

MINUTES OF REGULAR MEETING OF THE CITY COMMISSION OF THE CITY OF LUFKIN, TEXAS, HELD ON THE 5TH DAY OF SEPTEMBER, 1972, AT 7:30 P. M.

On the 5th day of September, 1972, 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
R. A. Brookshire	Commissioner, Ward No. 1
J. T. Hopson	Commissioner, Ward No. 2
Joe E. Rich	Commissioner, Ward No. 3
Edgar C. Wareing	Commissioner, Ward No. 4
W. O. Ricks, Jr.	Commissioner at Large, Place A
E. G. Pittman	Commissioner at Large, Place B
Harvey Westerholm	City Manager
Robert L. Flournoy	City Attorney
Roger G. Johnson	Dep. City Secretary

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

1. Meeting opened with prayer by Rev. Bob Lewis, Pastor of First Assembly of God Church, Lufkin, Texas.
2. Mayor Pro Tem Wareing welcomed a small group of visitors who were present in connection with items on the agenda or as observers and expressed appreciation for their attendance. Mayor Pro Tem Wareing announced that Mayor Garrison was attending another meeting and would return prior to adjournment of this meeting.

3. Approval of Minutes

Comm. J. T. Hopson made motion that minutes of regular meeting of August 15, 1972, be approved. Motion was seconded by Comm. W. O. Ricks, Jr., and a unanimous affirmative vote was recorded.

4. Oil & Gasoline Requirements - Fiscal Year 1972-73

City Manager Westerholm stated that bids had been tabulated for oil and gasoline requirements as recently advertised, from three local consignees, namely, Gulf Oil Company, Polk Oil Company (Skelly) and Phillip Morris Oil Company for the fiscal year ending September 30, 1973. City Manager Westerholm further stated that Gulf Oil Company had submitted the lowest bid for the City's requirements and recommended they be awarded the contract for these petroleum products. Following discussion, Comm. J. T. Hopson made motion that Gulf Oil Company be awarded the low bid for oil and gasoline requirements effective October 1, 1972, through September 30, 1973. Motion was seconded by Comm. R. A. Brookshire and a unanimous affirmative vote was recorded. Bid tabulations are attached to these minutes for permanent record.

5. Vumore Progress Report

Mayor Pro Tem Wareing called on Mr. Robert Lewis, President of Vumore Company to give a progress report as requested by members of the Commission in a previous meeting. Mr. Lewis presented a letter to the City Commission members stating that land in the Oak Grove Community, North of Cleveland, had been purchased and cleared and a 400 foot tower had been erected. This letter further informed the Commission that new towers in Livingston and Corrigan had been completed to include the construction of a building to house electronic equipment at each site. Mr. Lewis stated that he and City Manager Westerholm had made an on-site survey of this progress. Mr. Lewis informed the Commission that requested supplies had not been delivered, causing a delay in the completion of the Vumore equipment up-date for Lufkin. Mr. Lewis stated that the addition of new equipment would give Lufkin an 8-channel selection including Channel 39 and Channel 8 in Houston. Mr. Lewis continued his extensive report to the Commission and informed members that this up-dating of

equipment should be completed within 90 to 120 days from September 1, 1972, and also added that the Vumore Company would submit a complete written report concerning progress being made on the first of each month beginning October 1, 1972. Mr. Lewis was asked numerous questions by members of the Commission and it was finally concluded that, with the exception of Channels 12 and 3 in Shreveport, primarily reserve channels, Vumore's up-date of equipment would remedy current problems, namely, switching of stations during programs, poor reception and limited program selection. Mayor Garrison stated that the City Commission was prepared to help in any way, if possible, toward expediting this up-date program by Vumore. Mayor Pro Tem Wareing thanked Mr. Lewis for his presentation. Completing the discussion on Vumore, Mayor Pro Tem Wareing stated that Mayor Garrison was present and the Mayor assumed his chair for the remainder of the meeting.

