



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, May 11, 2021

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 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 # 5082)

Proclamation-Motorcycle Safety Awareness Month - Mayor Pickett

- Motorcycle Safety Month 2021 (DOC)

B. Information Item (ID # 5083)

City Manager's Report - City Manager Tom Warner - Topics include Chamber of Commerce Banquet, 2021 Taxable Values, Budget, AWOS, Golf Course

- City Manager's Report May 11 2021 (DOCX)

C. Information Item (ID # 5085)

Finance Report - Assistant City Manager / CFO - Naomi Herrington

D. Information Item (ID # 5084)

Department Reports

- Golf Course Monthly Report (April 2021) (DOCX)
- Golf Course Renovation Photos (05-06-21) (DOCX)
- Inspections APRIL 2021 MONTHLY REPORT (XLSX)
- Library Monthly report (PDF)
- Police Department Monthly Report (PDF)
- Monthly Report-Public WorksApr21 (DOCX)
- CITY OF LIBERTY CONSTRUCTION MONTHLY REPORT _Apr 2021 (DOCX)
- Fire Department Report (XLS)

E. Information Item (ID # 5086)

Sam Rayburn Municipal Power Agency - Mayor Pickett

F. Information Item (ID # 5087)

Mayor, Council and Staff Comments

- Discussion on Board Appointments (DOCX)

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, April 13, 2021
2. Tuesday, April 27, 2021

VII. REGULAR AGENDA**A. Regular Session****1. Information Item (ID # 5080)**

Oath of Office to be administered to newly elected Council Members - Judge Little

2. Council Action 2021-13

Council to elect a Mayor Pro Tem.

3. Public Hearing (ID # 5090)

Public Hearing on the Condemnation of the Structure located at 818 Robbie and determine if the structure should be repaired or demolished.

- EXHIBIT A - 818 Robbie (Inspection Report) (PDF)

- EXHIBIT B - 818 Robbie (Photos) (PDF)

4. Council Action (ID # 5091)

Consider an Order of Abatement for the structure located at 818 Robbie.

5. Resolution (ID # 5096)

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 CHAPTER 380 ECONOMIC DEVELOPMENT AGREEMENT WITH LIBERTY CAPSTONE PROPERTIES, LLC.

- EXHIBIT A - Liberty Capstone Properties 380 Agreement (DOCX)

6. Resolution (ID # 5092)

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, AWARDED A BID FOR LAWN MAINTENANCE SERVICES TO BRUSHMASTERS.

- Copy of 2021Mowing BidTabs (XLSX)

7. Resolution (ID # 5097)

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 FORD AV, THROUGH BUY BOARD, TO PURCHASE A NEW SOUND AND VIDEO SYSTEM FOR THE COUNCIL CHAMBERS AND LIBERTY CENTER.

8. Resolution (ID # 5093)

CONSIDER A RESOLUTION OF THE CITY OF LIBERTY, TEXAS AUTHORIZING THE CITY MANAGER TO SUBMIT AN APPLICATION TO THE TEXAS DEPARTMENT OF TRANSPORTATION'S 2021 TRANSPORTATION ALTERNATIVES SET-ASIDE (TA) CALL FOR PROJECTS RELATED TO THE MAIN STREET BRICK SIDEWALK PROJECT

9. Resolution (ID # 5088)

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, RATIFYING LCDC'S EXPENDITURE FOR ENGINEERING SERVICES AT LIBERTY MUNICIPAL AIRPORT.

- EXHIBIT A - LCDC Expenditure 1 (Pavement Management Plan) (PDF)
- EXHIBIT B - LCDC Expenditure 2 (T-Hangar Development) (PDF)

B. Executive Session

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

- Discussion with Attorney regarding contemplated/pending litigation.

C. Reconvene into Regular Session

1. Council Action (ID # 5098)

Consider and take action on contemplated litigation discussed in 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 7th day of May, 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.



PROCLAMATION

- WHEREAS,*** today’s society is finding more citizens involved in motorcycling on the roads of our country; and
- WHEREAS,*** motorcyclists are roughly unprotected and much more likely to be injured or killed in a crash than other vehicle drivers; and
- WHEREAS,*** campaigns have helped inform riders and motorists alike on motorcycle safety issues to reduce motorcycle related risks, injuries, and most of all fatalities, through a comprehensive approach to motorcycle safety; and
- WHEREAS,*** it is the responsibility of all who put themselves behind the wheel to become aware of motorcyclists, regarding them with the same respect as any other vehicle traveling the highways of this country; and
- WHEREAS,*** the City of Liberty is urging everyone in our community to become aware of the inherent danger involved in operating a motorcycle and give the operator the respect on the road that they deserve.

NOW, THEREFORE, BE IT KNOWN, that I, Carl Pickett, Mayor of the City of Liberty do hereby proclaim the month of May, 2021 as:

“MOTORCYCLE SAFETY AND AWARENESS MONTH”

in the City of Liberty, advocating that all motor vehicle operators remain aware of motorcyclists, afford them the courtesies they deserve, and join in the effort to keep our roadways safe.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Seal of the City of Liberty, Texas to be affixed on this 11th day of May, 2021.

Carl Pickett, Mayor
City of Liberty

ATTEST:

April Gilliland, City Secretary
City of Liberty

Attachment: Motorcycle Safety Month 2021 (5082 : Proclamation-Motorcycle Safety)



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

5.B

Meeting: 05/11/21 06:00 PM

Department: Administration
Category: Reports

INFORMATION ITEM (ID # 5083)

DOC ID: 5083

Subject: City Manager's Report

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

Memo

To: Mayor & City Council
From: Tom Warner, City Manager
Date: May 11, 2021
Re: City Manager Report

1. The Liberty-Dayton Chamber of Commerce announced the 2021 Liberty Citizen of the Year during their annual banquet on April 23, 2021. This year's recipient for the Liberty Citizen of the Year is Councilmember Dennis Beasley. During the presentation of the award by the 2019 Liberty Citizen of the Year, Councilmember Diane Driggers. Councilmember Beasley was recognized for his accomplishments as a Liberty Firefighter, Liberty Community Development Corporation President, Port of Liberty President and City Councilmember just to name a few.
2. The Liberty County Central Appraisal District (CAD) has presented the City with the preliminary estimate of the 2021 taxable values along with a comparison to the 2020 taxable values. These values are subject to change by the Liberty County Appraisal Review Board or adjustment due to late filed requests for Ag/Timber or homestead exemptions. Based on the preliminary values, the City will experience an approximate 6.36% decrease over last year's values. A major factor affecting the City of Liberty, is the CAD's prediction on taxable values for PTC Liberty Tubulars (formerly Boomerang).
3. Receipt of the preliminary estimate of 2021 taxable values also signals the start of the budget process for Fiscal Year 2021-2022. Although the City has been doing well regarding revenues and expenditures, we are starting to see some impacts on the revenue side related to COVID-19. The budget process will not change significantly this year. It is anticipated that the budget workshops will again be held in mid-July.
4. The contractor has begun installation of the Automated Weather Observing System (AWOS) system at the airport. The weather tower and equipment foundations have been installed. It is anticipated the installation of the AWOS will be completed by the end of May, weather permitting. Upon completion of the installation, the Federal Aviation Administration will commission the AWOS.
5. The Liberty Municipal Golf Course was closed on April 5th for the Golf course Renovation Project. The contractor has installed perimeter silt fencing, drained the lake and has begun dirt work on Hole #1. Pictures of portions of the work completed to date are included in the Monthly Report Section

Attachment: City Manager's Report May 11 2021 (5083 : City Manager's Report)

of the agenda under Golf Course. It is anticipated the Golf Course will reopen in late November or early December.

6. The contractor for the Wastewater Treatment Plant (WWTP) Flood Mitigation Improvements and Outfall Replacement has experienced some minor delays due to weather. The contractor is approximately 48% complete with construction and has used 33% of the total number of construction days. The work to date includes fabric silt fence installation, berm construction, concrete wingwall, concrete T-wall, manhole demolition, raising and installation and outfall pipe installation.
7. An update of various building projects is provided below:

Recently Completed Projects:

- a) Shops at Liberty (2139 Highway 146 Bypass)
- b) Dollar Tree (2914 N. Main)

Projects Under Construction:

- a) Fuel Maxx (1025 N. Main)
- b) 7-Eleven (2000 US 90)
- c) Proposed Restaurant (2200 ML King)

Upcoming Projects:

- a) McDonalds Interior Remodel (1923 US 90)
- b) Sleep Inn Hotel (1023 N. Main)
- c) Sheriff's Office and Precinct 3 Annex – Need TxDOT Permit

8. The general summary of the Liberty County COVID-19 Data for the weeks of March 30, 2021 to April 29, 2021 are provided below:

	<u>3/30/21</u>	<u>4/8/21</u>	<u>4/21/21</u>	<u>4/29/21</u>
Total Cases	5685	5775	5972	6097
Active Cases	834	852	111	158
Death Related	168	168	173	179
Recovered Cases	4683	4755	5688	5760
New Cases	98	90	88	125
North	59	60	44	42
South	39	30	44	83

9. 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. Live Front Transformer	120%	\$214,004	\$256,096
b. Beaumont #3 Lateral	84%	\$383,748	\$320,776
c. UG Primary	76%	\$190,000	\$144,892
d. OH Transformer Platform	56%	\$ 64,819	\$ 36,596
e. Street Lighting	73%	\$331,318	\$242,993
f. Beaumont #2 Laterals	88%	\$724,548	\$638,160
g. Beaumont #4 Laterals	85%	\$416,365	\$354,116
h. Beaumont #5 Laterals	85%	\$358,916	\$306,337
i. Liberty #1 Laterals	49%	\$ 59,280	\$ 28,747
j. Liberty #2 Laterals	31%	\$175,000	\$ 53,932
k. Liberty #3 Laterals	7%	\$126,266	\$ 9,086
l. Liberty #4 Laterals	112%	\$230,000	\$257,030
Totals		\$4,307,863	\$2,648,761



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

5.C

Meeting: 05/11/21 06:00 PM

Department: Administration
Category: Reports

INFORMATION ITEM (ID # 5085)

DOC ID: 5085

Subject: Finance Report

Background: This agenda item affords the Assistant City Manager/CFO the opportunity to report on the financial activities and position of the City, to include revenues, liabilities, assets, and other financial information.



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

5.D

Meeting: 05/11/21 06:00 PM

Department: Administration
Category: Reports

INFORMATION ITEM (ID # 5084)

DOC ID: 5084

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.

GOLF COURSE MONTHLY REPORT - APRIL 2021

Maintenance Activities

Located main waterline that supplies clubhouse and maintenance shop (runs down #1 fairway)

Located power wires for old pump station

Located power wires for well

Demolished old pumphouse and removed pump

Cleared overgrowth from the back side of maintenance shop

Cut and removed bushes from several areas around the course

Daily pickup of limbs and trash along main entrance road

Marketing Activities

Golf Course Facebook Page has 242 “likes.” You can find the golf course Facebook Page here: <https://www.facebook.com/LibertyMunicipalGolfCourse/>.

You can find the golf course website here: <http://www.libertygolfcourse.com/>

The golf course email database has 121 valid email addresses. Golf course renovation updates are sent out weekly on Wednesday’s.

Sales Report (April 1 – April 4)

MONTH	SALES ITEMS (UNITS)			
	Green Fees (Rounds Sold)	Golf Cart Fees	Range Fees	Merchandise & Equipment
January 2021	823	794	156	302
February 2021*	556	537	64	264
March 2021	965	898	151	377
April 2021**	224	217	36	113

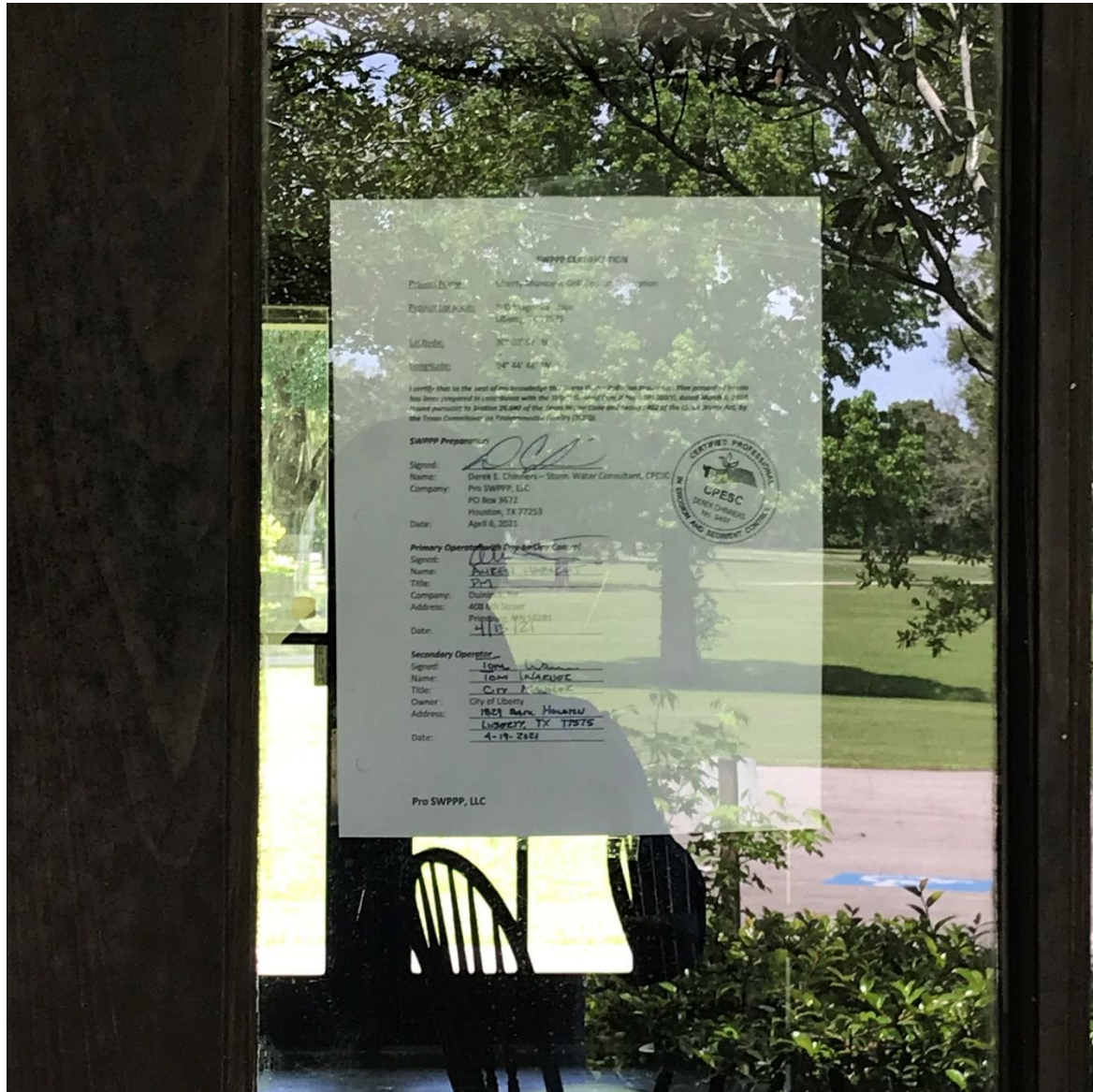
*Golf Course was closed due to Winter Storm Uri

** Golf Course closed on April 5 due to start of renovation project

Attachment: Golf Course Monthly Report (April 2021) (5084 : Department Reports)

GOLF COURSE RENOVATION

Posting of SWPPP Permit



Attachment: Golf Course Renovation Photos (05-06-21) (5084 : Department Reports)

GOLF COURSE RENOVATION

Demolition of old pump house



GOLF COURSE RENOVATION

Installation of silt fencing



Attachment: Golf Course Renovation Photos (05-06-21) (5084 : Department Reports)

