Formats	3,774	3,741	53,369
	This Month	Last Year	FY to Date

Attachment: Monthly Rpt - Library Stats (4608 : Department Reports)

Reference Services:			
In-house Reference	147	160	1,966
Telephone Reference	108	147	1,536
Public Computer Assistance	104	143	1,535
Collection Statistics:			
Volumes Added to Collection	196	173	2,502
Volumes Removed from Collection	913	51	5,823
Total Volumes in Collection	51,436	53,595	51,436
Titles Added to Collection	121	108	1,660
Titles Removed from Collection	851	37	2,416
Total Titles in Collection	61,965	61,098	61,328
Cataloging:			
Books Cataloged	121	99	1,468
DVDs Cataloged	0	3	100
Audiobooks & Music CDs Cataloged	0	6	13
Periodicals Cataloged	68	61	825
Building Use/Programs/Public Relations:			
Meeting Room/Pavilion Use	13	10	138
Story Time Programs	4	4	38
Story Time Attendance	102	48	603
Misc. Children's Programs/Tours	1	0	16
Misc. Children's Programs/Tours Attendance	51	0	1,097
	This Month	Last Year	FY to Date

Young Adult Programs	0	0	9
Young Adult Attendance	0	0	77
Adult Programs	5	5	58
Adult Programs Attendance	40	37	491
Speaking Engagements	1	1	9
Total Programs	10	9	126
Total Attendance All Programs	193	85	2,268
Patron Count/Volunteers:			
New In-City Patrons	23	21	218
In-City Cards Renewed	20	27	268
In-City Cards Deleted	1	1	312
Total In-City Patrons	3,448	7,498	3,448
New Out-of-City Patrons	28	42	487
Out-of-City Cards Renewed	15	26	461
Out-of-City Cards Deleted	25	0	2,885
Total Out-of-City Patrons	5,225	6,538	5,225
New E-Book Users	8	4	79
Tex Share Cards Issued	0	0	1
Total Volunteers	13	0	69
Total Volunteer Hours	22.00	0.00	3,325.00
Traffic Count	3,671	2,909	37,586
	This Month	Last Year	FY to Date
Public Use Technology:			

Wireless Users	21	56	445
New Computer Users	39	65	668
Deleted Computer Users	0	0	0
Public Computers Users This Month	318	563	5,459
Hours of Patron Computer Use	258	497	4,645
Website Sessions: Ploud, Online Catalog	908	761	28,945
Website Users	2,026	NA	9,700
Social Media Sessions: Facebook, Instagram	167	NA	1,653
Social Media Users	125	NA	1,364

						Liberty Municipal Library Volunteer Report for the Month of September 2019																																											
	1	2	3	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																	
Name of volunteer																																																	
Arceneaux, Val																																	0																
Cash, Terry						2																					2						4																
Davis, Beverly																																	0																
Harbour, Cathy																																	0																
Pickett, Sandy																																	0																
Rogers, Ann																																	0																
Speights, Bob																																	0																
Sundgren, Gary																																	0																
Sundgren, Stacey																																	0																
Whittington, Nell																																	0																
Hispanic Heritage Day																18																	18																
12 volunteers																																	0																
Total for month																																	22																

SEPT // 2019 //

PUBLIC WORKS MONTHLY REPORT

STREETS DEPARTMENT -THE ROAD TO SUCCESS IS ALWAYS UNDER CONSTRUCTION

This Month's Notes

JAMES
REDDING –
STREETS
DIRECTOR

- Notes:
- Sprayed Mosquitos
- Swept streets
- Patched around town
- Cleaned ditch on Ave E
- Checked levee at beginning of month
- Checked flood pumps every Monday
- Repaired driveway on Ave E
- Mowed on route
- Sprayed weeds on WoodSprings Dr
- Trimmed limbs around town
- Repaired concrete cut on Independence
- Completed inventory
- Repaired sink hole on Hawthorn
- Cleaned ditch on Washington
- Started replacing broke curb on Grand St.
- Picked up trash on Sanddune
- Picked up parts for Gradall in Houston
- Cleaned inlets
- Repaired asphalt street cuts
- Had Gradall and dump trucks help with sewer problem on Texas and Holly
- Installed chains across City Cemetery

SEPTEMBER // 2019 // ISSUE NUMBER

PUBLIC WORKS MONTHLY REPORT



MAIN A STORM MAINTENANCE TROPICAL STORM IMELDA



MAIN B IMPROVEMENTS PRIOR TO TROPICAL STORM IMELDA

Misc.: Streets started pumping water at 2:30am during Tropical Storm Imelda.

Attachment: Monthly Report-Public Works (4608 : Department Reports)

SEPTEMBER // 2019 // ISSUE NUMBER

PUBLIC WORKS MONTHLY REPORT

FIXING THESE STREETS

Streets:					
	Graded:				Miles
	Swept:			38	Hours
	Street cut repairs:			3	Each
	Curb & Gutter Repair:			49	Feet
Drainage:					
	Ditch Cleaning:			450	Feet
	Culvert Installation:			0	Feet
	Catch Basin/inlets cleaned:			937	Each
	Levee Inspection:			yes	
	Flap gate Debris Removal:			0	
Spraying:					
	Herbicide:			80	Gallons
	Mosquito:			316	Miles
Signs:					
	Installed			0	Each
	Repaired/ Replaced			0	Each

Attachment: Monthly Report-Public Works (4608 : Department Reports)

PUBLIC WORKS MONTHLY REPORT

SEPTEMBER // 2019 // ISSUE NUMBER

PARKS DEPARTMENT

IT'S NATURE YA'LL!!!

Work completed

TOM TULLOCK – PARKS

Work Completed:

Fields:

Work Performed: Picked up trash and maintained as needed. Mowed six 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,

PUBLIC WORKS MONTHLY REPORT

SEPTEMBER // 2019 // ISSUE NUMBER

cleaned and made sure everything was in working order. Backwashed filters every other day.

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. Pressure washed the white fence around playground.

-

Pocket Parks:

Work Performed: Picked up trash and other debris every day. Put locks on all maintenance gates at all pocket parks. Changed trash barrels as needed.

Trees:

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

PUBLIC WORKS MONTHLY REPORT

SEPTEMBER // 2019 // ISSUE NUMBER

Flags:

Work Performed: Checked flags every day for damage.

Notes: Filled in holes throughout park.

Mowed the ditch on Cook St. from Main all the way to park entrance.

Made sure all lift stations were ok during storm.

Supervised Serve Pro Crew that was demoing the Service Centre during storm

Helped with loading debris using front end loader, backhoe, and knuckle boom.

Cleaned up all debris that was in the park due to Tropical Storm Imelda.

Took down big flag and replaced it with new one, the old one was beyond repair.

Replaced both Texas and the American flag at the Service Center.

Attachment: Monthly Report-Public Works (4608 : Department Reports)

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PUBLIC WORKS MONTHLY REPORT



Attachment: Monthly Report-Public Works (4608 : Department Reports)

PUBLIC WORKS MONTHLY REPORT

SEPTEMBER // 2019 // ISSUE NUMBER

SAFE DRINKING WATER IS ESSENTIAL TO LIFE.

MARK REED – WATER / WASTE WATER DIRECTOR

REPAIRS COMPLETED

WATER LINE REPAIRS	33
SEWER LINE REPAIRS	4

LINE MAINTENANCE (VACCON TRUCK)

24 HOURS
5,000 FEET OF SEWER LINE CLEARED
10 MANHOLES CLEARED

WORK COMPLETED

0	MANHOLE REPAIRS
4	SEWER STOPPAGES
5	METER REPAIRS
0	RADIO REPLACEMENTS
0	WATER TAPS
0	SEWER TAPS
8	CUSTOMER PROBLEMS
92	LOCATE LINES
92	TEXAS 811 LINES LOCATES
0	METER BOXES REPLACED
2	METER LIDS REPLACED
0	CLEANOUTS REPLACED/INSTALLED
0	PULLED METERS
16	CUSTOMER REQUESTED TURN ON
29	CUSTOMER REQUESTED TURN OFF
4	CUT OFF SERVICE
48	RECHECKS

LIFT-STATION MAINTENANCE

TWICE / WEEK	FREQUENCY THAT LIFT-STATIONS CHECKED
2 DAILY	FREQUENCY THAT WATER WELLS CHECKED
40	WATER SAMPLES TAKEN
10	SAMPLES FRO MONTHLY MONITORING-CHLORINE REPORT

Misc.: HARDIN & AMES WELLS CHECKED DAILY

Attachment: Monthly Report-Public Works (4608 : Department Reports)

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PUBLIC WORKS MONTHLY REPORT

ELECTRICAL DEPARTMENT

LIGHT IS ESSENTIAL

CHARLES YPMA – ELECTRICAL SUPERVISOR

The Electrical Department received 27 request this month and closed out 23 of them with 4 carrying overs to August. The requests range from power restoration, blown fuses, sagging power lines, loose guy wires to security and street lights out. The Electrical department performed all these tasks with the aid of Texas Elite Electrical Services, LLC.

COMPLETED WORK REQUESTS

MISC. MAINTENANCE	0
PARTIAL POWER	0
NO POWER	5
POWER LINE ISSUE	5
POLE ISSUE	2
SECURITY LIGHT	7
STREET LIGHT	3
TREES AND VINES	1
SET NEW METER	0
TOTAL INCIDENTS RESOLVED	23

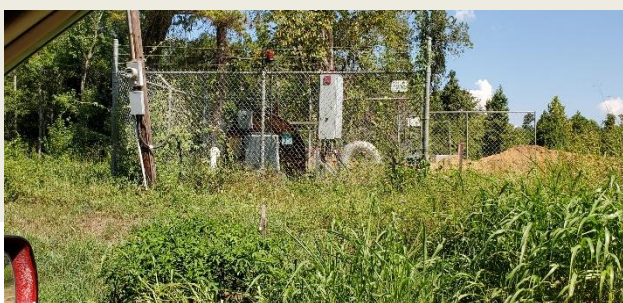
Attachment: Monthly Report-Public Works (4608 : Department Reports)



SEPTEMBER // 2019 //

MONTHLY REPORT

CITY OF LIBERTY CONSTRUCTION PROJECTS REPORT



BEAUMONT LIFT STATION

US 90 Sanitary Sewer Improvements-Phase I is at 71% completion

ALLCO INC.

The City of Liberty, Texas Sanitary Sewer System Improvement, Phase I project involves improvements to the sanitary sewer trunk line along US 90 from Bowie to just east of FM 2684. This section included the install of the sanitary sewer trunk line by pipe bursting (18" pipe), micro-tunneling method (24" and 30" pipe) and abandoning existing sewer lines along US 90. It also includes the replacement of sanitary sewer manholes. This part of the project is near completion.

Attachment: Monthly Rpt - PW CONSTRUCTION (4608 : Department Reports)

MONTHLY REPORT



The lift station at McGuire Street is currently being wired for electricity. The Beaumont Street lift station about 80% complete. The Lift stations at Johnson and Lakeland Streets have not started construction. The sanitary sewer line at the intersection of FM 2684 and US 90 was pipe-bursting this month. There was very little work completed this month.



TEXAS STREET: BEAUMONT AVENUE TO NORTH OF NEWMANSTREET - SANITARY SEWER, STORM SEWER AND PAVEMENT RESTORATION

Texas and N. Travis Street Improvements

Improvements activities along Texas Street have just started to increase. The contractor is removing 6" and 8" sanitary sewer lines and replacing with a 15" sewer line. The storm sewer improvements include removing existing 15" and 24" pipe and replacing them with 18", 24" and 30" pipe from Beaumont Street to just north of Newman St. The contractor will need to restore the pavement that was removed for the underground facilities. The pavement restoration work has not yet begun. This phase of the project is approximately 25% complete. The contractor has replaced old 15" sanitary sewer pipe with new 15" sanitary sewer pipe by pipe bursting method. Manholes have been removed and replaced. The project is being performed by ALLCO, Inc. out of Beaumont, Texas.

