MINUTES OF REGULAR MEETING OF THE CITY COMMISSION OF THE CITY OF LUFKIN, TEXAS HELD ON THE 19TH DAY OF MARCH, 1991, AT 5:00 P.M.

On the 19th day of March, 1991, the City Commission of the City of Lufkin, Texas, convened in regular meeting in the Council Chambers of City Hall with the following members thereof, to wit:

Louis Bronaugh	Mayor
Percy Simond, Jr.	Commissioner, Ward No. 1
Don Boyd	Commissioner, Ward No. 2
Danny Roper	Commissioner, Ward No. 3
Bob Bowman	Commissioner, Ward No. 4
Paul Mayberry	Commissioner, Ward No. 6
C. G. Maclin	City Manager
Bob Flournoy	City Attorney
Ron Wesch	Public Works Director/ Assistant to City Manager
Atha Stokes	City Secretary
David Cochran	Purchasing Agent

being present, and

Jack Gorden, Jr.	Commissioner, Ward No. 5

being absent when the following business was transacted.

1. Meeting was opened with prayer by Rev. Ralph Hale, Minister, Homer United Methodist Church.

2. Mayor Bronaugh welcomed visitors present.

3. APPROVAL OF MINUTES

Minutes of regular meeting of March 5, 1991 were approved on a motion by Commissioner Paul Mayberry and seconded by Commissioner Bob Bowman. A unanimous affirmative vote was recorded.

4. PROCLAMATION - APPROVED - FAIR HOUSING MONTH

Mayor Bronaugh stated that the first item for consideration was a Proclamation designating April as "Fair Housing Month".

City Manager Maclin stated that this Proclamation is a part of the equal opportunity/fair housing commitment as related to the housing rehabilitation grant that the City recently received for North Lufkin. City Manager Maclin stated that the contract for this project has been signed and forwarded back to Austin.

Motion was made by Commissioner Don Boyd and seconded by Commissioner Danny Roper that Proclamation proclaiming April as "Fair Housing Month" be approved as presented. A unanimous affirmative vote was recorded.

5. ORDINANCE - APPROVED - SECOND READING - ANNEXATION/PERMANENT ZONING - R. H. DUNCAN - BROOKHOLLOW ADDITION NO. 12

Mayor Bronaugh stated that the next item for consideration was Second Reading of Ordinance for Annexation and Permanent Zoning as requested by R. H. Duncan for property being located at Brookhollow Addition No. 12, a subdivision of 50.132 acres, lying west of and adjacent to Brookhollow Addition Nos. 5, 9 and 11 between Copeland Street and F. M. Road No. 1336 (Gobblers Knob Road).

Motion was made by Commissioner Paul Mayberry and seconded by Commissioner Bob Bowman that Ordinances for Annexation and Permanent Zoning as requested by R. H. Duncan for property located at Brookhollow Addition No. 12 be approved on Second and

Final Reading as presented. A unanimous affirmative vote was recorded.

6. RESOLUTION - APPROVED - REVENUE BONDS - NOTICE OF INTENTION

Mayor Bronaugh stated that the next item for consideration was a Resolution approving and authorizing the giving of notice of intention to issue revenue bonds.

City Manager Maclin stated that in January when the Council was discussing the updating and renovation needed at the Wastewater Treatment Plant relating to dechlorination and diffuser installation for removal of ammonia, there was a total of $667,000 in expenditures to be implemented. City Manager Maclin stated that there was $225-250,000 in revenue bonds remaining from a previous sewer plant project. City Manager Maclin stated that he and the City Attorney had met with bond counsel and agreed that the most cost effective approach was to a make a small issue of $450,000, that is non-rated. City Manager Maclin stated that an amortization schedule based on an interest rate of 7% had been included in the packet.

City Manager Maclin stated that the first step in the process is approving and authorizing the giving of notice of intention to issue revenue bonds through a Resolution. City Manager Maclin stated that this is a 5-year bond.

Motion was made by Commissioner Danny Roper and seconded by Commissioner Paul Mayberry that Resolution approving and authorizing the giving of notice of intention to issue revenue bonds be approved as presented. A unanimous affirmative vote was recorded.