6. VFW Carnival - Request by Ken Creason

Mayor Garrison stated that Mr. Ken Creason was present to request that the VFW be permitted to hold their annual carnival and could be heard by members of the Commission, if desired. Comm. W. O. Ricks, Jr., then stated that since this was an annual affair, he did not feel discussion would be necessary. Comm. W. O. Ricks, Jr., then made motion that the VFW be permitted to hold their annual carnival in accordance with City ordinances as requested. Motion was seconded by Comm. E. C. Wareing and a unanimous affirmative vote was recorded. Mr. Creason thanked the Commission for this consideration and added that the VFW planned to offer free admission to at least 400 handicapped children from the State School.

7. Zone Change Application - Charles Unsell from C District and Special Use to A District and Special Use, Item 13

City Attorney Flournoy read caption of ordinance for first reading changing zone from C District & Special Use to A District & Special Use covering property located South of intersection at corner of Henderson Street and North Raguet Street. There were no persons present appearing in objection to this zone change request. Comm. E. C. Wareing made motion that zone change application of Charles Unsell from C District & Special Use to A District & Special Use, Item 13, be approved on first reading as read by City Attorney Flournoy and recommended by the City Planning and Zoning Commission. Motion was seconded by Comm. Joe E. Rich and a unanimous affirmative vote was recorded.

8. Zone Change Application - William B. Shelton, Jr., M.D., from R-2 District to LB District

City Attorney Flournoy read caption of ordinance for first reading changing zone from R-2 District to LB District covering Lots 11 and 12, Block 1 of the West End Addition located immediately West of Thompson Street and North of Ellis Avenue. There were no persons present appearing in objection to this zone change request. Comm. W. O. Ricks, Jr., made motion that zone change application of William B. Shelton, Jr., M.D., from R-2 District to LB District be approved on first reading of ordinance as read by City Attorney Flournoy and recommended by the City Planning and Zoning Commission. Motion was seconded by Comm. J. T. Hopson and a unanimous affirmative vote was recorded.

9. Proposed Permanent Zoning of Newly Annexed Areas:

Highway 94 West - Annexed by Ordinances #1517 and #1518

City Attorney Flournoy read caption of ordinance for first reading covering proposed permanent zoning, as recommended by the City Planning and Zoning Commission, of areas annexed by Ordinance #1517 covering property located South of the North side of the T & SE Railroad R.O.W. and Ordinance #1518 covering property located North of the T & SE Railroad and South of State Highway 94. There were no persons present appearing in objection to this proposed permanent zoning. Comm. J. T. Hopson made motion that ordinance be passed on

first reading permanently zoning this property as read by City Attorney Flournoy and recommended by the City Planning and Zoning Commission. Motion was seconded by Comm. R. A. Brookshire and a unanimous affirmative vote was recorded.

10. Amendment to Plumbing Code

City Attorney Flournoy read caption of ordinance amending Ordinance #237, the Plumbing Code for the City of Lufkin. City Attorney Flournoy further stated that these changes had been recommended by the Plumbing Board and previously discussed by members of this Commission. Following discussion, Comm. E. C. Wareing made motion that the Plumbing Code be amended as read by City Attorney Flournoy and recommended by the Plumbing Board and ordinance be passed on first reading. Motion was seconded by Comm. E. C. Wareing and a unanimous affirmative vote was recorded.

11. Audit - Alexander & Rogers - 1972-73 - Discussion

City Manager Westerholm stated that Alexander & Rogers was due to receive the 1972 audit on the basis of rotation with other local firms and recommended Alexander & Rogers be appointed to conduct the 1972 City audit. Following discussion, Comm. E. C. Wareing made motion that Alexander & Rogers be authorized to complete the City audit for the next two years subject to a survey of cost estimates by the City Manager indicating similar costs with other local firms. Motion was seconded by Comm. J. T. Hopson and a unanimous affirmative vote was recorded.

