

MINUTES OF REGULAR MEETING OF THE CITY COMMISSION OF THE CITY OF LUFKIN, TEXAS, HELD ON THE 16TH DAY OF MARCH, 1971, AT 7:30 P. M.

On the 16th day of March, 1971, 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:

Pitser H. Garrison	Mayor
Roy L. Leamon, M.D.	Commissioner, Ward No. 1
J. T. Hopson	Commissioner, Ward No. 2
Kenneth R. Crain	Commissioner, Ward No. 3
W. O. Ricks, Jr.	Commissioner at Large, Place A
Harvey Westerholm	City Manager
Robert L. Flournoy	City Attorney
Lynn Durham	City Secretary

being present, and

Edgar C. Wareing	Commissioner, Ward No. 4
B. E. Atkinson, Jr., M.D.	Commissioner at Large, Place B

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

1. Meeting opened with prayer by Rev. Ed Russell, Pastor of Calvary Baptist Church, Lufkin, Texas, and was thanked by Mayor Garrison for his participation.
2. Mayor Garrison welcomed a large number of visitors and expressed appreciation for their presence, whether in connection with items on the agenda or as observers.

3. Approval of Minutes

Mayor Garrison called for approval of minutes of regular meeting of March 2, 1971, but stated he would like to correct the last sentence in Item 8, Page 2, to read "Mayor declared motion carried by vote of 6 to 1". Comm. Roy L. Leamon, M.D., made motion that minutes be approved with this correction. Motion seconded by Comm. W. O. Ricks, Jr., and a unanimous affirmative vote was recorded.

4. Annexation of Property - Ordinance

City Attorney Flournoy read caption of ordinance for second reading annexing area on Loop 287 between U. S. Highway 59 North and Kurth Drive shown as Tract #1 and Tract #2. Comm. Kenneth R. Crain stated that this ordinance covers 600 feet instead of 300 feet from Right-of-Way line of Loop 287 and thought this distance from the Right-of-Way line should be uniform with other previous annexations of 300 feet. City Attorney Flournoy stated it would be necessary to pass the ordinance on first reading if this change of 300 feet instead of 600 feet was made in the annexation project. Comm. Kenneth R. Crain made motion that ordinance be re-written to show 300 feet from Right-of-Way line of Loop 287 instead of 600 feet and that ordinance be passed on first reading. Comm. J. T. Hopson seconded the motion and a unanimous affirmative vote was recorded.

5. Electrical Code

City Attorney Flournoy read caption of ordinance for second reading adopting the proposed new Electrical Code. Mayor Garrison requested City Manager Westerholm to give report on information received in letters from several industries in the City commenting on the proposed new Electrical Code, copy of which had been furnished them. City Manager Westerholm stated that in most instances the industries recommended consideration be given to include the portion having to do with industrial electricians in a separate section. He further stated that after considering all the information furnished him by the industries, would recommend passage of ordinance covering commercial electricians only with the view of further study being given to the industrial electricians section. City Attorney Flournoy stated

that if this procedure was followed, would be necessary to pass the ordinance on first reading, and omit any reference to industrial electricians. He stated the caption of the ordinance for first reading was satisfactory without any changes. Comm. Kenneth R. Crain made motion that ordinance be passed on first reading covering commercial electricians only with further study being given to a section including industrial electricians. Comm. Roy L. Leamon, M.D., seconded the motion and a unanimous affirmative vote was recorded.

6. Zone Change Application - E. J. Finley

City Attorney Flournoy read caption of ordinance for second reading covering zone change application of E. J. Finley from R-1 District to LB District on 0.5393 acre tract of land bounded on the East side by South First Street and on the West side by South Raguet Street with a provision that a 25 foot buffer zone, as recommended by the City Planning and Zoning Commission, remain in R-1 District along South Raguet Street on the West and South side of property. City Manager Westerholm stated that he had been in contact with the representatives of the Certified Public Accounting firm of Alexander and Rogers with regard to enlarging the curve at the point of the property in order to improve on a dangerous traffic situation and furnished drawing showing proposed work to be done. Mr. Ken Rogers, member of the Certified Public Accounting firm, was present and stated details would be worked out on this matter. Comm. Kenneth R. Crain made motion that ordinance be passed on second reading. Motion seconded by Comm. J. T. Hopson and a unanimous affirmative vote was recorded.

7. Zone Change Application - Lufkin Coca-Cola Bottling Co.

City Attorney Flournoy read caption of ordinance covering zone change application from D District to C District on 0.32 acre, more or less, fronting 140 feet on North Angelina and 100 feet on Howe Avenue by Lufkin Coca-Cola Bottling Co. for second reading. Comm. Roy L. Leamon, M.D., made motion that ordinance be passed on second reading. Motion seconded by Comm. W. O. Ricks, Jr., and a unanimous affirmative vote was recorded.

8. Proposed Boat Ramp & Parking Lot - Sam Rayburn Lake on State Highway 103

Messrs. Lester Adkinson and Leeland Petty, representing the Tourist Committee of the Chamber of Commerce, along with Herman Brown, Manager, appeared before the City Commission to request consideration of a project that would be beneficial to the City consisting of a boat ramp and parking lot sponsored by the Tourist Committee at above location. They stated that in order to make the project a reality, it would be necessary for some governmental agency, such as the City of Lufkin, to lease the property from the owners, Louise Henderson Estate, and in turn sub-lease to the Texas Parks and Wildlife Commission, who have agreed to this arrangement and would operate the boat ramp and parking lot. City Manager Westerholm stated he and City Attorney Flournoy had discussed this with the members of the above Chamber of Commerce Committee and could see no problem involved in that it would no doubt be beneficial to the City for the operation of such boat ramp and parking lot at this location from a trade standpoint. Comm. Roy L. Leamon, M.D., made motion that City lease the above property from the Louise Henderson Estate and in turn sub-lease to Texas Parks and Wildlife Commission as requested by the representatives of the Tourist Committee of the Chamber of Commerce. Comm. Kenneth R. Crain seconded the motion and a unanimous affirmative vote was recorded.