7. ORDINANCE - APPROVED - FIRST READING - MILLIE LOWRY REEVES - 418 GROESBECK - DUPLEX TO NEIGHBORHOOD RETAIL, SPECIAL USE (ATTORNEY'S OFFICE; REQUIRING THREE OFF-STREET PARKING SPACES)

Mayor Bronaugh stated that the next item for consideration was First Reading of Ordinance for Zone Change as requested by Millie Lowry Reeves for property located at 418 Groesbeck from Duplex to Neighborhood Retail, Special Use (Attorney's office; requiring three (3) off-street parking spaces).

Mrs. Reeves stated that she was requesting the Zone Change to accommodate her husband's law practice.

There was no opposition present.

Motion was made by Commissioner Don Boyd and seconded by Commissioner Danny Roper that Ordinance for Zone Change as requested by Millie Lowry Reeves for property located at 418 Groesbeck from Duplex to Neighborhood Retail, Special Use (Attorney's office; requiring three off-street parking spaces) be approved on First Reading as presented. A unanimous affirmative vote was recorded.

8. ORDINANCE - APPROVED - FIRST READING - RECORDS INFORMATION MANAGEMENT PROGRAM - DESIGNATION OF RECORDS MANAGEMENT OFFICER

Mayor Bronaugh stated that the next item for consideration was consideration of First Reading of an ordinance providing for the establishment and administration of a Records and Information Management Program for the City of Lufkin and designation of a Records Management Officer.

City Manager Maclin stated that the City had passed a similar Ordinance last year which was based on a model Ordinance provided by the State Library Board Office. City Manager Maclin stated that the model Ordinance had a flaw in it which was not discovered until it was distributed throughout the state. City

Manager Maclin stated that the revised Ordinance in the packet is in compliance with the State law.

Motion was made by Commissioner Paul Mayberry and seconded by Commissioner Don Boyd that Ordinance providing for the establishment and administration of a Records and Information Management Program for the City of Lufkin and designation of a Records Management Officer be approved on First Reading as presented. A unanimous affirmative vote was record.

9. AUTHORIZATION - APPROVED - MEMORIAL MEDICAL CENTER - TEMPORARY PLASTIC FENCE - MRI MACHINE

Mayor Bronaugh stated that the next item for consideration was granting authorization to Memorial Medical Center to install temporary plastic fence for MRI machine.

Jerry Hill stated that the hospital will start construction on a permanent building in the next three or four months to house their magnetic imaging equipment. Mr. Hill stated that the new equipment will be upgraded from a .5 magnetic field to a 1.5 magnetic field and the temporary MRI trailer will provide a place for hospital employees to train on the equipment prior to the new building being finished. Mr. Hill stated that the vinyl post and fencing will extend 7' over the property line.

City Attorney Flournoy recommended that a temporary easement for use of the fence be granted for a period not to exceed 18 months.

Motion was made by Commissioner Bob Bowman and seconded by Commissioner Don Boyd authorizing the granting of an easement to Memorial Medical Center to install a temporary plastic fence for MRI machine not to exceed 18 months. A unanimous affirmative vote was recorded.

City Attorney Flournoy stated that the attorney for Memorial Medical Center will prepare the easement documents for City officials to sign.

10. AUTHORIZATION - APPROVED - KURTH DRIVE - RIGHT-OF-WAY ACQUISITION - HIGHWAY DEPARTMENT

Mayor Bronaugh stated that the next item for consideration was authorization for participation in the Highway Department's acquisition of right-of-way on Kurth Drive at Loop 287.

City Manager Maclin stated that a copy of a Resolution accepting the provisions of State Highway and Public Transportation Commission Minute Order, which commits the City's participation in the 10% share of right-of-way acquisition cost, had been included in the Commissioner's packets.

City Manager Maclin stated that the funds the City would expend could come from the next two fiscal years with a portion coming from the 1991-92 budget and the remainder from the 1992-93 budget to minimize the financial impact of the City's budget.

In response to question by Commissioner Bowman, Mr. Wesch stated that the intersection will be totally changed from the present concept, and will be signalized.

In response to question by Commissioner Boyd, City Manager Maclin stated that the cost to the City will be $83,890.

Motion was made by Commissioner Percy Simond and seconded by Commissioner Don Boyd authorizing the City's participation in the Highway Department's acquisition of right-of-way on Kurth Drive at Loop 287. A unanimous affirmative vote was recorded.

11. BID - REJECTED - DOUBLE ALUMINUM DOORS - WASTEWATER TREATMENT PLANT RENOVATION

Mayor Bronaugh stated that the next item for consideration was accepting bids for double aluminum doors for the Wastewater Treatment Plant renovation.