GOLF COURSE RENOVATION

Clearing taking place in preparation for construction of #4 tee box



Attachment: Golf Course Renovation Photos (05-06-21) (5084 : Department Reports)

GOLF COURSE RENOVATION

Dirt work for hole #1



Attachment: Golf Course Renovation Photos (05-06-21) (5084 : Department Reports)

GOLF COURSE RENOVATION

Draining of the pond/lake



GOLF COURSE RENOVATION

Staking for pond/lake expansion



CITY OF LIBERTY

INSPECTIONS & PERMITS MONTHLY REPORT

Apr-21

PLAN REVIEW

# of Plans Reviewed	3
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BUILDING PERMITS

Commercial Building Permits - New	0
Commercial Building Permits - Renovation/Remodel	2
Commercial Building Permits - Addition/Expansion	0
Residential Building Permits- New (Manufactured Homes)	0
Residential Building Permits - New (Single Family)	2
Residential Building Permits - New (Multi-Family)	0
All Other Permits Issued	51

CERTIFICATE OF OCCUPANCY

Commercial C of O's Issued	2
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FEE REVENUE

Permit Fee Revenue	\$	8,217.91
Tap Fee Revenue	\$	-

APRIL 2021-COMMERCIAL

HERITAGE MARKET	2818 N MAIN	DRIVEWAY
		ELECTRICAL
		PLUMBING
KING'S STREET CRAWFISH	1017 DR MLK JR DRIVE	MOVE
		ADDITION/REMODEL
EARL CONAVEY MOBILE HOME PARK	1904 N MAIN STREET UNIT 16	ELECTRICAL
	1904 N MAIN STREET UNIT 17	ELECTRICAL
EL TEMPO	1829 HWY 90	REMODEL
		PLUMBING
		ELECTRICAL
ADVANTAGE HOMES	518 HIGHWAY 90	MOVE PERMIT- TO LOCATION
		MOVE PERMIT- FROM LOCATION
SUBWAY	2211 N MAIN STREET	SIGN
7-ELEVEN	2000 HWY 90	PLUMBING
DREAM FURNITURE	808 MAIN STREET B	COMMERCIAL OCCUPANCY
BURKE'S OUTLET	2323 N MAIN ST	ELECTRICAL
CROSSROADS DCJR	320 HWY 146 BYPASS	ELECTRICAL

Liberty Municipal Library April 2021 Report

The Summer Reading Program will be here very soon, and the staff have been busy preparing. Children's Librarian Katie Edgell has secured tickets to Space Center Houston, the Museum of Natural Science Cockrell Butterfly exhibit, 100 coupons for free snowballs from Liberty Sno Ball, food coupons from Chili's, movie passes to the cinema in Mont Belview/Baytown, and a gift card to 10 de Mayo. These will be given to top readers and prize drawing winners. We appreciate the super community support for the program. Katie has done a great job of getting out the publicity on the library's online programs as well as the summer reading program.

Library Director Dana Abshier, along with other city employees, participated in the Robert Cox workshop focusing on the future of the City of Liberty, and how Council and staff can work together to address a wide range of issues the City faces. She also worked on the insurance values for the Cultural Center and library, both replacement cost for the structure and for the contents. She caught up on choosing memorial books.

The library's online presence continues with Katie Edgell and Bilingual Library Technician Maggie Varela performing their online Story Times, craft activities, experiments, and a no-bake cooking presentation. Thirty-nine people watched six live programs and 1,826 people watched six recorded programs. Katie and Maggie always encourage watchers to visit the library and check out books. The programs can be seen on Facebook and the library's YouTube channel.

The staff participated in another KnowBe4 computer safety exercise made available by the City. It is important to be reminded that the internet is filled with bad actors who wish to spread chaos.

Administrative Assistant Amber Ursprung has taken the final step in applying for E-Rate, and in the new contract, patron internet access speed will improve. Patrons will have 100 mbs access and that should speed up web surfing, test taking, filling out applications, and other patron needs. This greatly surpasses the speed of staff's internet access, which is 20 mps. E-Rate is the Federal program that pays for 80% of the cost of internet access for library patrons.

Dana conducted a survey of area theaters, both large and small, to find out what Covid safety precautions will be taken when theaters are again open to the public. The results show that most theaters will require masks and social distancing, and many will require temperature checks and staggered seating.

We received quotes for repairs on two theater AC units that will have to be completed before our Humphreys-Burson Theatre can be used again. A compressor is out on one, the other has a coolant leak.

The Liberty Municipal Library Board met on April 22 with Vice President Mitzi Kline presiding in place of former President Paul Schmidt, who has moved out of town. Mitzi was the vice president, so an election for that office will be placed on the agenda for the next board meeting. Board members discussed a replacement member for Mr. Schmidt.

The Friends of the Library have paid for the two summer program entertainers, prizes for the program, and also the annual cost of the Junior Library Guild children's books. The Friends held a bakeless bake sale since the Jubilee Book and Bake Sale was cancelled for the second year because of Covid.

April was a bad month for staff computers. Beth Takach from Liberty Systems and Amber were kept quite busy all month working on computers and printers. The malfunctioning computers are used by Emily House, Gail Williamson, Kaylyn Erskins and Dana. Beth got all of them back in working condition. One printer began printing ghost images, another began printing large streaked gray areas. A donated printer was put to work until the other two can be repaired.

Below are coupons for free snowballs from Liberty Snoball, Amber's hand-crafted decorations for the upcoming Summer Reading Program, and a promo for the Sleepy Time Story Time virtual program.



Liberty Municipal Library Monthly Report November 2020 through April 2021

Circulation	November	December	January	February	March	April
Spanish Materials Circulation	48	19	21	52	41	29
Total Adult & YA Circulation All Formats	1,480	1,311	1,600	1,493	1,731	1,379
Total Juvenile Circulation All Formats	1,112	840	1,007	929	1,031	961
Total Circulation All Formats	2,592	2,151	2,607	2,422	2,762	2,340
Reference Services						
In-house Reference	81	126	158	126	199	218
Telephone Reference	90	161	192	162	87	164
Public Computer Assistance	66	74	75	59	168	180
Collection Statistics						
Total Volumes in Collection	52,430	52,530	52,736	52,890	52,993	53,199
Total Titles in Collection	64,024	64,329	64,493	64,862	65,145	65,543
Cataloging						
Books Cataloged	250	161	155	116	115	208
DVD/ Blu-Rays Cataloged	19	2	2	0	0	0
Audiobooks & Music CDs Cataloged	0	1	0	0	0	0
Periodical Cataloged	54	45	55	47	73	55
Building Use/ Programs/Public Relations						
Meeting Room/Pavilion Use	0	0	0	0	0	0
Recorded Online Story Time/Craft Programs	5	6	6	6	4	6
Recorded Online Story Time/Craft Attnd.	215	420	349	450	1,912	1,826
Misc. Children's Programs/Tours	0	0	0	0	0	0
Msc. Children's Programs/Tours Attendance	0	0	0	0	0	0
Adult/YA Programs Attendance	0	0	0	0	0	0
Live Story Time/Craft Programs	5	6	6	6	8	7
Live Story Time/Craft Attendance	22	45	31	36	69	39
Patron Count/ Volunteers						
Total Active Accounts In-City Patrons	3,108	3,093	3,067	3,058	3,047	3,032
Total Active Accounts Out-of-City Patrons	4,811	4,802	4,782	4,748	4,724	4,710
Total Volunteers	0	0	0	0	0	0
Total Volunteer Hours	0	0	0	0	0	0
Patron Visits Count	1,355	1,200	1,316	1,242	1,651	1,470
Public Use Technology						
Wireless Users Estimate	6	18	21	21	21	22
Public Computers Users This Month	199	143	164	139	204	182
Hours of Patron Computer Use	103	69	91	78	122	109
Website Sessions: Ploud, Online Catalog	2,117	1,807	2,064	1,705	1,846	1,235
Social Media Sessions: FB, Instagram, UTube	3,649	3,059	2,653	2,991	7,067	7,349

Attachment: Library Monthly report (5084 : Department Reports)

YEARLY ACTIVITY REPORT FOR 2019													
ACTIVITY	JANUARY	FEBRUARY	MARCH	APRIL	MAY	JUNE	JULY	AUGUST	SEPTEMBER	OCTOBER	NOVEMBER	DECEMBER	TOTAL PER ACTIVIT
CALLS FOR SERVICE	1593	1421	1566	1825	1984	1958	1985	1714	1695	1772	1530	1682	20725
OFFENSES REPORTED	75	66	76	91	95	75	77	73	63	85	83	93	952
OFFENSES CLEARED	17	12	13	15	7	12	14	14	11	18	12	14	159
OFFENSES EXCEPTIONALLY CLEARED	2	2	2	1	1	1	0	4	2	4	1	2	22
TRAFFIC CITATIONS	61	57	71	77	91	47	48	42	26	32	23	64	639
TRAFFIC ACCIDENTS	30	27	36	41	30	29	30	26	28	40	37	28	382
WARNING TICKETS	146	125	120	110	329	127	178	119	120	149	71	148	1742
ARRESTS	43	22	32	41	69	50	28	33	29	42	41	37	467
ANIMALS HANDLED	52	39	21	29	73	77	93	57	81	51	33	56	662
ALARM CALLS	54	69	16	91	97	86	68	69	89	64	53	60	816
GARAGE/YARD SALES	0	0	0	0	0	0	0	0	0	0	0	0	0
YEARLY ACTIVITY REPORT FOR 2020													
ACTIVITY	JANUARY	FEBRUARY	MARCH	APRIL	MAY	JUNE	JULY	AUGUST	SEPTEMBER	OCTOBER	NOVEMBER	DECEMBER	TOTAL PER ACTIVIT
CALLS FOR SERVICE	1577	1344	1444	1351	1444	1384	1314	1371	1298	1491	1493	1282	16793
OFFENSES REPORTED	76	60	63	52	70	44	57	52	45	54	46	67	686
OFFENSES CLEARED	13	11	19	5	12	4	3	10	14	8	3	2	104
OFFENSES EXCEPTIONALLY CLEARED	0	0	5	2	4	1	2	0	1	2	0	0	17
TRAFFIC CITATIONS	28	36	48	12	23	18	25	44	17	24	7	6	288
TRAFFIC ACCIDENTS	23	27	17	24	27	22	27	23	24	26	31	22	293
WARNING TICKETS	86	80	62	22	94	68	53	62	68	64	19	10	688
ARRESTS	31	37	32	19	28	19	25	34	20	29	21	32	327
ANIMALS HANDLED	76	64	41	20	38	67	30	43	52	43	39	44	557
ALARM CALLS	51	56	42	56	42	67	62	60	56	49	40	47	628
GARAGE/YARD SALES	0	0	0	0	0	0	0	0	0	0	0	0	0
YEARLY ACTIVITY REPORT FOR 2021													
ACTIVITY	JANUARY	FEBRUARY	MARCH	APRIL	MAY	JUNE	JULY	AUGUST	SEPTEMBER	OCTOBER	NOVEMBER	DECEMBER	TOTAL PER ACTIVIT
CALLS FOR SERVICE	1319	1402	2602	2076									7399
OFFENSES REPORTED	52	37	79	64									232
OFFENSES CLEARED	4	2	42	25									73
OFFENSES EXCEPTIONALLY CLEARED	4	3	1	2									10
TRAFFIC CITATIONS	10	70	187	112									379
TRAFFIC ACCIDENTS	22	18	34	29									103
WARNING TICKETS	8	117	214	138									477
ARRESTS	29	18	37	29									113
ANIMALS HANDLED	13	30	58	52									153
ALARM CALLS	49	40	57	66									212
GARAGE/YARD SALES	0	0	0	0									0

Attachment: Police Department Monthly Report (5084 : Department Reports)

MONTH OF: April 2021

TO: TOM WARNER, CITY MANAGER

FROM: GARY MARTIN, CHIEF OF POLICE

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

ACTIVITY	NUMBER
CALLS FOR SERVICE	<u>2076</u>
OFFENSES REPORTED	<u>64</u>
OFFENSES CLEARED	<u>25</u>
EXCEPTIONALLY CLEARED	<u>2</u>
TRAFFIC CITATIONS	<u>112</u>
TRAFFIC ACCIDENTS	<u>29</u>
WARNING TICKETS	<u>138</u>
ARRESTS	<u>29</u>
ANIMALS HANDLED	<u>52</u>
ALARM CALLS	<u>66</u>
GARAGE/YARD SALES	<u>0</u>

ARREST BY OFFENSE
MONTH OF: April 2021

OFFENSE	NUMBER ARRESTED
HOMICIDE	0
SEXUAL ASSAULT	0
ROBBERY	0
ASSAULT	1
BURGLARY	0
THEFT	2
MOTOR VEHICLE THEFT	0
CRIMINAL MISCHIEF	0
FORGERY	0
FALSE REPORT TO PEACE OFFICER	0
RESISTING ARREST	1
DISORDERLY CONDUCT	1
PUBLIC INTOXICATION	5
UNLAWFULLY CARRYING A WEAPON	1
POSSESSION CONTROLLED SUBSTANCE	3
CITY ORDINANCE VIOLATION	0
DRIVING WHILE INTOXICATED	5
NO INSURANCE	2
DRIVING WHILE LICENSE SUSPENDED	0
CRIMINAL TRESPASS	0
RECKLESS DRIVING	0
RECKLESS CONDUCT	0
ALL OTHER	8
Total	29

Attachment: Police Department Monthly Report (5084 : Department Reports)

SUMMARY OF ACTIVITY DETECTIVE DIVISION

MONTH OF: April 2021

OFFENSE	REPORTS ASSIGNED	OFFENSES CLEARED
HOMICIDE	<u>0</u>	<u>0</u>
SEXUAL ASSAULT	<u>2</u>	<u>0</u>
ROBBERY	<u>0</u>	<u>0</u>
ASSAULT	<u>8</u>	<u>0</u>
BURGLARY	<u>2</u>	<u>0</u>
THEFT	<u>5</u>	<u>2</u>
AUTO THEFT	<u>3</u>	<u>0</u>
FORGERY	<u>2</u>	<u>0</u>
CRIMINAL MISCHIEF	<u>2</u>	<u>0</u>
WEAPONS	<u>2</u>	<u>0</u>
NARCOTICS	<u>5</u>	<u>0</u>
ALL OTHER	<u>33</u>	<u>12</u>
TOTALS	<u>64</u>	<u>14</u>

EXCEPTIONALLY CLEARED: 151

Theft	<u>85</u>
Assault	<u>17</u>
Credit/Debit Card Abuse	<u>5</u>
Criminal Mischief	<u>8</u>
Burglary	<u>10</u>
Evading Arrest	<u>3</u>
Auto Theft	<u>3</u>
Hinder Secured Creditor	<u>7</u>
Criminal Trespass	<u>2</u>
Aggravated Robbery	<u>1</u>
Fail to comply with requirements	<u>1</u>
on striking unattended	
vehicle	
Poss of Marijuana	<u>1</u>

Terrorist Threat	<u>1</u>
Reckless Driving	<u>1</u>
Fraudulent Destruction of Writing	<u>1</u>
Duty upon striking fixed object	<u>1</u>
Sex Offender Duty to Register	<u>1</u>
Forgery of Financial Instrument	<u>2</u>
Violation of Protective Order	<u>3</u>
Possession of CS	<u>1</u>
(Deception) Forgery	<u>1</u>
Hit & Run	<u>1</u>
Forgery	<u>1</u>
Injury Elderly Person	<u>2</u>
Resist Arrest Search & Seizure	<u>1</u>

Attachment: Police Department Monthly Report (5084 : Department Reports)

