

MINUTES OF REGULAR MEETING OF THE CITY COMMISSION OF THE CITY OF LUFKIN, TEXAS, HELD ON 20th DAY OF SEPTEMBER, 1966, AT 7:30 P.M.

On the 20th day of September, 1966, the City Commission of the City of Lufkin, Texas, convened in regular meeting in the regular meeting place of said City, with the following members to-wit:

Jim Waters	Mayor
William F. Prince	Commissioner, Ward No. 1
Dayle V. Smith	Commissioner, Ward No. 2
Byron McNeil	Commissioner, Ward No. 3
Earl Nisbet	Commissioner, Ward No. 4
Gene H. Nerren	Commissioner at Large, Place A
Reagan Parker	City Manager
Lynn Durham	City Secretary

being present, and

Basil E. Atkinson, Jr., M.D.	Commissioner at Large, Place B
David Walker	City Attorney

being absent, constituting a quorum, when the following business was transacted:

1. Meeting opened with prayer by Rev. Dewyth Beltz, Pastor of the First Lutheran Church, Lufkin, Texas. Mayor thanked Rev. Beltz for his participation and invited him to remain for the entire meeting or to feel free to leave when he so desired.
2. Commissioner William F. Prince made motion that minutes of previous meetings dated September 6, 1966, September 8, 1966, September 12, 1966 and September 13, 1966, be approved as written. Motion seconded by Commissioner Gene H. Nerren and a unanimous affirmative vote was recorded.
3. Mrs. Finis Gibbs and Mrs. R. V. Holleman, members of the Lufkin Garden Club, appeared before the City Commission to request that Lufkin be officially designated as a bird sanctuary City. Also, that City pass an Ordinance prohibiting shooting of birds in the City Limits and give publicity to such Ordinance indicating fine. They also requested permission to install sign at each Highway entry to the City designating Lufkin as a bird sanctuary City. They also requested permission to construct and hang bird houses and bird feeders in Civic Park, off South Timberland Drive. They stated that Lufkin Garden Club would furnish the feed and Boy Scouts would put feed in feeders once a week.

Mayor recommended that City Commission accept the request of the Lufkin Garden Club as listed above. Commissioner Earl Nisbet made motion that Lufkin be designated as a bird sanctuary City and that City Attorney be instructed to draw up Ordinance covering same in accordance with desires of the Lufkin Garden Club. Commissioner William F. Prince seconded the motion and a unanimous affirmative vote was recorded.

4. Mr. John Cathey, representing Lufkin National Bank, appeared before the Commission to advise that the Lufkin National Bank was installing 4 new drive-in windows and other improvements at a cost of approximately \$100,000.00, which would affect the traffic flow near the bank. He stated this item had been presented to the City Planning and Zoning Commission some time ago and they tentatively approved the plans and recommended that same be presented to the City Commission. Essentially, Mr. Cathey stated, it was the desire to make Second Street two-way from Shepherd to Burke and the alley behind the bank be made one-way from First to Second Street.

Mayor stated this matter had been discussed with the Chief of Police and he was familiar with this proposed change in traffic flow. Commissioner Earl Nisbet made motion that the City accept the proposal outlined by Mr. Cathey due to enlargement plans of the Lufkin National Bank as presented and that City Attorney be instructed to amend Ordinance to allow for the above change in traffic flow. Commissioner Gene H. Nerren seconded the motion and a unanimous affirmative vote was recorded.

5. Mr. Fred Davis, President of Angelina County Peace Officers Association, appeared before the City Commission to request donation from the City of \$1,000.00 toward the purchase of a rescue boat for use by this organization. He stated the organization was in the process of raising \$10,000.00 to finance this project. He further stated industries had given verbal indication would donate \$6,000.00 if the City and County would donate \$1,000.00 each. County Judge O. L. Hubbard who was present, stated the County was ready to make their donation of this amount.

Mr. Davis was questioned in some detail on the organizational operations and Commissioner Earl Nisbet in particular, thought there might be some political involvement in the operation which he thought was improper.

Mayor stated that we were now in the process of approving the new Budget and the City Commission was not in position to make any commitment on this donation until Budget was finally approved, at which time Mr. Davis would be advised on what action the City might be able to take.

6. Mr. Jerry Dietrich and Mr. Robert K. Burchard, representatives of Bernard Johnson Engineers, Inc., Consulting Engineers, appeared before the City Commission with Change Order No. 1, covering deletion of 24" steel casing and substituting 20", 14" and 12" steel casing, and Change Order No. 2, covering certain changes made to ground storage tank at Pump Station and asked that same be approved by the City Commission. Mr. Dietrich stated that Change Order No. 1 involved installation of casings resulting in an increase of Contract price, amounting to \$3,280.50 which had been done and that Change Order No. 2 involved certain changes made to the ground storage tank at Pump Station which would result in a credit of \$1,344.00 to Contract.