City Manager Maclin stated that the one bid received on this item did not meet the specifications. City Manager Maclin stated that he is recommending the bid be rejected, and that the engineer and Bobby Mott revise the bid specifications.

Motion was made by Commissioner Paul Mayberry and seconded by Commissioner Bob Bowman that the bid of Cline Aluminum Doors, Inc. in the amount of $2,733 be rejected. A unanimous affirmative vote was recorded.

12. BUDGET AMENDMENT - APPROVED - COMPUTERS - COMMUNICATIONS RADIOS - AUDIO VISUAL EQUIPMENT

Mayor Bronaugh stated that the next item for consideration was budget amendment for computers, communications radio and audio visual equipment.

City Manager Maclin stated that a list of each department and fund number followed by individual pages in the City budget had been passed out to Commissioners expanding on the information that was provided in the packet.

City Manager Maclin stated that these three items would be reflected in the budget as amended with the funds coming from the contingency fund.

City Manager Maclin stated that when the quarterly report is presented next month it will accurately reflect the changes.

In response to question by Commissioner Bowman, City Manager Maclin stated that the balance in the Contingency Fund after the budget amendments would be $144,701,14.

Motion was made by Commissioner Paul Mayberry and seconded by Commissioner Bob Bowman that budget amendments in the amount of $3,161.46 be approved and that the funds be taken from the Contingency Reserve. A unanimous affirmative vote was recorded.

13. BUDGET AMENDMENT - APPROVED - PURCHASE OF RIGHT-OF-WAY - BRENTWOOD DRIVE

Mayor Bronaugh stated that the next item for consideration was budget amendment for the purchase of right-of-way on Brentwood Drive.

This item was discussed in conjunction with item #12.

Motion was made by Commissioner Paul Mayberry and seconded by Commissioner Bob Bowman that the budget be amended in the amount of $7,544 for the purchase of right-of-way on Brentwood and that the funds be taken from the Contingency Reserve. A unanimous affirmative vote was recorded.

14a. BIDS - APPROVED - LITTER AND GARBAGE REMOVAL - CITY PARKS - LUFKIN WORKSHOP AND OPPORTUNITY CENTER - WALTER SMITH

Mayor Bronaugh stated that the next item for consideration was bids for litter and garbage removal at Morris Frank and other major parks in the City.

Don Hannabas, Parks and Recreation Director, stated that litter and garbage removal had been bid out as two separate items.

Mr. Hannabas stated that the low bid for cleaning Morris Frank Park had been received from the Lufkin Workshop and Opportunity Center at $75/day and the low bid for the other City parks had been received from Walter Smith at $1,000.50/month.

Motion was made by Commissioner Bob Bowman and seconded by Commissioner Don Boyd that bid of Lufkin Workshop and Opportunity Center in the amount of $75/day for Morris Frank Park and the bid of Walter Smith in the amount of $1,000.50/month for other City parks be accepted as submitted. A unanimous affirmative vote was recorded.

14b. BID - REJECTED - REPAIR OF WATER WELL NO. 12

Mayor Bronaugh stated that the next item for consideration was bids for repair of Water Well No. 12.

Ron Wesch stated that the wording in the specifications was not specific regarding the condition of the pump bowls and he was requesting that the bids be rejected and the item rebid.

Motion was made by Commissioner Don Boyd and seconded by Commissioner Danny Roper that all bids received for the repair of Water Well No. 12 be rejected, and that staff be authorized to rebid with amended specifications. A unanimous affirmative vote was recorded.

15. EXECUTIVE SESSION

Regular meeting adjourned at 5:45 p.m. to enter into Executive Session. Mayor Bronaugh reconvened regular session at 6:07 p.m. and stated that real estate matters had been discussed.

16. COMMENTS

In response to question by Commissioner Simond, Chief Snyder stated effective April 1st anyone parking in a designated fire lane will be fined $25.00. Chief Snyder stated that a designated fire lane is basically a store or mall option and they would be responsible for the cost of any signs that were erected. Chief Snyder stated that the Fire Department is only responsible for the official logo.

17. There being no further business for discussion, meeting adjourned at 6:15 p.m.

Louis A. Bronaugh

Louis A. Bronaugh, Mayor

ATTEST:

Atha Stokes

Atha Stokes, City Secretary