

MINUTES OF REGULAR MEETING OF THE CITY COMMISSION OF THE CITY OF LUFKIN, TEXAS, HELD ON THE 21ST DAY OF MARCH, 1972, AT 7:30 P. M.

On the 21st day of March, 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
Roy L. Leamon, M.D.	Commissioner, Ward No. 1
Joe E. Rich	Commissioner, Ward No. 3
Edgar C. Wareing	Commissioner, Ward No. 4
W. O. Ricks, Jr.	Commissioner at Large, Place A
Harvey Westerholm	City Manager
Robert L. Flournoy	City Attorney
Roger G. Johnson	Dep. City Secretary

being present, and

J. T. Hopson	Commissioner, Ward No. 2
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. R. E. Cotton, Pastor of the First Nazarene Church, Lufkin, Texas.
2. Mayor Garrison welcomed a small group of visitors who were present in connection with items on the agenda or as observers and expressed his appreciation for their interest.

3. Approval of Minutes

Comm. Joe E. Rich made motion that minutes of meeting of March 7, 1972, be approved. Comm. Roy L. Leamon, M.D., seconded the motion and a unanimous affirmative vote was recorded.

4. Texas Power & Light Company - Application for Rate Increase

Mayor Garrison called on Mr. James B. Manning, District Manager of Texas Power & Light Company, who was present. Mr. Manning stated that he had met with Comm. B. E. Atkinson, Jr., M.D., to discuss the RSH Rider previously presented at the last regular City Commission meeting. Mr. Manning stated that having discussed this matter with Comm. B. E. Atkinson, Jr., M.D., that the Texas Power & Light Company desired to rescind the substituted rate of 580 KWH proposed by Comm. B. E. Atkinson, Jr., M.D. Mr. Manning further stated that out of 234 cities in the state, 232 were served by Texas Power & Light Company using the proposed KWH of 975. Comm. E. C. Wareing asked members of the City Commission if Comm. B. E. Atkinson, Jr., M.D., had any comments to convey concerning this discussion with Mr. Manning. Comm. E. C. Wareing also asked Mr. Manning what the effective date of the increase would be if the current increase of 6% was passed. Mr. Manning replied that the Price Control Commission would set the effective date of this rate increase. Following a lengthy discussion, Comm. Roy L. Leamon, M.D., made motion that the 6% rate increase be approved on first reading as initially requested by the Texas Power & Light Company. Motion was seconded by Comm. Joe E. Rich and the following vote was recorded:

Voting Aye: Mayor Garrison, Comms. Joe E. Rich and Roy L. Leamon, M.D.

Voting Nay: Comms. W. O. Ricks, Jr., and E. C. Wareing

Mayor Garrison stated that this item would be passed for consideration at the next regular meeting.

5. Townhouse Ordinance - Passage

City Attorney Flournoy read caption of the Townhouse Ordinance as recommended by the City Planning & Zoning Commission. Following a brief discussion, Comm. E. C. Wareing made motion that this Ordinance be passed on second reading. Motion was seconded by Comm. Joe E. Rich and a unanimous affirmative vote was recorded.

6. Proposed Permanent Zoning-Trailwood Village Area Annexed by Ordinance 1481

City Attorney Flournoy read caption of Ordinance for second reading providing for permanent zoning of Trailwood Village (Ordinance 1481). Comm. E. C. Wareing stated that since the City now has a Townhouse Ordinance, Mr. John Henderson may desire to change his request for A District in one section of his proposal to A District, Special Use, in accordance with the Townhouse Ordinance. Mr. George Merriwether, of Home Savings & Loan Association, was present and stated that he would desire this change be made as indicated by Comm. E. C. Wareing. Following a brief discussion, Comm. E. C. Wareing made motion that this ordinance be passed on second reading in accordance with this change. Motion was seconded by Comm. W. O. Ricks, Jr., and a unanimous affirmative vote was recorded.

