

MINUTES OF REGULAR MEETING OF THE CITY COMMISSION OF THE CITY OF LUFKIN, TEXAS, HELD ON THE 16TH DAY OF AUGUST, 1977, AT 5:00 P.M.

On the 16th day of August, 1977, the City Commission of the City of Lufkin, Texas, convened in regular meeting in the Council Room at City Hall with the following members thereof, to-wit:

Pat Foley	Commissioner, Ward No. 2
E. 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	Asst. City Manager

being present, and

Pitser H. Garrison	Mayor
R. A. Brookshire	Commissioner, Ward No. 1
Jack McMullen	Commissioner, Ward No. 3

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

1. Meeting opened with prayer by Rev. L. R. Bullock, Pastor of Mt. Calvary Baptist 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.
3. Approval of Minutes

Comm. Pat Foley made motion that minutes of regular meeting of August 2, 1977, be approved. Motion was seconded by Comm. W. O. Ricks, Jr., and a unanimous affirmative vote was recorded.

4. City Planning & Zoning Commission-New Member Appointed-Dick McKay

Mayor Pro Tem Wareing recognized the presence of Mr. Dick McKay, who had recently been considered in executive session of the City Commission for appointment to the City Planning & Zoning Commission. Mayor Pro Tem Wareing stated that it would be in order for members of Commission to formally appoint Mr. McKay to the City Planning & Zoning Commission in view of previous consideration. Comm. W. O. Ricks, Jr., made motion that Dick McKay be appointed to the City Planning and Zoning Commission to replace Mr. Martin Glenn for a three-year period. Motion was seconded by Comm. Pat Foley and a unanimous affirmative vote was recorded.

5. Open Hearing-Annexation Request by Harmony Hill Drive Area

Mayor Pro Tem Wareing formally opened hearing on annexation request by property owners in the Harmony Hill Drive area, covering property located between U. S. Highway 59 South and FM 58. Mayor Pro Tem Wareing stated that the purpose of this hearing was to hear any interested parties with regard to proposed annexation.

Mayor Pro Tem Wareing recognized Mrs. James Thompson who lived within area being considered for annexation on Brown Road. Mrs. Thompson made several inquiries to members of Commission with respect to whether or not she would receive a water line on her property when same was annexed. Mrs. Thompson also inquired as to when other City conveniences would be extended to her property. Mayor Pro Tem Wareing stated that he personally could see no difficulties with extension of a two-inch water line to Mrs. Thompson's property in view of the fact that a two-inch water line presently existed on Harmony Hill Drive.

Mrs. Thompson requested that she be afforded some type of assurance with respect to when she would receive City conveniences. Mayor Pro Tem Wareing explained that the City would extend these facilities within a reasonable period.

City Manager Westerholm reported that approximately \$100,000 would be necessary for extension of water and sewer in this area.

Mayor Pro Tem Wareing stated that he personally did not feel members of Commission should obligate themselves to annexation of this property until full opportunity had been considered by members of Commission to review present obligations and proposed budget for fiscal year 1977-78. It was also reported by City Manager that the City would only receive approximately \$8,000 a year in tax revenues in this area.

Comm. Pat Foley inquired of City Manager Westerholm as to whether or not the City Commission had recently approved a policy regarding areas being considered for annexation and whether or not property owners should participate in the cost of water and sewer installation. City Manager Westerholm stated that he would review any policy of this nature and report to members of Commission regarding same.

Mrs. Thompson stated that she was of the opinion property owners in this area had requested annexation for the purpose of receiving sewer services. Mayor Pro Tem Wareing explained that fire insurance rates would decrease to residences if proper fire hydrants were within a 500-foot area of residence. City Manager Westerholm explained that fire hydrants would require a six-inch water main which would not be extended into this area immediately due to time required for construction of same.

Comm. E. G. Pittman explained to Mrs. Thompson that the City would first install the two-inch water line to her property, then the sewer line would be installed and finally, the six-inch water main to provide proper fire protection over a period of time as money was available.

Comm. W. O. Ricks, Jr., made motion that annexation of this property be set for first reading of ordinance at next regular meeting. Motion was seconded by Comm. Pat Foley.

Prior to vote on motion, Mayor Pro Tem Wareing again expressed his personal opinion that this area not be annexed until the City had reviewed its present commitments under the new budget. Mayor Pro Tem Wareing requested that this annexation be held in abeyance until a later meeting. Mayor Pro Tem Wareing reminded members of Commission of the obligation to consider first reading of an ordinance no less than 10 nor more than 20 days after formal public hearing. City Attorney suggested that members of Commission may desire to set first reading of ordinance at next regular meeting which would provide opportunity to delay second reading of this consideration, a maximum of 90 days as stated by law. Mayor Pro Tem Wareing stated he was in agreement that this procedure should be considered to avoid conflict with future additional public hearings.

