

MINUTES OF REGULAR MEETING OF THE CITY COMMISSION OF THE
CITY OF LUFKIN, TEXAS, HELD ON THE 6TH DAY OF APRIL, 1982,
AT 7:30 P.M.

On the 6th day of April, 1982, 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:

Pitser H. Garrison	Mayor
Percy A. Simond	Commissioner, Ward No. 1
Bob McCurry	Commissioner, Ward No. 3
Pat Foley	Commissioner, Ward No. 4
Richard Thompson	Commissioner, Ward No. 5
E. C. Wareing	Commissioner, Ward No. 6
Harvey Westerholm	City Manager
Roger G. Johnson	Assistant City Manager
Robert Flournoy	City Attorney
Ann Griffin	City Secretary

being present, and

Don Boyd	Commissioner, Ward No. 2
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being absent when the following business was transacted.

1. Meeting opened with prayer by Rev. Curtis Keith, Pastor of First Christian Church, Lufkin.
2. Mayor Garrison welcomed visitors present.
3. Approval of Minutes

Minutes of regular meeting of March 23, 1982, were approved on motion by Commissioner Pat Foley and seconded by Commissioner E. C. Wareing. A unanimous affirmative vote was recorded.

4. Canvass of April 3, 1982, City Officer's Election - Returns Accepted as Certified by Election Judges - Oaths of Office Administered

Mayor Garrison stated that the City's regular election had been held on April 3, 1982, and announced that election judges had forwarded all materials for review by members of Commission for official canvass.

The following returns indicating results of the City Election were reviewed for election of Mayor, Commissioner of Ward No. 2, and Commissioner of Ward No. 4.

Total No. Votes Received

Mayor

Pitser H. Garrison	461
Write In Votes (Ed Stachurski)	1
(Jim Waters)	1
(Harry Cyborski)	1
(Earl Nesbitt)	2

Commissioner, Ward No. 2

Don E. Boyd	140
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Commissioner, Ward No. 4

Pat Foley	83
Write In Votes (Hank Huggins)	1
(George Honea)	1
(Donald Duck)	1

Mayor Garrison stated that the above election results had been reviewed and tabulated which indicated winners of the election to be Pitser H. Garrison, Mayor, Don Boyd, Commissioner of Ward No. 2, Pat Foley, Commissioner of Ward No. 4.

Commissioner Richard Thompson made motion that above listed election results be made official as reported by election judges ,and Pitser H. Garrison be declared winner for position of Mayor for a three-year term to terminate in April of 1985, Don Boyd be declared winner of Commissioner of Ward No. 2 for a three-year term to terminate in April of 1985, and Pat Foley be declared winner of Commissioner of Ward No. 4 for a three-year term to terminate in April of 1985. Motion was seconded by Commissioner E. C. Wareing, and a unanimous affirmative vote was recorded.

Mayor Pro Tem Wareing congratulated newly elected Mayor Garrison, and Commissioner Pat Foley. Mayor Pro Tem Wareing then administered Oaths of office to Mayor Garrison and Commissioner Pat Foley.

Mayor Garrison stated that Commissioner Don Boyd was absent and would receive Oath at next meeting of City Commission.

Mayor Garrison expressed his appreciation for reelection, and stated that he felt the uncontested election was a compliment to the present City Commission and the City Staff.

5. Appointments to City Board of Development - Approved-Bill Prince & George Henderson, Jr.

Mayor Garrison stated that appointments to City Board of Development were discussed in Executive Session, and the City Commission agreed to appoint George Henderson, Jr. and Bill Prince to serve. City Manager Westerholm stated that he had contacted them and both are willing to serve.

Motion was made by Commissioner Percy Simond and seconded by Commissioner E. C. Wareing that George Henderson, Jr. and Bill Prince be appointed to City Board of Development. A unanimous affirmative vote was recorded.

6. Request for Street Closing & Installation of Safety Devices Approved - Crown Colony Improvement Association

Mayor Garrison stated that petition by Crown Colony Improvement Association requesting the closing of Temple Blvd., and the installation of safety devices on Champions Drive had been postponed at last regular meeting of City Commission to allow to allow time to contact property owners regarding closure of the entire block of Temple Blvd.

Mayor Garrison recognized Walter Borgfeld, local attorney, who stated that the Crown Colony Improvement Association had decided to install the video camera at Champions Drive and delete the striping of pavement as previously discussed.

Mr. Borgfeld stated that closing of Temple Blvd. was acceptable to property owners, but Bob Newton, property owner, was out of the country and the Association would have his signature by second reading of Ordinance. There was no one present in opposition to the closing of Temple Blvd.