7. Proposed Permanent Zoning - Area Along U. S. Highway 69 East from Loop 287, Annexed by Ordinance 1479

City Attorney Flournoy read caption of Ordinance for second reading covering proposed permanent zoning as recommended by the City Planning & Zoning Commission covering property annexed by Ordinance 1479 North and South of U. S. Highway 69 East from Loop 287. Following a brief discussion, Comm. Roy L. Leamon, M.D., made motion that Ordinance be passed on second reading. Motion was seconded by Comm. E. C. Wareing and a unanimous affirmative vote was recorded.

8. Zone Change Application - Diboll Development Company from R-1 District and C District to LB District

City Attorney Flournoy read caption of Ordinance for second reading covering property located on the West side of Loop 287 across from Brookshire Brothers warehouse and South of State Highway 94. There were no persons present appearing in opposition to this zone change. Following a brief discussion, Comm. Roy L. Leamon, M.D., made motion that Ordinance be passed on second reading. Motion was seconded by Comm. Joe E. Rich and a unanimous affirmative vote was recorded.

9. Zone Change Application - Lufkin Properties, Inc. from C District to C District and Special Use

City Attorney Flournoy read caption of Ordinance for second reading changing zone from C District to C District and Special Use, (Art. XV, Section 16 of Zoning Ordinance, Private Clubs, etc.) covering property located at Holiday Inn Restaurant & Club on U.S. Highway 59 South and Loop 287. There were no persons present appearing in objection to this zone change. Comm. W. O. Ricks, Jr., made motion that ordinance be passed on second reading. Motion was seconded by Comm. E. C. Wareing and a unanimous affirmative vote was recorded.

10. Telephone Rate Ordinance - Amended

Mayor Garrison stated that this rate ordinance had been discussed in an executive meeting by members of the City Commission. Mayor Garrison then proceeded to pass this item until next regular meeting on his own volition.

11. Proposed Permanent Zoning of Area North of Present City Limits Between Lake Street and U. S. Highway 59 North to Loop 287 - Annexed by Ordinance 1461

Mayor Garrison stated that this area had been reconsidered by the City Planning & Zoning Commission as recommended by the City Commission. Mayor Garrison further stated that changes had been made by the City Planning & Zoning Commission in regard to their previous recommendation as outlined in plat furnished to the City Commission. Following a brief discussion, Comm. Roy L. Leamon, M.D., made motion that ordinance be passed on first reading as recommended by the City Planning & Zoning Commission. Motion seconded by Comm. E. C. Wareing and a unanimous affirmative vote was recorded.

12. Alley Closing - Third Street Baptist Church

Mayor Garrison stated that in a previous meeting of the City Planning & Zoning Commission, recommendation had been made to close this alley. There were no persons present appearing in opposition to the closing of this alley and City Attorney Flournoy stated that providing the alley was closed, the City would retain easement privileges. Following a brief discussion, Comm. E. C. Wareing made motion that this alley be closed providing the City retain the usual easement privileges. Motion was seconded by Comm. Joe E. Rich and a unanimous affirmative vote was recorded.

13. Codification of Ordinances

Mayor Garrison stated that the City Attorney had prepared a memo concerning review of the Code of Ordinances. The City Commission reviewed the memo prepared by City Attorney Flournoy and considered each change contained therein and requested any further changes recommended by the City Commission be recorded by the City Attorney. Following a lengthy discussion, the City Commission terminated the revision of the Codification of Ordinances at Chapter 5 for continuation from this Chapter at next regular meeting.

14. Ellen Trout Lake - Boating Regulations - Amendment to Ordinance

City Attorney Flournoy read caption of Ordinance for first reading amending Ordinance 204 covering boating regulations on Ellen Trout Lake. Mayor Garrison asked Max Griffin, Parks & Recreation Director, who was present, if he had checked with commercial concerns in regard to limiting use of this lake for boating. Mr. Griffin stated that he had discussed this matter with commercial concerns who did not present any objections. Following a brief discussion, Comm. E. C. Wareing made motion that Ordinance 204 be amended as read by City Attorney Flournoy and approved on first reading. Motion was seconded by Comm. W. O. Ricks, Jr., and a unanimous affirmative vote was recorded.