12. Annexation of Property - Slack School Area, Brookhollow #6, Brookhollow #7 and Related Areas - Hearing Date Set

City Manager Westerholm stated that the Slack School area has been petitioned and property owners holding a majority of land in this area desired annexation. City Manager Westerholm further stated that the Lufkin ISD was interested in obtaining this area to receive City services. City Manager Westerholm further remarked that Rufus Duncan had presented preliminary street layout proposals for Brookhollow #6 Sub-Division which had been approved by the City Planning and Zoning Commission and that annexation of this area would be at no expense to the City. City Manager Westerholm also informed the Commission that Rufus Duncan had submitted preliminary street layouts for Brookhollow #7 that had been approved by the City Planning and Zoning Commission. City Manager Westerholm further stated that the area adjacent to Brookhollow #7 had been recommended for annexation as part of a condition in the purchase of the Central School property by the City. City Manager Westerholm finally concluded that all of the above mentioned area to include Slack School area, Brookhollow #6, Brookhollow #7 and related areas had been recommended for annexation by the City Planning and Zoning Commission. Following considerable discussion, Comm. E. C. Wareing made motion that the City advertise as three separate tracts on the above named areas and annexation hearing date be set for the first meeting in October. Motion was seconded by Comm. W. O. Ricks, Jr., and a unanimous affirmative vote was recorded.

13. Curb & Gutter - Picardy Lane & Martha Street

City Manager Westerholm stated that petitions for curb and gutter had been presented by the residents on Picardy Lane from Southwood Drive to Shadybrook Street; and, Martha Street from Chestnut Street to Denman Avenue, containing signatures of the majority of property owners requesting curb and gutter be installed by the City at a cost not to exceed \$2.50 per linear foot per each property owner. City Manager Westerholm further stated that 30-foot street widths had been approved by the City Planning and Zoning Commission for these areas. City Manager Westerholm further explained that these petitions for curb and gutter would be placed on a priority list until money was available to provide these services. Following considerable discussion, Comm. E. C. Wareing made motion that City Manager

be authorized to place the above mentioned request by property owners on a priority list as recommended by the City Manager. Motion was seconded by Comm. W. O. Ricks, Jr., and a unanimous affirmative vote was recorded.

14. Mrs. A. L. Smith - Sewer Main Tie-On Request

City Manager Westerholm stated that Mrs. A. L. Smith had requested to construct a sewer collection system and permission to tie on to the City's sewer main at McHale Street. City Manager Westerholm further remarked that this area was located immediately outside the City Limits but adjacent thereto. Following discussion, Comm. W. O. Ricks, Jr., made motion that Mrs. A. L. Smith be authorized to tie on to the City sewer main subject to construction approval by the City. Motion was seconded by Comm. J. T. Hopson and a unanimous affirmative vote was recorded.

15. Highway-Loop Accessibility

City Manager Westerholm stated that the City Planning and Zoning Commission had made a study of state highway-loop accessibility at the request of the City Commission. City Manager Westerholm further informed the Commission that the City Planning and Zoning Commission had recommended the City Commission adopt "Texas Highway Department Regulations for Access Driveways to State Highways". Mayor Garrison asked that the City Commission members be provided copies of this booklet for study prior to passing final action on the recommendation of the City Planning and Zoning Commission. Considerable discussion developed and Mayor Garrison passed this item on his volition until a later meeting.

16. Parking Meters - Off-Street Parking Complaints

City Manager Westerholm informed members of the Commission that he had received complaints about inadequate off-street parking; and requests had been made that the City consider removing parking meters on Third Street between Frank Avenue and Lufkin Avenue. Following considerable discussion, Comm. W. O. Ricks, Jr., made motion that requests to remove these parking meters be denied. Motion was seconded by Comm. E. C. Wareing and a unanimous affirmative vote was recorded.

Comm. E. C. Wareing asked that City Manager Westerholm maintain a separate record of monies collected from the parking meters in this area in order to correctly report the conditions for the future, if requested.

