

MINUTES OF REGULAR MEETING OF CITY COMMISSION OF THE CITY OF LUFKIN,
TEXAS, HELD IN COUNCIL ROOM AT CITY HALL, MAY 3, 1966, AT 7:30 P. M.

On the 3rd day of May, 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 thereof, to-wit:

Jim Waters	Mayor
William F. Prince	Commissioner, Ward No. 1
Dayle V. Smith	Commissioner, Ward No. 2
Earl Nisbet	Commissioner, Ward No. 4
Gene H. Nerren	Commissioner at Large, Place A
Basil E. Atkinson Jr., M.D.	Commissioner at Large, Place B
Reagan Parker	City Manager
Lynn Durham	City Secretary
David Walker	City Attorney

being present, and

Byron McNeil	Commissioner, Ward No. 3
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being absent, constituting a quorum, when the following business was transacted:

1. Meeting opened with prayer by the Rev. T. W. Berry, Pastor of the Mt. Calvary Baptist Church, Keltys, Texas. Mayor thanked Rev. Berry for his participation and invited him to remain for the entire meeting or to feel free to leave when he so desired.
2. Minutes of previous meeting were read and approved as written.
3. Mr. Robert K. Burchard, representing Bernard Johnson Engineers, Inc., Houston, Texas, appeared before the City Commission and recommended that Contract be awarded to Layne Texas Co. for the construction of:

(1) New Water Well No. 9 and Pump	\$ 80,583.00
(2) Rehabilitation of Wells No. 3, 5 & 6	124,187.00
(3) Water Supply Main	22,268.50
Total	<u>\$227,038.50</u>

Mr. Burchard stated that this Company was the low bidder on all three items and by awarding Contract for all three items that 1% reduction would be given to the City off the total price.

Before action was taken on Mr. Burchard's recommendation, several questions were directed to him with regard to details of work in rehabilitating the Water Wells. Commissioner Gene H. Nerren asked City Engineer Coy Milligan and Water Production Superintendent Floyd Long, who were present, if they were in agreement with this recommendation and they stated they were. City Manager also concurred in recommendation.

Commissioner Gene H. Nerren made motion that bid be awarded to Layne Texas Co., Houston, Texas, as recommended by Mr. Burchard. Commissioner William F. Prince seconded the motion and a unanimous affirmative vote was recorded.

4. Mr. Burchard advised the City Commission that plans and specifications on the proposed Water Distribution System as voted in recent Bond Election had been completed by City Engineer and advertisements for bids will be completed within the next few days covering this work.
5. Mr. Ward Burke, Attorney, appeared before the City Commission representing his client Mr. A. B. Youngblood, et al, requesting City Commission to close alley between Lots 1 and 4,

2 and 3, Block 33 of Denman Addition, in that loan company was holding up loan on apartment building that Mr. Youngblood had recently completed awaiting advice as to whether alley had been officially closed. Mr. Burke stated this matter had been brought to the attention of the City Planning and Zoning Commission in regular meeting of April 28, 1966, and it was their recommendation that:

"Alley not be closed until written consent has been received from all interested property owners and, further, that alley not be closed if the alley right-of-way is owned by City as indicated on Tax Maps from Denman to Bowles."

Mr. Burke further stated he had now complied with this request of the City Planning and Zoning Commission by procuring written consent of all interested property owners, which he turned over to City Secretary, and also that the alley from Denman to Bowles Street was closed in several places.

Commissioner Dayle V. Smith made motion that the alley be officially closed in Block 33 as requested by Mr. Burke and upon the recommendation of the City Engineer. Commissioner William F. Prince seconded the motion and a unanimous affirmative vote was recorded.

6. City Attorney read Ordinance to be considered for passage on second reading changing zone from R-2 District to C District on 4.44 acres of land, located on the North side of U. S. Highway 69 (Kurth Drive) and west of Sayers Street, by H. P. Williford.

Commissioner Dayle V. Smith made motion that Ordinance be passed on second reading covering this zone change request. Motion was seconded by Commissioner Earl Nisbet but before vote was taken, Mayor inquired if anyone present to protest change and there were none. The City Commission gave a unanimous affirmative vote to the motion and second.

7. City Attorney read caption of Ordinance for second reading regarding Liquified Petroleum Gas Station construction and sales within City Limits of Lufkin; copy of Ordinance having been previously furnished members of the City Commission for consideration before final passage.

Commissioner Basil E. Atkinson, Jr., M.D. raised several objections to this Ordinance which he felt was too stringent and would probably make it impossible to operate such a business in the City of Lufkin.

Mayor recommended postponement of action on this Ordinance and that Building Inspector and Fire Chief be invited to be present at next meeting for a discussion of Commissioner Atkinson's questions. The City Commission was in agreement with the Mayor's recommendation and City Secretary will invite Fire Chief and Building Inspector to be present at next meeting.

8. City Manager advised that present Contract covering collection of Delinquent Taxes by City Attorney David Walker would have to be renewed on May 5, 1966, or any other decision City Commission might desire in connection with such Contract. City Manager stated that original contract with Mr. Walker was dated May 5, 1960, and had been renewed every two years since with the fee schedule continuing without change and that it had now reached the aggregate of 15% of total collections. City Manager recommended that the Contract be renewed with Mr. Walker on the following basis:

First 5,000 10%
 Second ... 5,000 11%
 Third 5,000 12%
 Fourth ... 5,000 13%

Fifth 5,000 14%
 Sixth 5,000 15%
 Seventh ... 5,000 16%
 All Over ..35,000 17%

2 Year Contract
 15% Aggregate Maximum

This new proposed Contract was agreed to by Mr. Walker, who stated he had discussed same with City Manager prior to this meeting.