Commissioner Gene H. Nerren stated that these Change Orders should be approved in order that we could get on with the job and made motion to this effect but stated that this in no way changed the previous verbal agreement at last meeting with Mr. Dietrich of negotiating on each project in our Capital Improvement Program with Bernard Johnson Engineers, Inc. Commissioner William F. Prince seconded the motion.

Before vote was taken, Commissioner Byron McNeil desired that Bernard Johnson Engineers show details on prints covering these changes. Commissioner Dayle V. Smith stated he did not think Bernard Johnson Engineers, Inc. had spent enough time on the Capital Improvement Program for the City of Lufkin and in some cases did not feel they had been honest with the City. Mayor then called for vote on the above motion and second with the following results:

Voting Aye: Mayor Jim Waters
Commissioner William F. Prince
Commissioner Gene H. Nerren

Voting Nay: Commissioner Dayle V. Smith
Commissioner Byron McNeil
Commissioner Earl Nisbet

Mayor stated due to the above vote, no action was taken on the Change Orders.

Mr. McCurley, representing Gulflin Constructors, Inc., was present, and stated that Change Order No. 2, unless approved, would hold his work up. However, the pipe covered in Change Order No. 1 had already been installed as per previous approval by the City Engineer after Gulflin Constructors, Inc. had requested same in letter dated June 15, 1966.

City Manager stated he would like to get a point clarified as to decisions City Engineer could make with regard to changes in work as covered by Contract. Discussion brought out that City Engineer should not make any major changes without approval of the City Commission.

Commissioner Gene H. Nerren stated that inasmuch as work would be held up if Change Order No. 2 was not approved, which would mean a credit to the City of \$1,344.00, was making motion that Change Order No. 2 be approved. Commissioner William F. Prince seconded the motion and a unanimous affirmative vote was recorded.

7. Commissioner Earl Nisbet made motion that Ordinance changing zone from NR District to LB District on parts of Lot 7 and 8, Block 16, North Lufkin, lot size being 50 ft. x 100 ft. facing on Wilson Street in the 1000 Block, by M. H. Conner, be approved on second reading. Commissioner Byron McNeil seconded the motion and before vote was taken, Mayor inquired if any persons present objecting to change and there were none. The result of the vote was unanimous in favor of the change.
8. City Manager stated two bids had been received on removal of old warehouses on Angelina Street as follows:

A.A. Wilkerson	\$1,000.00
Leon Caver	10.00

Commissioner Dayle V. Smith made motion that bid of \$1,000.00 be accepted and the City Manager be authorized to handle accordingly. Commissioner Gene H. Nerren seconded the motion and a unanimous affirmative vote was recorded.

9. City Manager stated had received two bids on paving of Spence Street but thought same should be rejected since advertisement for such bids was not made in the newspaper in accordance with standard regulations.

Commissioner Byron McNeil made motion that City Manager's recommendation of rejecting both bids and readvertising for such paving be followed. Commissioner Earl Nisbet seconded the motion and the following vote was recorded.

Voting Aye: Mayor Jim Waters
Commissioner William F. Prince
Commissioner Byron McNeil
Commissioner Earl Nisbet
Commissioner Gene H. Nerren

Commissioner Dayle V. Smith abstained from voting since his company, Southern Pacific Railroad, had a vested interest in this project.

10. The question of City of Lufkin operating ambulances by the Fire Department was discussed in detail. Judge O. L. Hubbard and two of the County Commissioners, as well as County Auditor, were present to participate in discussion on the mechanics

of handling and financing such operations. Discussion brought out that an estimated deficit after the first year of operations of approximately \$10,000.00 would be experienced. Judge O. L. Hubbard stated that the County would agree to pay the City \$400.00 per month to help defray expenses of operating the ambulances, which would be approximately half the estimated deficit of \$10,000.00.

A discussion was had on rates to be charged and methods of determining financing and Commissioner Gene H. Nerren made motion that the City of Lufkin take over the operation of ambulance service effective October 1, 1966, with the County participating in amount of \$400.00 per month, with the following charges to be made.

Inside City Limits	\$30.00
Outside City Limits	35.00
Outside County	35.00 Plus 50¢ per mile (1-way from County Line)
Oxygen	3.00 (Per Bottle)
Oxygen Outside County	5.00 (Per Bottle)
Waiting Time	8.00 (Per Hour)
(City Manager to work out incidentals)	

Commissioner Earl Nisbet seconded the motion and a unanimous affirmative vote was recorded.