ANIMAL CONTROL REPORT

MONTH OF April 2021

<u>74</u>	Calls for Service	
<u>28</u>	Dogs Impounded & Boarded	
<u>1</u>	Reclaimed by owner	
<u>0</u>	Adopted to new owner	
<u>0</u>	Sent to Rescue	
<u>0</u>	Fostered to temporary home	
<u>0</u>	Quarantined (Disease Check)	
<u>17</u>	Euthanized & Disposed of	
<u>27</u>	Still Boarded	
<u>0</u>	Died in Shelter (due to poor health)	
<u>8</u>	Cats Impounded & Boarded	
<u>0</u>	Reclaimed by owner	
<u>0</u>	Adopted to new owner	
<u>0</u>	Fostered to temporary home	
<u>0</u>	Quarantined (Disease Check)	
<u>0</u>	Euthanized & Disposed of	
<u>8</u>	Still Boarded	
<u>0</u>	Died in Shelter (due to poor health)	
<u>0</u>	Animals Euthanized (prior to required waiting period)	
<u>11</u>	Deceased Animals picked up	
<u>0</u>	Clinic pick ups	
<u>5</u>	Wild Animals handled (raccoon, skunk, etc)	
<u>52</u>	Total Animals Handled	

Animal Control Officers: Matthew Kelly & Joel Villegas
Part Time Animal Control Officer:

Attachment: Police Department Monthly Report (5084 : Department Reports)

APRIL // 2021 //

PUBLIC WORKS MONTHLY REPORT

STREETS DEPARTMENT -THE ROAD TO SUCCESS IS ALWAYS UNDER CONSTRUCTION

This Month's Notes

**JAMES
REDDING –
STREETS
DIRECTOR**

Notes:

- Swept streets
- Patched around town
- Repaired curb on Lamar
- Replaced 40 feet of culvert pipe at Oilfield and Church
- Repaired curb on San Jacinto
- Started Mowing Route
- Repaired fence at end of Lakeside
- Repaired street cuts
- Repaired storm drain on Noble
- Repaired sidewalk on Noble from storm drain repair
- Cleaned inlets several different days
- Cleaned up around Service Center
- Repaired concrete cut on Webster
- Cleaned shoulders on Beaumont
- Worked on tail mowers
- Replaced inlet box at Grand and Texas
- Filled in holes in road at the Park
- Removed tree off fence at service center
- Formed up and started pouring curb on Webster
- Made maintainer ready for possible upcoming project at the airport



PUBLIC WORKS FIXING CURB ON SAN JACINTO

Attachment: Monthly Report-Public WorksApr21 (5084 : Department Reports)

FIXING THESE STREETS

Streets:						
	Graded:					Miles
	Swept:				17	Hours
	Street cut repairs:				4	Each
	Curb & Gutter Repair:				159	Feet
Drainage:						
	Ditch Cleaning:					Feet
	Culvert Installation:				40	Feet
	Catch Basin/inlets cleaned:				756	Each
	Levee Inspection:				Yes	
	Flap gate Debris Removal:					
Spraying:						
	Herbicide:					Gallons
	Mosquito:					Miles
Signs:						
	Installed					Each
	Repaired/ Replaced					Each

PARKS DEPARTMENT

MEASURE TWICE, CUT ONCE!!!

Work completed

TOM TULLOCK – PARKS

Work Completed:

Fields:

Work Performed: Picked up trash and maintained as needed.

Restrooms:

Work Performed: Washed all restrooms twice a week and cleaned and swept as needed. Replaced toilet paper and other things as needed also. Disinfected restrooms every other day due to Corona Virus.

Concession Stands:

Work Performed: Picked up trash and debris around concession stands as needed every day. Pressure washed all of them.

Splash Pad:

Work Performed: CLOSED UNTILL FURTHER NOTICE...

Jogging Trail:

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

Playground Equipment:

Work Performed: Checked and made sure all playground equipment was in good working order. Picked up trash and other debris around them. Sprayed big playground with weed killer, the weeds were starting to grow through the chips.

Pocket Parks:

Work Performed: Picked up trash and other debris every day. Changed trash barrels as needed in all pocket parks. Fixed fence at dog park from damage done by mowing contractors hitting fence with mower decks.

Trees:

Work Performed: Cut down trees that had been twisted off or rotted throughout park. Picked up limbs as needed, trimmed all trees along roadway in park.

Flags:

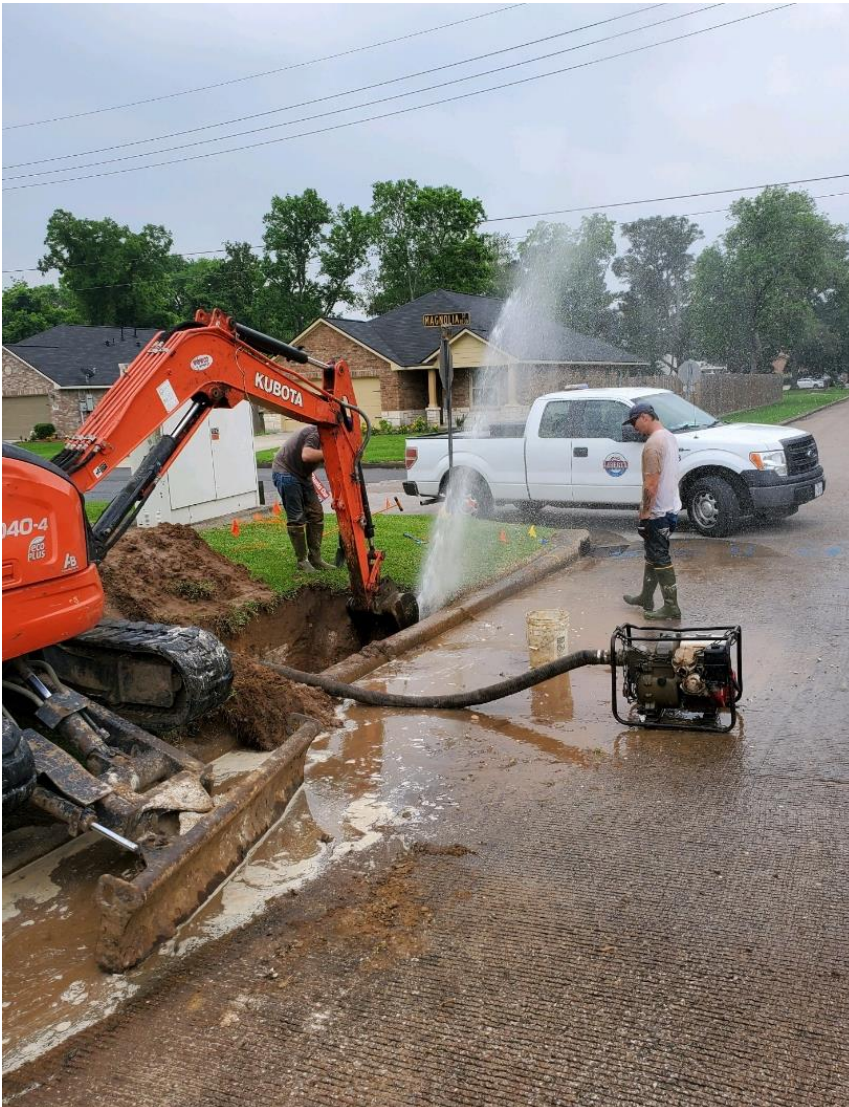
Work Performed: Checked flags every day for damage.

Notes:

1. Filled holes throughout park.
2. Disinfected all playground equipment at the municipal park and all pocket parks.
3. Picked up limbs throughout park
4. Removed dirt from dugouts at the softball complex.
5. Pressure washed all bleachers and dugout benches at all complexes and pressure washed the concession stands.
6. Re-hung the foul nets over the bleachers at the boy's baseball complex and swept off and blew the dugouts at the boy's complex.
7. Swept out and blew off the dugouts at the T-Ball complex.
8. Repaired the entrance road.
9. Helped street department during winter storm spread sand and other things.

AMERICA RUNS ON GOOD CLEAN WATER!

**MARK REED – WATER / WASTE
WATER DIRECTOR**



WATER LEAK ON N. TRAVIS AND MAGNOLIA

MONTHLY WATER REPORT

MONTH – APRIL - 2021

REPAIRS COMPLETED

21	WATER REPAIRS
25	SEWER REPAIRS

LINE MAINTENANCE (CAMEL)

23 / 686	HOURS OF OPERATION / TOTAL
4000	FEET OF SEWER LINE CLEARED / CLEANED
8	MANHOLES CLEANED

WORK COMPLETED

0	MANHOLE REPAIRS
25	SEWER STOPAGES
24	METER REPAIRS
1	RADIO REPLACEMENTS
0	WATER TAPS
0	SEWER TAPS
7	CUSTOMER PROBLEMS
85	LOCATE LINES
85	TEXAS 811 LINE LOCATES
0	METER BOXES REPLACED
1	METER LIDS REPLACED
0	CLEANOUTS REPLACED / INSTALLED
0	PULLED METERS
37	CUSTOMER REQUESTED TURN ON
18	CUSTOMER REQUESTED TURN OFF
13	CUT OFF SERVICE
52	RECHECKS

MISC:

HARDIN & AMES READINGS CHECKED DAILY

* CLOSED 42 WORK ORDERS

MONTHLY OPERATIONS

2 DAILY	FREQUENCY THAT WATER WELLS ARE CHECKED
40	DISINFECTANT WATER SAMPLES THAT ARE TAKEN
10	SAMPLES FOR MONTHLY MONITORING-CHLORINE REPORT
X2/WKLY	FRQUENCY THAT LIFT-STATIONS ARE CHECKED
MONTHLY	END LINE FLUSHING



**BEAUMONT ELECTRICAL
SUBSTATION**

ELECTRICAL DEPARTMENT

WE POWER LINES THAT POWER LIVES!

CHARLES YPMA – ELECTRICAL SUPERVISOR

The Electrical Department received 54 request this month and closed out 46 of them with 8 carrying overs to May 2021. The requests range from power restoration, blown fuses, saging 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 and Davey Tree.

COMPLETED WORK REQUESTS

MISC. MAINTENANCE	8
NO POWER	10
POWER LINE ISSUE	19
POLE ISSUE	5
SECURITY LIGHT	2
STREET LIGHT	2

TOTAL INCIDENTS RESOLVED	46
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Attachment: Monthly Report-Public WorksApr21 (5084 : Department Reports)

POWER OUTAGES

April 2021

Date	Location	Time Called Out	Time Power Restored	Response Time (min)	Outage Time (min)	Cause of Outage
6	BEAUMONT SUB OUT OF POWER	7:30 a.m.	8:15 a.m.	30	15	Breaker tripped on Liberty Sub that feeds B
8	CITY WIDE OUTAGE	4:00 a.m.	4:30 a.m.	N/A	30	Liberty and Beaumont Subs lost power from
8	MCGUIRE RD AND HWY 146	3:20 p.m.	4:00 p.m.	5	35	Oversized load hit cable and caused blown f
14	INDUSTRIAL PLACE	9:00 p.m.	3:30 a.m.	20	370	Tree fell on wire and shorted out all phases
16	1904 REESE	8:36 p.m.	11:20 p.m.	12	152	Bad service drop
23	1500 FORT WORTH	10:03 a.m.	10:30 a.m.	15	708	C-phase burnt and started a small fire
23	1617 TRINITY	6:02 p.m.	7:25 p.m.	58	25	Burnt off jumper at Crockett and MLK
23	CITY WIDE OUTAGE - 69 LINE	7:40 p.m.	8:45 p.m.	5	60	Vines flashed on 69-Line on S. Milam
23	FEEDER 101-2 LIBERTY SUB OUT	8:49 p.m.	11:00 p.m.	11	120	Trees on US 90 at Texas
29	2418 COS ST	7:18 p.m.	8:00 p.m.	27	15	Blown primary line fuse
Average				18	153	

18 Minutes

153 Minutes

Attachment: Monthly Report-Public WorksApr21 (5084 : Department Reports)

APRIL // 2021 //

MONTHLY REPORT

CITY OF LIBERTY CONSTRUCTION PROJECTS REPORT



WWTP OUTFALL

HAZARD MITIGATION GRANT PROGRAM (HMGP) DR-4332-012 WASTEWATER TREATMENT PLANT(WWTP) FLOOD MITIGATION AND IMPROVEMENTS AND WWTP OUTFALL REPLACEMENT

48% COMPLETE

NBG CONSTRUCTORS, INC

The City of Liberty, Texas Wastewater Treatment Plant Flood Mitigation and Outfall Improvements project was bid on September 10, 2020. NBG Constructors was awarded the contract for \$5,586,810.00. The Notice to Proceed was given on January 4th, 2021.

The project will include replacing the existing outfall pipe with a 42in outfall pipe along the south side of FM 3361. The Wastewater Treatment Plant will be flood protected with a combination of an earthen levee, sheet pile flood walls and concrete T walls. The final completion date for the project is January 4th, 2022.

The contractor has about 48% complete with about 3,231 ft of 42" outfall pipe installed, 3,200 CY of earthen berm and 130 ft of concrete T wall built. There have been some rain delays, however, the project is slightly ahead of schedule.

MONTHLY REPORT



EARTHEN BERM BEHIND THE WW TREATMENT PLANT

MONTHLY REPORT



SHEET PILING IN THE BACK OF THE WW TREATMENT PLANT

MONTHLY REPORT



OUTFALL INSTALLATION UNDER POWERLINE CONFLICT ON FM 3361

All Departments Weekly Activity Report

Month Of: April 1 to April 30, 2021

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 33 Mutual Aid 5

Number Of Runs: (EMS Only) 911 Calls 136 Mutual Aid 0
 Transfers-Out of Town 57 Transfers-In Town 13 Dialysis 13

Other Information:

Total of payments that have been received at the Fire Department for EMS is: \$55,885.41

EMS Payments received at Fire Department: Year to Date (fiscal): \$341,949.16

Year to Date (calendar): \$217,244.69

Attachment: Fire Department Report (5084 : Department Reports)



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

5.E

Meeting: 05/11/21 06:00 PM

Department: Administration
Category: Reports

INFORMATION ITEM (ID # 5086)

DOC ID: 5086

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.F

Meeting: 05/11/21 06:00 PM

Department: Administration
Category: Announcements

INFORMATION ITEM (ID # 5087)

DOC ID: 5087

Subject: Mayor, Council & Staff Comments

Background: This agenda item affords the Mayor, Council and Members of Staff to comment on recognition of community members, city employees, upcoming events, etc.

CITY OF LIBERTY

Summary of Board and Commission Membership / Responsibilities / Time Commitments

Each member of a board or commission is appointed by City Council and shall have a term of office as described in the Liberty Boards & Commission At-a-Glance. Each member appointed shall serve for the specific term, or the unexpired portion of the specific position to which the member is appointed. Regular and timely attendance is expected.

A member shall serve after the expiration of a term of office until a successor is appointed. Membership requires members to act in an impartial manner and to avoid the appearance of impropriety.

LIBERTY COMMUNITY DEVELOPMENT CORPORATION (LCDC) – Responsible for promoting civic and commercial projects, funded by a one-half cent sales tax. The LCDC consists of 7 members, 4 of which shall be persons who are not employees, officers of the City, or members of the City Council. Members serve 2-year terms and there are no term limits. Meetings are held on the 3rd Tuesday of the month, at 6:00 p.m. Meetings last approximately an hour.

Members with Expiring Terms:

- Kathrine McCarty - June 2021 – willing to serve again, Application received.
- Dan VanDeventer – June 2021 – willing to serve again, Application received.
- Mark Campbell – June 2021 – willing to serve again, Application received.

Will need applications for any person interested in applying.

PLANNING AND ZONING COMMISSION – Responsible for review of public improvements, civic improvements, city planning, and issues relating to streets, public utilities, traffic, and such other matters relating to city improvements as the Commission and City Council deem beneficial to the City. The Commission consists of 5 members, and Council may appoint 2 alternates, each of which serve 3-year terms. Members may serve 3 consecutive terms. Meetings are held, as necessary, on a Wednesday at Noon. Meetings last an hour or less.