9. Leash Law

City Attorney Flournoy read caption of ordinance previously furnished to City Commission members covering dog leash law for the City of Lufkin. There were a number of visitors in attendance who were invited to express their views by Mayor Garrison on the proposed leash law. Citizens who expressed their views were M. L. Campbell, Fenner Avery, Miss Winnie Berry, Jimmy Clark, Mrs. Jimmy Clark and Oscar Dillahunty. Some expressed a desire for some control of the dog si-

tuation in the City of Lufkin under the present ordinance by an owner responsibility clause included therein. Mayor Garrison stated he was personally against a leash law ordinance but also thought that the present ordinance should be amended whereby the owner of any dog which may have done damage to other property, could be held responsible. He called attention to a boy and dog relationship that has always prevailed and which would not exist under a leash law. Hayne Stokes, Public Works Director, gave a report on enforcement of present ordinance as to pick up of dogs and registration tags issued by the City. After a considerable amount of further discussion, it was the decision of the City Commission that City Attorney Flournoy study the possibility of including in present ordinance owner responsibility provisions for consideration at next regular meeting.

10. Paving Standards

City Manager Westerholm requested consideration be given to recommended ordinance amending present ordinances on street widths, paving specifications, curb & gutter construction, as well as driveway construction as prepared and recommended by the City Planning and Zoning Commission. This proposed ordinance was discussed in some detail and the City Attorney was requested to revise same as to specifications for presentation and study before next regular meeting, in that the City Commission thought the ordinance was not worded in a complete manner.

11. Request for Water Service on Homer-Alto Road by R. H. Duncan

City Manager Westerholm advised the City Commission that Mr. R. H. Duncan had requested permission to extend the City of Lufkin water line on the Homer-Alto Road to his proposed sub-division that is over one mile from the Lufkin City Limits, at his own expense. Discussion brought out that this proposed sub-division was over the one mile jurisdiction of the City of Lufkin and also that it was in a Water District where water might be more accessible. City Manager Westerholm was instructed by the City Commission to investigate the limits of the Water District and cost figures on tapping fee, etc. Comm. W. O. Ricks, Jr., asked specifically that City Manager Westerholm look into the procuring of easements for such water line extension.

12. Texas Municipal League Region 16 Meeting

City Manager Westerholm called attention to meeting of the Texas Municipal League, Region 16, scheduled for March 18, 1971, beginning at 6:30 P.M. in Nederland, Texas, and invited the members of the City Commission to attend if possible since the City of Lufkin was a member of the Texas Municipal League.

13. Central East Texas Water Works Association Meeting

City Manager Westerholm stated that the City of Lufkin would be host to the regular dinner meeting of the Central East Texas Water Works Association to be held at Wright's Restaurant beginning at 7:30 P.M., March 17, 1971, and extended an invitation to the City Commission members to be in attendance if possible.

14. State Legislation

City Manager Westerholm called attention to information received from the Texas Municipal League in Austin with regard to Senate Bill #80 which proposes to set up a Department of Community Affairs at State level which would act as a liaison between the State Government and other governmental agencies. He stated that Senator Charles Wilson of Lufkin and Senator William T. Moore of Bryan were on the Committee. He further stated that the Texas Municipal League, of which the City of Lufkin is a member, was supporting this legislation and desired to know if the City Officials of Lufkin desired to make their wishes known to the above Senators. City Manager Westerholm was instructed to send a telegram to Senators Wilson and Moore showing it being signed by Mayor and members of the City Commission advocating passage of this Senate Bill #80.

15. Recreational Facilities

Comm. Roy L. Leamon, M.D., inquired of City Manager Westerholm of progress being made on plat showing City recreational facilities. City Manager Westerholm stated the plat was about completed and would be furnished to members of the City Commission shortly.

16. Summer Water Rate


Comm. W. O. Ricks, Jr., inquired as to the progress made by City Manager Westerholm in developing whether or not the City would be able to have a summer water rate. City Manager Westerholm stated had not completed information in order that a decision might be made by the City Commission on allowing summer water rate, but would be furnished shortly.

17. Curb & Gutter Construction

Comm. W. O. Ricks, Jr., suggested that a program be started by City of Lufkin to let property owners construct curb and gutter on streets where repaving was being done by the City. Discussion brought out that there was approximately \$30,000.00 in the budget for street work but that this item should be given publicity whereby property owners would take the initiative in requesting such curb and guttering to be financed by them. City Manager Westerholm will try and develop this program on a first-come, first-serve basis.

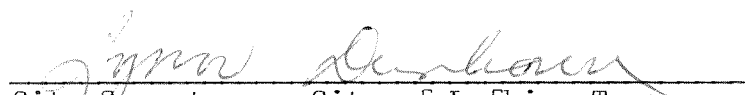
18. Adjournment

There being no further business for consideration, meeting was adjourned at 9:30 P. M.



Mayor - City of Lufkin, Texas

ATTEST:



City Secretary - City of Lufkin, Texas