Members of Commission were in agreement with suggestion by City Attorney and a unanimous affirmative vote was then recorded to previous motion and second to consider first reading of this annexation request at next regular meeting.

6. Electrical Code Amended 2nd Reading-Reinspection Fees

Mayor Pro Tem Wareing stated that the City Commission had approved first reading of ordinance at last regular meeting which provided electrical reinspection fees for electrical work. There were no persons present appearing in opposition and Comm. Pat Foley made motion that ordinance be approved on second and final reading establishing reinspection fees in accordance with procedures as outlined at last regular meeting. Motion was seconded by Comm. E. G. Pittman and a unanimous affirmative vote was recorded.

7. Zone Change Approved 2nd Reading-Crown Colony Subdivision, Tract I, from RM to A District, Special Use (Townhouses)

Mayor Pro Tem Wareing stated that zone change application by Crown Colony Subdivision from RM to A District, Special Use (Townhouses), Tract I, covering property located off U. S. Highway 59 South across from Angelina College, had been approved on first reading of ordinance at last regular meeting.

There were no persons present appearing in opposition to application. Comm. Pat Foley made motion that zone change application by Crown Colony Subdivision, Tract I, from RM to A District, Special Use (Townhouses), be approved on second and final reading. Motion was seconded by Comm. W. O. Ricks, Jr., and a unanimous affirmative vote was recorded.

8. VFW Post #1836-Request for Annual Fall Carnival Approved

Mayor Pro Tem Wareing stated that Mr. Bill Lofton, Commander of the VFW Post #1836, was present representing their request for permit to conduct their annual fall carnival September 25 through October 2, 1977. It was reported by City Manager Westerholm that standard insurance policies had been posted and furnished members of Commission for review in accordance with City policies.

Comm. W. O. Ricks, Jr., then made motion that request by VFW Post #1836 for permission to conduct carnival on dates described above be approved. Motion was seconded by Comm. E. G. Pittman and a unanimous affirmative vote was recorded.

9. Zone Change Approved 1st Reading-B. G. Kistler from RL to A District

Mayor Pro Tem Wareing stated that zone change application by B. G. Kistler from RL to A District covering property located West of SPRR fronting on Southwood Drive, immediately North of Loop 287 overpass, had been recommended for approval by the City Planning and Zoning Commission.

There were no persons present appearing in opposition to application. Comm. E. G. Pittman made motion that zone change application by B. G. Kistler from RL to A District be approved on first reading of ordinance. Motion was seconded by Comm. Pat Foley and a unanimous affirmative vote was recorded.

10. Zone Change Approved 1st Reading-Disabled Veterans of America from RL to RL District, Special Use (Lodge)

Mayor Pro Tem Wareing stated that zone change application by Disabled Veterans of America from RL to RL District, Special Use (Lodge), covering property located South of Moffett Road, West of Loop 287 at intersection, had been recommended for approval by the City Planning and Zoning Commission.

There were no persons present appearing in opposition to application. Comm. W. O. Ricks, Jr., made motion that zone change application by Disabled Veterans of America from RL to RL District, Special Use (Lodge), be approved on first reading of ordinance. Motion was seconded by Comm. E. G. Pittman and a unanimous affirmative vote was recorded.

11. Traffic Engineering Survey-Resolution Approved

City Manager Westerholm stated that he had previously forwarded members of Commission information concerning the possibility of conducting a traffic engineering survey in the City of Lufkin, which did not obligate the City financially, but provided an opportunity to participate in other benefits. City Manager Westerholm stated that the office of traffic safety had recommended two engineering firms to conduct this study, being Rady & Associates, Inc., or Carter & Burgess, Inc.

It was further explained by City Manager Westerholm that the realignment of Laurel Avenue and North First Street intersection and proposed widening to be done on Tulane Drive and Pershing Avenue were being financed on a 90 percent Federal and 10 percent City basis through the office of traffic safety, but future participation would be a 70-30 percent basis. Mr. Westerholm briefly outlined the purpose of this program which was designed to eliminate conditions that contribute to high-accident occurrence in certain areas. Mr. Westerholm explained that the OTS provided for the cost of conducting traffic engineering surveys to the City at no cost to the City and information from Mr. James Doane, Director of the OTS, outlined the requirements of the survey and the benefits the City could derive from this study. Mr. Westerholm stated that he would recommend the City Commission consider adopting resolution and entering into a traffic engineering survey agreement to utilize benefits of this program.