Members with Expiring Terms

- Kim Anderson – May 2021 – Term Limits have been fulfilled.
- Emily Cook – May 2021 – Willing to serve again, Application received.
- 2 Alternate Positions that are vacant.

Will need applications for any person interest in applying.

If interested in serving on one of the city's boards or commission, please submit an application to City Secretary April Gilliland, 1829 Sam Houston, Liberty, Texas 77575, fax to 936-336-9846, or email to agilliland@cityofliberty.org.



The City of Liberty City Council

Regular Meeting

~ Minutes ~

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

The meeting was called to order on April 13, 2021 at the City Hall - Liberty Center, 1829 Sam Houston Liberty, TX at 6:01 PM by Mayor Carl Pickett.

Attendee Name	Title	Status	Arrived
Carl Pickett	Mayor	Present	
Diane Driggers	Mayor ProTem	Present	
Dennis Beasley	Council Member	Absent	
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	
Naomi Herrington	Assistant City Manager / CFO	Present	
Chris Jarmon	Assistant City Manager	Present	
Brandon Davis	City Attorney	Present	
April Gilliland	City Secretary	Present	

II. INVOCATION

Invocation was given by Deacon Norman Barnett, Turkey Creek Baptist Church, Liberty, TX.

III. PLEDGE OF ALLEGIANCE

The Pledge to the American and Texas Flags were led by Police Chief Gary Martin and Fire Chief Brian Hurst.

IV. ACKNOWLEDGEMENT OF GUESTS AND VISITORS / PUBLIC COMMENT

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

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

V. PRESENTATIONS / REPORTS

A. Information Item (ID # 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.

COMMENTS - Current Meeting:

City Manager Tom Warner reported on current City activities and projects as listed below:

- FEMA
- Chamber Banquet
- Power Outages
- Audio/Video System for City Hall
- COVID
- Electric Infrastructure Projects

ATTACHMENTS:

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

B. Information Item (ID # 5052)

Finance Report - Assistant City Manager / CFO - Naomi Herrington

COMMENTS - Current Meeting:

Assistant City Manager / CFO Naomi Herrington reported on the City's Financials as of February 2021.

C. Information Item (ID # 5051)

Department Reports

COMMENTS - Current Meeting:

City Manager Tom Warner stated that the monthly reports, submitted by the various departments, we presented for Council's review. Council Member Driggers asked for clarification on the Golf Course monthly report and Mayor Pickett asked Chief Martin questions in regards to the Police Department Monthly report.

ATTACHMENTS:

- 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

COMMENTS - Current Meeting:

Mayor Pickett, President of the Sam Rayburn Municipal Power Agency, stated that the Agency's next meeting will be held on Tuesday, April 20, 2021 in Livingston, Texas.

E. Information Item (ID # 5064)

Mayor, Council and Staff Comments

COMMENTS - Current Meeting:

Councilmember Thornton asked for clarification on Frontier Waste schedule for limb/brush debris pickup. City Manager Tom Warner stated that limb/brush debris pickup is on Wednesday of each week.

Councilmember Thornton also asked what needed to be done to get the Valley Player group up and running for performances after COVID.

City Manager Tom Warner mentioned the possibility on a new residential development behind Pine Place Subdivision off of Wallisville and Layl Roads.

City Manager spoke about the July 3rd Celebration being just fireworks in Liberty Municipal Park. No other activities will be provided such as bands, bounce houses, food, etc.

Fire Chief Brian Hurst mentioned they are trying to set up another COVID vaccination day on or around April 29, 2021

VI. CONSENT AGENDA

All consent items listed are considered to be routine by the City Council and will be enacted by one motion. There will be no separate discussion of these items unless a Council Member so requests, and if such a request is made, the item will be removed from the Consent Agenda and considered in a normal sequence on the agenda.

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

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 2021-16

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.

COMMENTS - Current Meeting:

Engine 24 is a 2001 Freightliner/Central States Fire Truck that is no longer in service at the Liberty Fire Department. To dispose of the truck, City Council is required to declare the truck as surplus property. To ensure the City receives a fair amount for the truck, Brindlee Mountain Fire Apparatus has agreed to list and market the truck for the City. The estimated value of the truck is \$59,000, of which Brindlee will receive 10% of the sales price as their commission.

C. Resolution 2021-17

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.

COMMENTS - Current Meeting:

The Liberty Municipal Airport has a 768 square foot house on the property that is currently vacant. Gary Beard has approached the City with regards to leasing the house. The proposed lease agreement calls for a \$500 security deposit, \$500 in monthly rental payments and requires the tenant to get renter's insurance. The tenant may not make any alterations to or sublet the property without the prior consent of the Landlord. Because TxDOT rules require the house to be used only for "aeronautical purposes," the tenant has agreed to act as a customer service representative of the City, assist with monitoring nightly activities at the airport and provide general assistance to the Fixed Based Operator.

ATTACHMENTS:

- EXHIBIT A - Gary Beard Lease (PDF)

D. Resolution 2021-18

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.

COMMENTS - Current Meeting:

The City of Liberty has held a Fireworks Display and Celebration at the Liberty Municipal Park for many years. This celebration includes musical entertainment, children's activities, food and fireworks.

The 2020 Celebration was cancelled due to COVID and the City was able to apply the 2020 Deposit of \$5,500 to the 2021 Celebration. The remaining balance for the 2021 Celebration is \$5,500.

Staff recommends that only the fireworks display be held, and the additional activities be postponed until the following year.

ATTACHMENTS:

- 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.

COMMENTS - Current Meeting:

Mr. Ashley Davis addressed the Council regarding the Liberty Food Truck Festival held on the second Saturday of each month around the City Hall Square. Mr. Davis started this event back in October 2020 trying to promote Liberty and bring community events to town for citizens to enjoy. Mr. Davis mentioned that the City makes it difficult to have and/or plan events with the current requirements that are needed to have food vendors and vendors for these events. Between permitting, background checks, and fingerprinting; along with staffing changes and the different requirements for COVID. The last Food Truck Festival was held on March 13, 2021 and he was informed that the Food Vendors would need a Fire Marshall Inspection as well and this was the first time he had heard of that requirement. Mr. Davis believes that for events there should be a list of all required items for the event coordinator and all vendors attending the event.

ATTACHMENTS:

- Exhibit A - Liberty Food Festival (PDF)

2. Ordinance 2021-7

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

COMMENTS - Current Meeting:

The City's Code of Ordinances, Section 3.08.031 Definitions, requires manufactured homes that are at least twenty-four (24) feet wide (i.e., "double-wide") to be placed on a permanent concrete foundation.

On **January 8**, Mr. Brooks applied for a permit to install a twenty-eight (28) foot wide manufactured home at 114 Westwood Avenue. Prior to an inspection of the site for compliance to City Ordinances, a manufactured home was placed on the property.

On **March 3**, the Building Official issued Mr. Brooks a notice of violation due to the manufactured home not being installed on a permanent concrete foundation.

On **March 16**, Mr. Brooks filed an appeal requesting relief from the provision of the Code requiring manufactured homes to be placed on a permanent concrete foundation.

The Code of Ordinances specifies that upon receiving an appeal, a hearing will be held by the governmental body and placed on the agenda of the next regular meeting.

Mr. Gerald Brooks and Mr. Hernandez spoke to council about completing the permit application for the installation of the Manufactured Home at 114 Westwood Avenue. They also mentioned that the confusion came from the permit application itself. Item #4 on the application states, if the home is in the non-restricted area, the home must be no more than ten model years of age older than the current model year and satisfy the HUD code requirements. Item #5 states if the

manufactured home is inside the restricted area of the City, it is subject to a one time change out. The replacement home must be equal in size to or greater than the existing home. The home must be placed on a permanent concrete foundation and be no more than ten model years of age than the current model year. Since Westwood Avenue is now in the non-restricted area it was believed that the permanent concrete foundation was not needed. After more discussion Council agreed there was a misunderstanding and that corrections should be made in house between ordinance and application to clarify what is needed.

Motion was made to accept the appeal of Gerald Brooks in respect to the Manufactured Home located at 114 Westwood Avenue so as to allow the home to remain as is on compacted dirt foundation with a waiver to the permanent concrete foundation requirement.

ATTACHMENTS:

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

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Driggers, Mayor ProTem
SECONDER:	David Arnold, Council Member
AYES:	Pickett, Driggers, Simonson, Arnold, Smith, Thornton
ABSENT:	Dennis Beasley

3. Resolution 2021-19

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.

COMMENTS - Current Meeting:

On October 24, 2017, City Council approved the award of contract for the Phase 1 Sanitary Sewer Improvements. The contractor, Allco Inc., has completed all work in accordance with the plans and specifications. The original contract amount was \$5,389,342.57. Change Order No. 5 reflects final line-item quantities installed on the project, installation of variable frequency drive on the McGuire Lift Station and liquidated damages. The total quantities installed, and the five change orders result in a decrease in the total amount of the contract of \$172,018.01. This will result in a total project cost of \$5,217,324.56. A copy of the Final Pay Application is enclosed. The total cost of the project, including engineering fees, is \$5,635,733.13.

Motion was made to approve Change Order No. 5 and authorize the Final Payment to Allco Inc. in the amount of \$260,869.73.

ATTACHMENTS:

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

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

4. Resolution 2021-20

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.

COMMENTS - Current Meeting:

The Texas Department of Agriculture (TDA) is accepting applications for the Community Development Block Grant (CDBG) Program. The City has received CDBG funding in previous years and has earmarked them for water and wastewater improvements. The TDA has broaden the grant application to allow for other infrastructure expenditures, such as streets, to be eligible for funding. As with other CBDG funding, the improvements must benefit low to moderate income areas. During the March 9, 2021, City Council Meeting, approval was received to retain an engineering firm to assist in preparing the application. The engineering firm has prepared a budget based on rehabilitating Layl Drive from US 90 to south of Avenue J. The estimated cost of the street work is \$312,500 and the total project cost including program administration and engineering is \$402,500. The 15% match or \$60,375 required for the project will be funded by the Cambridge Fund.

Motion was made to approve the resolution submitting the Grant Application to the Texas Department of Agriculture for the 2021/2022 Community Development Block Grant Program.

ATTACHMENTS:

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

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

5. Resolution 2021-21

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.

COMMENTS - Current Meeting:

It is anticipated that the City's electric supplier, Sam Rayburn Municipal Power Agency (SRMPA), will complete a wholesale electric rate study including the evaluation of its wholesale rate structure during the Spring/early Summer of 2021. The level and structure of SRMPA's electric charges are the key elements and drivers of the City's electric costs. The proposed scope of services by the consultant, GDS Associates, Inc., consists of three major components and are summarized below:

1. Financial review to determine the respective total revenue requirement for the electric utility. This review will focus on the financial obligations and goal of the electric utility.
2. An allocated cost of service analysis for the electric utility. This component will focus on the allocation of the City's electric utility plant investment and adjusted operating expenses to the retail classes, to determine the adequacy of the revenues provided by the rates applicable to those classes in comparison of the cost to provide those services.
3. A review of the charges and provisions in the City's existing retail rate schedules. Recommendations for retail rate revisions will be prepared and submitted for review.

Included as a part of the study are two one day visits to the City, one of which will be a presentation to City Council. The cost of the study is \$48,000 and will be paid for by the Cambridge Fund. A copy of the proposed agreement is attached.

Motion was made to approve the resolution authorizing the City Manager to execute the agreement with GDS Associates, Inc.

ATTACHMENTS:

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

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Neal Thornton, Council Member
SECONDER:	David Arnold, Council Member
AYES:	Pickett, Driggers, Simonson, Arnold, Smith, Thornton
ABSENT:	Dennis Beasley

6. Ordinance 2021-8

CONSIDER AN ORDINANCE OF THE CITY OF LIBERTY, TEXAS SUSPENDING THE RATES PROPOSED BY CENTERPOINT ENERGY RESOURCES CORP., d/b/a CENTERPOINT ENERGY ENTENX 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.

COMMENTS - Current Meeting:

On March 4, 2021, CenterPoint Energy Texas filed a Gas Reliability Infrastructure Program (GRIP) adjustment with communities in the Beaumont/East Texas Division of the Company. The GRIP Statute authorizes gas utility companies to request annual rate increases associated with year-to-year changes in increment investment. The changes in investment are not subject to reasonableness review in the Grip filing. Instead, all amounts collected under a GRIP filing are considered interim rates subject to review and refund in the Company's next rate base proceeding. The Grip Statute provides for the GRIP rate surcharge will become effective 60 days from the date of the company's filing or May 3, 2021, unless suspended by the Cities. Cities may suspend the GRIP rate increase for an additional 45 days beyond the Company's effective date while reviewing the GRIP application. The Cities review of CenterPoint's GRIP filing is limited to a ministerial review of the filing for compliance with the statute.

Motion was made to adopt the Ordinance suspending the rates proposed by CenterPoint Energy Resources Corporation Gas Reliability Infrastructure Program (GRIP) filing made with the City on March 4, 2021.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Driggers, Mayor ProTem
SECONDER:	Chipper Smith, Council Member
AYES:	Pickett, Driggers, Simonson, Arnold, Smith, Thornton
ABSENT:	Dennis Beasley

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

At 8:12 p.m., Mayor Pickett closed the open meeting and opened the Executive Session as authorized above.

C. Reconvene into Regular Session

At 9:12 p.m., Mayor Pickett closed the Executive Session and reconvened the open meeting.

1. Council Action 2021-9

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

COMMENTS - Current Meeting:

No action was taken.

RESULT:	NO ACTION TAKEN
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2. Council Action 2021-10

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

COMMENTS - Current Meeting:

Motion was made to authorize the City Attorney to proceed with possible settlement as discussed in Executive Session.

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

3. Council Action 2021-11

Consider and take action on purchase of real property.

COMMENTS - Current Meeting:

Motion was made to authorize the City Manager to purchase property as discussed in Executive Session.

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

4. Resolution 2021-22

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.

COMMENTS - Current Meeting:

Mr. Scott Neal, the owner of Red Top Wagon, has approached the City about operating a restaurant at the Liberty Municipal Golf Course Clubhouse. The City proposes to lease the clubhouse to Mr. Neal under the following conditions:

1. The term of the lease agreement will be three (3) years with two one (1) year renewal options (five years total).
2. The monthly rental for the first year will be \$300.00/month with the rental payment increasing each subsequent year by \$200.00/month.
3. The lease shall not commence until a liquor license is received from the Texas Alcoholic Beverage Commission.
4. The restaurant will open and begin operation within eight (8) months of execution of this agreement.
5. Maintenance responsibilities will be shared between both parties with the lessee being responsible for all utilities.

The City will receive \$3,600 in rental payments for the first year with the amount escalating in each subsequent year.

Motion was made to approve the resolution 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.

ATTACHMENTS:

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

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

VIII. ADJOURNMENT

A. Motion To: Adjourn

COMMENTS - Current Meeting:

With no further business to discuss Mayor Carl Pickett adjourned the meeting at 9:15 p.m.

Carl Pickett, Mayor

ATTEST:

April Gilliland, City Secretary

Minutes Acceptance: Minutes of Apr 13, 2021 6:00 PM (Minutes Approval)



**The City of Liberty
City Council**
Special/Joint Mtng. LCDC - P&Z

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

~ Minutes ~

April Gilliland
City Secretary
936-336-3684

Tuesday, April 27, 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

The meeting was called to order on April 27, 2021 at the City Hall - Liberty Center, 1829 Sam Houston Liberty, TX at 6:04 PM by Mayor Carl Pickett.