*IN THIS ISSUE***HIGHWAY 146 SANITARY SEWER**

12" SANITARY SEWER EXTENSION
NORTH HWY 146

CONSTRUCTION IS 100% COMPLETE**BY 5-T UTILITIES**

On July 30, 2019, the construction of the Highway 146 sanitary sewer extension began. The project involves the installation of a 12" sewer line by open cut method. There will be a bore section under HWY 146 to serve the west side of HWY 146. Seven precast concrete sanitary sewer manholes will be installed along HWY 146 for access. The project is contracted for 45 calendar days and the project has been substantially completed the beginning of September 2019. Only dress-up work remains. This project is being performed by 5-T Utilities based in Huntsville, Texas.



HOLLY STREET

WATER AND STORM DRAINAGE IMPROVEMENT PROJECT 60% COMPLETE

WADECON, LLC

The Construction of the Holly Street involves upgrading the existing water line and storm drainage from North Travis heading west to the end of the Holly Street right of way. Some of the water line installation will be by directional bore and the majority will be open cut. The storm sewer upgrades will increase the truck line capacity and surface drainage. The work will be open cut mostly in the middle to north side of the pavement. The pavement will be restored with curb and gutter and asphalt pavement when complete. The contractor has installed approximately 1800 LF of 6" water line, 800 LF of 5x2 box culvert 400 LF of 4x2 box culvert, and 4 fire hydrants to date. The contractor started work on July 22nd, 2019. The work is being performed by Wadecon, LLC out of Kingwood, Texas.

MONTHLY REPORT

BOWIE STREET PROJECT

SANITARY SEWER IMPROVEMENTS *FROM US 90 TO GRAND ST.*

TEXAS PRIDE UTILITIES

Texas Pride has performed the CIPP sanitary sewer repair under US 90 and from Cos St. to Grand St. Texas Pride is currently working on the section from M.L.K to Cos St. Texas Pride has also completed work on a leaking fire hydrant at Beaumont and Texas and an emergency water line bore on FM 563.



HOLLY STREET WATERLINE INSTALLATION

Attachment: Monthly Rpt - PW CONSTRUCTION (4608 : Department Reports)

Main B Levee Repair

Main B Levee on Bowie St. - No Construction This Month

TLC TRUCKING AND CONTRACTING, LLC.

TCL Trucking and Contracting was awarded the contract and the start date was September 6th, 2019. The project is to perform repairs to the Main B levee which include earth levee repairs and culvert repairs. The project shall be substantially completed in 120 calendar days and all work shall be completed in 165 calendar days. The final completion date is February 18th, 2020. TLC Trucking and Contracting is out of Houston Texas

Attachment: Monthly Rpt - PW CONSTRUCTION (4608 : Department Reports)



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

5.D

Meeting: 10/08/19 06:00 PM

Department: Administration
Category: Reports

INFORMATION ITEM (ID # 4609)

DOC ID: 4609

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: 10/08/19 06:00 PM

Department: Administration
Category: Reports

INFORMATION ITEM (ID # 4610)

DOC ID: 4610

Subject: Recycling Report

Background: This agenda item affords Council Member Huddleston the opportunity to report on upcoming recycling events or to report on the success of a previously held event.

A recycling event will be held on Saturday, October 5, in the parking lot on the west side of City Hall. Hours are 9:00 a.m. until Noon, or until the truck becomes full.



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

5.F

Meeting: 10/08/19 06:00 PM

Department: Administration
Category: Reports

INFORMATION ITEM (ID # 4611)

DOC ID: 4611

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, September 10, 2019

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 September 10, 2019 at the City Council Chambers, 1829 Sam Houston Liberty, TX at 6:02 PM by Mayor Carl Pickett.

Attendee Name	Title	Status	Arrived
Carl Pickett	Mayor	Present	
Diane Huddleston	Mayor ProTem	Present	
Dennis Beasley	Council Member	Present	
Libby Simonson	Council Member	Present	
David Arnold	Council Member	Present	
Chipper Smith	Council Member	Present	
Neal Thornton	Council Member	Present	
Tom Warner	City Manager	Present	
Chris Jarmon	Asst. City Manager	Present	
Naomi Herrington	Asst. City Manager	Present	
Dianne Tidwell	City Secretary	Present	
Brandon Davis	City Attorney	Present	

II. INVOCATION

An Invocation was not given.

III. PLEDGE OF ALLEGIANCE

The Pledge to the American and Texas flags were led by Police Chief Gary Martin 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.

There were no comments.

Minutes Acceptance: Minutes of Sep 10, 2019 6:00 PM (Minutes Approval)

V. PRESENTATIONS / REPORTS**A. Information Item (ID # 4557)**

City Manager's Report - City Mgr. T. Warner

COMMENTS - Current Meeting:

City Manager Tom Warner reported on current City activities and projects, including the City Hall HVAC and Lighting Projects, Hwy. 146N Sanitary Sewer Line Extension Project, Main "B" Levee Repairs, new signage at various City facilities, agreement for restaurant at the Liberty Municipal Golf Course, and other topics.

ATTACHMENTS:

- City Manager's Report(DOCX)

B. Information Item (ID # 4558)

Finance Report - Asst. City Mgr/CFO N. Herrington

COMMENTS - Current Meeting:

This agenda item was passed on.

C. Information Item (ID # 4559)

Department Reports

COMMENTS - Current Meeting:

There were no reports.

ATTACHMENTS:

- Dept. Reports (PDF)

D. Information Item (ID # 4575)

Recycling Report - Asst. City Manager C. Jarmon

COMMENTS - Current Meeting:

Asst. City Manager Chris Jarmon reported on the upcoming recycling event to be held in the City Hall parking lot on Saturday, October 5, from 9 a.m. until Noon, to also include e-cycling.

E. Information Item (ID # 4560)

Sam Rayburn Municipal Power Agency - Mayor Pickett

COMMENTS - Current Meeting:

Mayor Pickett stated there was no current SRMPA business to report, and the next Agency Meeting would be held September 24, 2019.

F. Information Item (ID # 4561)

Mayor, Council & Staff Comments

COMMENTS - Current Meeting:

Council Member Simonson reported that she had received many positive comments regarding the restaurant soon to be located at the Liberty Municipal Golf Course, and the Golf Course itself.

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 motion was made to approve the Consent Agenda, to include the change in the grant amount for the 2020 TxDOT Routine Airport Maintenance Program from \$60,000 to \$100,000.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Dennis Beasley, Council Member
SECONDER:	Libby Simonson, Council Member
AYES:	Pickett, Huddleston, Beasley, Simonson, Arnold, Smith, Thornton

A. Minutes Approval

1. Tuesday, August 13, 2019
2. Tuesday, August 27, 2019

B. Council Action 2019-74

Consider acceptance of the 2020 TxDOT Routine Airport Maintenance Program (RAMP) Grant Agreement.

VII. REGULAR AGENDA**A. Regular Session****1. Public Hearing (ID # 4562)**

City Council will hold a Public Hearing on the Proposed Budget for Fiscal Year 19/20.

COMMENTS - Current Meeting:

At 6:17 p.m., Mayor Pickett opened the Public Hearing on the proposed Fiscal Year 2020 Budget. Asst. City Mgr./CFO Naomi Herrington reported on several small changes made to the budget since last review by the Council, stating that there is a balanced budget of \$35 million.

Following brief discussion, Mayor Pickett closed the Public Hearing at 6:20 p.m.

2. Ordinance 2019-21

CONSIDER ADOPTION OF AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LIBERTY, TEXAS ADOPTING A BUDGET FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2019 AND ENDING SEPTEMBER 30, 2020; PROVIDING THAT EXPENDITURES FOR SAID FISCAL YEAR SHALL BE MADE IN ACCORDANCE WITH SAID BUDGET; APPROPRIATING NECESSARY FUNDS FOR SAID FISCAL YEAR FOR THE MAINTENANCE AND OPERATION OF THE VARIOUS DEPARTMENTS, PROJECTS AND ACCOUNTS; PROVIDING FOR AN EFFECTIVE DATE; AND DISPENSING WITH THE REQUIREMENT OF SECTION 3.10 OF THE HOME RULE CHARTER THAT ALL ORDINANCES BE READ ON TWO SEPARATE DAYS.

COMMENTS - Current Meeting:

A motion was made to adopt the Ordinance adopting the Fiscal Year 2020 Budget, as proposed.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Libby Simonson, Council Member
SECONDER:	Diane Huddleston, Mayor ProTem
AYES:	Pickett, Huddleston, Beasley, Simonson, Arnold, Smith, Thornton

3. Council Action 2019-75

Consider ratification of the property tax revenue increase reflected in the Fiscal Year 19/20 Budget.

COMMENTS - Current Meeting:

Adoption of a budget that raises more revenue from property taxes than in the previous year requires a separate vote of the governing body to ratify the property tax increase reflected in the budget. LGC §102.007(c).

A motion was made to ratify the property tax revenue increase reflected in the Fiscal Year 2019/2020 Budget.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	David Arnold, Council Member
SECONDER:	Libby Simonson, Council Member
AYES:	Pickett, Huddleston, Beasley, Simonson, Arnold, Smith, Thornton

4. Information Item (ID # 4565)

City Council will hold a Public Hearing on the Proposed Tax Rate for Fiscal Year 19/20.

COMMENTS - Current Meeting:

At 6:24 p.m., Mayor Pickett opened the Public Hearing on the proposed tax rate for Fiscal Year 2019-2020. City Manager Tom Warner reported that this was the second of two required public hearings and that the tax rate will remain the same as the previous year of \$0.5851.

Mayor Pickett closed the Public Hearing at 6:27 p.m.

5. Resolution 2019-12

Consider a Resolution appointing a representative to the Sam Rayburn Municipal Power Agency Board of Directors.

COMMENTS - Current Meeting:

A motion was made to appoint City Manager Tom Warner to the Sam Rayburn Municipal Power Agency Board of Directors.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Carl Pickett, Mayor
SECONDER:	Dennis Beasley, Council Member
AYES:	Pickett, Huddleston, Beasley, Simonson, Arnold, Smith, Thornton

6. Council Action 2019-76

Consider appointments to the Liberty Municipal Library Board.

COMMENTS - Current Meeting:

A motion was made to appoint Ms. Tinya Griffin, Ms. Christina Varela, Ms. Brenda Pratt and reappoint Mr. Paul Schmidt to the Liberty Municipal Library Board.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Neal Thornton, Council Member
SECONDER:	Diane Huddleston, Mayor ProTem
AYES:	Pickett, Huddleston, Beasley, Simonson, Arnold, Smith, Thornton

7. Council Action 2019-80

Consider a nomination(s) to the Liberty County Central Appraisal District Appraisal Review Board.

ATTACHMENTS:

- ARB Information (PDF)

RESULT:	NO ACTION TAKEN
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8. Council Action 2019-81

Consider a nomination to the Liberty County Central Appraisal District Agricultural Advisory Board.

COMMENTS - Current Meeting:

A motion was made to nominate Mr. Neal Stoesser to the Liberty County Central Appraisal District Agricultural Advisory Board.

ATTACHMENTS:

- Ag Board Info (PDF)

RESULT: APPROVED [UNANIMOUS]
MOVER: Diane Huddleston, Mayor ProTem
SECONDER: Neal Thornton, Council Member
AYES: Pickett, Huddleston, Beasley, Simonson, Arnold, Smith, Thornton

9. Council Action 2019-82

Consider a nomination to the Liberty County Central Appraisal District Board of Directors.

COMMENTS - Current Meeting:

A motion was made to nominate Mr. John Hebert, Jr. to the Liberty County Central Appraisal District Board of Directors.

ATTACHMENTS:

- CAD Board of Directors Info (PDF)

RESULT: APPROVED [UNANIMOUS]
MOVER: Libby Simonson, Council Member
SECONDER: Diane Huddleston, Mayor ProTem
AYES: Pickett, Huddleston, Beasley, Simonson, Arnold, Smith, Thornton

10. Council Action 2019-83

Consider award of bid and increasing the funding for a new City Hall generator.

COMMENTS - Current Meeting:

rdCity Manager Tom Warner reported that due to the age of the City Hall's current generator, parts availability is an issue. Mr. Warner further stated the with the City Hall serving as the City's Emergency Operations Center during disasters, a non-reliable source of power would cause major problems.