Commissioner Percy Simond stated that Crown Colony was not a problem area for the Police Department, and that he had received two conflicting reports on the appraisal of the property in Crown Colony. Commissioner Simond stated that he would suggest an outside appraiser be contacted to conduct an appraisal of Temple Blvd. to arrive at a fair market value for purchase by adjacent property owners because he disagreed with a price of 12¢ per foot in that area.

Commissioner E. C. Wareing stated that the traffic count between 10 p.m. and 7 a.m. indicated little traffic at that time of night on Temple Blvd. , and he had no objection to installation of video equipment.

Mayor Garrison stated that the property owners would purchase Temple Blvd. from the City and deed it to an organization that would hold it for the benefit of the property owners.

Mayor Garrison further stated that all improvements to Temple Blvd. were made by the developer and the \$9,586.80 appraisal of the property seems fair because no private use could be made of the property. Mayor Garrison stated the video camera would point into the subdivision recording only the rear license plate of vehicles, but if it became a problem the City would reserve the right to re-examine its installation.

Motion was made by Commissioner Pat Foley and seconded by Commissioner E. C. Wareing that Ordinance closing Temple Blvd. be approved on first reading, and property be sold to adjoining property owners as appraised with appropriate official authorized to sign deed. The following vote was recorded: Aye - Mayor Garrison, Commissioners McCurry, Foley, Thompson and Wareing; Nay - Commissioner Simond. Mayor Garrison declared motion approved by a vote of 5 to 1.

Motion was made by Commissioner Pat Foley and seconded by Commissioner Richard Thompson that Crown Colony Improvement Association be authorized on a temporary basis to install a video camera for use between 10 p.m. and 6 a.m. at the guard house on Champions Drive. The following vote was recorded: Aye - Mayor Garrison, Commissioners McCurry, Foley, Thompson and Wareing; Nay - Commissioner Simond. Mayor Garrison declared motion approved by a vote of 5 to 1.

7. Personnel Policies - Certain Grade Levels Upgraded - Remainder of Personnel Policies - Postponed

Mayor Garrison stated that the proposed personnel policies had been postponed at last meeting of City Commission for consideration at this meeting.

Commissioner Pat Foley stated that a workshop might be needed to discuss the proposed personnel policies.

Mayor Garrison stated that he had a problem with the scheduling of jobs, and if the City Commission is to set the budget based on salaries the Manager is not authorized to give raises. Mayor Garrison stated that experience in a job is worth a lot, and the personnel policies developed over the past years are best. Mayor Garrison stated that the report could be used as a guideline, but not for salary judgments.

City Manager Westerholm stated that no salaries would be lowered, and the objective of the policies is to bring minimum salaries into line with responsibility. City Manager Westerholm further stated that the input came from the City employees, and the Dallas consultant firm only guided the City in establishing a personnel classification plan. City Manager Westerholm stated that the \$27,000 proposed for bringing minimum salaries up to the plan would be used almost exclusively for lower paying jobs, and this would not take the place of the yearly cost of living raises. City Manager Westerholm stated that this plan would insure that promotions would be fairly given considering each phase of the employee's work history through job performance evaluations. Mayor Garrison suggested the plan be considered for implementation at next fiscal year, and City Manager Westerholm stated that the Staff had hoped to increase minimum on lower paying jobs as soon as possible.

Commissioner E.C. Wareing stated that he had no objection to implementing the plan with next budget, but the Commission should work on the plan every month or it would be impossible to prepare the year's budget in time. Commissioner E. C. Wareing stated that he had been trained in this type of personnel policy. Having administered it at Texas Foundry, he stated it required a great deal of time to understand and use properly.

Commissioner Pat Foley suggested that Personnel Policies be considered at May 4th meeting of Commission, and Commissioner E. C. Wareing suggested that Commissioners consult City Manager if they have questions before the meeting.

Motion was made by Commissioner Bob McCurry and seconded by Commissioner Pat Foley that all employees, not in probationary period, be raised to \$750 minimum salary beginning with next pay period, not to exceed the \$27,000 allocated, beginning in level 1 with levels 2, 3, and 4 being included if possible, but that no range be considered unless all the employees in that range could be funded. The following vote was recorded: Aye - Mayor Garrison, Commissioners McCurry, Foley, Thompson, and Simond; Nay - Commissioner Wareing. Mayor Garrison declared motion approved by a vote of 5 to 1.

Mayor Garrison stated that remaining personnel policies would be considered at May 4th meeting.

8. Funding - Approved - State Department of Highways - Improvement to FM 1271 - Old Union Road

Mayor Garrison stated that a letter had been received from the State Highway Department advising that the City should remit their share of \$73,000, for improvements to FM 1271 (Old Union Road) prior to bid letting anticipated for June of 1982.