Attendee Name	Title	Status	Arrived
Carl Pickett	Mayor	Present	
Diane Driggers	Mayor ProTem	Absent	
Dennis Beasley	Council Member	Absent	
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	
Naomi Herrington	Assistant City Manager / CFO	Present	
Chris Jarmon	Assistant City Manager	Present	
Damon Jones	Public Works Director	Present	
Brandon Davis	City Attorney	Present	
April Gilliland	City Secretary	Present	

LCDC Secretary, Kathrine McCarty, called the LCDC Board to order at 6:05 pm. Planning and Zoning Commission was not called to order, as there was no quorum with only one member in attendance.

II. ACKNOWLEDGEMENT OF GUESTS AND VISITORS / CITIZENS FORUM

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.

Minutes Acceptance: Minutes of Apr 27, 2021 6:00 PM (Minutes Approval)

III. REGULAR AGENDA

A. Work Session

1. Work Session (ID # 5076)

Conduct a joint meeting with the Liberty Community Development Corporation (LCDC) and the Planning and Zoning Commission (P&Z) to receive an update on the progress and status of the City's Unified Development Ordinance.

COMMENTS - Current Meeting:

This meeting was a Joint Meeting of the Liberty City Council, Liberty Community Development Corporation and the City's Planning and Zoning Commission. Mr. David Baird from Kendig Keast addressed the boards going over the Primary Project Goals of the Unified Development Ordinance. Mr. Baird reviewed Module 1 of the project which consisted of consolidation of existing ordinances, project process, stakeholder sessions, key observations, and airport zoning. Mr. Baird then presented Module 2 of the project which will include zoning districts and land uses, facilitate infill and redevelopment, accessory structure standards, floodplain regulation, subdivision standards, sign standards, and parking requirements. Module 3 is the next process and will include nonconformities, administration, development review procedures, enforcement and remedies, and rules of construction and definitions. Mr. Baird also asked the boards what their thoughts were on a Board of Zoning Adjustment.

After a discussion with the boards and answering questions, Mr. Baird concluded his Unified Development Ordinance presentation.

There being no further business before the Liberty Community Development Corporation, Secretary McCarty, adjourned the meeting at 7:48 p.m.

B. Executive Session

1. Texas Government Code 551.074 - Personnel Matters

- Discussion regarding personnel matters.

2. Texas Government Code 551.071 - Private Attorney Consultation

- Discussion with City Attorney regarding contemplated/pending litigation.

3. Texas Government Code 551.087 - Deliberation Regarding Economic Development Negotiations.

- Discussion regarding various economic development projects.

At 7:49 p.m., Mayor Pickett closed the open meeting and opened the Executive Session as authorized above.

C. Reconvene into Regular Session

At 8:18 p.m., Mayor Pickett closed the Executive Session and reconvened the open meeting.

1. Council Action 2021-12

Consider and take action, if any, on legal matters discussed in Executive Session.

COMMENTS - Current Meeting:

No action was taken.

RESULT: NO ACTION TAKEN

IV. ADJOURNMENT

A. Motion To: Adjourn

COMMENTS - Current Meeting:

With no further business to discuss Mayor Pickett adjourned the meeting at 8:19 p.m.

Carl Pickett, Mayor

ATTEST:

April Gilliland, City Secretary

Minutes Acceptance: Minutes of Apr 27, 2021 6:00 PM (Minutes Approval)



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

7.A.1

Meeting: 05/11/21 06:00 PM

Department: Administration
Category: Oaths

INFORMATION ITEM (ID # 5080)

DOC ID: 5080

Subject: Oath of Office

Background: The Texas Constitution prescribes that an elected officer must sign a Statement of Elected Officer and take an oral oath prior to performing official duties.

Section 2.053 of the Texas Election Law provides that the certificate of election shall be issued "in the same manner and at the same time" as for a candidate elected at an election. Therefore, the candidates, who have been declared "elected" at the meeting ordering the cancellation, must wait until after the official election day (even though no election is held) and no earlier than the prescribed canvassing period (even though no canvass is held) to be sworn in and assume their duties.

After election day, the presiding officer of the canvassing authority will issue certificates of election to the unopposed candidates, and they are sworn into office "in the same manner" provided for a candidate elected at an election. Sec. 67.016, Election Code. This also means that a statement of elected officer (also referred to as the pre-oath statement) must be completed before the new officer can be sworn in. The statement should be maintained locally; it is no longer required to be filed with the Secretary of State's office.



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

7.A.2

Meeting: 05/11/21 06:00 PM

Department: Administration
Category: Election Issues

COUNCIL ACTION 2021-13

DOC ID: 5081

Subject: Election of a Mayor Pro Tem

Background: The City of Liberty's Home Rule Charter Section 3.04 states "The City Council, at its first meeting after election of councilmen, shall elect one (1) of its members mayor pro tem, and they shall perform all duties of the mayor in the absence or disability of the mayor."



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

7.A.3

Meeting: 05/11/21 06:00 PM

Department: Administration
Category: Demolitions

PUBLIC HEARING (ID # 5090)

DOC ID: 5090

Department: Community Development

Subject: Public Hearing on the Condemnation of Structure at 818 Robbie.

Background: All buildings or structures which are unsafe, unsanitary or do not provide adequate egress or which constitute a fire hazard or are otherwise dangerous to human life or which in relation to existing use constitutes a hazard to safety or health are considered unsafe buildings. All such unsafe buildings are hereby declared illegal and shall be abated by repair and rehabilitation or by demolition in accordance with the provisions of the Liberty Code of Ordinances. The structure at 818 Robbie was inspected by staff on April 13 and again on April 27 and found to be an unsafe structure as defined by Article 3.05 (Hazardous Structures) of the City of Liberty's Code of Ordinance and by the 2018 International Property Maintenance Code. Section 3.05.032 of the Code of Ordinances specifies that if a structure is fifty (50) percent damaged, decayed, or deteriorated, it shall be demolished. Prior to demolishing the structure, a copy of City Council's order must be published in the official newspaper.

Inspection Report

Regarding: 818 Robbie Street, property identified as Lot 33 34 Abshier, being 0.2296 acres within the City of Liberty, property id number 32758

To whom it may concern,

You are receiving this letter as you were listed as an owner, mortgagee, lessee or other person having an interest in the building on the title report run by the City for the property located at 818 Robbie.

I am writing this letter to notify you of the findings from the inspection performed at the property on 04/27/2021; specifically, regarding the residential structure located on the property. An initial inspection was made 4/14/2021 As provided for by Chapter 214.001(b) of the Texas Local Government Code, the city has adopted the minimum standards for the continued use and occupancy of all buildings, regardless of the date of their construction. Based on the visual inspection performed on 4/27/2021 the structure appears to be in violation of Sec. 3.05.001 Declaration of nuisance: of the City of Liberty Code of Ordinances the following minimum standards.

- (A) Lack of or improper water closet, lavatory, bathtub or shower
- (B) Lack of or improper kitchen sink.
- (C) Lack of hot and cold running water to plumbing fixtures.
- (D) Lack of adequate heating facilities.
- (E) Lack or improper operation of required ventilating equipment.
- (F) Lack of minimum amounts of natural light and ventilation.
- (H) Lack of required electrical lighting.
- (I) Dampness of habitable rooms.
- (J) Infestation of insects, vermin or rodents as determined by the code enforcement officer. (1988 Code, sec. 6-173; Ordinance adopting Code)
- (K) General dilapidation or improper maintenance.
- (L) Lack of connection to required sewage disposal system.
- (M) Lack of adequate garbage and rubbish storage and removal facilities as determined by the code enforcement officer.

(2) Structural hazards. Structural hazards shall include but not be limited to the following:

- (A) Deteriorated or inadequate foundations.
- (B) Defective or deteriorated flooring or floor supports.
- (C) Flooring or floor supports of insufficient size to carry imposed loads with safety.
- (D) Members of walls, partitions or other vertical supports that split, lean, list or buckle due to defect or deterioration.
- (E) Members of walls, partitions or other vertical supports that are of insufficient size to carry imposed loads with safety.
- (F) Members of ceilings, roofs, ceiling and roof supports, or other horizontal members which sag

split or buckle due to defective material or deterioration.

(G) Members of ceilings, roofs, ceiling and roof supports, or other horizontal members that are of insufficient size to carry imposed loads with safety.

(3) Nuisances. As defined by this ordinance

(4) Hazardous wiring. Hazardous wiring shall include all wiring except that which conformed with all applicable laws in effect at the time of installation and which has been maintained in good condition and is being used in a safe manner.

(5) Hazardous plumbing. Hazardous plumbing shall include all plumbing except that which conformed with all applicable laws in effect at the time of installation and which has been maintained in good condition and which is free of cross-connections and siphonage between fixtures and is being used in a safe manner.

(6) Hazardous mechanical equipment. Hazardous mechanical equipment shall include all mechanical equipment, including vents, except that which conformed with all applicable laws in effect at the time of installation and which has been maintained in good and safe condition and is being used in a safe manner.

(7) Faulty weather protection. Faulty weather protection shall include but not be limited to deteriorated, crumbling or loose plaster or deteriorated or ineffective waterproofing of exterior walls, roof, foundations, or floors, including broken windows or doors; also, defective or lack of weather protection for exterior wall covering, including lack of paint, or weathering due to lack of paint or other approved protective covering, and broken, rotten, split or buckled exterior wall covering or roof coverings.

(8) Fire hazards. Fire hazards shall include any building or portion thereof, device, apparatus, equipment, combustible waste, or vegetation which, in the opinion of the fire chief or his deputy, is in such a condition as to cause a fire or explosion or provide a ready fuel to augment the spread and intensity of fire or explosion arising from any cause.

(9) Faulty materials of construction. Faulty materials of construction shall include all materials of construction except those which are specifically allowed or approved by this code and the building code, and which have been adequately maintained in good and safe condition.

(10) Hazardous or unsanitary premises. Hazardous or unsanitary premises shall include those premises on which an accumulation of weeds, vegetation, junk, dead organic matter, debris, garbage, offal, rat harborages, stagnant water, combustible materials, and similar materials or conditions constitute fire, health or safety hazards.

(11) Inadequate maintenance. Inadequate maintenance shall include any building or portion thereof which is determined to be an unsafe building.

(12) Inadequate exits. Inadequate exits shall include all buildings or portions thereof not provided with adequate exit facilities as required by this code, except those buildings or portions thereof whose exit facilities conformed with all applicable laws at the time of their construction and which have been adequately maintained and increased in relation to any increase in occupant load, alteration or addition, or any change in occupancy. When an unsafe condition exists through lack of or improper location of exits, additional exits may be required to be installed.

(13) Inadequate fire protection or firefighting equipment. Inadequate fire protection or firefighting

equipment shall include all buildings or portions thereof which are not provided with the fire-resistive construction or fire-extinguishing systems or equipment required, except those buildings or portions thereof which conformed with all applicable laws at the time of their construction and whose fire-resistive integrity and fire-extinguishing systems or equipment have been adequately maintained and improved in relation to any increases in occupant load, alteration or addition, or any change in occupancy.

Upon field inspection the City of Liberty has determined that at this time the structure has become deteriorated or damaged due to exposure to the elements, including, without limitation, flood, wind, hail or rain, or damage by any other cause, to the extent that either the roof, windows or doors, or portions of the house, building or structure which protect from the weather, will no longer reasonably protect from the weather. The residence is dilapidated, substandard and unfit for human habitation and a hazard to the public health, safety, and welfare.

Currently, the building does not have electricity, water nor gas services. A master electrician and master plumber will need to assess the current conditions. A mold remediation expert will need to assess the structure and provide a report detailing any necessary actions to be taken. The roof appears to be failing and will need to be assessed by a licensed engineer. The property must be properly weatherized such that the structure can be reasonably protected from the elements; all permits must be pulled within (60) days of the date of this letter.

THE STATE OF TEXAS
COUNTY OF LIBERTY

WARRANT

TO THE CODE ENFORCEMENT OFFICER
OF THE CITY OF LIBERTY, TEXAS

WHEREAS, Complaint is pending, under oath, has been made before me by GLEN BARNHILL, Building Inspector for the City of Liberty, which complaint is attached hereto and expressly made a part hereof for all purposes, and said complaint having stated facts and information in my opinion sufficient to establish probable cause for the issuance of this warrant. The person, plant or thing to be searched is within the letter and spirit of the law, and within the scope of my authority as a Magistrate of the State of Texas, and that the search is requested upon proper grounds.

NOW THEREFORE, you are commanded to forthwith allow the Building Inspector and/or any other City of Liberty employees or contractors hired by the City, including any police officers of the City of Liberty, to enter the aforesaid structure, which is located at 818 Robbie St. Liberty, Texas 77576, with authority to have the City or its designees view the property from both the interior and exterior and take any photographs or videos necessary.

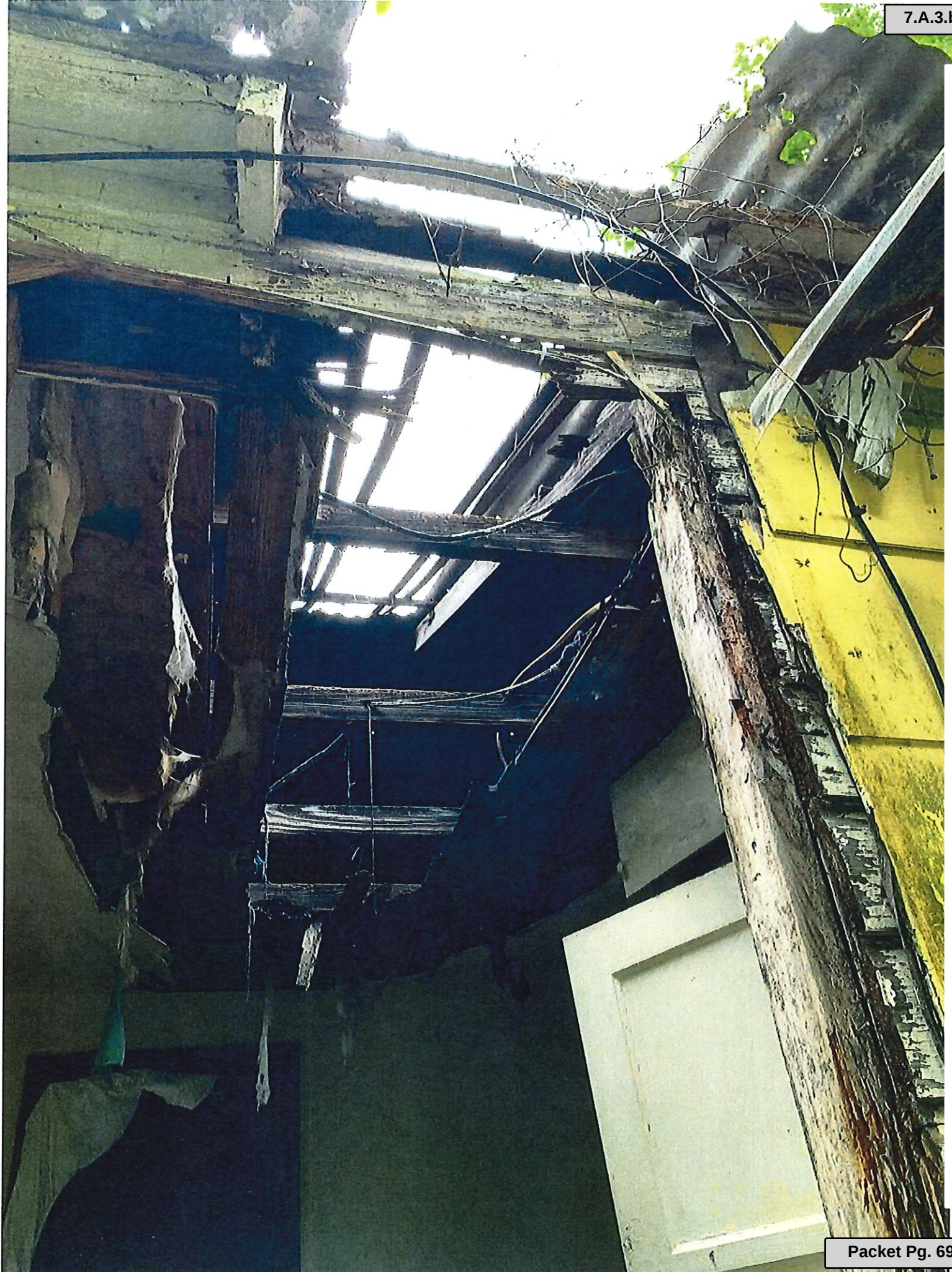
HEREIN FAIL, NOT and that return make hereto.

