



The City of Liberty City Council

Regular Meeting

~ Agenda ~

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

Dianne Tidwell
City Secretary
(936) 336-3684

Tuesday, April 8, 2014

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	Arrival
Mayor Carl Pickett	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Mayor Pro Tem Diane Huddleston	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Councilperson Dennis Beasley	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Councilperson Frank Jordan	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Councilperson Louie Potetz	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Councilperson Libby Simonson	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Councilperson David Arnold	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	

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 # 2965)

Project Updates - City Mgr. Gary Broz

B. Information Item (ID # 2966)

Recycling Report - Councilperson Huddleston

C. Information Item (ID # 2967)

Liberty Jubilee Report - City Mgr. Gary Broz

D. Information Item (ID # 2968)

Sam Rayburn Municipal Power Agency & Buydown Info - Mayor Pickett

E. Information Item (ID # 2969)

Houston-Galveston Area Council Report - Councilperson Jordan

F. Information Item (ID # 2970)

Planning & Zoning Appointments - City Secretary-D. Tidwell

G. Information Item (ID # 2971)

Liberty Community Development Corporation Appointments - City Secretary D. Tidwell

VI. CONSENT AGENDA

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

A. Minutes Approval

1. Tuesday, March 11, 2014

VII. REGULAR AGENDA

A. Regular Session

1. Ordinance (ID # 2972)

Consider adoption of an amendment to the Amusement Machine Ordinance restricting membership to game rooms.

2. Council Action (ID # 2973)

Consider approval of JTR Constructors, Inc. Change Order No. 1 regarding fencing for the Wastewater Treatment Plant Improvements, Texas Water Development Board Project CWSRF #72124, Phase 3.

- WWTP Fencing Agenda Form (DOCX)
- TWDB Project CO #1 Info (PDF)
- TWDB Project CO #1 Drawing (PDF)

3. Council Action (ID # 2974)

Consider approval of N&T Construction Change Order No. 3 regarding a concreted slab for the generator and AC units at the new Police Department facility.

- PD Change Order Agenda Form (DOCX)

4. Council Action (ID # 2975)

Consider the Consumer Price Index Adjustment to Municipal Telecommunications Right-of-Way Access Line Rates, and take any action deemed necessary.

- PUC 2014 Consumer Price Index (PDF)

5. Ordinance (ID # 2976)

Consider adoption of an Ordinance authorizing a partnership with other Entergy service area cities in matters concerning Entergy Texas, Inc. At The Public Utility Commission of Texas and the Federal Energy Regulatory Commission in 2014.

6. Resolution (ID # 2977)

Consider a Resolution requesting that Congress not remove exemptions from tax-exempt bonds.

7. Council Action (ID # 2978)

Discussion of a city-wide wireless network and telephone system linking all City facilities together, and take any action deemed necessary.

8. Council Action (ID # 2979)

Consider ratifying the Liberty Community Development Corporation's action regarding a loan from the Gulf Coast Economic Development District for a Fire Department tanker truck.

9. Council Action (ID # 2980)

Consider approval of an administrative services contract for Texas Water Development Board loan programs.

10. Public Hearing (ID # 2981)

Public Hearing regarding the adoption of an Ordinance creating a Reinvestment Zone/Tax Abatement Zone at the Liberty Municipal Airport.

11. Ordinance (ID # 2982)

Consider adoption of an Ordinance creating a Reinvestment Zone/Tax Abatement Zone at the Liberty Municipal Airport.

VIII. ADJOURNMENT

A. Motion To: Adjourn

CERTIFICATION

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 1st day of April, 2014 at 4:30 p.m. This notice will remain so posted continuously for at least 72 hours preceding the scheduled time of said meeting in accordance with Chapter 551 of the Texas Government Code.

Dianne Tidwell, City Secretary

NOTICE

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

I certify that the attached Notice and Agenda of items to be considered by the City Council was removed by me from the bulletin board at the City Hall on the _____ day of _____, 2014.



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

5.A

Meeting: 04/08/14 06:00 PM

Department: Administration
Category: Reports

INFORMATION ITEM (ID # 2965)

DOC ID: 2965



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

5.B

Meeting: 04/08/14 06:00 PM

Department: Administration
Category: Reports

INFORMATION ITEM (ID # 2966)

DOC ID: 2966



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

5.C

Meeting: 04/08/14 06:00 PM

Department: Administration
Category: Reports

INFORMATION ITEM (ID # 2967)

DOC ID: 2967



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

5.D

Meeting: 04/08/14 06:00 PM

Department: Administration
Category: Reports

INFORMATION ITEM (ID # 2968)

DOC ID: 2968



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

5.E

Meeting: 04/08/14 06:00 PM

Department: Administration
Category: Reports

INFORMATION ITEM (ID # 2969)

DOC ID: 2969



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

5.F

Meeting: 04/08/14 06:00 PM

Department: Administration
Category: Board Appointments & Information

INFORMATION ITEM (ID # 2970)

DOC ID: 2970

EXPLANATION:

Appointments to the Planning and Zoning Commission are made on or after May 1st of each year. P&Z is comprised of five members who are qualified voters of the City, and are appointed by City Council to serve three-year terms. Those members whose terms expire are Shelli Ellerbe and Mark Campbell

Other Commission Members are: Bill Takach, and Kim Anderson, and Larry Wagnon. Alternate Member is Mike Page.