17. Water Well #5 - Damage Repairs & Costs

City Manager Westerholm stated that on August 10, 1972, water well #5 was struck by lightning and that a submersible pump located at the base of the pump bowls was damaged. City Manager Westerholm further stated that members of the Commission had been furnished information from Floyd Long, Water Production Superintendent, and report from Mr. Andy Williams, Vice-President of the Layne Texas, a well drilling company of Houston. City Manager Westerholm stated that the City could modify the present 200 HP pump to a 250 HP pump and replace power cable at a cost of approximately \$18,000; or, replace the present submersible type pump with a hollow shaft, vertical type pump and modify it to a 250 HP motor at a cost of approximately \$27,000. City Manager Westerholm further stated that he had received recommendations from Floyd Long, Water Production Superintendent, and Andy Williams, Vice-President of Layne Texas Company to modify well #5 and maintain its pumping capacity at 1000 GPM with a submersible pump at a total cost to the City of \$8,100. City Manager Westerholm stated that the total cost to the City could be estimated at \$8,100 if lightning insurance is collected. Comm. W. O. Ricks, Jr., requested that supervision be administered to guarantee that the submersible pump is actually lowered 100 feet as recommended. Following considerable discussion, Comm.

E. C. Wareing made motion to accept recommendations of Floyd Long and City Manager Westerholm subject to recommendations of Hydrologist Andy Williams, providing costs are within range of City estimates. Motion was seconded by Comm. E. G. Pittman and a unanimous affirmative vote was recorded.

18. Garbage Can Liners - Advertisement for Bids

City Manager Westerholm requested that the City be authorized to advertise for bids on new plastic garbage can liners. Comm. R. A. Brookshire requested that a sample of the garbage can liners be provided in the specifications presented by the bidder. Members of the Commission were in agreement with this request by Comm. R. A. Brookshire and Comm. W. O. Ricks, Jr., made motion that City Manager Westerholm be authorized to advertise for bids on new garbage can liners. Motion was seconded by Comm. R. A. Brookshire and a unanimous affirmative vote was recorded.

19. Capital Improvements - Water & Sewer

City Manager Westerholm stated that in the Budget for the Fiscal Year 1972-73, capital improvements in the Water and Sewer Departments had been eliminated in order to balance the budget. City Manager Westerholm further stated that these capital improvements requested during the coming year be financed through the sale of bonds or time warrants. City Manager Westerholm provided members of the Commission a list of the water and sewer extensions that would be needed to meet commitments already made and new construction anticipated within the next few months with the water and sewer departments. City Manager Westerholm further stated that \$115,478.00 represented commitments already made by the City in the Sewer Department and a total of \$85,100 committed in the Water Department. Mayor Garrison indicated his concern about capital improvements and stated that plans should be made to include capital improvements in future budgets. Following considerable discussion, Comm. E. C. Wareing made motion that the City sell time warrants with a ten-year "payback" not to exceed \$25,000 per year. Motion was seconded by Comm. W. O. Ricks, Jr., and a unanimous affirmative vote was recorded. Mayor Garrison suggested that City Manager Westerholm and City Attorney Flournoy study this financial arrangement for the future and compile a proposed plan and ordinance for next regular meeting.

20. Water Pollution Abatement Program - Funds

City Manager Westerholm stated that extra funds had been requested for the Water Pollution Abatement Program and that the City Commission had been requested to consider these appropriations. Following discussion, it was the unanimous consensus of opinion among members of the City Commission that a decision to provide extra funds to the Water Pollution Abatement Program be deferred until a later meeting.

21. Evening Lions Club - Request to Hold Candy Sale

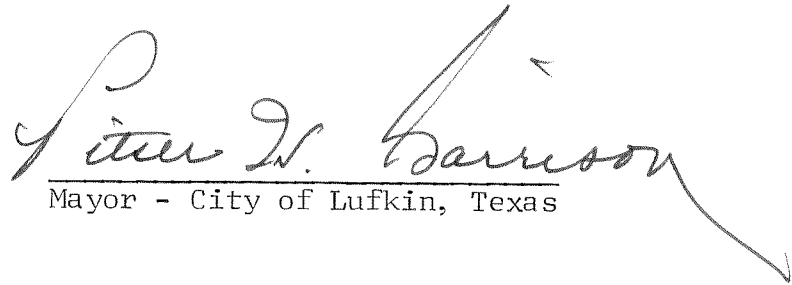
Comm. W. O. Ricks, Jr., stated that Mr. John Taylor of the Evening Lions Club had requested members of his Club be permitted to sell candy along Timberland Drive for the purpose of helping the handicapped at the Lufkin Workshop Opportunity Center. Following discussion, it was the unanimous opinion among members that this request be approved and City officials be notified.