Following discussion of the generator and quotes received for a replacement generator from NSECI, Daisetta, Tx. and WPI, Houston Texas, Mr. Warner recommend that the bid be awarded to WPI, ans they also hold the preventive maintenance contract with the City for its generators. Mr. Warner reminded Council that they had previously obligated Cambridge Funds in the amount of \$75,000 to replace the generator.

A motion was made to award the bid to WPI in the amount of \$90,489, plus approval of the additional allocation of Cambridge Funds in the amount of \$15,489 towards this purchase.

RESULT: APPROVED [UNANIMOUS]
MOVER: Libby Simonson, Council Member
SECONDER: Chipper Smith, Council Member
AYES: Pickett, Huddleston, Beasley, Simonson, Arnold, Smith, Thornton

11. Council Action 2019-84

Consider approval of Change Order No. 1 for the Holly Street Drainage and Water Improvement Project.

COMMENTS - Current Meeting:

Mr. Warner reported that it was discovered that with respect to this project that there are nine locations in which the storm sewer box and the sanitary sewer lines conflict with each other. A manhole will need to be constructed at each of these locations, for a total cost of \$58,000 (\$6500 each). A portion of this change order for this project will be offset by the removal of storm sewer boxes at these locations. Change Order No. 1 would increase the Cambridge Fund contribution from \$443,990 to \$502,490.

A motion was made to approve Change Order No. 1 for the Holly Street Drainage and Water Improvement Project.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Chipper Smith, Council Member
SECONDER:	Dennis Beasley, Council Member
AYES:	Pickett, Huddleston, Beasley, Simonson, Arnold, Smith, Thornton

12. Information Item (ID # 4578)

Discussion led by the City Attorney regarding new public information act laws in effect (S.B. 944).

COMMENTS - Current Meeting:

City Attorney Brandon Davis led discussion regarding SB 944, which now explicitly states what was previously best practice and allows governments to obtain records stored on an official's or employee's private device. The Texas Attorney General has ruled for years that records held on private electronic devices that relate to City business are subject to public information laws. The law now creates criminal liability for employees or officials that do not properly maintain those records. Mr. Davis further explained options for preserving these records.

13. Council Action 2019-85

Consider designating a mailing address and email address for public information act requests.

COMMENTS - Current Meeting:

City Attorney Brandon Davis reported that a government body may designate one mailing address and one electronic mail address for receiving public information requests. Mr. Davis states that this designation would assist in making sure that all requests are received by the City Secretary, in a timely manner.

A motion was made to designate 1829 Sam Houston, Liberty, Texas 77575 as the proper mailing address and citysecretary@cityofliberty.org as the designated electronic mail address for public information requests. A government that posts this information on its Internet website is not required to respond to a written request for public information unless the request is received by one of these addresses or by hand delivery.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Libby Simonson, Council Member
SECONDER:	Diane Huddleston, Mayor ProTem
AYES:	Pickett, Huddleston, Beasley, Simonson, Arnold, Smith, Thornton

B. Executive Session

Gov. Code §551.071 - Private Consultation with Attorney. To seek advice regarding contemplated/pending litigation.

- Humphreys Cultural Center

Gov. Code §551.072 - Deliberation Regarding Real Property.

- To deliberate the purchase, exchange, lease or value of real property.
- To deliberate the purchase, exchange, lease or value of real property - Tax Property Sale.

At 7:01 p.m., Mayor Pickett closed the open meeting and opened the Executive Session as authorized above.

C. Reconvene into Regular Session

At 7:35 p.m., Mayor Pickett closed the Executive Session and reconvened the open meeting.

1. Council Action 2019-77

Consider and take action, if any, on contemplated/pending litigation with the Humphreys Cultural Center as discussed in the Executive Session.

RESULT:	NO ACTION TAKEN
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2. Council Action 2019-78

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

RESULT:	NO ACTION TAKEN
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3. Council Action 2019-79

Consider and take action, if any, on the deliberation regarding tax sale property as discussed in the Executive Session.

COMMENTS - Current Meeting:

A motion was made to accept the offer of \$39,000 for tax sale property described as 13 lots @ \$3000 each, as discussed in the Executive Session.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	David Arnold, Council Member
SECONDER:	Libby Simonson, Council Member
AYES:	Pickett, Huddleston, Beasley, Simonson, Arnold, Smith, Thornton

VIII. ADJOURNMENT

A. Motion To: Adjourn

COMMENTS - Current Meeting:

There being no further business before the Council, Mayor Pickett adjourned the meeting at 7:38 p.m.

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Carl Pickett, Mayor

ATTEST:

Dianne Tidwell, City Secretary

Minutes Acceptance: Minutes of Sep 10, 2019 6:00 PM (Minutes Approval)



The City of Liberty City Council

Special Called Meeting

~ Minutes ~

1829 Sam Houston
Liberty, TX 77575
www.cityofliberty.org

Dianne Tidwell
City Secretary
(936) 336-3684

Tuesday, September 17, 2019

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 September 17, 2019 at the City Council Chambers, 1829 Sam Houston Liberty, TX at 6:04 PM by Mayor ProTem Diane Huddleston.

Attendee Name	Title	Status	Arrived
Carl Pickett	Mayor	Absent	
Diane Huddleston	Mayor ProTem	Present	
Dennis Beasley	Council Member	Present	
Libby Simonson	Council Member	Present	
David Arnold	Council Member	Present	
Chipper Smith	Council Member	Present	
Neal Thornton	Council Member	Present	
Tom Warner	City Manager	Present	
Chris Jarmon	Asst. City Manager	Present	
Naomi Herrington	Asst. City Manager	Present	
Dianne Tidwell	City Secretary	Present	
Brandon Davis	City Attorney	Present	

II. ACKNOWLEDGEMENT OF GUESTS AND VISITORS / PUBLIC COMMENT

Public Comment is reserved for members of the public who would like to address the City Council regarding agenda and non-agenda items. Please be aware that, under Texas Law, the Council may not deliberate or take any action during Citizen's comments for items not on the agenda. In some situations, City Staff may be able to respond to the public comment with a factual statement or clarification. The City Council may have the item placed on a future agenda for action or refer the item to Management and Staff for study or conclusion.

There were no comments.

III. PRESENTATIONS / REPORTS

1. Information Item (ID # 4588)

Mayor, Council and Staff Comments

Minutes Acceptance: Minutes of Sep 17, 2019 6:00 PM (Minutes Approval)

COMMENTS - Current Meeting:

City Manager Tom Warner spoke to the increase in the number of mutual aid calls by the Liberty EMS Department.

IV. REGULAR AGENDA**A. Regular Session****1. Ordinance 2019-22**

CONSIDER ADOPTION OF AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LIBERTY, TEXAS ADOPTING AN AD VALOREM TAX RATE FOR FISCAL YEAR 2019-2020, AT A RATE OF \$0.5851 PER ONE HUNDRED DOLLAR (\$100) ASSESSED VALUATION ON ALL TAXABLE PROPERTY; PROVIDING 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 Pro Tem Huddleston read the caption of the Ordinance into the record as follows:

"AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LIBERTY, TEXAS ADOPTING AN AD VALOREM TAX RATE FOR FISCAL YEAR 2019-2020, AT A RATE OF \$0.5851 PER ONE HUNDRED DOLLAR (\$100) ASSESSED VALUATION ON ALL TAXABLE PROPERTY; PROVIDING 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."

City Manager Tom Warner reported that the City had held the two required public hearings on the proposed tax rate. Mr. Warner stated that the ad valorem tax rate would remain the same as the previous year at \$0.581; reflecting an I & S Rate of \$0.2083 and an M & O Rate of \$0.3768.

A motion was made for the adoption of a tax rate of \$0.5851 cents per \$100 valuation of property.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Libby Simonson, Council Member
SECONDER:	Neal Thornton, Council Member
AYES:	Pickett, Huddleston, Beasley, Simonson, Arnold, Smith, Thornton

2. Ordinance 2019-23

CONSIDER ADOPTION OF AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LIBERTY, TEXAS PROVIDING FOR THE AMENDMENT OF THE MASTER FEE SCHEDULE FOR ALL RATES AND FEES CHARGED BY THE CITY OF LIBERTY; PROVIDING FOR AN INCREASE IN THE RATES FOR WATER AND WASTEWATER SERVICES FOR RESIDENTIAL AND COMMERCIAL ACCOUNTS; AND FOR CONVERTING BUILDING PERMIT FEES FROM A VALUE BASIS TO SQUARE FOOTAGE BASIS OR FLAT FEE; PROVIDING THAT ALL RATES OR SCHEDULES OF RATES CONFLICTING HEREWITH ARE AMENDED; PROVIDING FOR AN EFFECTIVE DATE; AND DISPENSING WITH THE REQUIREMENT OF SECTION 3.10 OF THE HOME RULE CHARTER THAT ALL ORDINANCES BE READ ON TWO SEPARATE DAYS.

COMMENTS - Current Meeting:

Mayor Pro Tem Huddleston read the caption of the Ordinance into the record as follows:

"AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LIBERTY, TEXAS PROVIDING FOR THE AMENDMENT OF THE MASTER FEE SCHEDULE FOR ALL RATES AND FEES CHARGED BY THE CITY OF LIBERTY; PROVIDING FOR AN INCREASE IN THE RATES FOR WATER AND WASTEWATER SERVICES FOR RESIDENTIAL AND COMMERCIAL ACCOUNTS; AND FOR CONVERTING BUILDING PERMIT FEES FROM A VALUE BASIS TO SQUARE FOOTAGE BASIS OR FLAT FEE; PROVIDING THAT ALL RATES OR SCHEDULES OF RATES CONFLICTING HERewith ARE AMENDED; PROVIDING FOR AN EFFECTIVE DATE; AND DISPENSING WITH THE REQUIREMENT OF SECTION 3.10 OF THE HOME RULE CHARTER THAT ALL ORDINANCES BE READ ON TWO SEPARATE DAYS."

City Manager Tom Warner spoke to the increase in water and wastewater rates by 8% annually, for the next seven years. This increase is to funds the bonds that will be necessary to complete the projects on the water and wastewater system.

Mr. Warner also spoke to the change in commercial and residential building permit fees from value based to square footage based of flat fee. This will transition certain permit fees to a fixed cost that are currently based on value. The proposed amendment also establishes a fee for cell tower permits.

A motion was made to adopt the Ordinance, as presented, amending the Master Fee Schedule.

ATTACHMENTS:

- Water Wastewater Rate Comparison (XLSX)
- EXHIBIT A - MFS Amendments - Permits (PDF)

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Libby Simonson, Council Member
SECONDER:	David Arnold, Council Member
AYES:	Huddleston, Beasley, Simonson, Arnold, Smith, Thornton
ABSENT:	Carl Pickett

3. Council Action 2019-86

Consider ratifying the Liberty Community Development Corporation's (LCDC) to approve Budget Amendment #5 to the LCDC FY 18/19 Budget, in the amount of \$75,000.

COMMENTS - Current Meeting:

City Manager Tom Warner reported on previous funds transferred from the Liberty Community Development Corporation (LCDC) to the Liberty Municipal Golf Course. Most recent funds were used for improvements at the Golf Course, however, the Golf Course requires additional funding of \$75,000 to cover operational expenses. Mr. Warner stated that this return for additional funds should not take place, in the future, as the budget for this facility was increased for the new fiscal year. Mr. Warner stated that should this budget amendment be approved, this would bring LCDC's total contribution to the Golf Course to \$437,302 for Fiscal Year 2019.

A motion was made to ratify the LCDC's action to expend additional funds, in the amount of \$75,000, for Golf Course operations.

RESULT: APPROVED [UNANIMOUS]
MOVER: Libby Simonson, Council Member
SECONDER: Chipper Smith, Council Member
AYES: Huddleston, Beasley, Simonson, Arnold, Smith, Thornton
ABSENT: Carl Pickett

4. Council Action 2019-87

Consider ratifying the Liberty Community Development Corporation's (LCDC) action regarding real property, Mercy Hospital Site.