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

5.G

Meeting: 04/08/14 06:00 PM

Department: Administration
Category: Board Appointments & Information

INFORMATION ITEM (ID # 2971)

DOC ID: 2971

EXPLANATION:

The Liberty Community Development Corporation is managed by a Board of seven members. All members are appointed by the City Council for two-year terms. Four of the seven members shall be persons who are not employees, officers of the City, or members of City Council.

This information provides Council the opportunity to consider individuals to serve on this Board, as the appointments are scheduled to be made at the May Council Meeting. Those members whose terms expire are Dennis Beasley, Mike McCarty, Louie Potetz, and Barbara Norwood.

Other Board Members are: David Arnold, Leslie Herndon, and Mark Campbell.

Dennis Beasley, Louie Potetz, Barbara Norwood and Mike McCarty are willing to serve again, if reappointed.



The City of Liberty City Council

Regular Meeting

~ Minutes ~

1829 Sam Houston
Liberty, TX 77575
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Dianne Tidwell
City Secretary
(936) 336-3684

Tuesday, March 11, 2014

6:00 PM

City Council Chambers

I. CALL TO ORDER

Attendee Name	Title	Status	Arrived
Carl Pickett	Mayor	Present	
Diane Huddleston	Mayor Pro Tem	Absent	
Dennis Beasley	Councilperson	Present	
Frank Jordan	Councilperson	Present	
Louie Potetz	Councilperson	Absent	
Libby Simonson	Councilperson	Present	
David Arnold	Councilperson	Present	
Gary Broz	City Manager	Present	
Dianne Tidwell	City Secretary	Present	
Brandon Davis	Legal Counsel	Present	

II. INVOCATION

The Invocation was passed on for this meeting.

III. PLEDGE OF ALLEGIANCE

The Pledge to the American and Texas flags was led by Liberty High School Senior Kelsey Newman.

IV. ACKNOWLEDGEMENT OF GUESTS AND VISITORS / PUBLIC COMMENT

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Mayor Pickett welcomed guests and visitors, opening the floor for public comment to those individuals wishing to address the Council.

Mayor Pickett made the following comments:

- 1) A Council Member sign-up sheet is available for working the Information Booth at the Liberty Jubilee on March 28 & 29,
- 2) the Liberty County Central Appraisal District received a perfect score from the State Comptroller of Public Accounts through the Methods and Assistance Program,
- 3) Information regarding the Texas Municipal League Institute is available, whereby elected officials can commit to continuing education,
- 4) A meeting of the Sam Rayburn Municipal Power Agency will be held on Thursday, March 27th in Livingston, and
- 5) thanked those involved for painting the curbs downtown and helping to groom the City for the

Minutes Acceptance: Minutes of Mar 11, 2014 6:00 PM (Minutes Approval)

upcoming Liberty Jubilee.

V. PRESENTATIONS / REPORTS

1. Information Item (ID # 2954)

Project Updates - City Mgr. G. Broz

COMMENTS - Current Meeting:

City Manager Gary Broz reported on a handout of the current City projects and their status as follows:

- 1) Police Station construction is going well,
- 2) Restrooms at the Park moving ahead, bids to be let by the first of April,
- 3) Street Extension Project coming together, bids will be discussed later in this meeting,
- 4) Bids received for the Ridgewood Water Replacement Project, to also be discussed later in this meeting,
- 5) a Council and Staff workshop to discuss future goals will be held on April 22nd,
- 6) the Municipal Court Judge and the Police Department are working on creation of a Teen Court, and
- 7) recently participated in a rerate call with Standard and Poor's, with the City's rating increasing from an A to AA-.

Mr. Broz concluded by stating that a "Shred-It" event will be held on Saturday, May 3rd, in the City Hall Parking Lot.

2. Information Item (ID # 2955)

Recycling Report - Councilperson Huddleston

COMMENTS - Current Meeting:

This item was covered by City Manager Broz during the Project Updates.

VI. CONSENT AGENDA

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RESULT:	APPROVED [UNANIMOUS]
MOVER:	Frank Jordan, Councilperson
SECONDER:	Dennis Beasley, Councilperson
AYES:	Pickett, Beasley, Jordan, Simonson, Arnold
ABSENT:	Diane Huddleston, Louie Potetz

A. Minutes Approval

1. Tuesday, February 11, 2014

2. Tuesday, February 25, 2014

VII. REGULAR AGENDA

A. Regular Session

1. Council Action 2014-11

Consider ratifying the Liberty Community Development Corporation's award of bid for the Lakeland to Bypass Street Connector Project, and take any action deemed necessary.