Commissioner Earl Nisbet made motion that City Manager be authorized to purchase three ambulances at \$9,200.00 with payment to be made as follows:

\$3,200.00 cash and \$250.00 per month thereafter, without interest.

Commissioner Byron McNeil seconded the motion and a unanimous affirmative vote was recorded.

11. City Manager presented invoice from Bernard Johnson Engineers, Inc. in the amount of \$673.75 covering field work by Everett Griffith Jr. & Associates. City Manager stated that the invoice had been approved by the City Engineer and recommended that same be paid.

Commissioner William F. Prince made motion that invoice to Bernard Johnson Engineers, Inc. in the amount of \$673.75 be authorized for payment. Commissioner Byron McNeil seconded the motion and a unanimous affirmative vote was recorded.

12. Open items were discussed.

- (A) City Manager stated no changes in plans for City Hall, Police Station and Fire Station; however, had received proposal from R. H. Duncan to trade approximately 67,000 sq. ft. with 250 ft. of frontage on Second Street, 270 ft. of frontage on Jodie and 263 ft. of frontage on Third Street for the City's Log Cabin property of 300 ft. x 140 ft. and cash consideration of \$25,000.00. No action was taken by the City Commission until other proposals might be received, at which time action will be taken by City Commission.
- (B) City Manager stated Land O'Pines was going to install facilities for washing down their milk trucks which should improve the situation at their plant.
- (C) City Engineer stated his estimate of cost for construction of bridge on Jones Street was \$5,000.00, which he thought would be necessary to handle the traffic in this Addition. He stated, however, a wooden bridge could be constructed

for approximately \$2,500.00. No action was taken and City Manager was instructed to discuss this matter with Mr. J. A. Bryan, of Bryan-Stewart, Inc., on participation of cost with the City.

13. Commissioner Earl Nisbet made motion that invoices for the month be authorized for payment and that list as now furnished by City Manager be eliminated. Commissioner Gene H. Nerren seconded the motion and a unanimous affirmative vote was recorded.
14. Mr. R. H. Duncan was present and stated that eventually the Lift Station serving Brook Hollow 1 and 2 and Brookwood would be overloaded. No action was taken on this matter.
15. Commissioner Gene H. Nerren made motion that our Tax Department be instructed to get information on cost of homes in Brookwood, Wooded Estates 1 and 2 and Brook Hollow No. 1 and that City Manager be instructed to get an Engineering estimate on cost of drainage and street repairs in these Additions to bring up to City standards in order that consideration might be given later to annexing this area. Commissioner Earl Nisbet seconded the motion and a unanimous affirmative vote was recorded.
16. Mayor stated he received notice from Texas State Department of Health advising that Dr. Robert W. Taylor's term as Health Officer for the City of Lufkin would be ended September 30, 1966, and that a new appointment should be made. Commissioner Dayle V. Smith made motion that Dr. Taylor be reappointed as Health Officer for the City of Lufkin for the year beginning October 1, 1966. Commissioner Earl Nisbet seconded the motion and a unanimous affirmative vote was recorded.
17. Mayor called attention to TML Region 16 meeting scheduled for Thursday evening at Woodville and requested all who could to attend this meeting.
18. Mayor presented to Commissioners a copy of a progress report prepared by City Attorney David Walker covering the Frank-Dozier Street Widening and Angelina Street Widening. It was requested by City Commission at previous meeting.
19. Mayor requested approval by the City Commission to attend and give welcoming address to meeting of Texas Forestry Association on October 21, 1966. City Commission advised the Mayor he did not need such approval since it was his duty and obligation as Mayor to attend such meetings when requested.
20. Commissioner Earl Nisbet requested cost information be obtained on street lights as now used by City of Nacogdoches. City Manager stated that this information had been given to him some time ago, which amounted to \$2,800.00 per year increase in electric bill.
21. Mayor advised that Pineywoods Chapter of Professional Engineers has formed an advisory committee to assist the City with any matters desired. This committee is composed of:

Fred Jacobs
Stanley Beck

Jack Irish
Jim Richardson

Mayor recommended that City Commission approve of this committee in order to utilize their assistance on any projects desired in the future. Commissioner Earl Nisbet made motion to this effect, seconded by Commissioner Byron McNeil and a unanimous affirmative vote was recorded.

22. There being no further business for consideration, meeting was adjourned at 11:15 P.M.

Jim Waters
Mayor - City of Lufkin, Texas

ATTEST:

Lynn D. Brown
City Secretary - City of Lufkin, Texas