15. Awarding of Bids - Ambulance Chassis

City Manager Westerholm stated that bids had been received from Angelina Chevrolet-Cadillac Company in the amount of \$4,187 and Gibbs Motor Company in the amount of \$4,220 for an ambulance chassis conversion. City Manager Westerholm recommended the low bid of Angelina Chevrolet-Cadillac Company of \$4,187 be accepted. Following a brief discussion, Comm. E. C. Wareing made motion that the low bid of \$4,187 submitted by Angelina Chevrolet-Cadillac Company as recommended by City Manager Westerholm, be accepted. Motion was seconded by Comm. Joe E. Rich and a unanimous affirmative vote was recorded.

16. Sewer System Outfall Lines & Main Collection Lines - Authority to Secure Easements

City Manager Westerholm stated that he would like to recommend Mr. Howard Walker to secure easements for sewer system outfall lines

and main collection lines that had been approved at last regular City Commission meeting. Comm. W. O. Ricks, Jr., made motion that Mr. Howard Walker be authorized to secure these easements as recommended by City Manager Westerholm. Motion was seconded by Comm. Roy L. Leamon, M.D., and a unanimous affirmative vote was recorded.

17. Parks & Recreation and Street Depts. - Advertisement for Bids

City Manager Westerholm stated that the Parks & Recreation Department and Street Department needed authority to advertise for bids on a tractor and mower. City Manager Westerholm further stated that the Parks & Recreation Department also needed authority to advertise for softball field lighting. City Manager Westerholm also stated that these bids were in the Budget of both departments. Comm. Joe E. Rich made motion that the Parks & Recreation Department and Street Department be authorized to advertise for the above bids. Motion was seconded by Comm. Roy L. Leamon, M.D., and a unanimous affirmative vote was recorded.

18. Street Lighting at Loop 287 & Atkinson Drive - Discussion

City Manager Westerholm stated that Comm. B. E. Atkinson, Jr., M.D., had inquired about street lighting at Loop 287 and Atkinson Drive at the last regular City Commission meeting. City Manager Westerholm further stated that since this time he had received a letter from Mr. Joe Trevathan, Traffic Engineer, indicating that this area needed 16 street lights in order to light up both exits off the Loop and entrances coming on to the Loop, in addition to a small portion of Atkinson Drive on both sides of the overpass. City Manager Westerholm further stated that this lighting would cost the City an additional \$54.00 per month if added. Comm. Roy L. Leamon, M.D., made motion that these lights be added to provide more lighting in this area. Motion was seconded by Comm. W. O. Ricks, Jr., and a unanimous affirmative vote was recorded.

19. HDR - Approval of Invoices

City Manager Westerholm stated that invoices in the following amounts had been received from Henningson, Durham & Richardson:

- (a) Plans & Specifications for Sanitary Sewer Improvements - \$13,891.20
- (b) Plans & Specifications for Sewer Treatment Plant - \$51,966.72
- (c) Engineering Report on Downtown Traffic Study - \$489.36

Following a brief discussion, it was the decision of the City Commission that it would not be necessary to pay these invoices until a later date when more money would be available.

20. Raguet & Jefferson Streets - Enlargement of R.O.W.

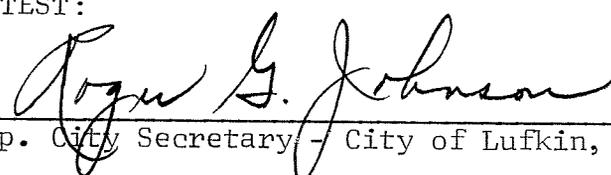
Comm. E. C. Wareing asked City Manager Westerholm to comment on the progress being made at Raguet and Jefferson Streets toward the completion of a right-turn lane. City Manager Westerholm stated that the City had acquired the additional 6 feet of R.O.W. necessary for the construction of this right-turn land and construction would soon begin.

21. Adjournment

There being no further business for consideration, meeting was adjourned at 9:20 P. M.


Mayor - City of Lufkin, Texas

ATTEST:


Dep. City Secretary - City of Lufkin, Texas