WITNESS MY SIGNATURE on this the 13th day of April, at
1:37 p.m.

Michael R. Smith
A JUDGE of the City of Liberty
Municipal Court, LIBERTY County Texas



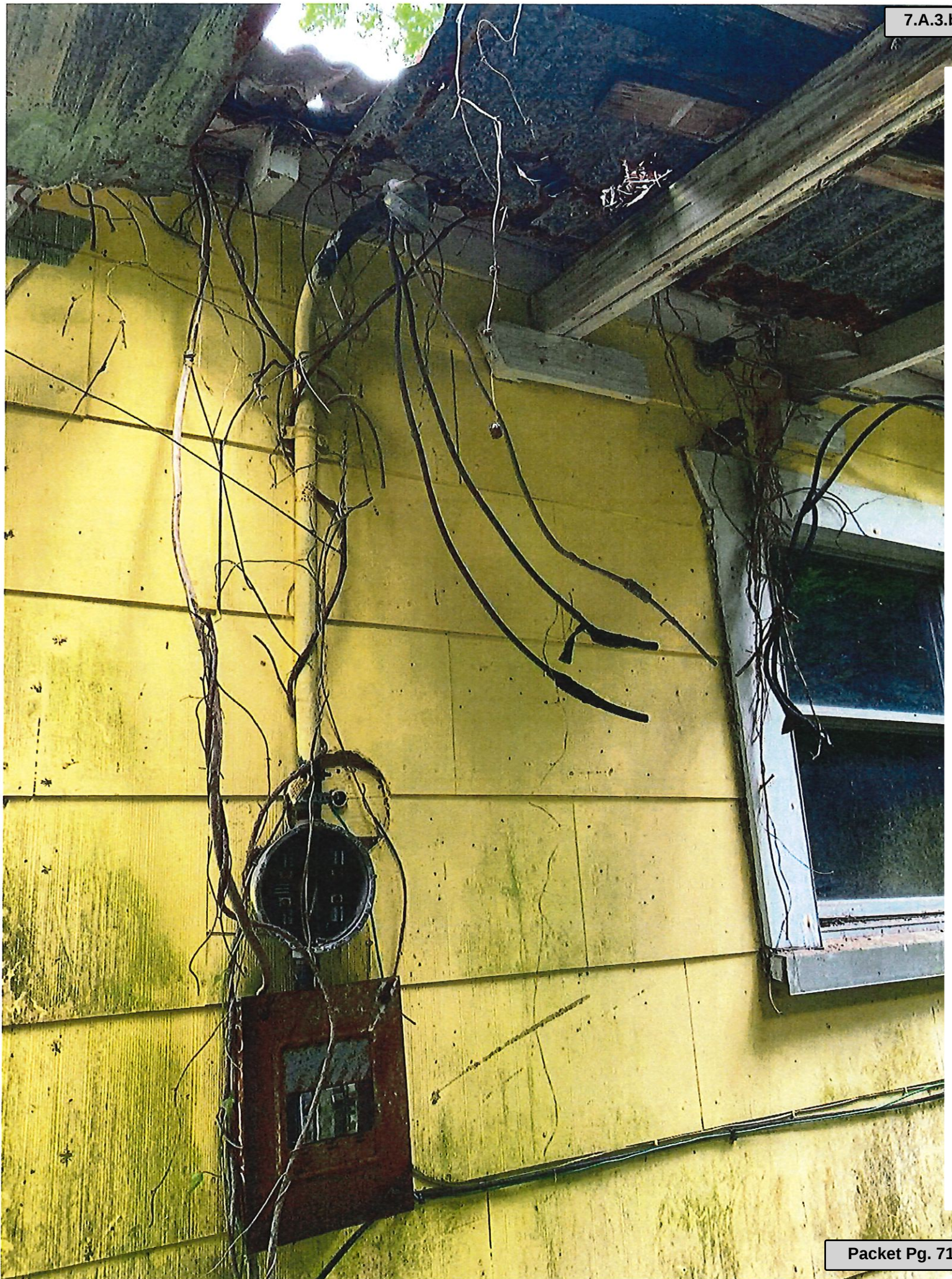




Attachment: EXHIBIT B - 818 Robbie (Photos) (5090 : PH -818 Robbie)



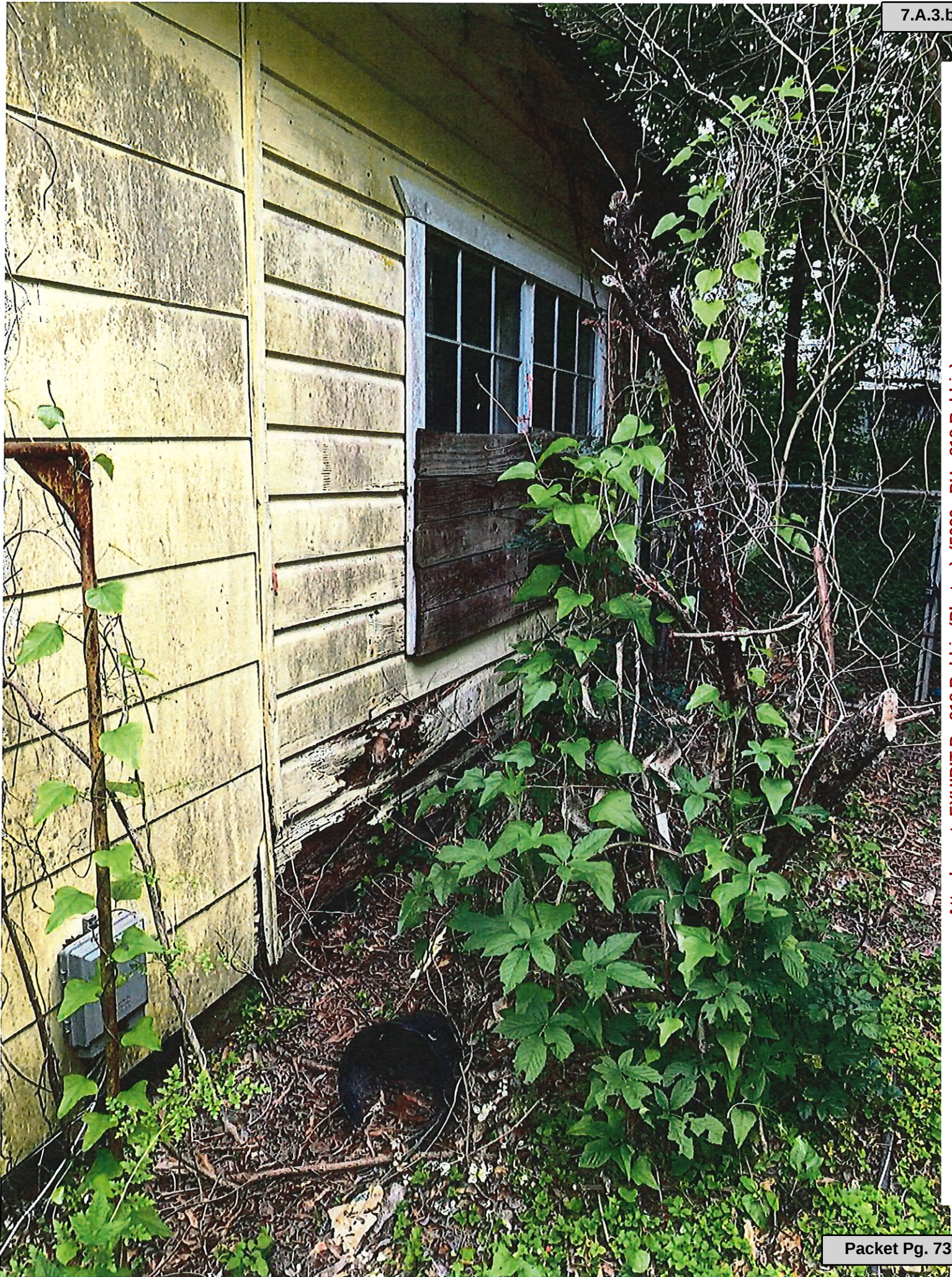
Attachment: EXHIBIT B - 818 Robbie (Photos) (5090 : PH -818 Robbie)



Attachment: EXHIBIT B - 818 Robbie (Photos) (5090 : PH -818 Robbie)



Attachment: EXHIBIT B - 818 Robbie (Photos) (5090 : PH -818 Robbie)



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Attachment: EXHIBIT B - 818 Robbie (Photos) (5090 : PH -818 Robbie)



Attachment: EXHIBIT B - 818 Robbie (Photos) (5090 : PH -818 Robbie)



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

7.A.4

Meeting: 05/11/21 06:00 PM

Department: Administration
Category: Abatements

COUNCIL ACTION (ID # 5091)

DOC ID: 5091

Department: Community Development

Subject: Condemnation of Structure at 818 Robbie

Background: All buildings or structures which are unsafe, unsanitary or do not provide adequate egress or which constitute a fire hazard or are otherwise dangerous to human life or which in relation to existing use constitutes a hazard to safety or health are considered unsafe buildings. All such unsafe buildings are hereby declared illegal and shall be abated by repair and rehabilitation or by demolition in accordance with the provisions of the Liberty Code of Ordinances. The structure at 818 Robbie was inspected by staff on April 13 and again on April 27 and found to be an unsafe structure as defined by Article 3.05 (Hazardous Structures) of the City of Liberty's Code of Ordinance and by the 2018 International Property Maintenance Code. Section 3.05.032 of the Code of Ordinances specifies that if a structure is fifty (50) percent damaged, decayed, or deteriorated, it shall be demolished. Prior to demolishing the structure, a copy of City Council's order must be published in the official newspaper.

Funding Source: If the structure is not removed by the property owner, the City will incur the cost of removing the structure and will place a lien on the property for the demolition and associated costs. Funds are available in the Inspections Department Budget to cover the cost of the demolition.

Staff Recommendation: Staff recommends that the structure at 818 Robbie be declared a public nuisance, demolished and demolition material be removed within twenty (20) days. It is also recommended that if not removed within the twenty (20) days, the City Manager or his designee is authorized to demolish the structure and remove demolition materials.

**The City of Liberty**

City Council
1829 Sam Houston
Liberty, TX 77575

Meeting: 05/11/21 06:00 PM

Department: Administration
Category: Community Development Capital Improvement Program

RESOLUTION (ID # 5096)

DOC ID: 5096

Department: Economic Development

Subject: 380 Agreement

Background: Liberty Capstone Properties, LLC is proposing to build an approximately 11,000 square foot medical facility at the corner of Jefferson Drive and Chrysler Street. The developer expects to relocate the Firm Foundations Healthcare Clinic to the new facility.

The developer is requesting a property tax rebate from the City to help offset costs related to building the development. The proposed property tax rebate is a 6-year agreement that will not exceed \$50,000 in total rebates. In consideration of the rebate, the developer agrees to build a medical facility with construction costs exceeding \$2 million and agrees to open and operate the medical facility for at least the 6-year term of the 380 agreement.

The proposed 380 agreement is attached for your review.

Funding Source: General Fund

Staff Recommendation: Staff recommends approval of the resolution authorizing the City Manager to negotiate and execute a 380 agreement with Liberty Capstone Properties, LLC.

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 CHAPTER 380 ECONOMIC DEVELOPMENT AGREEMENT WITH LIBERTY CAPSTONE PROPERTIES, LLC.

WHEREAS, Liberty Capstone Properties, LLC is proposing to build an approximately 11,000 square foot medical facility at the corner of Jefferson Drive and Chrysler Street; and

WHEREAS, the developer expects to relocate the Firm Foundations Healthcare Clinic to the new facility; and

WHEREAS, the developer is requesting a property tax rebate from the City to help offset costs related to building the development; and

WHEREAS, the proposed property tax rebate is a six (6)-year agreement that will not exceed \$50,000.00 in total rebates; and

WHEREAS, in consideration of the rebate, the developer agrees to build a medical facility with construction costs exceeding two million dollars (\$2,000,000.00) and agrees to open and operate the medical facility for at least the six (6)-year term of the Chapter 380 economic development agreement; and

Resolution (ID # 5096)

City Council Meeting

May 11, 2021

Page 2

WHEREAS, the proposed Chapter 380 economic development agreement is attached hereto as Exhibit "A".

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Liberty, Texas hereby authorizes the City Manager to negotiate and execute a Chapter 380 economic development agreement with Liberty Capstone Properties, LLC.

PASSED AND APPROVED this ____ day of _____, 2021.

CITY OF LIBERTY, TEXAS

Carl Pickett, Mayor

ATTEST:

April Gilliland, City Secretary

CHAPTER 380 ECONOMIC DEVELOPMENT AGREEMENT

This Chapter 380 Economic Development Agreement is made by and between the City of Liberty, Texas (sometimes hereinafter referred to as “City”), acting by and through its duly constituted City Council, and Liberty Capstone Properties, LLC (sometimes hereinafter referred to as “Developer”), this the _____ day of _____, 2021.

RECITALS

WHEREAS, Developer plans to build an approximately 11,000 square-foot medical facility to be located at the corner of Jefferson Drive and Chrysler Street within the City of Liberty; and

WHEREAS, Developer estimates the hard construction cost of the medical facility to be no less than \$2,040,000; and

WHEREAS, the City of Liberty City Council recognizes the benefits that a medical facility would bring to the local community; and

WHEREAS, Developer plans to retain 14 staff and contract employees and hire up to an additional 25 staff and contract employees over the course of the first six (6) years of this agreement; and

WHEREAS, Chapter 380 of the Texas Local Government Code authorizes municipalities to make grants, loans, or other arrangements in order to aid in economic development within the City; and

WHEREAS, Developer has requested that the City rebate to the Developer a portion of the City’s Property Tax revenues generated on the Tract by the Project each year for the first six (6) years upon completion of construction of the Project in an amount not to exceed \$50,000.00 cumulatively during the six (6) year term of this Agreement; and,

WHEREAS, the City and the Developer wish to set out the terms and conditions of the program under which the Developer will receive assistance under this Agreement, as more fully set out herein; now, therefore,

For and in consideration of the mutual covenants set forth herein, the City and the Developer agree as follows:

ARTICLE 1

GENERAL TERMS

- 1.1 **Definitions.** The terms defined in the preamble hereto shall have the meaning provided for them herein. The following capitalized terms shall have the meanings provided below, unless otherwise defined or the context clearly requires otherwise. For purposes of this Agreement the words "shall" and "will" are mandatory, and the

word "may" is permissive.

"City Grant Payments" means the payments described in Article 4 from the City to the Developer in consideration of the Project.

"Developer" means Liberty Capstone Properties, LLC its successors and assigns.

"Project" means the medical facility being developed by the Developer on the Tract.

"Property Tax" means the real property tax revenue collected by the City of Liberty on the Tract.

"Tract" means the property in the City of Liberty where the Project will be developed and built, said property being described as Lot 1,2,5,7,8,9 and Part of 25 foot Abandoned Road, Block A in the Trotti Subdivision, said property being more particularly described in Exhibit "A", attached hereto and made a part hereof.

- 1.2 Singular and plural; gender. Words used herein in the singular, where the context so permits, also include the plural and vice versa. The definitions of words in the singular herein also apply to such words when used in the plural where the context so permits and vice versa. Likewise, any masculine references shall include the feminine, and vice versa.