COMMENTS - Current Meeting:

Mr. Broz reported that six bids were received for the street connector project on March 4th, ranging from \$5.1 to \$6.2 million dollars. The number of calendar days for construction ranged from 240 days to 450 days.

Mr. Tommy Kuykendall, CivilCorp Engineers, reviewed the project budget and costs, on behalf of the City. Mr. Kuykendall reported that the low bid of \$5,107,816.29 exceeded the anticipated construction cost of \$4,785,392.26 by \$322,424.03. Mr. Kuykendall reported as a result of this difference, several alternatives were developed to reduce the project bid cost below the original estimated cost. A summary of those alternatives are as follows:

- 1) Eliminate upsizing of storm sewer trunkline for long range needs. Additional trunkline may be put in place if Phase II is developed - Cost Savings - \$174,000.
- 2) Reduction of the center turn lane from 14' to 12' for Phase I. When Phase II is developed, adequate width can be placed to provide an ultimate 14' turn lane when traffic warrants - Cost Savings - \$79,000.
- 3) Reduce conduit placement for electrical distribution lines and provide for placement from the Bypass east 1,600'. Coverage will include the future nursing home site and potential hospital site. Additional electrical infrastructure can be constructed to the west as development occurs - Cost Savings - \$182,000.

Mr. Kuykendall stated that the total estimated project savings is \$435,000, for a beginning project cost of \$4,672,816.29. Discussion was held regarding the second lowest bidder, R Construction, however, no similar projects had been completed under this company name even though they had personnel who had performed similar services. Further discussion included solicited references, the proposed alternatives, generator, project funding, approximately 60 days mobilization for project commencement, and related issues. Management and CivilCorp recommend the project award to Doughtie Construction for \$5,107,816.29, with 330 calendar days for completion, to include Change Order #1, the alternatives described.

A motion was made to award the bid to the low bidder, Doughtie Construction, in the amount of \$5,107,816.29, to include Change Order #1.

ATTACHMENTS:

- Bid Tab Street Project (PDF)

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Dennis Beasley, Councilperson
SECONDER:	David Arnold, Councilperson
AYES:	Pickett, Beasley, Jordan, Simonson, Arnold
ABSENT:	Diane Huddleston, Louie Potetz

2. Ordinance 2014-2

Consider an Ordinance adopting a Franchise Agreement between the City of Liberty and Entergy Texas, Inc. (2nd Reading)

COMMENTS - Current Meeting:

Mayor Pickett read the caption of the ordinance for the franchise agreement with Entergy Texas as follows:

"AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LIBERTY, TEXAS, GRANTING TO ENTERGY TEXAS, INC., ITS SUCCESSORS AND ASSIGNS, THE NON-EXCLUSIVE RIGHT TO USE AND OCCUPY RIGHTS-OF-WAY WITHIN THE CITY OF LIBERTY FOR THE CONSTRUCTION AND OPERATION OF AN ELECTRICAL LIGHTING AND POWER SYSTEM; PRESCRIBING CONDITIONS GOVERNING THE USE OF THE PUBLIC RIGHTS-OF-WAY; PROVIDING FOR COMPENSATION TO THE CITY OF LIBERTY FOR ENTERGY TEXAS, INC.'S USE OF THE PUBLIC RIGHTS-OF-WAY; PROVIDING FOR AN EFFECTIVE DATE AND A TERM OF SAID FRANCHISE; PROVIDING FOR WRITTEN ACCEPTANCE OF THIS FRANCHISE; PROVIDING FOR CITY USE OF COMPANY FACILITIES; PROVIDING A RIGHT OF CITY TO AUDIT COMPANY BOOKS AND RECORDS; PROVIDING FOR AMENDMENT TO AND ASSIGNMENT OF THIS FRANCHISE; FINDING THAT THE MEETING AT WHICH THIS ORDINANCE IS PASSED IS OPEN TO THE PUBLIC; PROVIDING FOR SEVERABILITY; PROVIDING SAVING IF ANY PROVISIONS BECOME INVALID; AND REPEALING ALL PRIOR FRANCHISES BETWEEN THE CITY OF LIBERTY AND ENTERGY TEXAS, INC. "

City Manager Gary Broz explained that this is the second reading of this ordinance, as required by City Charter, and provides revenue in the amount of approximately \$14,000 annually to the City. Upon adoption, Entergy will be required to publish this document in the newspaper, also required by Charter. This franchise agreement is for twenty-five years.

A motion was made to adopt the Franchise Agreement between the City of Liberty and Entergy Texas, upon the second reading.