Comm. W. O. Ricks, Jr., then made motion that resolution be adopted entering into a traffic engineering survey agreement providing for benefits as outlined by City Manager. Motion was seconded by Comm. Pat Foley and a unanimous affirmative vote was recorded.

City Manager Westerholm stated that it would be necessary for the members of the City Commission to select an engineering firm based on one of the two suggestions previously stated. City Manager Westerholm was instructed by members of Commission to provide further information with respect to the two firms suggested to determine at a later date which engineering firm should be selected.

12. Preliminary Layout Reviewed - New Baseball Complex

Mayor Pro Tem Wareing recognized Mr. Raymond Moore appearing in representation of the Lufkin Youth Baseball Association and proposed preliminary approval of the layout of the new baseball complex. Mayor Pro Tem Wareing stated that members of Commission had been furnished a copy of this proposed layout and Mr. Moore was requested to explain various details involved. Mr. Moore stated that the only field presently existing in this area was the Dixie Major field and the Lufkin Recreation & Parks Department had drawn the proposal as members of Commission had been furnished. City Manager Westerholm reported that a registered engineer would have to be selected by the Commission for formal approval of this plan prior to submission of same to the Parks & Wildlife Department.

Discussion developed with regard to whether or not formal acceptance of grant had been made by the City Commission and it was suggested by Mayor Pro Tem Wareing that the City staff Engineering Department thoroughly review this plan prior to submission of same to an engineering firm in order to provide members of Commission a better position to deal with a professional engineering firm.

Mayor Pro Tem Wareing asked City Manager Westerholm to provide members of Commission additional information at next regular meeting concerning survey of this complex by the City staff Engineering Department. Comm. W. O. Ricks, Jr., asked City Manager Westerholm to review information to determine whether or not grant had been secured from the Texas Parks & Wildlife Department.

Mr. Moore stated that the grant made reference to application for five new fields, but the Lufkin Youth Baseball Association was considering the construction of one additional field to add to the complex and the Association would appreciate any assistance the City Commission may give with respect to financing of this additional field.

Mayor Pro Tem Wareing stated that Lufkin Youth Baseball Association was to be commended for support of these activities and recent accomplishments, to include winning of the Dixie Major world series championship and bringing recognition to Texas and the city of Lufkin.

13. Preliminary Budget-Hearing Date Set for Formal Budget Fiscal Year 1977-78

Mayor Pro Tem Wareing stated that he personally would desire members of Commission to consider a budget workshop when all members of Commission could be present to review the proposed fiscal year budget for 1977-78. Mayor Pro Tem Wareing suggested consideration of a public hearing for the formal budget on September 6, 1977, and prior to this time, the possibility of considering a workshop.

Comm. Pat Foley made motion that public hearing be set for September 6, 1977, to consider public hearing of fiscal year budget for 1977-78. Motion was seconded by Comm. E. G. Pittman and a unanimous affirmative vote was recorded.

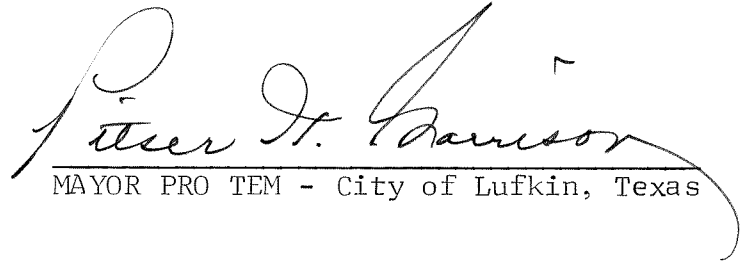
Comm. E. G. Pittman requested that City Manager Westerholm provide, at next regular meeting, outline of long-range projects to be considered by the City. City Manager Westerholm stated that approximately \$106,000 for unfinished sewer projects had been proposed in the present budget. Comm. W. O. Ricks, Jr., requested that members of Commission be furnished information reflecting effect of Texas Power & Light Company increase on City utilities. City Manager Westerholm stated that this information was in proposed budget furnished members of Commission for consideration.

Mayor Pro Tem Wareing stated that the City had not raised tax values or increased City taxes since 1968 and it appeared that sooner or later members of Commission would be confronted with the increase of tax revenues.

Comm. W. O. Ricks, Jr., stated the reason for his concern for the effect of Texas Power & Light Company increase was to convey costs of these increases as imposed on the Water & Sewer Department.

14. Adjournment

There being no further business for consideration, meeting adjourned at 6:20 p.m.


MAYOR PRO TEM - City of Lufkin, Texas

ATTEST:


Asst. City Manager