



The City of Liberty City Council

Regular Meeting

~ Agenda ~

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

April Gilliland
City Secretary
936-336-3684

Tuesday, April 13, 2021

6:00 PM

City Hall - Liberty Center

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 Driggers	☐	☐	☐	
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 # 5050)

City Manager's Report - City Manager Tom Warner - Topics include FEMA, Chamber Banquet, Power Outages, Audio/Video System for City Hall, COVID, and Electric Projects.

- City Manager's Report April 13 2021 (DOCX)

B. Information Item (ID # 5052)

Finance Report - Assistant City Manager / CFO - Naomi Herrington

C. Information Item (ID # 5051)

Department Reports

- Fire Department Monthly Report (March 2021) (XLS)
- Golf Course Monthly Report (March 2021) (PDF)
- Inspections Monthly Report (March 2021) (PDF)
- Library Monthly Report (March 2021) (PDF)
- Police Department Monthly Report (March 2021) (PDF)
- Public Works Monthly Report (March 2021) (DOCX)
- City of Liberty Construction Monthly Report (March 2021) (DOCX)

D. Information Item (ID # 5054)

Sam Rayburn Municipal Power Agency - Mayor Pickett

E. Information Item (ID # 5064)

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, March 09, 2021
2. Tuesday, March 16, 2021
3. Tuesday, March 23, 2021
4. Wednesday, March 31, 2021

B. Resolution (ID # 5059)

CONSIDER A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF LIBERTY, TEXAS, A HOME RULE MUNICIPALITY EXISTING UNDER THE LAWS OF THE STATE OF TEXAS, DECLARING ENGINE 24 AS SURPLUS PROPERTY AND ENTERING INTO A LISTING AND COMMISSION AGREEMENT WITH BRINDLEE MOUNTAIN FIRE APPARATUS.

C. Resolution (ID # 5057)

CONSIDER A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF LIBERTY, TEXAS, A HOME RULE MUNICIPALITY EXISTING UNDER THE LAWS OF THE STATE OF TEXAS, ENTERING INTO A LEASE AGREEMENT WITH GARY BEARD FOR USE OF THE HOUSE AT THE LIBERTY MUNICIPAL AIRPORT.

- EXHIBIT A - Gary Beard Lease (PDF)

D. Resolution (ID # 5070)

CONSIDER A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF LIBERTY, TEXAS, A HOME RULE MUNICIPALITY EXISTING UNDER THE LAWS OF THE STATE OF TEXAS,

ENTERING INTO AN AGREEMENT WITH PYRO SHOWS OF TEXAS, INC. FOR THE CITY'S JULY 3, 2021 FIREWORKS DISPLAY AND CELEBRATION.

- CONTRACT - Liberty - 7.3.2021 (PDF)

VII. REGULAR AGENDA

A. Regular Session

1. Information Item (ID # 5062)

Mr. Ashley Davis will address the Council regarding the Liberty Food Festival that happened in March 2021.

- Exhibit A - Liberty Food Festival (PDF)

2. Ordinance (ID # 5060)

Consider an appeal from Mr. Gerald Brooks related to a Notice of Violation issued pursuant to the Manufactured Home Ordinance.

- EXHIBIT A - Gerald Brooks Permit Application (PDF)
- EXHIBIT B - Building Official Notice of Violation (PDF)

3. Resolution (ID # 5061)

CONSIDER A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF LIBERTY, TEXAS, A HOME RULE MUNICIPALITY EXISTING UNDER THE LAWS OF THE STATE OF TEXAS, APPROVING CHANGE ORDER NO. 5 AND AUTHORIZING FINAL PAYMENT TO ALLCO, INC. IN THE AMOUNT OF \$260,869.73.

- ltr-210210-Recommendation-26-FINAL (PDF)

4. Resolution (ID # 5063)

CONSIDER A RESOLUTION OF THE CITY COUNCIL OF LIBERTY, TEXAS, AUTHORIZING THE SUBMISSION OF A TEXAS COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM APPLICATION TO THE TEXAS DEPARTMENT OF AGRICULTURE FOR THE COMMUNITY DEVELOPMENT FUND; AND AUTHORIZING THE MAYOR AND THE CITY MANAGER TO ACT AS THE CITY'S EXECUTIVE OFFICERS AND AUTHORIZED REPRESENTATIVES IN ALL MATTERS PERTAINING TO THE CITY'S PARTICIPATION IN THE TEXAS COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM.

- Liberty Table 2 4.5.21 (PDF)
- Liberty 21-22 CD Project Map_Optimized_Revised (PDF)

5. Resolution (ID # 5065)

CONSIDER A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF LIBERTY, TEXAS, A HOME RULE MUNICIPALITY EXISTING UNDER THE LAWS OF THE STATE OF TEXAS, AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT WITH GDS ASSOCIATES, INC. TO PERFORM A FINANCIAL REVIEW, ALLOCATED COST OF SERVICE AND RETAIL RATE STUDY FOR THE ELECTRIC SYSTEM.

- City of Liberty GDS Letter Proposal Final 4-6-21 (PDF)

6. Ordinance (ID # 5058)

CONSIDER AN ORDINANCE OF THE CITY OF LIBERTY, TEXAS SUSPENDING THE RATES PROPOSED BY CENTERPOINT ENERGY RESOURCES CORP., d/b/a CENTERPOINT ENERGY ENTEX AND CENTERPOINT ENERGY TEXAS GAS ("CENTERPOINT" OR "COMPANY") COMPANY'S GAS RELIABILITY INFRASTRUCTURE PROGRAM ("GRIP")

FILING MADE WITH THE CITY ON MARCH 4, 2021; FINDING THAT THE MEETING COMPLIES WITH THE OPEN MEETINGS ACT; MAKING OTHER FINDINGS AND PROVISIONS RELATED TO THE SUBJECT, AND DECLARING AN EFFECTIVE DATE.

B. Executive Session**1. Tx. Gov. Code §551.086 - (Municipal Utilities) Certain Public Power Utilities: Competitive Matters**

- Discussion regarding competitive electric utility rates.

2. Tx. Gov. Code §551.071 - Private Consultation with Attorney

- Discussion with Attorney regarding contemplated/pending litigation.

3. Tx. Gov. Code §551.072 - Deliberation about Real Property

- Discussion regarding real property

C. Reconvene into Regular Session**1. Council Action (ID # 5066)**

Consider and take action on electric utilities as discussed in executive session.

2. Council Action (ID # 5067)

Consider and take action on contemplated litigation discussed in executive session.

3. Council Action (ID # 5068)

Consider and take action on purchase of real property.

4. Resolution (ID # 5056)

CONSIDER A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF LIBERTY, TEXAS, A HOME RULE MUNICIPALITY EXISTING UNDER THE LAWS OF THE STATE OF TEXAS, AUTHORIZING THE CITY MANAGER TO NEGOTIATE AND EXECUTE A LEASE AGREEMENT WITH SCOTT NEAL FOR USE OF THE CLUBHOUSE/RESTAURANT AT THE LIBERTY MUNICIPAL GOLF COURSE.

- EXHIBIT A - Lease Agreement with Scott Neal (DOCX)

VIII. ADJOURNMENT**A. Motion To: Adjourn**

I certify that the attached Notice of Meeting was posted on the bulletin board and in the Message Centers located on the east and west sides of the City Hall Administration Building, located at 1829 Sam Houston on the 9th day of April, 2021 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.

April Gilliland

April Gilliland, 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 _____, 2020.