COMMENTS - Current Meeting:

City Manager Tom Warner reported that there had been an offer of \$68,000 for the old Mercy Hospital site, located at Travis and Cos Streets. The Liberty Community Development Corporation (LCDC) approved the sale of the property at their meeting of this same date. Mr. Warner further reported that this property was obtained approximately ten years ago through a tax sale, with the City, County and LISD sharing the demolition costs of the old hospital. The proceeds from the sale will be split accordingly (50/25/25) and a warranty deed would be issued.

A motion was made to ratify the LCDC's action approving the sale of the old Mercy Hospital site.

RESULT: APPROVED [UNANIMOUS]
MOVER: Libby Simonson, Council Member
SECONDER: Neal Thornton, Council Member
AYES: Huddleston, Beasley, Simonson, Arnold, Smith, Thornton
ABSENT: Carl Pickett

V. ADJOURNMENT

Motion To: Adjourn

COMMENTS - Current Meeting:

There being no further business before the Council, Mayor Pro Tem Huddleston adjourned the meeting at 6:22 p.m.

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 Carl Pickett, Mayor

ATTEST:

 Dianne Tidwell, City Secretary

Minutes Acceptance: Minutes of Sep 17, 2019 6:00 PM (Minutes Approval)



The City of Liberty City Council

Special Called Meeting

~ Minutes ~

1829 Sam Houston
Liberty, TX 77575
www.cityofliberty.org

Dianne Tidwell
City Secretary
(936) 336-3684

Tuesday, October 1, 2019

12:00 PM

City Council Chambers

The City Council of Liberty, Texas reserves the right to meet in closed session on any agenda item should the need arise and if applicable pursuant to authorization by Title 5, Chapter 551 of the Texas Government Code.

I. CALL TO ORDER

The meeting was called to order on October 1, 2019 at the City Council Chambers, 1829 Sam Houston Liberty, TX at 12:00 PM by Mayor Carl Pickett.

Attendee Name	Title	Status	Arrived
Carl Pickett	Mayor	Present	
Diane Huddleston	Mayor ProTem	Present	
Dennis Beasley	Council Member	Present	
Libby Simonson	Council Member	Present	
David Arnold	Council Member	Present	
Chipper Smith	Council Member	Present	
Neal Thornton	Council Member	Present	
Tom Warner	City Manager	Present	
Chris Jarmon	Asst. City Manager	Present	
Dianne Tidwell	City Secretary	Present	
Brandon Davis	City Attorney	Present	

II. ACKNOWLEDGEMENT OF GUESTS AND VISITORS / PUBLIC COMMENT

Public Comment is reserved for members of the public who would like to address the City Council regarding agenda and non-agenda items. Please be aware that, under Texas Law, the Council may not deliberate or take any action during Citizen's comments for items not on the agenda. In some situations, City Staff may be able to respond to the public comment with a factual statement or clarification. The City Council may have the item placed on a future agenda for action or refer the item to Management and Staff for study or conclusion.

City Manager Tom Warner reported on Tropical Depression Imelda and related issues.

III. REGULAR AGENDA

A. Regular Session

1. Council Action 2019-88

Consider approval of the allocation of Cambridge Funds for Tropical Depression Imelda related expenses.

Minutes Acceptance: Minutes of Oct 1, 2019 12:00 PM (Minutes Approval)

COMMENTS - Current Meeting:

City Manager Tom Warner reported that expenses are already being incurred, due to Tropical Storm Imelda. Mr. Warner stated that current damages and necessary repairs include employee phone and Internet damaged equipment, sinkholes at various locations, cleanup of the Public Works Service Center and possibly other items not yet discovered.

A motion was made for an allocation of an amount not to exceed \$250,000, from the Cambridge Fund.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Libby Simonson, Council Member
SECONDER:	Neal Thornton, Council Member
AYES:	Pickett, Huddleston, Beasley, Simonson, Arnold, Smith, Thornton

2. Council Action 2019-89

Consider award of contract, as a result of Tropical Depression Imelda, for debris pickup.

COMMENTS - Current Meeting:

City Manager Tom Warner reported on proposals received September 30 for debris removal, as a result of Tropical Storm Imelda. Mr. Warner reviewed the evaluation sheet and related criteria, recommending DRC Emergency Services.

Following discussion, a motion was made to award the proposal for debris removal to DRC Emergency Services.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Libby Simonson, Council Member
SECONDER:	Diane Huddleston, Mayor ProTem
AYES:	Pickett, Huddleston, Beasley, Simonson, Arnold, Smith, Thornton

3. Council Action 2019-90

Consider award of contract, as a result of Tropical Depression Imelda, for debris monitoring.

COMMENTS - Current Meeting:

City Manager Tom Warner reported that proposals were opened on September 30 for debris removal monitoring services. Mr. Warner reviewed the evaluation sheet and related criteria, recommending Thompson Consulting. Monitoring is required to comply with FEMA regulations if a Disaster Declaration is issued by the President.

Following discussion, a motion was made to award the proposal for debris monitoring services to Thompson Consulting.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Libby Simonson, Council Member
SECONDER:	Diane Huddleston, Mayor ProTem
AYES:	Pickett, Huddleston, Beasley, Simonson, Arnold, Smith, Thornton

4. Ordinance 2019-24

CONSIDER ADOPTION OF AN ORDINANCE OF THE CITY OF LIBERTY, TEXAS ALLOWING FOR RECREATIONAL VEHICLE USAGE FOR THOSE CITIZENS AFFECTED BY TROPICAL DEPRESSION IMELDA; DISPENSING WITH THE REQUIREMENT OF SECTION 3.10 OF THE HOME RULE CHARTER THAT THIS ORDINANCE BE READ ON TWO SEPARATE DAYS; AND PROVIDING FOR AN EFFECTIVE DATE.

COMMENTS - Current Meeting:

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

"AN ORDINANCE OF THE CITY OF LIBERTY, TEXAS ALLOWING FOR RECREATIONAL VEHICLE USAGE FOR THOSE CITIZENS AFFECTED BY TROPICAL DEPRESSION IMELDA; DISPENSING WITH THE REQUIREMENT OF SECTION 3.10 OF THE HOME RULE CHARTER THAT THIS ORDINANCE BE READ ON TWO SEPARATE DAYS; AND PROVIDING FOR AN EFFECTIVE DATE."

This Ordinance allows those residents affected by Tropical Storm Imelda to place a recreational vehicle on their property for habitation until repairs are completed or March 31, 2020, whichever is first.

A motion was made to adopt the Ordinance, as presented.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Neal Thornton, Council Member
SECONDER:	Dennis Beasley, Council Member
AYES:	Pickett, Huddleston, Beasley, Simonson, Arnold, Smith, Thornton

5. Ordinance 2019-25

CONSIDER ADOPTION OF AN ORDINANCE OF THE CITY OF LIBERTY, TEXAS WAIVING BUILDING, PLUMBING, ELECTRICAL, AND HVAC PERMIT FEES FOR REPAIRS RELATED TO THE RECOVERY OF HOMES AND BUSINESSES AFTER TROPICAL DEPRESSION IMELDA; DISPENSING WITH THE REQUIREMENT OF SECTION 3.10 OF THE HOME RULE CHARTER THAT THIS ORDINANCE BE READ ON TWO SEPARATE DAYS; AND PROVIDING FOR AN EFFECTIVE DATE.

COMMENTS - Current Meeting:

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

"AN ORDINANCE OF THE CITY OF LIBERTY, TEXAS WAIVING BUILDING, PLUMBING, ELECTRICAL, AND HVAC PERMIT FEES FOR REPAIRS RELATED TO THE RECOVERY OF HOMES AND BUSINESSES AFTER TROPICAL DEPRESSION IMELDA; DISPENSING WITH THE REQUIREMENT OF SECTION 3.10 OF THE HOME RULE CHARTER THAT THIS ORDINANCE BE READ ON TWO SEPARATE DAYS; AND PROVIDING FOR AN EFFECTIVE DATE."

City Manager Tom Warner stated that due to the numerous structures that received flood damage, this ordinance would allow those property owners affected by Tropical Depression Imelda to obtain the required building permits at no charge. These fees would be waived until March 31, 2020.

A motion was made to adopt the Ordinance, as presented.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Libby Simonson, Council Member
SECONDER:	Neal Thornton, Council Member
AYES:	Pickett, Huddleston, Beasley, Simonson, Arnold, Smith, Thornton

6. Ordinance 2019-26

CONSIDER ADOPTION OF AN ORDINANCE AMENDING THE CODE OF ORDINANCES, ARTICLE 13.04, DIVISION 2, REGULATING GARBAGE COLLECTION WITHIN THE CITY; AND DISPENSING WITH THE REQUIREMENT OF SECTION 3.10 OF THE HOME RULE CHARTER THAT THIS ORDINANCE BE READ ON TWO SEPARATE DAYS.

COMMENTS - Current Meeting:

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

"AN ORDINANCE AMENDING THE CODE OF ORDINANCES, ARTICLE 13.04, DIVISION 2, REGULATING GARBAGE COLLECTION WITHIN THE CITY; AND DISPENSING WITH THE REQUIREMENT OF SECTION 3.10 OF THE HOME RULE CHARTER THAT THIS ORDINANCE BE READ ON TWO SEPARATE DAYS."

City Manager Tom Warner reported that the cleanup process, as a result of Tropical Depression Imelda has begun. This Ordinance prohibits pilfering through debris piles and the unauthorized dumping of garbage, rubbish or trash into a container belonging to another person or business.

After brief discussion, a motion was made to adopt the Ordinance, as presented.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Dennis Beasley, Council Member
SECONDER:	Libby Simonson, Council Member
AYES:	Pickett, Huddleston, Beasley, Simonson, Arnold, Smith, Thornton

IV. ADJOURNMENT

Motion To: Adjourn

COMMENTS - Current Meeting:

There being no further business before the Council, Mayor Pickett adjourned the meeting at 12:52 p.m.

Carl Pickett, Mayor

ATTEST:

Dianne Tidwell, City Secretary

Minutes Acceptance: Minutes of Oct 1, 2019 12:00 PM (Minutes Approval)



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

7.A.1

Meeting: 10/08/19 06:00 PM

Department: Administration
Category: Reports

INFORMATION ITEM (ID # 4612)

DOC ID: 4612

Subject: Tropical Storm Imelda

Background: The City of Liberty and its residents suffered various damages from flooding, as a result of Tropical Storm Imelda. This agenda item affords the citizens to voice their questions and concerns regarding the recent storm and provides City Management an opportunity to respond with factual information.



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

7.A.2

Meeting: 10/08/19 06:00 PM

Department: Administration
Category: Contracts

COUNCIL ACTION (ID # 4614)

DOC ID: 4614

Department: Administration

Subject: Liberty Independent School District Baseball Facilities Contract.

Background: The Liberty Independent School District (LISD) currently uses one baseball field on the south end of Liberty Municipal Park for High School games. Currently, there is no formal agreement between the LISD and the City regarding the use of this field. The School District is wishing to make improvements to the facilities and has requested a formal agreement with the City. The current proposed improvements include a baseball field wall and backstop. The terms of the contract require LISD to pay costs and expenses to perform renovations and improvements, with prior written consent and authorization from the City; provide all labor and equipment for general maintenance of the facilities; have authority to use the concession stand and provide concession equipment; close and lock the facilities when a function extends past the closing time of the park; account to City for all keys to the facility, maintain and repair batting cage; turn-on/off all lighting at leased facilities; maintain field lighting and maintain insurance coverage. The City will be responsible for cleaning the restrooms on a routine schedule; provide trash barrels and empty as required and provide all maintenance outside of the baseball diamond fenced area.

Funding Source: NA.

Staff Recommendation: Staff recommends approval of the contract.

LIBERTY ISD MUNICIPAL PARK BASEBALL FACILITIES CONTRACT

This contract is executed by the CITY OF LIBERTY, TEXAS ("CITY"), acting by and through its duly authorized City Manager, and the LIBERTY INDEPENDENT SCHOOL DISTRICT ("LISD"), acting by and through its duly authorized Superintendent. The consideration for the execution of this contract is the benefits accruing to each party under the terms of this document.

1.

The purpose for this contract is to provide for the rental, use, care and maintenance of certain facilities owned by the CITY.

2.

