

MINUTES OF REGULAR MEETING OF THE CITY COMMISSION OF THE CITY OF LUFKIN, TEXAS, HELD ON THE 18TH DAY OF OCTOBER, 1988, AT 5:00 P.M.

On the 18th day of October, 1988, the City Commission of the City of Lufkin, Texas, convened in regular meeting in the Council Chambers of City Hall with the following members thereof, to wit:

Louis A. Bronaugh	Mayor
Percy Simond, Jr.	Commissioner, Ward No. 1
Don Boyd	Commissioner, Ward No. 2
Danny Roper	Commissioner, Ward No. 3
Bob Bowman	Commissioner, Ward No. 4
Jack Gorden	Commissioner, Ward No. 5
Paul Mayberry	Commissioner, Ward No. 6
Harvey Westerholm	City Manager
Brian Boudreaux	Assistant City Manager
Ron Wesch	Public Works Director
Tommy Deaton	Asst. City Attorney
Atha Stokes	City Secretary

being present when the following business was transacted.

1. Meeting opened with prayer by Rev. Michael Gillen, Minister, Bethel Assembly of God Church.

2. Mayor Bronaugh welcomed visitors present with a special welcome to Frank Latimer, broadcast journalist class instructor at Lufkin High School, and students, Philip Parsons and Mark Champion. Mayor Bronaugh stated that the meeting was being video-taped by these young men and would be played back over Channel 9 at 9:40 a.m. Wednesday morning.

3. APPROVAL OF MINUTES

Minutes of regular meeting of October 4, 1988, were approved on a motion by Commissioner Don Boyd and seconded by Commissioner Bob Bowman. A unanimous affirmative vote was recorded.

4. ORDINANCE - APPROVED - SECOND READING - TAX ABATEMENT/REINVESTMENT ZONE - BOBBY BYRD - 210 N. SECOND STREET

Mayor Bronaugh stated that the first item for consideration was Tax Abatement/Reinvestment Ordinance as requested by Bobby Byrd covering property located at 210 N. Second Street.

There was no opposition present.

Motion was made by Commissioner Bob Bowman and seconded by Commissioner Jack Gorden that Ordinance for Tax Abatement/Reinvestment Zone be approved on Second and Final Reading as presented. A unanimous affirmative vote was recorded.

5. ORDINANCE - APPROVED - SECOND READING - TMRS PROVISIONS - UPDATED SERVICE CREDITS - 2 TO 1 MUNICIPAL CONTRIBUTION INCREASE

Mayor Bronaugh stated that the next item for consideration was Second Reading of the TMRS Ordinance providing for updated service credits and a 2-to-1 increase in the municipal contribution.

Motion was made by Commissioner Don Boyd and seconded by Commissioner Bob Bowman that Ordinance be approved on Second Reading as presented. A unanimous affirmative vote was recorded.

6. ORDINANCE - APPROVED - FIRST READING - TMRS PROVISION - SB 505

Mayor Bronaugh stated that the next item for consideration was First Reading of Ordinance for the TMRS provision of SB 505. Mayor Bronaugh

stated that at last meeting it had been decided that not enough information had been provided regarding this provision to be able to make a decision.

City Manager Westerholm stated that the three provisions of SB 505 are: (1) Retirement at any age with 25 years of creditable service, (2) Survivor benefits for the spouse of deceased employees who are vested at the time of death, and (3) Occupational disability retirement plan allowing certain benefits for employees who become disabled to perform their particular job or occupation.

In response to question, City Manager Westerholm stated that the cost to the City for a nine month period would be \$8,007.18.

Chief Sherman Collins stated that he would strongly urge Council approval of this provision for the Police Department.

City Manager Westerholm stated that since there were still a number of questions that the Commissioners wanted answered regarding this provision, he would contact TMRS and ask that a representative be present at the next meeting.

7. ORDINANCE - APPROVED - FIRST READING - HEATING, AIR CONDITIONING AND MECHANICAL REFRIGERATION CODE ORDINANCE

Mayor Bronaugh stated that the next item for consideration was First Reading of an amended Heating, Air Conditioning and Mechanical Refrigeration Code Ordinance.

Mayor Bronaugh stated that it was suggested under Section II B-1, the term "owner of property" on the first line of the first paragraph be replaced with "residing homeowner", which would allow a homeowner to do his own wiring but would prohibit an apartment owner from wiring apartments he owns.

Mayor Bronaugh stated that under Section III F "License Examinations" the word "repealed" should be replaced with "State License".

In response to question by Commissioner Roper, Mr. Bresie stated that because the first exam will be given January 30th, he felt that the Ordinance should provide for a six month grace period.

Motion was made by Commissioner Don Boyd and seconded by Commissioner Paul Mayberry that Ordinance be approved on First Reading. A unanimous affirmative vote was recorded.

8. ORDINANCE - APPROVED - FIRST READING - MARK LOWERY - 407 COUSART - RESIDENTIAL MEDIUM TO RESIDENTIAL SMALL

Mayor Bronaugh stated that the next item for consideration was First Reading of a Ordinance for zone change request from Mark Lowery covering property located at 407 Cousart from Residential Medium to Residential Small.