ATTACHMENTS:

- Entergy Approving Franchise (DOC)

RESULT: **ADOPTED [UNANIMOUS]**
MOVER: Libby Simonson, Councilperson
SECONDER: Dennis Beasley, Councilperson
AYES: Pickett, Beasley, Jordan, Simonson, Arnold
ABSENT: Diane Huddleston, Louie Potetz

3. Council Action 2014-12

Consider award of bid for the Ridgewood Subdivision Waterline Improvements, and take any action deemed necessary.

COMMENTS - Current Meeting:

City Engineer/Public Works Director Tom Warner explained that seven bids had been received for the Ridgewood Subdivision Waterline Improvement Project, ranging from \$151,000 to \$284,000. Mr. Warner further explained that the low bid of \$151,000 is substantially less than the projected estimate of \$190,000. Discussion was held regarding the low bidder's quote of \$15 per foot for materials and installation of the 6" water line, as compared to other bidder's quotes of \$26-\$45 per foot, 9 fire hydrants, and project funding.

A motion was made to award the bid to the low bidder, Eastex Utility Construction, in the amount of \$151,700.00.

ATTACHMENTS:

- Bid Tab Ridgewood Waterline 2014 (PDF)

RESULT: **APPROVED [UNANIMOUS]**
MOVER: Libby Simonson, Councilperson
SECONDER: Frank Jordan, Councilperson
AYES: Pickett, Beasley, Jordan, Simonson, Arnold
ABSENT: Diane Huddleston, Louie Potetz

4. Council Action 2014-13

Consider acceptance of the City Secretary's Certification of Unopposed Candidates. Considerar La Aprobación De Certificación De La Secretaria De La Ciudad De Los Candidatos Sin Oposición.

COMMENTS - Current Meeting:

City Secretary Dianne Tidwell reported that the four candidates that have filed for a place on the ballot in the City's General Election for officers, are unopposed. This certification is the first step in cancelling the election due to lack of opposition. Those candidates that did file are:

Mayor	Carl Pickett
Council Member	Frank Jordan
	Louie Potetz
	David Arnold

A motion was made to accept the City Secretary's Certification of Unopposed Candidates.

ATTACHMENTS:

- CERT of Unopposed Cand (PDF)

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Libby Simonson, Councilperson
SECONDER:	Dennis Beasley, Councilperson
AYES:	Pickett, Beasley, Jordan, Simonson, Arnold
ABSENT:	Diane Huddleston, Louie Potetz

5. Ordinance 2014-6

Consider Adoption of an Ordinance Cancelling the May 10, 2014 General Election and Declaring Unopposed Candidates Elected to Office. Considerar La Adopción De Una Ordenanza Cancelando Las Elecciones Generales Del 10 De Mayo Del 2014 Y Declarando Los Candidatos Sin Oposición a Las Elecciones.

COMMENTS - Current Meeting:

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

"AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LIBERTY, TEXAS, CANCELLING AN ELECTION PREVIOUSLY ORDERED TO BE HELD ON MAY 10, 2014; FOR THE ELECTION OF THE MAYOR AND THREE COUNCILPERSONS; DECLARING UNOPPOSED CANDIDATES IN SAID ELECTION ELECTED TO OFFICE; RESOLVING OTHER MATTERS INCIDENT AND RELATED THERETO; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE THEREOF; AND DISPENSING WITH THE REQUIREMENT OF SECTION 3.10 OF THE HOME RULE CHARTER THAT THIS ORDINANCE BE READ ON TWO SEPARATE DAYS."

This ordinance cancels the election and declares the unopposed candidates elected. A motion was made to adopt the Ordinance cancelling the City's May 10, 2014 General Election.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Dennis Beasley, Councilperson
SECONDER:	Libby Simonson, Councilperson
AYES:	Pickett, Beasley, Jordan, Simonson, Arnold
ABSENT:	Diane Huddleston, Louie Potetz

6. Council Action 2014-14

Consider declaring various City vehicles and equipment as surplus property, and take any action deemed necessary.

COMMENTS - Current Meeting:

Mr. Broz reviewed a handout of miscellaneous items and equipment, requesting these items be declared surplus property, which will allow them to be sold in an online auction.

A motion was made to declare the proposed items and equipment as surplus property.

ATTACHMENTS:

- Auction List 2014 (PDF)

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Frank Jordan, Councilperson
SECONDER:	Libby Simonson, Councilperson
AYES:	Pickett, Beasley, Jordan, Simonson, Arnold
ABSENT:	Diane Huddleston, Louie Potetz

VIII. ADJOURNMENT

1. Motion To: Adjourn

COMMENTS - Current Meeting:

There being no further business before the Council, Mayor Pickett adjourned the meeting at 6:55 p.m.