The leased facilities include the exclusive use by LISD of the large baseball field at the Liberty Municipal Park, located at 501 Richard E. Vinson Street in Liberty, and the appurtenant dugouts, bleachers, batting cages, equipment storage area, press box, and concession stand. LISD shall have non-exclusive use of and access to the appurtenant restrooms and parking lot. The area included with the leased facilities is depicted in the map attached as Exhibit A.

3.

The leased facilities do not include use by LISD or its participants of Vera Lane or of the walking trail owned by the CITY other than for walking or running.

4.

This contract shall be for a thirty (30) year term commencing October 1, 2019, through September 30, 2049, unless extended or terminated earlier as elsewhere herein provided. After this lease term has expired, the parties to this contract may extend the lease with written agreement by both CITY and LISD.

5.

The following obligations are those of LISD during the term of this contract. LISD shall:

- a. At its sole cost and expense perform renovations and improvements to the leased facilities, with the prior written consent and authorization of the CITY.

- b. Provide all labor and equipment needed for field area maintenance, including mowing of the baseball field.
- c. Ensure that the field and surrounding areas are kept in a clean and orderly manner.
- d. Provide concession stand equipment and inventory as LISD may elect. LISD shall pay all expenses with respect to utilization of the concession stand. Likewise, all profits shall be the sole property of LISD. LISD shall bear the loss of any of its equipment and/or inventory. LISD shall clean the inside of the concession stand after each use.
- e. Have the authority to use the concession stand for sales at other events that may be scheduled and supervised by LISD. LISD shall have authority to sublease the concession stand for other events, provided that said sublease is not for an amount of money greater than \$40.00 per four (4) hour rental time. At such times, it shall be the obligation of LISD to clean up the concession stand areas, and if the event held is under the authority or auspices of LISD, then the other terms and provisions of this contract shall apply to such events.
- f. Close and lock the facilities when any function extends later than any designated City closing time for the park.
- g. Turn off the lights at the leased facilities and restrooms prior to leaving the park. LISD is also responsible for ensuring that all lights are turned off and facilities are locked if and when they sublease the facilities to other groups.

- h. Account to the CITY for all keys to facilities. This is to avoid unauthorized access and unauthorized use of keys.
- i. Have no authority to make any additions or alterations to the facilities without the prior written consent and authorization of the CITY. All improvements and additions made at the park shall become a part of the park where made and shall be the property of the CITY.
- j. Properly turn off and lock electrical boxes.
- k. Maintain and repair all batting cages located on the leased premises.
- l. Provide mowers, tillers, sprinklers, water hoses, rakes, shovels and tools necessary for the proper care and maintenance of the ballpark facilities.
- m. Maintain in force during LISD's use of all or any part of the designated facilities insurance covering the participants involved in LISD's use of such facilities.
- n. In the event this contract is not renewed, LISD shall remove all its equipment, advertising signs and supplies within thirty (30) days of expiration of this contract.
- o. Maintain the lights at the baseball field.

6.

LISD shall have the authority to place or cause to be placed advertising signs along the outfield fences of the baseball field. Such signs shall be neatly painted and maintained. These signs shall be erected pursuant to the directions and specifications of the City Manager. All signs must be pre-approved by the City Manager. All advertising

revenues received by LISD from the erection of the signs shall be used by LISD to promote and carry out LISD activities.

7.

The following obligations are those of the CITY during the term of this contract. The CITY shall:

- a. Clean the restrooms on a routine schedule.
- b. Provide trash/garbage barrels to be located at such intervals and in such locations as the CITY may elect on the facilities in order to encourage proper trash disposal. CITY shall be responsible for emptying the trash receptacles on a routine basis.
- c. Provide all maintenance outside of the baseball diamond fenced area.

8.

LISD is permitted to use the land appurtenant to the leased facilities, as outlined in Exhibit A, for additions and improvements, with the prior written consent and authorization of the CITY.

9.

This contract shall be administered by the City Manager, who shall report from time to time to the City Council. In the event of breach of this contract by either party, the non-breaching party shall notify the breaching party of the breach and allow them thirty (30) days to cure said breach. Should the breaching party fail to correct said breach within thirty (30) days the non-breaching party shall have the right to terminate this contract in its entirety upon giving ninety (90) days-notice of said termination. In the event of termination LISD shall promptly remove all its inventory and equipment there from, including all advertising signs.

10.

Should any part of this contract conflict with a statute, rule or regulation (including those applicable through the Texas Parks and Wildlife Department), such statutes, rules and regulations shall prevail.

11.

LISD SHALL HOLD THE CITY OF LIBERTY HARMLESS FROM ANY AND ALL CLAIMS, DEMANDS OR CAUSES OF ACTION ARISING OUT OF OR INCIDENTAL TO LISD'S USE OF THE PROPERTY THE SUBJECT OF THIS CONTRACT DURING LISD'S EXCLUSIVE USE OF THE PROPERTY.

EXECUTED IN DUPLICATE ORIGINALS and shall be effective after it is signed by both the CITY and LISD.

CITY OF LIBERTY, TEXAS

By: _____

Carl Pickett, Mayor

SIGNED _____, 2019

ATTEST:

Dianne Tidwell, City Secretary

LIBERTY ISD

By: _____

Cody Abshier, Superintendent

SIGNED _____, 2019

ATTEST:

Secretary

EXHIBIT A

Liberty High School Baseball Field

7.A.2.a

Google Earth





The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

7.A.3

Meeting: 10/08/19 06:00 PM

Department: Administration
Category: Bids & Proposals

COUNCIL ACTION (ID # 4613)

DOC ID: 4613

Department: Administration

Subject: City Hall Interior Repairs and Improvements

Background: On September 26, 2019, bids were received for City Hall Interior Repairs and Improvements. The work for this project consists of patching and repairing existing drywall partitions and painting; remove existing and reinstall door to Corporation Court in Administration Hallway; install wall where door was removed and relocate glass window; construct new cabinets in break room; install wainscot at entrance to Liberty Center; replace carpet squares; install luxury vinyl tile in Liberty Center and reattach acoustical panels in Liberty Center. Two bids were received from Arnold Construction and Myron McDowell Construction in the amounts of \$136, 532.00 and \$114,900.00, respectively. The proposed wall covering will be removed from the project which will result in a \$7,341.00 reduction in Arnold Construction's bid. The new bid price for Arnold Construction is \$129,191.00.

Funding Source: Funds in the amount of \$100,000.00 was budget for this project. The additional funds to complete the project will come from the City Hall Budget.

Staff Recommendation: Staff recommends awarding the project to Myron McDowell construction in the amount of \$114,900.00.

BID TABULATION

CITY HALL INTERIOR REPAIRS & IMPROVEMENTS

September 26, 2019

Item No	Description	Arnold Construction		Myron McDowell Construction	
		Unit Price	Total Price	Unit Price	Total Price
1	Drywall Patch & Repair and Painting	\$ 36,221.00	\$ 36,221.00	\$ 30,410.00	\$ 30,410.00
2	Door Removal and Installation	\$ 7,991.00	\$ 7,991.00	\$ 1,275.00	\$ 1,275.00
3	Window Removal & Installation	\$ 2,921.00	\$ 2,921.00	\$ 6,056.00	\$ 6,056.00
4	Cabinets	\$ 6,871.00	\$ 6,871.00	\$ 5,500.00	\$ 5,500.00
5	Wallcovering	\$ 7,341.00	\$ 7,341.00	\$ 0.00	\$ 0.00
6	Wainscot	\$ 8,414.00	\$ 8,414.00	\$ 4,500.00	\$ 4,500.00
7	Flooring - Carpet & LVT	\$ 64,532.00	\$ 64,532.00	\$ 66,059.00	\$ 66,059.00
8	Acoustical Wall Panels	\$ 2,241.00	\$ 2,241.00	\$ 1,100.00	\$ 1,100.00
TOTAL ITEM 1 THROUGH 8			\$ 136,532.00		\$ 114,900.00



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

7.A.4

Meeting: 10/08/19 06:00 PM

Department: Administration
Category: Bids & Proposals

COUNCIL ACTION (ID # 4615)

DOC ID: 4615

Department: Finance

Subject: Bank Depository

Background: The current bank depository contract for the City is with Prosperity Bank. The Contract expired on October 1, 2019 and has been extended on a month to month basis. The City received proposals from four local banks in response to our request for proposals. The banks submitting proposals were Prosperity, First Liberty National Bank (FLNB), Wells Fargo and Texas First. There were questions regarding pledged securities held in collateral and the award was postponed until we received clarification from our Financial Advisor. The new contract will become effective on November 1, 2019.

Funding Source: The cost to move Bank Depository Services will be paid by the general fund budget.

Staff Recommendation: Staff is recommending the award of the bank depository contract to First Liberty National Bank for a period of 5 years.

Bank Depository - City of Liberty

Institution	Fees	Floor	Interest	Securities	Other
FLNB	Waived	1.0035% to all deposits	13-Week T-Bill minus 1.25%	Federal Home Loan Bank, Dallas Letter of Credit	Will assist the City up to \$2,750.00 for the cost related to changing depository. Ex: checks, deposit slips, night drop bags, stamps
Prosperity	Waived	0.60% / 0.75%	At Current Rates	Federal Home Loan Bank, Dallas	
Texas First Bank	Waived	Subject to market conditions	> \$250,000 1.00% High Yield Money Market Subject to market conditions >\$1,000,000 2% Subject to market conditions	Federal Reserve Bank, Dallas	
Wells Fargo	Waived with sufficient average collected balances	Subject to market conditions	Scenario One Collateralized Interest Bearing Checking Accounts Scenario Two Investment Sweep	Mortgage Backed Securities administered by Fannie Mae & Freddie Mac	



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

7.A.5

Meeting: 10/08/19 06:00 PM

Department: Administration
Category: Agreements

COUNCIL ACTION (ID # 4616)

DOC ID: 4616

Department: Administration

Subject: Interlocal Agreement with Liberty County for acquisition of 522 Garrett Street.

Background: Liberty County (County), Liberty Independent School District (LISD) and the City of Liberty (City) have an ownership interest in 522 Garrett Street. The County has notified LISD and the City that they own property adjacent to 522 Garrett Street and they would like to obtain full ownership in 522 Garrett Street. The County has agreed to pay LISD and City the taxes owed on the property in the amounts of \$5,213.20 and \$1,977.79, respectively. In exchange, the LISD and the City will provide a quitclaim deed to the property.

Funding Source: NA.

Staff Recommendation: Staff recommends approval of the interlocal agreement.

**INTERLOCAL AGREEMENT FOR ACQUISITION OF PROPERTY LOCATED AT 522
GARRETT ST., LIBERTY, TX 77575**

This agreement ("Agreement") is made and entered into between **Liberty County, Texas**, a political subdivision of the State of Texas ("County"), acting by and through **Jay Knight**, its duly authorized County Judge, the **City of Liberty**, a home rule municipal corporation of the State of Texas ("City"), acting by and through **Carl Pickett**, its duly authorized City Mayor, and **Liberty Independent School District**, a political subdivision of the State of Texas located in Liberty County and a legally constituted Independent School District ("District"), acting by and through **Cody Abshier**, its duly authorized Superintendent.

RECITALS

This Agreement is made under the authority granted to the County, the District and the City, pursuant to the Texas Government Code, Chapter 791, known as the INTERLOCAL COOPERATION ACT.

WHEREAS, the Liberty County Commissioner's Court has determined that it has an ownership interest in the Property located at 522 Garrett St., Liberty, TX 77575, and further described in Exhibit A (the "Property"); and

WHEREAS, County recognizes that the City also has an ownership interest in the Property; and

WHEREAS, County recognizes that the District also has an ownership interest in the Property; and

WHEREAS, County owns property adjacent to the Property; and

WHEREAS, County would like to obtain full ownership of the Property so that it may use the Property for County purposes; and

WHEREAS, City and District recognize the important role that County plays in developing the community; and

WHEREAS, City and District agree to sell the Property to the County in exchange for payment of the taxes owed on the Property; and

WHEREAS, County agrees that it will pay \$5,213.20 in taxes owed on the Property to District; and

WHEREAS, County agrees that it will pay \$1,977.79 in taxes owed on the Property to City; and

WHEREAS, County agrees that the Property shall be used for County purposes; and

WHEREAS, in accordance with the Act, the County, District and City all recognize that any payments for the performance of governmental functions or services, to the extent such payments would be required, are from available current revenues.