City Manager Westerholm stated that this was not anticipated in the 1981-82 budget, but overages in various budgeted receipts can fund the expense. City Manager Westerholm stated that he was requesting the budget be amended to advance the \$73,000 to the State Highway Department.

Motion was made by Commissioner Pat Foley and seconded by Commissioner Richard Thompson that budget be amended and \$73,000 be advanced to the Highway Department for improvements to FM 1271 (Old Union Road). A unanimous affirmative vote was recorded.

9. Resolution - Approved - Designation of "surplus" land - Highway 94 - State Highway Department

Mayor Garrison stated that when improvements were made to Highway 94 (Frank Avenue) from West Loop 287 east to its junction with Ellis Avenue, surplus state properties became available, and the Highway Department requests adoption of a Resolution from the City Commission urging the State Highway Department to declare these properties surplus in order that they might sell this property to abutting property owners.

Mayor Garrison stated that he was recusing himself from vote or discussion on this item because of his involvement with people who had property on Highway 94. Mayor Garrison stated that he had sold his interest in the property and the new owners would exercise the right to buy surplus land to gain access to a public street.

Mayor Pro Tem Wareing presided over discussion of the request, and motion was made by Commissioner Pat Foley and seconded by Commissioner Percy Simond that Resolution be approved contingent on City Attorney's assurance that the State owns the property. A unanimous affirmative vote was recorded with Mayor Garrison recusing himself from vote.

10. Ordinance - Approved - First Reading - Flood Prevention

Mayor Garrison stated that Commissioners had received a proposed Flood Prevention Ordinance which is a requirement of the Federal Emergency Management Agency to participate in the National Flood Insurance Program and must be submitted prior to June 1, 1982.

Motion was made by Commissioner Pat Foley and seconded by Commissioner E. C. Wareing that Ordinance be approved on first reading. A unanimous affirmative vote was recorded.

11. EPA Grant Amendment - Approved - Changes in Scope of Work

Mayor Garrison stated that the Commission had received a report from Everett Griffith, Jr., & Associates which reflects estimates of changes and costs due to the length of time over which this program is occurring. It was further explained that they are requesting grant amendments in three areas as reflected in appendix A,B, and C of their report. Mayor Garrison further stated that while these are increases, they are still below the total amount budgeted as reflected on the last sheet of their report.

Motion was made by Commissioner E. C. Wareing and seconded by Commissioner Pat Foley that Amendment be approved. A unanimous affirmative vote was recorded.

12. a. Bids - Postponed - CNG & LPG for City Vehicles

Mayor Garrison stated that bids had been invited on LPG and CNG as alternate fuel sources for the City vehicles, and same were opened at 2:00 p.m. this date.

City Manager Westerholm stated that the bids were in great detail and to make a correct evaluation more time would be required for bid review. City Manager Westerholm suggested that the decision be deferred until May 4th meeting.

It was the consensus of opinion that approval of bids should be tabled until May 4th meeting.

b. Bids - Collection and Hoisting Device for Sanitation Department- Approved - Pak Mor

Mayor Garrison stated that bids had been received for refuse collection and hoisting device for the sanitation department.

City Manager Westerholm stated that Pak Mor was the lowest bid for a refuse collection unit with \$22,900 which did not include 8,000 pounds of lifting capacity, and even with an extra \$1,000 to obtain, the 8,000 pounds of lifting capacity, Pak Mor was still the low bid.

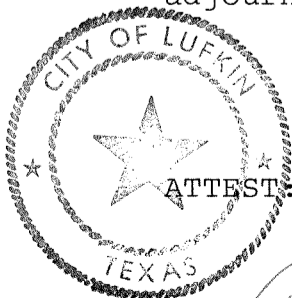
Motion was made by Commissioner E. C. Wareing and Commissioner Pat Foley that Pak Mor bid be approved in the amount of \$23,000 for purchase of a new refuse collection unit. A unanimous affirmative vote was recorded.

13. Special Meeting - Date Approved -April 14,1982 at Noon - Real Estate Transaction - B.F. Gibson Estate

Mayor Garrison stated that a special meeting was needed to further consider and finalize the purchase of the Gibson property.

Motion was made by Commissioner E. C. Wareing and seconded by Commissioner Pat Foley that special meeting be scheduled for noon on March 14, 1982, for this purpose. A unanimous affirmative vote was recorded.

14. There being no further business for consideration, meeting adjourned at 9:50 p.m.



Pitser H. Garrison
Pitser H. Garrison, Mayor

Ann Griffin
Ann Griffin, City Secretary