Carl Pickett, Mayor

ATTEST:

Dianne Tidwell, City Secretary

Minutes Acceptance: Minutes of Mar 11, 2014 6:00 PM (Minutes Approval)



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

7.A.1

Meeting: 04/08/14 06:00 PM

Department: Administration
Category: Miscellaneous Issues

ORDINANCE (ID # 2972)

DOC ID: 2972



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

7.A.2

Meeting: 04/08/14 06:00 PM

Department: Administration
Category: Sewer System Issues

COUNCIL ACTION (ID # 2973)

DOC ID: 2973

CITY OF LIBERTY

City Council Agenda Item Form

Agenda Item No. VII.A.2
Agenda Wording: Consider approval of JTR Constructors, Inc. Change Order No. 1, regarding fencing for the Wastewater Treatment Plant Improvements, Texas Water Development Board CWSRF #72124, Phase 3.
Department: Public Works – Water/Wastewater
Subject: Sewer Treatment Plant Fence Contact III
<p>Background: The original plans consisted of limited fence repair to replace bent posts and fabric in poor condition. During the construction process it was noted that after the limited repairs there would still be areas where the fence may not conform to the 6 foot TCEQ requirement due to build-up of soil (6 - 8 inches) along much of the north and east fence. Re-grading would be difficult and the full replacement of the fence under this change order alleviates the need for re-grading and is not a significant difference in cost for the benefits gained.</p> <p>The cost of the original amount for repairs in the contract and the change order cost was reviewed by the engineer and he concurs that cost increase is reasonable. It should be noted the contractor requested a total of 28 day time extension associated with this work. The change order does not include additional time as the fence construction is not on the critical path for completion time. The time request is acknowledged in the event unforeseen circumstances would occur wherein the fence activity is delayed until the end of the project.</p> <p>It should also be noted that the fence has been the subject of past TCEQ inspection notices.</p>
Fiscal Impact: The cost to replace the fence around the Sewer Treatment Plant is \$39,982.00. Funds are available in the grant to pay for this additional expense.

Staff Recommendation: Staff recommends approval of Change Order 1 for the Wastewater Treatment Plant Improvements, Contract 3.

Purpose: Improve security at the Wastewater Treatment Plant and meet TCEQ Requirements.

CHANGE ORDER No.: One (1)
DATE: March 25, 2014

PROJECT: City of Liberty, Liberty County, Texas
Wastewater Treatment Plant Improvements
TWDB CWSRF # 72124, Contract No. 3

OWNER: City of Liberty
1829 Sam Houston Street
Liberty, Texas 77575

CONTRACTOR: JTR Constructors, Inc.
18484 Clay Road
Houston, TX 77084

TO THE OWNER: Approval of the following contract change is requested.

REASON FOR CHANGE: Increase scope of fence replacement from rehabilitation of limited portions to replacement of all fence fabric, fence post, top security wire, including 20 foot motor operated gate and 20 foot x 20 foot concrete slab for installation of sensors.

CONTRACT PRICE

ORIGINAL CONTRACT AMOUNT: \$990,900.00

THIS CHANGE ORDER:

<u>Item</u>	<u>Description</u>	
1	Revise scope of fence work per revised plan sheet 11 to include replacement of all fence, disposal of existing fence, removal of trees required for installation of fence and installation of 20 foot x 20 foot concrete pad at motorized gate for installation of sensor devices.	\$39,982.00

AMOUNT OF THIS CHANGE ORDER: \$39,982.00


TOTAL REVISED CONTRACT AMOUNT INCLUDING CHANGE ORDER NO. One (1) \$1,030,882.00

CONTRACT TIME

ORIGINAL CONTRACT TIME - Substantial Completion	300 Consecutive Calendar Days
Previous Change Orders-	0 Consecutive Calendar Days
THIS CHANGE ORDER:	0 Calendar Days
TOTAL REVISED CONTRACT TIME INCLUDING CHANGE ORDER NO. One (1)	300 Consecutive Calendar Days