NOW, THEREFORE, Liberty County, Texas enters into Agreement with the City of Liberty, Texas and Liberty Independent School District for the purchase of the Property located at 522 Garrett St., Liberty, TX 77575 with said property being further described in Exhibit A, in exchange for consideration of the mutual covenants, promises and agreements herein expressed, the parties agree as follows:

AGREEMENT

1.

Liberty County, Texas agrees to purchase title from the City of Liberty, Texas and Liberty Independent School District for the Property, located at 522 Garrett St., Liberty, TX 77575, and further described in Exhibit A.

In exchange for a quitclaim deed to the Property, free of taxes owed, County agrees to pay the City and District for the taxes owed on the Property. The County agrees that it will use the Property for County purposes. County agrees that it will pay \$5,213.20 in taxes owed on the Property to District and \$1,977.79 in taxes owed on the Property to City.

2.

The term of this Agreement is for a period beginning on _____, and lasting indefinitely.

3.

This Agreement may be terminated by agreement of the Parties.

The County, District and City covenant and agree that in the event any party fails to comply with, or breaches, any of the terms and provisions of this Agreement, each party shall provide written notice to the other as soon as reasonably possible after the non-breaching party becomes aware of the failure to comply or breach of contract. In the event that the breaching party fails to cure or correct such breaches within a reasonable time following the receipt of notice, such reasonable time not to exceed 15 days, the non-breaching party shall have the right to declare this agreement immediately terminated, and neither party shall have further responsibility or liability hereunder.

4.

The County, District and City covenant that neither they nor any of their officers, members, agents, employees, program participants, or subcontractors, while engaged in performing this Agreement shall, in connection with the employment, advancement, or discharge of employees, or in connection with the terms, conditions or privileges of their employment, discriminate against persons because of their age, except on the basis of a bona fide occupational qualification, retirement plan, or statutory requirement.

5.

The County, District and City in the execution, performance or attempted performance of this Agreement, will not discriminate against any person or persons because of sex, race, religion, age, disability, color, national origin, or familial status, nor will they permit their agents, employees, subcontractors or program participants to engage in such discrimination.

6.

The provisions of this Agreement are severable and if for any reason a clause, sentence, paragraph or other part of this Agreement shall be determined to be invalid by a court or federal or state agency, board or commission having jurisdiction over the subject matter thereof, such invalidity shall not affect other provisions which can be given effect without the invalid provision.

7.

The failure of the County, District or City to insist upon the performance of any term or provision of this Agreement or to exercise any right herein conferred shall not be construed as a waiver or relinquishment to any extent of the County, District or City's right to assert or rely upon any such term or right on any future occasion.

8.

Should any action, whether real or asserted, at law or in equity, arise out of the execution, performance, attempted performance or non-performance of this Agreement, venue for said action shall lie in Liberty County, Texas.

9.

The governing bodies of the County, District and City have approved the execution of this Agreement, and the persons signing the Agreement have been duly authorized by the governing bodies of the County, District and City to sign this Agreement on behalf of the governing bodies.

10.

This written instrument constitutes the entire agreement by the parties hereto concerning the Property and services to be transferred and performed hereunder, and any prior or contemporaneous, oral or written agreement which purports to vary from the terms hereof shall be void.

11.

The parties agree that this Agreement may be executed in duplicate originals.

12.

Notices to the County shall be deemed given when delivered in person to the County Judge, or the next business day after the mailing of said notice addressed to said County Judge by United States mail, certified or registered mail, return receipt requested, and postage paid at 1923 Sam Houston, Room 201, Liberty, TX 77575.

Notices to the District shall be deemed given when delivered in person to the Superintendent, or the next business day after the mailing of said notice addressed to said Superintendent by United States mail, certified or registered mail, return receipt requested, and postage paid at 1600 Grand Avenue, Liberty, TX 77575.

Notices to City shall be deemed given when delivered in person to the City Mayor, or the next business day after the mailing of said notice addressed to said City by United States mail, certified or registered mail, return receipt requested, and postage paid at 1829 Sam Houston St., Liberty, TX 77575.

IN WITNESS WHEREOF, the parties hereto have executed this agreement to multiples in Liberty County, Texas, this ____ day of _____, A.D. 201__.

ATTEST:

LIBERTY COUNTY, TEXAS

Jay Knight
Liberty County Judge

ATTEST:

LIBERTY INDEPENDENT SCHOOL DISTRICT

Cody Abshier
Liberty ISD Superintendent

ATTEST:

CITY OF LIBERTY

Carl Pickett
Mayor, City of Liberty

Attachment: Interlocal Agreement with Liberty County (4616 : Interlocal Agreement-Property Acquisition)

EXHIBIT A

BEING APPROXIMATELY 0.1837 ACRES SITUATED IN LOTS 3 & 12 IN BLOCK 6 OF THE FRANK GARRETT SUBDIVISION IN THE CITY OF LIBERTY, LIBERTY COUNTY, TEXAS, AND BEING FURTHER DESCRIBED IN INSTRUMENT NO. 2015-017011 IN THE DEED RECORDS OF LIBERTY COUNTY, TEXAS.

Attachment: Interlocal Agreement with Liberty County (4616 : Interlocal Agreement-Property Acquisition)



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

7.A.6

Meeting: 10/08/19 06:00 PM

Department: Administration
Category: Board Appointments

COUNCIL ACTION (ID # 4617)

DOC ID: 4617

Subject: H-GAC General Assembly

Background: Each HGAC member city, under 25,000, is allowed one delegate and one alternate to the General Assembly. The designees must be elected officials of the governing body. A dinner meeting of Home Rule City representatives is scheduled for Thursday, November 7th. This designation form is due no later than October 25.

The purpose of this meeting is to hear a recap of the H-GAC's activities of the previous year and to determine the HGAC officers for the current year.

In 2018, Mayor Pickett and Council Member Beasley were appointed the City's representative and alternate to the General Assembly.



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

7.A.7

Meeting: 10/08/19 06:00 PM

Department: Administration
Category: Golf Course

COUNCIL ACTION (ID # 4618)

DOC ID: 4618

Department: Golf Course

Subject: Golf Course Master Plan

Background: In August of 2019, the City of Liberty issued Request for Proposals (RFPs) for the development of a Master Plan at the Liberty Municipal Golf Course. Responses to the proposal were due back to the City by September 9, 2019. The City received six (6) responses to the RFP. Staff members met and toured the golf course with five out of six firms. A committee of four staff members reviewed and scored each proposal. Jeff Blume scored the highest out of all firms. The Master Plan will guide city staff regarding future improvements at the golf course. The scoring sheet is attached for your review

Funding Source: General Fund

Staff Recommendation: Accept the bid from Jeffrey D. Blume, Limited.

GOLF COURSE MASTER PLAN RFP

	Colligan Golf Design	Finger Dye Spann, Inc	Chet Williams Design	Clyde Johnston Designs	Jeffrey D. Blume, Ltd	Nuzzo Course Design
Reviewer 1	80	89	82	83	95	85
Reviewer 2	80	72	85	87	83	68
Reviewer 3	99	98	99	91	98	91
Reviewer 4	89	89	85	83	99	81
Average Score	87.00	87.00	87.75	86.00	93.75	81.25

Location: Arlington, TX Katy, TX Leroy, TX Hilton Head Island, SC Magnolia, TX Houston, TX



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

7.A.8

Meeting: 10/08/19 06:00 PM

Department: Administration
Category: Franchise Agreements

ORDINANCE (ID # 4620)

DOC ID: 4620

Department: Administration

Subject: Franchise Agreement with Centerpoint Energy.

Background: On October 8, 2002, the City of Liberty granted a franchise to Reliant Energy Entex, now Centerpoint Energy Texas Gas Operations. The franchise grants Centerpoint, the right and privilege to construct, maintain and operate natural gas lines along any of the present and future public rights-of-ways within the City. In consideration for this franchise, Centerpoint agreed to pay 3% of the gross receipts from the sale of natural gas delivered to residential and commercial customers within the corporate city limits. The initial term of the franchise was for seven (7) years with automatic renewal every five (5) years unless notice was provided to the contrary to either party within ninety (90) days prior to the expiration of a five- year term. The proposed franchise would increase the payment to the City from 3% to 5% of the gross receipts. In consideration of the increase, Centerpoint is requesting the City surrender to the Railroad Commission of the Texas, the City's exclusive original jurisdiction over rates, operations and service of the Company. Additionally, the franchise agreement provided by Centerpoint includes a term of thirty (30) years with five (5) year renewal periods. The City of Liberty Charter states that no franchise term may exceed twenty-five (25) years. The recommended term for this franchise is twenty (20) years with one five (5) year renewal.

Funding Source: NA.

Staff Recommendation: Staff recommends approval of the ordinance.

AN ORDINANCE GRANTING TO CENTERPOINT ENERGY RESOURCES CORP., DBA CENTERPOINT ENERGY TEXAS GAS OPERATIONS, THE RIGHT, PRIVILEGE AND FRANCHISE TO CONSTRUCT, INSTALL, EXTEND, REMOVE, REPLACE, ABANDON, OPERATE AND MAINTAIN ITS FACILITIES WITHIN THE PUBLIC RIGHTS-OF-WAY OF THE CITY OF LIBERTY, TEXAS FOR THE TRANSPORTATION, DELIVERY, SALE AND DISTRIBUTION OF NATURAL GAS; CONTAINING OTHER PROVISIONS RELATING TO THE FOREGOING SUBJECT; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LIBERTY

Section 1. GRANT OF AUTHORITY. Subject to the terms, conditions and provisions of this ordinance, the right, privilege and franchise is hereby granted to CenterPoint Energy Resources Corp., DBA CenterPoint Energy Texas Gas Operations, hereinafter called "Company", to construct, install, extend, remove, replace, abandon, operate and maintain its

facilities within the Public Rights-of-Way of the City of Liberty, Texas for the transportation, delivery, sale and distribution of natural gas within the corporate limits of the City of Liberty, as the same are now and as the same may from time to time be extended.

Section 2. DEFINITIONS.

- A. "City" shall mean the City of Liberty, Texas.
- B. "Company" shall mean CenterPoint Energy Resources Corp., DBA CenterPoint Energy Texas Gas Operations, a Delaware Corporation, and shall not mean any of its affiliates and subsidiaries who shall have no right, privilege or franchise granted hereunder.
- C. "Facilities" shall mean pipes, pipelines, natural gas mains, laterals, feeders, regulators, meters, fixtures, connections and attachments and other instrumentalities and appurtenances, used in or incident to providing transportation, distribution, supply and sales of natural gas for heating, lighting, power and any other purposes for which natural gas may now or hereafter be used.
- D. "Public Rights-of-Way" shall mean the areas in, under, upon, over, across, and along any and all of the present and future Streets or streams now or hereafter owned or controlled by City.
- E. "Street" shall mean the surface and the space above and below any public street, road, highway, alley, bridge, sidewalk, or other public place or way.

Section 3. TERM OF FRANCHISE. This Franchise shall become effective on the Effective Date described in Section 21 and shall be in full force and effect for a term of thirty (30) years. This franchise shall automatically renew itself for successive five (5) year periods following the primary term unless either the City or Company provides notice to the contrary to the other at least ninety (90) days prior to the expiration of the primary term or any succeeding five (5) year renewal term.

Section 4. CONSTRUCTION AND MAINTENANCE OF NATURAL GAS

DISTRIBUTION SYSTEM. All Facilities installed by Company shall be of sound material and good quality, and shall be laid so that they will not interfere with the artificial drainage of the City or its underground fixtures, or with navigation in or the natural drainage of any stream. All Facilities shall be installed in accordance with applicable Federal and State regulations and in the absence of such regulations in accordance with accepted industry practice. Within the Public Rights-of-Way, the location and route of the Facilities by the Company shall be subject to the reasonable and proper regulation, direction and control of the City or the City official to whom such duties have been delegated. Such regulation shall include, but not be limited to, the right to require in writing to the extent provided in Section 13 the relocation of Company's Facilities at Company's cost within the Public Rights-of-Way of the City whenever such relocation shall be reasonably necessary to accommodate the widening, change of grade, or relocation by City of Streets or Public Rights-

of-Way, or construction or relocation by City of City utility lines or drainage facilities. Company shall keep current and up-to-date maps showing the physical location of Company's facilities and make available for inspection by the City at no cost during normal working hours.