ARTICLE 2

REPRESENTATIONS

- 2.1 Representations of the Developer. The Developer hereby represents that:

- (A) It is duly authorized, created and existing in good standing under the laws of the State of Texas and is duly qualified and authorized to carry out its obligations described in this Agreement.
- (B) It has the power, authority and legal right to enter into and perform this Agreement and the execution, delivery and performance hereof (i) have been duly authorized, (ii) will not, to the best of its knowledge, violate any applicable judgment, order, law or regulation, and (iii) does not constitute a default under, or result in the creation of, any lien, charge, encumbrance or security interest upon any assets of the Developer under any agreement or instrument to which the Developer is a party or by which the Developer or its assets may be bound or affected.
- (C) This Agreement has been duly authorized, executed and delivered by the Developer and constitutes a legal, valid and binding obligation of the

Developer, enforceable in accordance with its terms.

- (D) The execution, delivery and performance of this Agreement by the Developer does not require the consent or approval of any person which has not been obtained.

2.2 Representations of the City. The City hereby represents that:

- (A) The City is duly authorized, created and existing under the laws of the State of Texas and is duly qualified and authorized to carry on the governmental functions and operations as contemplated by this Agreement.
- (B) The City has the power, authority and legal right to enter into and perform this Agreement and the execution, delivery and performance hereof (i) have been duly authorized, (ii) will not, to the best of its knowledge, violate any applicable judgment, order, law or regulation, and (iii) does not constitute a default under, or result in the creation of, any lien, charge, encumbrance or security interest upon any assets of the City under any agreement or instrument to which the City is a part or by which the City or its assets may be bound or affected.
- (C) This Agreement has been duly authorized, executed and delivered by the City and constitutes a legal, valid and binding obligation of the City, enforceable in accordance with its terms.
- (D) The execution, delivery and performance of this Agreement by the City does not require the consent or approval of any person which has not been obtained.

2.3 No partnership or agency created. Each party agrees and represents that the City and the Developer are not agents, partners or ventures of the other with respect to the Project, and that nothing in this Agreement shall be construed to create any such relationship.

ARTICLE 3

THE PROJECT

3.1 Description of Project. The Project is an approximately 11,000 square-foot medical facility located on the Tract. Preliminary renderings of the medical facility are shown in Exhibit "B", attached hereto and made a part hereof.

3.2 Terms. In consideration of the benefits of this Agreement, the Developer agrees to develop the Project by building, opening, and obtaining a certificate of occupancy for a new medical facility located on the Tract. Additionally, Developer plans to retain 14 staff and contract employees and hire up to an additional 25 staff and contract employees during the course of this agreement. If the Developer does not satisfy the City's standards for construction, as set forth in the City's codes and ordinances, the City may terminate this Agreement in accordance with Section

5.1 (A)(2) of Article 5 of this Agreement. Furthermore, Developer agrees to maintain a viable business presence in the City for the duration of this agreement, and pay its property taxes, when due, to the City of Liberty on the Property.

3.3 Monitoring Progress. The City may, but is not required to, monitor the progress of the Project to determine the Developer's compliance with this Agreement. City personnel shall have reasonable access to the Project, and such other information as they may reasonably determine is relevant to the Project and the Developer's compliance with this Agreement.

ARTICLE 4

CITY'S ECONOMIC DEVELOPMENT GRANT

4.1 Grant Payment. Grant Payment. In consideration of the above terms, the City agrees to rebate the Developer a portion of the property taxes paid to the City of Liberty on the Property as set forth in the following table for six (6) years. The City shall make said grant payments to Developer within ninety (90) days of Developer paying its taxes to the City of Liberty. Developer shall present the City with proof of payment and an invoice for the correct grant amount each year. The rebates shall begin the first full tax year following completion of construction of the project and approval of a certificate of occupancy for said facility.

Tax Year	Taxes Paid on the Property Rebated to Developer
Year One (1)	Lesser of the real property taxes paid to the City or \$10,000.00
Year Two (2)	Lesser of the real property taxes paid to the City or \$10,000.00
Year Three (3)	Lesser of the real property taxes paid to the City or \$9,000.00
Year Four (4)	Lesser of the real property taxes paid to the City or \$8,000.00
Year Five (5)	Lesser of the real property taxes paid to the City or \$7,000.00
Year Six (6)	Lesser of the real property taxes paid to the City or \$6,000.00

4.2 Source of Grant Payments. The calculation of the City's Grant Payment is computed with reference to the Property Tax Rate levied by the City of Liberty on real property. The City agrees to set aside funds from the Property Tax receipts in each budget year sufficient to timely make the annual City Grant Payment to Developer. Said grant payment is contingent upon Developer, or Developer's tenants and assigns, timely paying Property Taxes when due. IN NO EVENT MAY THIS AGREEMENT BE CONSTRUED OR INTERPRETED AS PLEDGING OR OTHERWISE ENCUMBERING OR TO IN ANY MANNER REQUIRE THE CITY TO ISSUE BONDS TO MAKE THE PAYMENTS REQUIRED BY THIS AGREEMENT. Amounts payable under this Article shall constitute economic development funds under Art. III, Sec.52-a, Texas Constitution; however, such amounts payable are not secured by a pledge of ad valorem taxes and are therefore not considered to create a debt of the City.

ARTICLE 5

DEFAULT

5.1 Default.

- (A) The following shall constitute an event of default by the Developer
- (1) if the Developer fails to complete construction of the Project within 450 days of the Effective Date of this Agreement;
 - (2) if the Developer fails to pull all required permits for the Project;
 - (3) if the Developer does not complete the construction of the Project in accordance with the City's standards for construction, as set forth in the City's codes and ordinances;
 - (4) if the Developer fails to construct a medical facility that is comparable in size, style, and valuation as outlined in this agreement;
 - (5) If the medical facility developed by Developer does not stay open for at least six (6) years;
 - (6) If the Developer fails to meet the employment levels set forth in this agreement;
 - (7) If the Developer breaches this Agreement or fails to perform any other of its obligations hereunder in substantial compliance with this Agreement.
- (B) In the event of default by the Developer:
- (1) Developer shall be obligated to immediately repay all funds previously paid by the City of Liberty, Texas, together with interest at the rate of ten percent (10%) per annum from the date of receipt, along with any other costs for collection, and
 - (2) The City may cease payments hereunder and seek actual damages incurred by the City for any such default, and
 - (3) The City shall have the right to terminate this agreement.
- (C) If the City fails to timely make payments in accordance with this Agreement, the Developer may seek damages for such failure to pay equal to the amount unpaid, plus accrued interest. The Developer shall have no recourse against any other funds of the parties other than as specified herein or damages relating to nonpayment thereof. The Developer shall be further entitled to a writ of mandamus to compel compliance of officials relating to this Agreement, except that the Developer may not compel the City to issue bonds or other ad valorem tax supported debt in order to make

the payments required under this Agreement.

- (D) The party alleging default shall provide written notice to the other party of such default, and the defaulting party shall have thirty (30) days to remedy the default prior to the declaration of any default hereunder. In the event of a material default hereunder, the non-defaulting party may terminate this Agreement by providing written notice thereof to the other parties.
- (E) It shall not be considered an event of default if either party fails to perform their duties under this agreement if such failure is caused by a catastrophe, epidemic, pandemic, riot, war, fire, flood, landslide, hurricane, lightning, act of God, or similar contingency beyond the reasonable control of the parties to this Agreement.

ARTICLE 6

GENERAL

6.1 Inspections, Audits. The parties agree to keep such records with respect to the activities contemplated by this Agreement as may be reasonably required.

6.2 Developer Operations and Employees. All personnel supplied or used by the Developer in the performance of this Agreement or with respect to the Project shall be deemed contractors or subcontractors of the Developer and will not be considered employees, agents, contractors or subcontractors of the City for any purpose whatsoever. The Developer shall be solely responsible for the compensation of all such contractors and subcontractors.

6.3 Personal Liability of Public Officials, Legal Relations. To the extent permitted by State law, no director, officer, employee or agent of the City shall be personally responsible for any liability arising under or growing out of the Agreement.

6.4 Indemnity. DEVELOPER SHALL DEFEND, INDEMNIFY AND HOLD HARMLESS THE CITY, ITS AGENTS AND EMPLOYEES FROM ALL SUITS, ACTIONS, OR CLAIMS OF ANY CHARACTER, TYPE, OR DESCRIPTION BROUGHT OR MADE FOR OR ON ACCOUNT OF ANY VIOLATIONS OF LAWS, INJURIES OR DAMAGES RECEIVED OR SUSTAINED BY ANY PERSON OR PERSONS OR PROPERTY, ARISING OUT OF, OR OCCASIONED BY, THE ACTS OF DEVELOPER OR ITS AGENTS OR EMPLOYEES RELATING TO THIS AGREEMENT. DEVELOPER SHALL PROVIDE A DEFENSE OF SUCH CLAIMS AT ITS OWN EXPENSE WITH LEGAL COUNSEL APPROVED BY THE CITY.

6.5 Notices. Any notice sent under this Agreement (except as otherwise expressly required) shall be written and mailed, or sent by electronic or facsimile transmission confirmed by mailing written confirmation at substantially the same time as such electronic or facsimile transmission, or personally delivered to an officer of the receiving party at the following

addresses:

THE DEVELOPER

Liberty Capstone Properties, LLC
102 Regency Drive
Liberty, Texas 77575

THE CITY

City of Liberty
Attention: City Manager
1829 Sam Houston St.
Liberty, Texas 77575

Each party may change its address by written notice in accordance with this section. Any communication addressed and mailed in accordance with this section shall be deemed to be given when so mailed, any notice so sent by electronic or facsimile transmission shall be deemed to be given when receipt of such transmission is acknowledged, and any communication so delivered in person shall be deemed to be given upon receipt of delivery or when actually received by the other party.

6.6 Amendments and Waivers. No provision of this Agreement may be amended or waived unless such amendment or waiver is in writing and is signed by all the parties. No course of dealing on the part of the Parties, nor any failure or delay by one or more of the Parties, with respect to exercising any right, power or privilege under this Agreement shall operate as a waiver thereof, except as otherwise provided in this section.

6.7 Invalidity. If any of the provisions contained in this Agreement shall be held unenforceable in any respect, such unenforceability shall not affect any other provision of this Agreement, except to the extent of a complete failure of consideration.

6.8 Exhibits, Titles of Articles, Sections and Subsections. The exhibits attached to this Agreement are incorporated herein and shall be considered a part of this Agreement for the purposes stated herein, except that in the event of any conflict between any of the provisions of such exhibits and the provisions of this Agreement, the provisions of this Agreement shall prevail. All titles or headings are only for the convenience of the parties and shall not be construed to have any effect or meaning as to the agreement between the parties hereto. Any reference herein to a section or subsection shall be considered a reference to such section or subsection of this Agreement unless otherwise stated. Any reference herein to an exhibit shall be considered a reference to the applicable exhibit attached hereto unless otherwise stated.

6.9 Construction. This Agreement is a contract made under and shall be construed in accordance with and governed by the laws of the United States of America and the State of Texas, as such laws are now in effect. Venue for and all suits and causes of action shall be exclusively in Liberty County, Texas.

6.10 Entire Agreement. THIS WRITTEN AGREEMENT AND THE ATTACHED EXHIBITS REPRESENT THE FINAL AGREEMENT BETWEEN THE PARTIES AND MAY NOT BE CONTRADICTED BY EVIDENCE OF PRIOR, CONTEMPORANEOUS, OR SUBSEQUENT ORAL AGREEMENTS OF THE PARTIES. THERE ARE NO UNWRITTEN ORAL AGREEMENTS BETWEEN THE PARTIES.

6.11 Effective Date and Term. This Agreement shall be in force and effect from the date of execution hereof for a term expiring six (6) years after completion of the Project.

6.12 Time of the Essence. Time is of the essence with respect to the obligations of the Parties to this Agreement.

6.13 Further Assurances. Each Party hereby agrees that it will take all actions and execute all documents necessary to fully carry out the purposes and intent of this Agreement.

6.14 Assignability. Developer does not have the right to assign this Agreement to any other party without the express prior written consent of the City Council of the City of Liberty.

IN WITNESS WHEREOF, the Parties hereto have caused this instrument to be duly executed as of the date first written above.

CITY OF LIBERTY, TEXAS

LIBERTY CAPSTONE PROPERTIES, LLC

By: _____
Tom Warner, City Manager

By: _____
Brandon Smith, President

ATTEST:

By: _____
April Gilliland, City Secretary



EXHIBIT B



**The City of Liberty**

City Council
1829 Sam Houston
Liberty, TX 77575

Meeting: 05/11/21 06:00 PM

Department: Administration
Category: City Facilities

RESOLUTION (ID # 5092)

DOC ID: 5092

Department: Public Works/Parks

Subject: Lawn Maintenance Services

Background: On December 3, 2020 bids were received for lawn maintenance services at various City facilities. The annual cost of the existing contract is \$94,900.00. Public Works prepared bid documents in December 2020 with the same conditions and frequency as the current contract. The two bids received were in the amounts of \$288,461.20 and \$300,211.40, or \$178,721.20 higher than the current cost. Due to the results of these bids staff requested, and City Council approved, rejecting the bids on January 12, 2021.

The bid specifications were modified from once per week to bi-weekly mowing during the summer season, except for City Hall, the Cultural Center, and the US 90 Highway West Median. On April 20, 2021 new bids were received for Lawn Maintenance Services. Only one bid was received in the amount of \$160,420.00 from Brushmasters. This bid is \$65,520.00 higher than what we are currently paying for lawn maintenance services. A copy of the bid tabulation is enclosed.

Funding Source: Funds are available in each Department's budget.

Staff Recommendation: Staff recommends approval of the resolution awarding the bid to Brushmaster in the amount of \$160,420.00.

**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, AWARDED A BID FOR LAWN
MAINTENANCE SERVICES TO BRUSHMASTERS.**

WHEREAS, on December 3, 2020 bids were received for lawn maintenance services at various City facilities; and

WHEREAS, the annual cost of the existing contract is \$94,900.00; and

WHEREAS, since the existing contract has expired, Public Works prepared bid documents with the same conditions and frequency as the current contract; and

WHEREAS, the two (2) bids received were in the amounts of \$288,461.20 and \$300,211.40, or \$178,721.20 higher than the current cost; and

WHEREAS, due to the results of these bids, staff requested, and City Council approved, rejecting the bids on January 12, 2021; and

WHEREAS, the bid specifications were modified from once per week to every two (2) weeks mowing during the summer season, except for City Hall, the Cultural Center, and the US 90 Highway West Median; and

WHEREAS, on April 20, 2021 new bids were received for Lawn Maintenance Services; and

WHEREAS, only one bid was received in the amount of \$160,420.00 from Brushmasters, for

which a copy of the bid tabulation is attached as Exhibit "A"; and

WHEREAS, this bid is \$65,520.00 higher than what the City is currently paying for lawn maintenance services.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Liberty, Texas hereby awards the bid for lawn maintenance services to Brushmasters in the amount of \$160,420.00.

PASSED AND APPROVED this ____ day of _____, 2021.