Commissioner Dayle V. Smith made motion that City enter into such Contract per recommendation of City Manager listed above effective for two years beginning May 5, 1966. Commissioner Earl Nisbet seconded the motion and a unanimous affirmative vote was recorded.

9. City Manager stated that City Engineer had received letter from East Texas Testing Laboratories, Inc., Tyler, Texas, stating would be unable to perform coring of concrete in Englewood Terrace Subdivision for \$540.00 quoted in previous proposal. He stated that due to increase in cost for such work it would be necessary to increase the cost for this work to \$15.00 per core instead of \$10.00 and traveling expenses of 10¢ per mile; the total price now being \$757.40 for coring of concrete.

City Manager stated that Shilstone Testing Laboratories, Inc., Houston, Texas, had bid on this coring job at a total price of approximately \$650.00.

Commissioner Dayle V. Smith made motion that the low bid of approximately \$650.00 by Shilstone be accepted. Motion was seconded by Commissioner B. E. Atkinson, Jr., M.D. and a unanimous affirmative vote was recorded.

10. City Manager recommended that the City start work in beautifying the West side of Ellen Trout Lake Park by cutting underbrush and marking the timber for pulp wood and saw logs to be cut and sold. City Manager stated this would be over a period of time but would like approval of the City Commission to start work, which was also concurred in and recommended by Parks Superintendent.

Commissioner William F. Prince made motion that City Manager be authorized to proceed with such beautification work and motion was seconded by Commissioner Earl Nisbet and a unanimous affirmative vote was recorded.

11. Mr. W. M. Welch, local citizen, appeared before the City Commission to protest conditions existing in Pool Halls that were recently given permits to operate by the City. He stated it was his understanding that gambling and drinking were being carried on and suggested that City Commission investigate and stop such activities which were giving the City bad publicity.

City Attorney advised that Pool Halls were allowed to operate under State Statutes and that City had passed an Ordinance several months ago to try and regulate their activities. He stated that gambling and drinking on the premises was certainly a violation and such Pool Halls could be closed by the Police if this was found to be the case. City Attorney stated that he would be in close communication with the Chief of Police and it might be necessary to revise our Ordinance if these places did not comply with present provisions.

12. Commissioner Gene H. Nerren stated he had received inquiry from W. G. McGaughey, Certified Public Accountant, requesting that his Firm be considered in auditing of City accounts for the current fiscal year which ends September 30, 1966. He stated that fee would be practically same as fee charged by Axley & Rode, Certified Public Accountants, who have done the audit for the past ten or twelve years with the exception of 1963, when his Firm did the audit.

Some discussion was had regarding audit of our accounts and Commissioner Gene H. Nerren made motion that W. G. McGaughey be authorized to audit the City accounts for the fiscal year ending September 30, 1966. Commissioner Basil E. Atkinson, Jr., M.D. seconded the motion and a unanimous affirmative vote was recorded.

13. Commissioner Gene H. Nerren stated he had been in touch with Mr. J. H. Sorells of College Station, who is a Professor in Texas A & M University, with regard to him coming down and going over our Sewer Treatment Plant to determine what he thought could be done to rectify our present condition. Commissioner Nerren stated that Mr. Sorells would do this work at \$75.00 per diem.

City Manager stated that no expense allowance had been granted for other Engineering Firms who had been authorized to make a study of the Sewer Treatment Plant and was not recommending that the City Commission set a precedent in this regard. After considerable discussion City Manager was instructed to secure the services of Mr. Sorells with regard to the above matter.

14. Commissioner Basil E. Atkinson, Jr., M.D. stated he had received several calls from citizens on Copeland Street with regard to speeding.

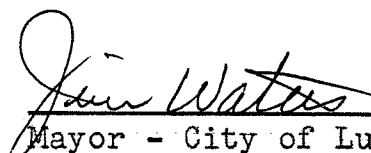
City Manager stated this matter would be checked into and necessary action taken to try and eliminate this condition.

15. Commissioner Earl Nisbet inquired as to the possibility of City installing an actuated traffic light at the intersection of Frank Ave. and Bynum St. as he thought the traffic flow there warranted such a light to eliminate chances of serious accidents.

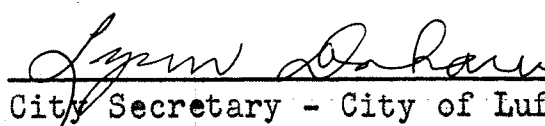
Mayor advised that State Highway Department had studied the traffic flow at this intersection previously but would check again with the State Highway Department to see if the situation had changed.

16. Dale Culwell, local Engineering Consultant, was granted permission to appear before the City Commission and suggested that City Commission give serious thought to matching funds in recently voted Bond Issue with available Federal Funds on Capital Improvement Program scheduled for the City of Lufkin. Mr. Culwell also submitted letter outlining his proposal for study and other work on our Sewer Treatment Plant and desired that all members of the City Commission be furnished a copy of this proposal.

17. There being no further business for consideration, meeting was adjourned at 9:45 P.M.


Mayor - City of Lufkin, Texas

ATTEST:


City Secretary - City of Lufkin, Texas