Section 5. STREETS TO BE RESTORED TO GOOD CONDITION. Company and its contractors shall give City reasonable notice, of the dates, location and nature of all work to be performed on its Facilities within the Public Rights-of-Way. This Franchise shall constitute a permit to perform all work on Company's Facilities within the Public Rights-of-Way and to park vehicles in the Streets and other Public Rights-of-Way when necessary for the installation, replacement, abandonment, operation or maintenance of Company's Facilities. Company and contractors performing work for Company shall not be required to obtain any permits in addition to the Franchise or to pay any fee in addition to the franchise fee in order to perform work on Company's Facilities, or park within the Streets and other Public Rights-of-Way. Following completion of work in the Public Rights-of-Way, Company shall repair the affected Public Rights-of-Way as soon as possible, but in all cases Company shall comply with all City ordinances governing time periods and standards relating to excavating in the Public Rights-of-Way. No street, alley, highway or public place shall be encumbered for a longer period than shall be necessary to execute the work.

Section 6. QUALITY OF SERVICE. The service furnished hereunder to the City and its inhabitants shall be in accordance with the quality of service rules of the Railroad Commission of Texas, state and federal regulations. Company shall furnish the grade of service to its customers as provided by its rate schedules and shall maintain its system in reasonable operating condition during the continuance of this Franchise. An exception to this requirement is automatically in effect, but only for so long as is necessary, when caused by a shortage in materials, supplies and equipment beyond the control of the Company as a result of fires, strikes, riots, storms, floods and other casualties, governmental regulations, limitations and restrictions as to the use and availability of materials, supplies and equipment and as to the use of the services, and unforeseeable and unusual demands for service. In any of such events the Company shall do all things reasonably within its power to restore normal service as quickly as practicable.

Section 7. PAYMENT TO THE CITY. In consideration of the rights and privileges herein granted, the administration of the Franchise by the City, the temporary interference with the use of Public Rights-of-Way and cost and obligations undertaken by the city in relation thereto and in lieu of any license, charge, fee, street or alley rental or other character of charge for use and occupancy of the Streets, alleys, and public places of the City, and in lieu of any inspection fee, the Company agrees to pay to the City franchise fees in the amount and manner described herein.

Company agrees to pay to the City quarterly during the continuance of this Franchise a sum of money equal to five percent (5%) of the Company's gross receipts for the preceding calendar quarter received by the Company from the sale of gas within the corporate limits of the City plus seven cents (7¢) per Mcf for natural gas transported by Company for its Transport Customers during such quarter. "Transport Customer" means any person or entity for whom Company transports gas through the distribution system of Company within the corporate limits of City for consumption within the corporate limits of City. The franchise fees hereunder shall be calculated for the calendar quarters ending March 31, June 30,

September 30, and December 31 and shall be payable on or before the fifteenth day of May, August, November, and February following the quarter for which payment is made, beginning with the first such date following the Effective Date of this Franchise and each August 15th, November 15th, February 15th, and May 15th thereafter; provided, however, the first such payment shall be prorated as necessary to reflect only those gross receipts received and transportation volumes delivered by Company after the Effective Date of this Franchise. In no event shall the Company be required to remit to the City franchise fee amounts that for any reason whatsoever are not fully recoverable from its customers. Upon receipt of the above amount of money, the City Secretary shall deliver to the Company a receipt for such amount. If any payment due date required herein falls on a weekend or bank holiday, payment shall be made on or before the close of business of the first working day after the payment due date.

Section 8. ANNEXATIONS BY CITY. This Franchise shall extend to and include any and all territory that is annexed by the City during the term of this Franchise. Within sixty (60) days from the receipt of notice from the City of any such annexation, the Company shall assure that any and all customers within such annexed territory are included and shown on its accounting system as being within the corporate limits of the City of Liberty. After such sixty (60) day period the payment provisions specified in Section 7 of this Franchise shall apply to gross receipts and transportation fees received by the Company from customers located within such annexed territory. Company shall true up its map of City boundaries to the City's map on an annual basis.

Section 9. NON-EXCLUSIVE FRANCHISE. Nothing contained in this Franchise shall ever be construed as conferring upon the Company any exclusive rights or privileges of any nature whatsoever.

Section 10. COMPLIANCE AND REMEDIES. (a) In the event the Company by act or omission violates any material term, condition or provision of this Franchise, the City shall notify the Company in writing of such violation. Should the Company fail or refuse to correct any such violation within thirty (30) days from the date of City's notice, the City shall, upon written notification to the Company, have the right to terminate this agreement. Any such termination and cancellation shall be by ordinance adopted by City Council; provided, however, before any such ordinance is adopted, the Company must be given at least sixty (60) days' advance written notice. Such notice shall set forth the causes and reasons for the proposed termination and cancellation, shall advise the Company that it will be provided an opportunity to be heard by City Council regarding such proposed action before any such action is taken and shall set forth the time, date and place of the hearing.

(b) Other than its failure, refusal or inability to pay its debts and obligations, including, specifically, the payments to the City required by this Franchise, the Company shall not be declared in default or be subject to any sanction under any provision of this Franchise in those cases in which performance of such provision is prevented by reasons beyond its control.

(c) The rights and remedies of City and Company set forth herein shall be in addition to, and not in limitation of, any other rights and remedies provided at law or in equity and City's exercise of any particular remedy shall not constitute a waiver of its rights to exercise

any other remedy.

Section 11. RESERVE OF POWERS. Except as otherwise provided in this Franchise, the City by the granting of this Franchise does not surrender or to any extent lose, waive, impair or lessen the lawful powers, claims and rights, now or hereafter vested in the City under the Constitution and statutes of the State of Texas and under the Charter and Ordinances of the City of Liberty or other applicable law, to regulate public utilities within the City and to regulate the use of the Streets by the Company; and the Company by its acceptance of this Franchise agrees that, except as otherwise provided in this Franchise, all lawful powers and rights, whether regulatory or otherwise, as are or as may be from time to time vested in or reserved to the City, shall be in full force and effect and subject to the exercise thereof by the City at any time and from time to time.

SECTION 12. INDEMNITY. THE COMPANY, ITS SUCCESSORS AND ASSIGNS, SHALL PROTECT AND HOLD THE CITY AND ITS OFFICERS, AGENTS, AND EMPLOYEES (COLLECTIVELY REFERRED TO IN THIS SECTION AS "THE CITY") HARMLESS AGAINST ANY AND ALL CLAIMS OR DEMANDS FOR DAMAGES TO ANY PERSON OR PROPERTY BY REASON OF THE CONSTRUCTION AND MAINTENANCE OF THE COMPANY'S NATURAL GAS DISTRIBUTION SYSTEM, OR IN ANY WAY GROWING OUT OF THE RIGHTS GRANTED BY THIS FRANCHISE, EITHER DIRECTLY OR INDIRECTLY, OR BY REASON OF ANY ACT, NEGLIGENCE OR NONFEASANCE OF THE COMPANY OR THE CONTRACTORS, AGENTS OR EMPLOYEES OF THE COMPANY OR ITS SUCCESSORS AND ASSIGNS, AND SHALL REFUND TO THE CITY ALL SUMS WHICH THE CITY MAY BE ADJUDGED TO PAY ON ANY SUCH CLAIM, OR WHICH MAY ARISE OR GROW OUT OF THE EXERCISE OF THE RIGHTS AND PRIVILEGES HEREBY GRANTED OR BY THE ABUSE THEREOF, AND THE COMPANY OR ITS SUCCESSORS AND ASSIGNS SHALL INDEMNIFY AND HOLD THE CITY HARMLESS FROM AND ON ACCOUNT OF ALL DAMAGES, COSTS, EXPENSES, ACTIONS, AND CAUSES OF ACTION THAT MAY ACCRUE TO OR BE BROUGHT BY, A PERSON, PERSONS, COMPANY OR COMPANIES AT ANY TIME HEREFTER BY REASON OF THE EXERCISE OF THE RIGHTS AND PRIVILEGES HEREBY GRANTED, OR OF THE ABUSE THEREOF.

Section 13. RELOCATION OF FACILITIES. The Company shall, upon written request of the City, relocate its Facilities within Public Rights-of-Way at Company's own expense, exclusive of Facilities installed for service directly to City, whenever such shall be reasonably necessary on account of the widening, change of grade, or relocation by City of Streets or Public Rights-of-Way, or construction or relocation by City of City utility lines or drainage facilities. City shall bear the costs of all relocations of Facilities installed for service directly to City and of any relocation of other Facilities requested by City for reasons other than the widening, change of grade, or relocation by City of Streets or Public Rights-of-Way, or construction or relocation by the City of City utility lines or drainage facilities.

Section 14. GOVERNMENTAL FUNCTION. All of the regulations and activities

required by this Franchise are hereby declared to be governmental and for the health, safety and welfare of the general public.

Section 15. RECORDS AND REPORTS. (a) Books of Account. The Company shall keep complete and accurate books of accounts and records of its business and operations under and in connection with this Franchise. All such books of accounts and records shall be kept at the company's principal office in Houston, Texas.

(b) Access by City. The City may conduct an audit or other inquiry or may pursue a cause of action in relation to the payment of the franchise fee only if such audit, inquiry, or pursuit of a cause of action concerns a payment made less than three (3) years before the commencement of such audit, inquiry, or pursuit of a cause of action. Each party shall bear its own costs of any such audit or inquiry. Upon receipt of a written request from the City, all books and records related to Company's operations under this Franchise shall be made available for inspection and copying no later than thirty (30) days from receipt of such request.

(c) Interest on Underpayments and Overpayments. (1) Amounts due to City for late payments shall include interest, compounded daily equal to the return on equity plus three percent (3%) granted to the Company in its most recent proceeding fixing rates applicable to customers within the corporate limits of the City. (2) If the City identifies, as a result of a franchise fee compliance review, amounts owed by the Company from prior periods or prior underpayments, then the Company shall pay simple interest on such amounts equal to the return on equity granted to the Company in its most recent proceeding fixing rates applicable to customers within the corporate limits of the City. Said interest shall be payable on such sums from the date the initial payment was due until it is paid and shall not be billed to customers. (3) Amounts due Company for past overpayments shall include simple interest equal to the return on equity granted to the Company in its most recent proceeding fixing rates applicable to customers within the corporate limits of the City; provided, however, if there is a change in the approved return on equity during the time period subject to the City's audit or inquiry, then for each time period during which there was an overpayment, the approved return on equity in effect during such time period shall be used in calculating interest under this subparagraph (c). Interest payable on such sums shall be credited to customers.

Section 16. EASEMENT. In consideration for the compensation set forth in Section 7, City agrees that if City sells, conveys, or surrenders possession of any portion of the Public Right-of-Way that is being used by Company pursuant to this Franchise, City, to the maximum extent of its right to do so, shall first grant Company an easement for such use and the sale, conveyance, or surrender of possession of the Public Right-of-Way shall be subject to the right and continued use of Company.

Section 17. ORIGINAL JURISDICTION OVER RATES AND SERVICES. Pursuant to Section 103.003 of the Gas Utility Regulatory Act, the City hereby elects to surrender to the Railroad Commission of Texas the City's exclusive original jurisdiction over the rates, operations and services of the Company effective as of the Effective Date of this Franchise and for the term of this Franchise. Notwithstanding the above surrender of the City's

exclusive original jurisdiction over the rates, operations and services of the Company, such surrender shall not affect in any manner the City's rights and privileges pursuant to the provisions of the Gas Utility Regulatory Act as currently enacted, or as amended, or in any successor legislation, or as otherwise provided at law for the City to both participate in any ratemaking proceeding at the Railroad Commission of Texas which affects the City's gas rates, and to recover from the Company any reasonable expenses incurred by the City in its participation in such a ratemaking proceeding as provided for in law.