CITY OF LIBERTY, TEXAS

Carl Pickett, Mayor

ATTEST:

April Gilliland, City Secretary

RFP No. 2021-02
ANNUAL LAWN MAINTENANCE SERVICES
BID DATE: April 20, 2021

ANNUAL COMPARISON - 2021 Bids vs Current Lopez Contract

Location	JesseD Lopez Bid: 8/14/2018	BRUSHMASTERS
	Weekly (except Hwy 90 Median Mowing bi-monthly)	Every 2 Weeks (except Library, City Hall, US90 Median)
Monta Street Water Plant	\$75.00	\$245.00
Trinity Street Water Plant	\$25.00	\$245.00
Wallisville (FM 563) Lift Station	\$25.00	\$30.00
Washington Lift Station	\$25.00	\$30.00
Woodsprings Lift Station	\$25.00	\$30.00
Forest Hills Lift Station	\$25.00	\$30.00
Briar Lift station	\$25.00	\$30.00
Bypass Lift Station	\$25.00	\$30.00
Palmer Street Water Tower	\$40.00	\$193.00
Municipal Library and Cultural Center	\$110.00	\$196.00
City Hall	\$110.00	\$345.00
Fire Station	\$150.00	\$300.00
Fire Department Aunex	\$100.00	\$196.00
Police Station & Animal Shelter	\$150.00	\$300.00
Canfield Park	\$70.00	\$200.00
Sewer Plant	\$125.00	\$490.00
San Jacinto Water Tower	\$30.00	\$60.00
Public Works Service Center	\$50.00	\$196.00
N01th Water Plant	\$75.00	\$193.00
Hwy 90 West Monument and Flag Site	\$50.00	\$100.00
Hwy 90 Median Mowing	\$500.00	\$780.00
Hwy 90 Median	\$75.00	\$100.00
Palmer Pocket Park	\$70.00	\$165.00
Trinity Pocket Padc	\$60.00	\$165.00
Browning Pocket Park	\$60.00	\$200.00
Total	\$2,075.00	\$4,849.00

LOPEZ CURRENT CONTRACT	BRUSHMASTERS
Weekly (except Hwy 90 Median Mowing bi-monthly)	Every 2 Weeks (except Library, City Hall, US90)
\$3,900.00	\$6,370.00
\$1,300.00	\$6,370.00
\$1,300.00	\$780.00
\$1,300.00	\$780.00
\$1,300.00	\$780.00
\$1,300.00	\$780.00
\$1,300.00	\$780.00
\$1,300.00	\$780.00
\$2,080.00	\$5,018.00
\$5,720.00	\$10,192.00
\$5,720.00	\$17,940.00
\$7,800.00	\$7,800.00
\$5,200.00	\$5,096.00
\$7,800.00	\$7,800.00
\$3,640.00	\$5,200.00
\$6,500.00	\$12,740.00
\$1,560.00	\$1,560.00
\$2,600.00	\$5,096.00
\$3,900.00	\$5,018.00
\$2,600.00	\$2,600.00
\$13,000.00	\$40,560.00
\$3,900.00	\$2,600.00
\$3,640.00	\$4,290.00
\$3,120.00	\$4,290.00
\$3,120.00	\$5,200.00
\$94,900.00	\$160,420.00

Attachment: Copy of 2021Mowing BidTabs (5092 : Lawn Maintenance Services)



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

7.A.7

Meeting: 05/11/21 06:00 PM

Department: Administration
Category: City Facilities

RESOLUTION (ID # 5097)

DOC ID: 5097

Department: Administration

Subject: City Hall Audio Visual System

Background: In January 2021, the audio system for the City Council Chambers and the Liberty Center quit working. This has resulted in no audio and recording capabilities for either room. This system was installed in 2006 when the new City Hall was constructed. In addition to serving as Council Chambers, this room is also used for Municipal Court, LCDC, Planning and Zoning and for other meetings as well as the Emergency Operations Center (EOC) during natural disasters. In reviewing the City's immediate and future needs for both rooms, it was determined an audio visual (AV) firm should evaluate and recommend a system to the City. The firm, Ford AV, has completed their review of City Hall and are recommending a new audio system plus improvements to the existing video system and the installation of a camera in Council Chambers for recording council meetings. The total cost of the system is \$131,584.00 which includes the cost of all audio and video equipment and appurtenances, installation, and preventative maintenance inspection prior to expiration of the warranty and integration services.

The new AV System would be purchased through Buy Board. Buy Board is a purchasing cooperative which combines the purchase power of member organizations the leverage to achieve better pricing on products, equipment, and services.

Funding Source: The cost for the new AV system and camera is \$131,584.00 of which \$30,000.00 would be paid from the Court Technology Fund, \$40,000 from the Building Security Fund and \$61,584.00 from the Public, Education and Governmental Fund.

Staff Recommendation: Staff recommends approval of the resolution authorizing the City Manager execute an agreement with Ford AV, through Buy Board, to purchase a new AV system and cameras.

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 FORD AV, THROUGH BUY BOARD, TO PURCHASE A NEW SOUND AND VIDEO SYSTEM FOR THE COUNCIL CHAMBERS AND LIBERTY CENTER.

WHEREAS, in January 2021, the audio system for the City Council Chambers and the Liberty Center quit working; and

WHEREAS, this has resulted in no audio and recording capabilities for either room; and

WHEREAS, this system was installed in 2006 when the new City Hall was constructed; and

WHEREAS, in addition to serving as Council Chambers, this room is also used for Municipal

Court, LCDC, Planning and Zoning and for other meetings as well as the Emergency Operations Center (EOC) during natural disasters; and

WHEREAS, in reviewing the City's immediate and future needs for both rooms, it was determined an audio visual (AV) firm should evaluate and recommend a system to the City; and

WHEREAS, the AV firm, Ford AV, has completed its review of City Hall and is recommending a new audio system plus improvements to the existing video system and the installation of a camera in Council Chambers for recording council meetings; and

WHEREAS, the total cost of the system is \$131,584.00 which includes the cost of all audio and video equipment and appurtenances, installation, and preventative maintenance inspection prior to expiration of the warranty and integration services; and

WHEREAS, the new AV system would be purchased through Buy Board, which is a purchasing cooperative which combines and leverages the purchasing power of member organizations to achieve better pricing on products, equipment, and services; and

WHEREAS, the cost for the new AV system and cameras is \$131,584.00, of which \$30,000.00 would be paid from the Court Technology Fund, \$40,000.00 from the Building Security Fund and \$61,584.00 from the Public, Education and Governmental Fund.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Liberty, Texas hereby authorizes the City Manager to execute an agreement with Ford AV, through Buy Board, to purchase a new AV system and cameras.

PASSED AND APPROVED this ____ day of _____, 2021.

CITY OF LIBERTY, TEXAS

Carl Pickett, Mayor

ATTEST:

April Gilliland, City Secretary

**The City of Liberty**

City Council
1829 Sam Houston
Liberty, TX 77575

Meeting: 05/11/21 06:00 PM

Department: Administration
Category: Proposed Projects and Funding

RESOLUTION (ID # 5093)

DOC ID: 5093

Department: Community Development

Subject: Downtown Sidewalks

Background: On January 15, 2021, the Texas Department of Transportation (TxDOT) issued a call for projects related to the Transportation Alternatives Set Aside (TA) Program. The program can be used to fund improvements related to bicycle infrastructure, shared use paths or sidewalk improvements. The City submitted a preliminary application and has now been requested to submit a detailed application. The proposed project would include improvements to approximately 16 blocks of sidewalks in Downtown Liberty. Major elements of the project include ADA accessible sidewalk ramps, brick sidewalks and decorative street lighting. A resolution of support is needed from the governing body to move forward with the application process.

Funding Source: Engineering and surveying costs were paid for by LCDC and construction will be paid for by the grant (if awarded).

Staff Recommendation: Staff recommends approval of the resolution authorizing the City Manager to submit a grant application for TxDOT's Transportation Set-Aside Program.

A RESOLUTION OF THE CITY OF LIBERTY, TEXAS AUTHORIZING THE CITY MANAGER TO SUBMIT AN APPLICATION TO THE TEXAS DEPARTMENT OF TRANSPORTATION'S 2021 TRANSPORTATION ALTERNATIVES SET-ASIDE (TA) CALL FOR PROJECTS RELATED TO THE MAIN STREET BRICK SIDEWALK PROJECT

WHEREAS, the Texas Department of Transportation issued a call for projects in January 2021 for communities to apply for funding assistance through the Transportation Alternatives Set-Aside (TA) Program; and

WHEREAS, the TA funds may be used for development of preliminary engineering (plans, specifications, and estimates and environmental documentation) and construction of pedestrian and/or bicycle infrastructure. The TA funds require a local match, comprised of cash or Transportation Development Credits (TDCs), if eligible. The City of Liberty would be responsible for all non-reimbursable costs and 100% of overruns, if any, for TA funds.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY OF LIBERTY, TEXAS, that the City Council hereby authorizes and directs the City Manager to execute all documents necessary to submit an application to the Texas Department of Transportation's 2021

Transportation Alternatives Set-Aside (TA) program and supports funding this project as described in the 2021 TA Detailed Application (including the preliminary engineering budget, if any, construction budget, the department's 15% direct state cost for oversight, and the required local match, if any) and is willing to commit to the project's development, implementation, construction, maintenance, management, and financing. The City of Liberty is willing and able to enter into an agreement with the department by resolution or ordinance, should the project be selected for funding.

PASSED BY THE CITY COUNCIL of the City of Liberty this the 11th day of May, 2021.

Carl Pickett, Mayor

ATTEST:

April Gilliland, City Secretary



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

7.A.9

Meeting: 05/11/21 06:00 PM

Department: Administration
Category: Airport

RESOLUTION (ID # 5088)

DOC ID: 5088

Department: Liberty Community Development Corporation

Subject: Liberty Municipal Airport

Background: On April 20, the LCDC Board of Directors approved the expenditure of \$82,500 for engineering services at the Liberty Municipal Airport. The expenditures will be used to fund two projects:

1 - Pavement Management Plan (PMP):	\$7,500
2 - Two 10-Unit T-Hangar Plan Development:	\$75,000
Total:	\$82,500

The first project is the creation of a pavement management plan (PMP) for the runway and taxiway at the airport. The PMP is required to be on file with TxDOT for the City to continue receiving grants for the airport. The second project is to prepare the plans and specifications for two (2) 10-unit T-Hangars at the airport. The City currently has twenty (20) T-Hangars at the airport and, as of March 9th, there is a waiting list of fifteen (15) individuals requesting hangar space. This project will help meet the constant demand the airport faces for hangar space.

Funding Source: LCDC Fund Balance

Staff Recommendation: Staff recommends approval of the resolution ratifying LCDC's expenditure for engineering services at Liberty Municipal Airport.

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, RATIFYING LCDC'S EXPENDITURE FOR ENGINEERING SERVICES AT LIBERTY MUNICIPAL AIRPORT.

WHEREAS, on April 20, 2021, the LCDC Board of Directors approved the expenditure of \$82,500.00 for engineering services at the Liberty Municipal Airport; and

WHEREAS, the expenditure will be used to fund two (2) projects:

1	Pavement Management Plan (PMP):	\$7,500.00
2	Two (2) 10-Unit T-Hangar Plan Development:	\$75,000.00
	Total:	\$82,500.00

; and

WHEREAS, the first project is the creation of a pavement management plan (PMP) for the runway and taxiway at the airport; and

WHEREAS, the PMP is required to be on file with TxDOT for the City to continue receiving grants for the airport; and

WHEREAS, the second project is to prepare the plans and specifications for two (2) 10-unit T-

Hangars at the airport; and

WHEREAS, the City currently has twenty (20) T-Hangars at the airport and, as of March 9, 2021, there is a waiting list of fifteen (15) individuals requesting hangar space; and

WHEREAS, this project will help meet the constant demand the airport faces for hangar space.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Liberty, Texas hereby ratifies LCDC's expenditure for engineering services at Liberty Municipal Airport.

PASSED AND APPROVED this ____ day of _____, 2021.

CITY OF LIBERTY, TEXAS

Carl Pickett, Mayor

ATTEST:

April Gilliland, City Secretary



OWNER REVIEW

DRAFT

STRAND ASSOCIATES®
 Strand Associates, Inc.®
 1906 Neibuhr Street
 Brenham, TX 77833
 (P) 979.836.7937

Task Order No. 21-01
 City of Liberty, Texas (OWNER)
 and Strand Associates, Inc.® (ENGINEER)
 Pursuant to Agreement for Technical Services dated February 15, 2018

Project Information

Project Name: Pavement Management Plan

Services Description: Design services to provide OWNER with an airport pavement management plan

Scope of Services

ENGINEER will provide the following services to OWNER.

1. Conduct one site review of the pavement condition at Liberty Municipal Airport.
2. Prepare a map/exhibit of pavement locations and pavement conditions.
3. Prepare a pavement management plan comprised of pavement conditions, potential maintenance, schedule, and yearly review standards, based on site review and pavement condition index Survey received from Texas Department of Transportation dated February 28, 2020.
4. Attend a meeting with OWNER to discuss pavement management plan.

Compensation

OWNER shall compensate ENGINEER for Services under this Task Order a lump sum of \$7,500.

Schedule

Services will begin upon execution of this Task Order, which is anticipated the week of April 5, 2021. Services are scheduled for completion on July 16, 2021.

TASK ORDER AUTHORIZATION AND ACCEPTANCE:

ENGINEER:

OWNER:

STRAND ASSOCIATES, INC.®

CITY OF LIBERTY

DRAFT**DRAFT**

 Joseph M. Bunker
 Corporate Secretary

Date

 Tom Warner
 City Manager

Date

TBPE No. F-8405
 TBPLS No. 10030000

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OWNER REVIEW

DRAFT

STRAND ASSOCIATES®
 Strand Associates, Inc.®
 1906 Neibuhr Street
 Brenham, TX 77833
 (P) 979.836.7937

Task Order No. 21-02
 City of Liberty, Texas (OWNER)
 and Strand Associates, Inc.® (ENGINEER)
 Pursuant to Agreement for Technical Services dated February 15, 2018

Project Information

Project Name: Two, 10-unit T-Hangar Development

Services Description: Design and bidding-related services for hangar development

Scope of Services

ENGINEER will provide the following services to OWNER.

1. Assist OWNER with procurement of a geotechnical engineer to provide geotechnical services.
2. Conduct one topographic survey of the proposed two, 10-unit t-hangar locations which includes a four acre site.
3. Prepare for and attend a pre design and 90 percent completion design meeting with OWNER.
4. Prepare front end documents, technical specifications, and final drawings in accordance with Federal Aviation Administration (FAA), Texas Department of Transportation (TxDOT), and OWNER standards. Anticipated drawings will include grading, drainage, hangar foundations, hangar access taxiways, electrical, and performance specifications for two pre-engineered metal T-hangar buildings.
5. Prepare an opinion of probable construction costs (OPCC) for the hangars.
6. Prepare a Construction Safety and Phasing Plan (CSPP) Report and submit to FAA on behalf of the OWNER.
7. Prepare a 7460-1 form for proposed construction and submit to the FAA on behalf of OWNER.
8. Distribute Bidding Documents electronically through CIVCAST, available at www.strand.com and www.civcastusa.com. Submit Advertisement to Bid to OWNER for publishing.
9. Attend prebid meeting, prepare addenda and answer questions during bidding.
10. Attend bid opening, tabulate and analyze bid results, and assist OWNER in the award of the Construction Contract.
11. Prepare three sets of Contract Documents for signature.

TBPE No. F-8405
 TBPLS No. 10030000

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OWNER REVIEW

Strand Associates, Inc.®

City of Liberty
 Task Order No. 21-02
 Page 2
 March 16, 2021

DRAFT**Compensation**

OWNER shall compensate ENGINEER for Services under this Task Order a lump sum of \$75,000.

Schedule

Services will begin upon execution of this Task Order, which is anticipated the week of April 5, 2021.
 Services are scheduled for completion on November 1, 2021.

TASK ORDER AUTHORIZATION AND ACCEPTANCE:

ENGINEER:

OWNER:

STRAND ASSOCIATES, INC.®

CITY OF LIBERTY

DRAFT**DRAFT**

 Joseph M. Bunker
 Corporate Secretary

Date

 Tom Warner
 City Manager

Date



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

7.C.1

Meeting: 05/11/21 06:00 PM

Department: Administration
Category: Misc.

COUNCIL ACTION (ID # 5098)

DOC ID: 5098

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

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.