22. Railroad Crossing - Abney Avenue

Comm. E. G. Pittman asked City Manager Westerholm about the construction and maintenance proposed for the railroad crossing on Abney Avenue. City Manager Westerholm stated that construction had been temporarily delayed. Mayor Garrison suggested that City Manager Westerholm investigate maintenance and construction activity at this location and report back for consideration at a later meeting.

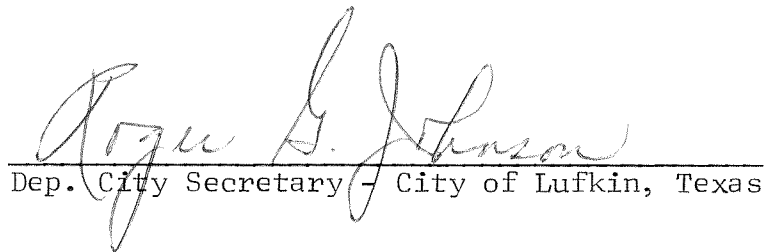
23. Adjournment

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



Mayor - City of Lufkin, Texas

ATTEST:



Dep. City Secretary - City of Lufkin, Texas

BIDS ON GASOLINE & OIL REQUIREMENTS, 1972-73

Name of Company	Premium Gasoline	Regular Gasoline	#2 Diesel Fuel	Series 3 Engine Oil	Automotive Engine Oil	Transmission and Differential Oil	Multi-Purpose Grease
Polk Oil Com. (Skelly)	.24/Gal. (\$21,600.00)	.21/Gal (\$8,400.00)	.1390/Gal. (\$2,780.00)	.75/Gal. (\$450.00)	.58/Gal. in 55-Gal. Drum (\$754.00) .68/Gal. in Quart Cans	.17/Pound in 120# Drums (\$510.00) .20/Pound in 35# Pails	.17/Pound in 120# Drums (\$2,040.00) .21/Pound in 35# Pails TOTAL*
Phillip Morris Oil Company	.2230/Gal. (\$20,070.00)	.1965/Gal. (\$7,860.00)	.1225/Gal. (\$2,450.00)	.83/Gal. (\$498.00)	.73/Gal. in 55-Gal. Drums (\$949.00) .93/Gal. in Quart Cans	.18/Pound in 120# Drums (\$540.00) .20/Pound in 35# Pails	.21/Pound in 120# Drums (\$2,520.00) .24/Pound in 35# Pails TOTAL*
Gulf Oil Comp.	.2052/Gal. (\$18,468.00)	.1852/Gal. (\$7,408.00)	.1290/Gal. (\$,2580.00)	.93/Gal. (\$558.00)	.80/Gal. in 55-Gal. Drums (\$1,040.00) .95/Gal. in Quart Cans	.17/Pound in 120# Drums (\$510.00) .20/Pound in 35# Pails	.18/Pound in 120# Drums (\$2,160.00) .21/Pound in 35# Pails TOTAL*
Current Bids with Polk Oil Company (Skelly)	0.1925/Gal.	0.1775/Gal.	.1090/Gal.	.75/Gal.	.58/Gal. in 55-Gal. Drums .68/Gal. in Quart Cans	.17/Pound in 120# Drums .20/Pound in 35# Pails	.17/Pound in 120# Drums .21/Pound in 35# Pails
Bids Opened August	31, 1972 at 2:00 P.M.					*Totals include 55-gallon drum amounts only.	