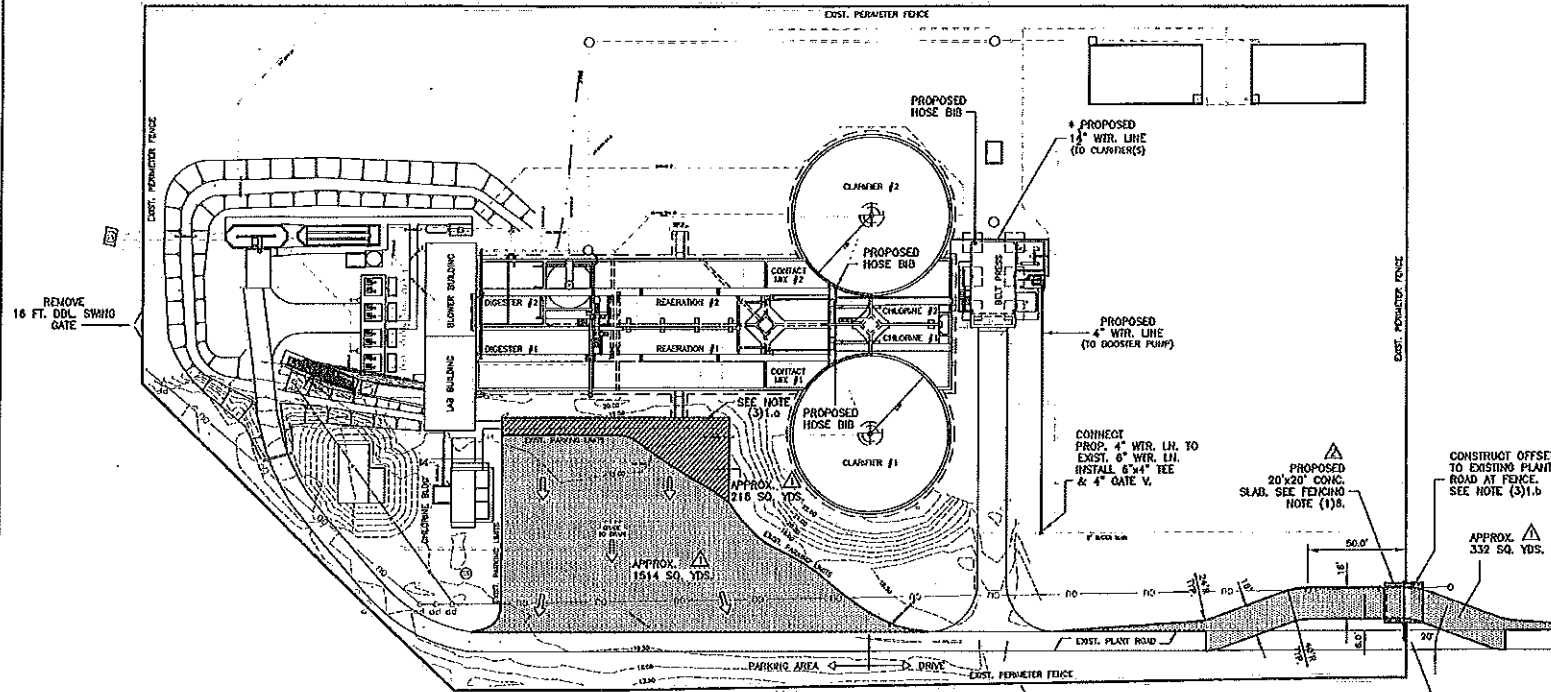
CONDITION OF CHANGE:

Contractor acknowledges and agrees that the adjustments in contract price and contract time stipulated in this Change Order represents full compensation for all increases and decreases in the cost of, and the time required to perform the entire work under the Contract arising directly or indirectly from this Change Order and all previous Change Orders. Acceptance of this waiver constitutes an agreement between Owner and Contractor that the Change Order represents an all inclusive, mutually agreed upon adjustment to the Contract, and that Contractor will waive all rights to file a claim on this Change Order after it is properly executed.

SUBMITTED BY	REVIEWED BY	APPROVED BY
JTR Constructors, Inc. Contractor Date:	 Schaumburg & Polk, Inc. Engineer Date: 3.25.14	City of Liberty Owner Date:

Attachment: TWDB Project CO #1 Info (2973 : WWTP Improvements-Fencing)

SITE WORK PLAN
SCALE: 1" = 30.0'



(1) FENCING NOTES:

1. Baseline show approximate location and length of rehabilitation to be performed. Rehabilitation to include removal of existing fence and replacement with new fence including wire fabric, fence post (in-line and corner), top rail, 3 strand barbed wire (including wire supports) per Item 302. Install new fence inside existing fence 6 inches to 12 inches, to maintain security, unless otherwise noted on Plans. Remove and replace wire fabric after fence posts have been allowed to set and remove only that amount that can be removed and replaced in one day's time.
2. Provide new bottom tension wire around entire length, approximately 1880 lb steel.
3. Provide new 20 foot, electrically operated gate at front drive.
4. Remove and dispose of all existing fence and trees located in northwest corner that conflict with installation of fence.
5. Follow contour of existing ground holding fence at horizontal level for as long a run as possible.
6. Construct a 20 foot x 20 foot section of concrete pavement at electrically operated gate. Pavement to include excavation to provide match to proposed asphalt pavement, 6-inches of cement stabilized crushed stone base per Item 107 and 10-inches of concrete pavement (28-day compressive strength of 4,100 psi) per Item 200.

(2) 1 1/2" WASHWATER NOTES:

Route 1-1/2" waterline from control valve at booster pump to three 1" hose bibbs (HB) as shown. Routing of waterline to be as general.

- Underground from booster pump to southeast corner of chlorine basin #2.
- Mount with Unistrut brackets and clamps vertically and horizontally on outer wall to steel walkway over chlorine basin #2.
- Place 1-1/2" waterline on existing supports extending on east side from steel walkway over chlorine basin #2. Provide two additional brackets as existing on south end.
- Extend line from clarifier #2 to clarifier #1 along concrete walk support using Unistrut brackets and clamps.
- Discharge to Outfall Box to be mounted 30" above the top of concrete.