Section 18. ACCEPTANCE. The Company shall, within thirty (30) days following the final passage and approval of this Franchise, file with the City Secretary of the City of Liberty either 1) a written statement signed in its name and behalf in the following form or 2) this document duly executed below by the Vice President of Regional Operations:

"To the Honorable Mayor: and City Council of the City of Liberty:

CenterPoint Energy Resources Corp., DBA CenterPoint Energy Texas Gas Operations, its successors and assigns, hereby accepts the attached Franchise Ordinance and agrees to be bound by all of its terms and provisions."

CENTERPOINT ENERGY RESOURCES
CORP., DBA CENTERPOINT ENERGY
TEXAS GAS OPERATIONS

By: _____ Tai R. Center

Dated this _____ day of _____ 2019.

Section 19. SEVERABILITY. If any provision, section, subsection, sentence, clause or phrase of this Franchise is for any reason held to be unconstitutional, void, or invalid or for any reason unenforceable, the validity of the remaining portions of this Franchise shall not be affected thereby, it being the intent the City of Liberty in adopting this Franchise that no portion hereof or provision hereof shall become inoperative or fail by reason of any unconstitutionality or invalidity of any other portion, provision or regulation and, to this end, all provisions of this ordinance are declared to be severable.

Section 20. NOTICES. Every notice, order, petition, documents or other direction or communication to be served upon the City or the Company shall be deemed sufficiently given if sent by registered or certified mail, return receipt requested. Every such communication to the Company shall be sent to:

CenterPoint Energy
Resources Corp. Vice
President Regulatory
Relations PO Box 4567
Houston, TX 77210-4567

With a copy to:

General Counsel, Gas
Division PO Box 2628
Houston, TX 77252-2628

Every such communication to the City or the City Council shall be sent to

the: Mayor, City of Liberty

Liberty, Texas

With a
Copy
to: City
Secreta
ry

Liberty, Texas

Section 21. PUBLICATION, PASSAGE AND EFFECTIVE DATE. This Franchise, having been published, if required, shall take effect and be in force from and after the first day of the month following thirty days after receipt by the Company's acceptance filed pursuant to Section 18 ("Effective Date"). The Company shall pay the cost of those publications.

Section 22. REPEAL OF PREVIOUS ORDINANCES. This Franchise replaces the Franchise agreement with the Company, dated October 8, 2002, granted by City of Liberty, Texas Ordinance No. 938 which ordinance is hereby repealed as of the Effective Date of this Franchise. Any claims of City or Company thereunder are hereby waived.

Section 23. COMPLIANCE WITH CHARTER AND ORDINANCES. This Franchise, the rights granted hereby and the operations and activities performed by Company pursuant hereto shall be subject to applicable provisions of the Charter of the City of Liberty, Texas. Except to the extent otherwise expressly provided herein, the Franchise and rights granted hereby and the operations and activities performed by Company pursuant hereto, shall be subject to all valid ordinances and regulations of the City insofar as such ordinances and regulations (a) do not shorten the term hereof or terminate, abrogate, or materially and adversely affect the Franchise and right granted to Company hereby, (b) do not conflict with or are not inconsistent with the terms and provisions contained in this ordinance, (c) do not modify, preempt, or cause Company to violate the terms of a tariff approved by the Railroad Commission of Texas, Railroad Commission Rules, or the Gas Utility Regulatory Act, or (d) do not unreasonably regulate the Company's operations and activities in the City Right of Way.

Read in full and passed and adopted on first reading at a regular meeting of the City Council of Liberty, Texas, on the _____ day of _____, 2019 and approved by the Mayor.

Read in full and passed and adopted on second reading at a regular meeting of the City Council of Liberty, Texas, on the _____ day of _____, 2019 and approved by the Mayor.

APPROVED:

ATTEST:

MAYOR OF THE CITY OF LIBERTY, TEXAS

CITY SECRETARY OF LIBERTY, TEXAS

THE STATE OF TEXAS §

§

COUNTY OF LIBERTY §

I, the duly appointed, qualified and acting City Secretary of Liberty, Texas, do hereby certify that the above and foregoing ordinance was read on first reading at a regular meeting of the City Council of said Liberty, Texas, held on the day of_____, 2019; that written notice of the date, place and subject of said meeting was posted on a bulletin board located at a place convenient to the public in the City Hall for at least 72 hours preceding the day of said meeting; that the Mayor

_____, and _____ Council Members:

1. _____

4. -

2. _

5. _

3. _

6.-

were present at said meeting and acted as the Council throughout; that the same has been signed and approved by the Mayor and is duly attested by the City Secretary; that the above

and foregoing ordinance was read on second reading at a regular meeting of the City

Council of said Liberty, Texas held on the _day of_____2019; that v

Mayor_____, and

_Council members:

1. _____ 4. -

2. _____ 5. -

3. _____ 6. -

were present at said meeting and acted as the Council throughout; that the same has been signed and approved by the Mayor and is duly attested by the City Secretary; and that the same has been duly filed with the City Secretary and recorded by the City Secretary in full in the books for the purpose of recording the ordinances of the City of Liberty, Texas.

EXECUTED under my hand and the official seal of the City of Liberty, Texas at said City, this

_____day of_____, 2019.

City Secretary
City of Liberty, Texas

[SEAL]



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

7.A.9

Meeting: 10/08/19 06:00 PM

Department: Administration
Category: Miscellaneous

WORK SESSION (ID # 4619)

DOC ID: 4619

Department: Permits & Inspections

Subject: Off-Street Parking

Background: The City's Code of Ordinances does not currently provide any guidance on the number of off-street parking spaces required for new commercial developments. The International Building Code also does not provide any guidance on this topic. However, both brokers and architects have contacted the City asking for information about off-street parking requirements.

The proposed ordinance will assist developers and builders by providing guidance on the number of off-street parking spaces required for commercial development.

The proposed ordinance is attached for your review.

Funding Source: n/a

3.12.001 Non-application

The off-street parking requirements set fourth in this article shall not apply to land and buildings located in the Downtown District as defined by section 3.09.125.

3.12.002 General Requirements

- a) At the time any building, use, or structure is erected, enlarged, structurally altered, or converted from one use to another which requires an increase in the number of parking spaces, off-street parking spaces shall be provided in accordance with these regulations for the use of occupants, employees, visitors and patrons. Where off-street parking facilities are provided in excess of the minimum amounts specified by this article, or when off-street parking facilities are provided but not required, said off-street parking facilities shall comply with the minimum requirements for parking and maneuvering space as specified in this article.
- b) Off-street parking facilities shall be maintained and continued as long as the building, use or structure is continued. No person shall utilize such building, use or structure without providing the required off-street parking facilities. In addition, it shall be unlawful to discontinue or dispense with, or cause the discontinuation or reduction of, the required parking facilities apart from the discontinuation of the building, use or structure, without establishing alternative off-street parking facilities, which meet these requirements.
- c) The number of off-street parking spaces for each use shall be determined by section 3.12.003.
- d) The building official shall not issue a building permit for any structure that does not conform to these parking requirements. Any variation to these standards must be approved by the City Manager.

3.12.003 Minimum Parking Space Requirements

COMMERCIAL & CIVIC	
Bowling Alley	Five (5) parking spaces per lane
Churches	1 parking space per 4 seats in auditorium or sanctuary
Medical or dental clinic, doctor's office, retail or personal service	1 parking space per 200 square feet of floor area
Hospitals	1 parking space per 2 beds
Hotel or Motel	1 parking space per room, unit, or guest accommodation
Manufacturing, storage, processing, repairing or warehousing	1 parking space per 1,000 square feet of floor area
Business, professional or governmental offices	1 parking space per 300 square feet of floor area
Mortuary or funeral home	1 parking space for every two persons to be normally accommodated in services

Elementary and Middle Schools	1 parking space per classroom
High Schools, colleges or universities	3 parking spaces per classroom
Restaurant or cafeteria	1 parking space for every four (4) seats under maximum seating arrangements
Country club or golf course	4 parking spaces per hole
Theaters, Stadiums or gymnasium	1 parking space for every three (3) seats
Motor vehicle sales room or car lot	1 parking space for every 500 square feet of sales floor area (3 parking space minimum)
Library or museum	1 parking space for every 400 square feet
All other commercial uses not listed	1 parking space for every 250 square feet
RESIDENTIAL	
Duplex, Triplex, Fourplex, Townhomes and Multi-family	2 parking spaces per dwelling unit (must be hard surface parking)

3.12.004 Minimum dimensions for off-street parking

Angle of Parking (Degrees)	Width of Stall	Depth of Stall 90° to Aisle	Width of Aisle (One-Way)	Width of Stall Parallel to Aisle	Width of Stall Parallel to Aisle	Width for 2 Rows and Aisle (One-Way)
30	8.0	14.9	13.0	22.0	16.0	42.8
30	8.5	16.4	13.0	22.0	17.0	45.8
30	9.0	16.5	12.0	22.0	18.0	45.0
30	9.5	17.2	12.0	22.0	19.0	46.4
30	10.0	17.7	12.0	22.0	20.0	47.4
45	8.0	17.0	13.0	22.0	22.3	47.0
45	8.5	18.7	13.0	22.0	12.0	50.4
45	9.0	19.0	12.0	22.0	12.7	50.0
45	9.5	19.5	12.0	22.0	13.4	51.0
Angle of Parking (Degrees)	Width of Stall	Depth of Stall 90° to Aisle	Width of Aisle (One-Way)	Width of Stall Parallel to Aisle	Width of Stall Parallel to Aisle	Width for 2 Rows and Aisle (One-Way)
45	10.0	19.8	12.0	22.0	14.1	51.6
60	8.0	17.8	17.0	24.0	9.2	52.5
60	8.5	19.8	17.0	24.0	9.8	56.6
60	9.0	20.0	16.0	24.0	10.4	56.0

60	9.5	20.3	16.0	24.0	11.0	56.6
60	10.0	20.6	16.0	24.0	11.5	57.2
90	8.0	16.0	25.0	25.0	8.0	57.0
90	8.5	18.0	25.0	25.0	8.5	61.0
90	9.0	18.0	24.0	24.0	9.0	60.0
90	9.5	18.0	24.0	24.0	9.5	60.0
90	10.0	18.0	24.0	24.0	10.0	60.0

Minimum stall widths shall be nine (9) feet. In addition, the dimensions of up to twenty (20) percent of the total number of off-street parking spaces may be reduced to eight (8) feet in width and sixteen (16) feet in depth to accommodate compact automobiles.

3.12.005 Parking Spaces for Disabled Persons

- a) Access to buildings for individuals with disabilities shall be provided from rights-of-way and parking areas in accordance with the Americans with Disabilities Act, Accessibility Guidelines for Buildings and Facilities as the same may be amended from time to time. Curb cuts shall typically have a gradient of not more than one (1) foot in twelve (12) feet and a width of not less than four (4) feet. Such access shall be cleared of all obstructions related to construction activity prior to the opening of the building to the general public.
- b) A parking lot servicing each entrance pathway shall have the number of level parking spaces as set forth in the following table, identified by signs. Such parking spaces and signs shall conform to the rules promulgated by the state purchasing and general services commission under subsection (c) of section 7.05 of the state Purchasing and General Services Act (chapter 2151 Government Code) and be in accordance with the Americans with Disabilities Act, Accessibility Guidelines for Buildings and Facilities, as the same may be amended from time to time, relating to the identification and the dimensions of parking spaces for the disabled. Such parking spaces shall typically be a minimum of twelve (12) feet in width. The Building Official shall maintain a copy of the above-mentioned guidelines.

Total Spaces	Required Number of Reserved Spaces
1 to 25	1
26 to 50	2
51 to 75	3
76 to 100	4
101 to 150	5

151 to 200	6
201 to 300	7
301 to 400	8
401 to 500	9
501 to 1000	2% of total
1001 or more	20 plus 1 for each 100 over 1000

- c) Parking spaces for the physically disabled shall be located so that such persons may reasonably wheel or walk to reach entrance ramps, walkways and elevators. All parking lot plans submitted for city review shall clearly designate the intended access routes for individuals with disabilities.



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

7.C.1

Meeting: 10/08/19 06:00 PM

Department: Administration
Category: City Manager Evaluations

COUNCIL ACTION (ID # 4621)

DOC ID: 4621

Subject: Action Taken Following an Executive Session

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