At hose bibb locations reduce from 1-1/2" to 1" pipe and provide 1" bibb at end. Mount bibb to existing hand rail. Insulate all exposed piping. Provide two 50 foot sections of one 1" diameter commercial grade water hose. Provide one brass hose nozzle, 1 NPSIL rated for 100 psi, rated at flow rate of 38 gpm and one brass hose nozzle, 1" Thread Type NPSH, 100 PSI, Plain Finish. Use Unistrut brackets and pipe clamps to mount to vertical and horizontal sections of concrete. Brackets and clamps to be at no less than 6 feet on center.

REHABILITATE

- (A) 100' L.F. OF 6 FT. C/L FENCE
- (B) CHAIN LINK FENCING
- (C) NEW 2" WIRE POST, APPROX. 160 EA.

(3) PAVING NOTES:

1. Provide excavation and base material as noted below:
 - a. Remove existing sidewalk under proposed asphalt pavement. Excavate area under sidewalk and outside existing pavement to provide 6 inches of limestone base. Spread excavated soil from excavation of dirt between aeration basin and new pavement to provide drainage.
 - b. Excavate also for offset of existing road to provide 10 inches of base material and 2" of asphalt to match existing grade.
2. Drive to be swept clean from County Road 3361 to Parking Lot. Provide level up and 2" of Type D Asphalt surface. Drive is approximately 900 feet long x 15 feet wide.
3. Provide leveling of parking area with Type D hot mix asphalt to eliminate ponding areas. Provide 2-inches Type D hot mix asphalt pavement surface. Provide tack coat between surface and base.
4. Approximate areas for Parking and Drive are 2,400 square yards and 1500 square yards, respectively.

3/13/14	TAW	CHANGE ORDER No.1
7/01/13	TAW	ADDENDUM No.2
REV	BY	BY
CONSTRUCTOR OF PLANS TOP CITY of LIBERTY, TEXAS		
WASTEWATER TREATMENT PLANT IMPROVEMENTS		
SCHAUMBURG & POLK		
DEVELOPER • HOUSTON • TEXAS Firm Registration No. F0000520 4095 Colgate Street, Beaumont, Texas 77707 409.660.0341 P • 409.660.0337 F © Copyright 2013		
SITE WORK		
DATE	MARCH 2013	
SCALE	AS SHOWN	
DRAWN BY	TAW	
DESIGNED BY	LORENZO WANDATE	
CHECKED BY	RICK BOURQUE	
SHEET	11 OF 14	
DWG TITLE	WWTP IMPROVEMENTS	
DATE PLOTTED	3/13/14	

PLANNING, March 13, 2014 8:48:10 AM
 CITY OF LIBERTY, TEXAS, WATER TREATMENT PLANT, WASTEWATER TREATMENT PLANT IMPROVEMENTS, WWTPT IMPROVEMENTS BASE Dwg

Attachment: TWDB Project CO #1 Drawing (2973 : WWTP Improvements-Fencing)



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

7.A.3

Meeting: 04/08/14 06:00 PM

Department: Administration
Category: Change Orders

COUNCIL ACTION (ID # 2974)

DOC ID: 2974

CITY OF LIBERTY

City Council Agenda Item Form

Agenda Item No. VII.A.3
Agenda Wording: Consider approval of N&T Construction Change Order No. 3 for a concrete slab for the generator and AC units at the new Police Department facility.

Department: Public Works
Subject: Police Department Building Mechanical Yard
Background: The plans for the mechanical yard at the new Police Station specified housekeeping pads under the eight air conditioning units and the generator. Change Order No. 3 would provide for a concrete slab in the mechanical yard instead of housekeeping pads.
Fiscal Impact: The cost for the concrete slab in the mechanical yard is \$4,020.00.
Staff Recommendation: Approval of Change Order No. 3 is recommended by Staff.
Purpose: The slab in the mechanical yard will allow servicing of the various units on a hard surface rather than in the grass, dirt or mud.

Attachment: PD Change Order Agenda Form (2974 : PD Facility - Change Order No. 3)



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

7.A.4

Meeting: 04/08/14 06:00 PM

Department: Administration
Category: Telecommunications R-O-W Line Rates

COUNCIL ACTION (ID # 2975)

DOC ID: 2975



Public Utility Commission of Texas

1701 N. Congress Ave., PO Box 13326, Austin, TX 78711-3326

2014 CONSUMER PRICE INDEX (CPI) ADJUSTMENT TO MUNICIPAL TELECOMMUNICATIONS RIGHT-OF-WAY ACCESS LINE RATES

March 12, 2014

PURPOSE

This letter is to notify you that your city's 2014 maximum access line rates have increased by 0.78% due to inflation, as measured by the CPI. This adjustment has been made pursuant to Chapter 283 of the Local Government Code (House Bill 1777).

DEFAULT RATES FOR 2014: NO CHANGE

Based on the choice made by your city in April 2013, your city's 2014 rate will either be adjusted for inflation, or will remain the same as your 2013 rate. According to our records, when similar CPI adjustments were made in April 2013, you opted not to adjust your rates for inflation, i.e. you chose LESS than the maximum allowable CPI-adjusted rates. Therefore, your 2014 rates will REMAIN at your 2013 level and your rates will NOT increase. You have the option to refuse this default rate and request an increase in rate by taking the action explained below.

ACTION BY CITY: TO REQUEST AN INCREASE

(1) You do not have to respond if you desire to keep your 2014 rates at the 2013 levels. (2) Respond ONLY if you want an INCREASE from the 2013 rates. (3) To request an increase, notify the PUC using page 2 of this letter no later than April 30, 2014. (4) The PUC does not require City council authorization; however, if your city charter requires it, please do so immediately. (5) Verify your contact information and highlight any changes. (6) Make a copy of this document.

WHAT HAPPENS IF A CITY DOES NOT RESPOND BY APRIL 30, 2014?

If a city does not respond by April 30, 2014, the rates for your city will remain at the 2013 levels. The next opportunity to adjust your rates will be September 1, 2014.

WHAT HAPPENS NEXT?

The PUC will notify telephone companies of your desired rates and you will be compensated accordingly no later than July 1, 2014.

FUTURE REVISIONS TO CPI

The access line rates will be revised annually in March depending on whether the CPI changes for the previous year. If the CPI changes for the year 2014, you will receive a similar letter in March 2015.

See over...

City of Liberty

SECTION 1: Your new 2014 CPI adjusted maximum rates are as follows:

Residential: \$0.83 Non-Residential: \$1.83 Point-to-Point: \$2.78

SECTION 2: Your default rates for 2014 are as follows and are the same as your 2013 rates.

Note: This is lower because you have chosen to do so previously.

Residential: \$0.75 Non-Residential: \$1.67 Point-to-Point: \$2.55

To increase your default rates up to your 2014 maximum rates, notify the PUC by completing the section below. You can mail or fax this page to the PUC. To accept rates in Section 2, no action is required.

I _____, Title _____, am an authorized representative for the City/Town/Village of _____. The City declines to accept the default rates indicated in Section 2 above. Instead, we choose the following rates: Residential _____; Non-Residential _____; Point-to-Point _____.

Date: _____ Signature: _____

Other Comments: [Empty box for additional comments]

HOW TO RESPOND

Mail: Stephen Mendoza
Public Utility Commission
P.O. Box 13326
Austin, TX 78711-3326

INQUIRIES

Inquiries only. NOT for sending your response.
HB1777@puc.texas.gov
Phone No: 512-936-7394

OR FAX TO Stephen Mendoza at: 512-936-7428

CITY CONTACT INFORMATION

Please notify us if the contact information we have on file for your city has changed. Thank you.

Phone No. 1 (936) 336-3684
Phone No. 2 (936) 336-7361
Fax No: (936) 336-9846
Email: rwood@cityofliberty.org

ADDRESS

RONALD R WOOD CITY MANAGER
or current city official responsible for right-of-way issues
CITY OF LIBERTY
1829 SAM HOUSTON
LIBERTY TX 77575

Attachment: PUC 2014 Consumer Price Index (2975 : Telecommunications ROW Access Line Rates)



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

7.A.5

Meeting: 04/08/14 06:00 PM

Department: Administration
Category: Utilities

ORDINANCE (ID # 2976)

DOC ID: 2976



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

7.A.6

Meeting: 04/08/14 06:00 PM

Department: Administration
Category: Bonds

RESOLUTION (ID # 2977)

DOC ID: 2977



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

7.A.7

Meeting: 04/08/14 06:00 PM

Department: Administration
Category: Misc.

COUNCIL ACTION (ID # 2978)

DOC ID: 2978



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

7.A.8

Meeting: 04/08/14 06:00 PM

Department: Administration
Category: Financial Issues

COUNCIL ACTION (ID # 2979)

DOC ID: 2979



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

7.A.9

Meeting: 04/08/14 06:00 PM

Department: Administration
Category: Contracts

COUNCIL ACTION (ID # 2980)

DOC ID: 2980



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

7.A.10

Meeting: 04/08/14 06:00 PM

Department: Administration
Category: Public Hearing

PUBLIC HEARING (ID # 2981)

DOC ID: 2981



The City of Liberty

City Council
1829 Sam Houston
Liberty, TX 77575

7.A.11

Meeting: 04/08/14 06:00 PM

Department: Administration
Category: Tax Issues

ORDINANCE (ID # 2982)

DOC ID: 2982