There was no opposition present.

Motion was made by Commissioner Paul Mayberry and seconded by Commissioner Danny Roper that Ordinance be approved on First Reading as presented. A unanimous affirmative vote was recorded.

9. ORDINANCE - APPROVED - FIRST READING - T & T CORPORATION - 211 S. TIMBERLAND DRIVE - COMMERCIAL TO COMMERCIAL, SPECIAL USE (PRIVATE CLUB)

Mayor Bronaugh stated that the next item for consideration was First Reading of an Ordinance for zone change request from T & T Corporation covering property located at 211 S. Timberland from Commercial to Commercial, Special Use (Private Club).

There was no opposition present.

Motion was made by Commissioner Don Boyd and seconded by Commissioner Jack Gorden that Ordinance be approved on First Reading as presented. A unanimous affirmative vote was recorded.

10. RESOLUTION - APPROVED - 1988 TEXAS COMMUNITY DEVELOPMENT PROGRAM GRANT

Mayor Bronaugh stated that the next item for consideration was a Resolution authorizing submission of a 1988 TCDP grant application.

Raymond Vann, who is writing the grant application for the City, presented a Resolution to the City Commission and passed out Descriptions of Project Activities material to members of the Commission.

Billy Sims stated that the purpose of the application is to improve a portion of Martin Luther King Drive from Kurth Drive to the Pinewood Park Apartments. Mr. Sims stated that the need for this project ties in with the City's Master Plan and will benefit approximately 355 low-income people who live in the housing project, which makes the application eligible for the grant.

Mr. Sims stated that a pedestrian bridge is proposed at the Intermediate School at a cost of \$180,000. Mr. Sims stated that he has also requested that LISD participate in the project.

Mr. Sims stated that the total amount of the work would be \$511,542. The maximum grant amount would be \$250,000; the City's match at \$42,871 and LISD's match at \$130,791. Mr. Sims stated that Mr. Wesch felt that Public Works employees could do most of the work and the figure of \$87,900 as shown on the Descriptions of Project Activities reflects the Public Works Department doing a large part of the work.

Mr. Sims stated that the grant proposal would be presented to LISD this Thursday night.

Mr. Sims stated that the pedestrian bridge will be covered and will only be used during school hours.

City Manager Westerholm stated that the grant match could be considered in next year's budget.

Motion was made by Commissioner Don Boyd and seconded by Commissioner Bob Bowman that grant application be approved as presented. A unanimous affirmative vote was recorded.

11. INVOICES - APPROVED - EVERETT GRIFFITH & ASSOCIATES - ANGELINA COUNTY WATER STUDY - WASTEWATER TREATMENT PLAN

Mayor Bronaugh stated that the next items for consideration were invoices from Everett Griffith & Associates for the Angelina County Water Study and the Wastewater Treatment Plant.

Motion was made by Commissioner Percy Simond and seconded by Commissioner Don Boyd that invoices from Everett Griffith & Associates for the Angelina County Water Study (\$2,586.24) and the Wastewater Treatment Plant (\$1,473.57) be approved as presented. A unanimous affirmative vote was recorded.

12. AUTHORIZATION TO ADVERTISE FOR BIDS - APPROVED - WIDE-TRACK BACKHOE - 48-MONTH LEASE PURCHASE

Mayor Bronaugh stated that the next item for consideration was a request for authorization to advertise for bids on a 48-month

lease purchase of a wide-track backhoe to be used in the Public Works Department.

City Manager Westerholm stated that a letter from Ron Wesch indicates that the City will have to either repair an old 690 John Deere Track Backhoe or use the repair funds for the lease purchase of a new machine over a 48-month period.

Mr. Wesch stated that the backhoe is being used at the Fuller Springs water project eight to ten hours a day, five days a week.

Mr. Wesch stated that he had included a \$100,000 sewer jet vac machine in next year's budget and would be willing to forego purchasing same until June or July to see how repairs are going on machines in the water and sewer departments.

Motion was made by Commissioner Jack Gorden and seconded by Commissioner Don Boyd that authorization be granted to advertise for bids for a 48-month lease purchase of a wide-track backhoe to be used in the Public Works Department. A unanimous affirmative vote was recorded.

13. BUDGET AMENDMENT - APPROVED - PERSONNEL TRANSFER - PURCHASING AND ADMINISTRATIVE DEPARTMENTS TO AMBULANCE SERVICE

Mayor Bronaugh stated that the next item for consideration was a budget amendment for the transfer of Administrative and Purchasing Department personnel to the Ambulance Service.

City Manager Westerholm stated that there was no change in the amount of money, but the Commission needed to give their approval to the transfer.

Motion was made by Commissioner Don Boyd and seconded by Commissioner Bob Bowman that transfer of personnel from Administrative and Purchasing Departments to the Ambulance Service be approved as requested. A unanimous affirmative vote was recorded.

14. FUTURE LANDFILL OPERATIONS - DISCUSSED

Mayor Bronaugh stated that Commissioner Percy Simond had requested that this item be placed on the agenda for discussion. Mayor Bronaugh stated that it was his understanding that at one time the City had their own landfill but for some reason it was discontinued.

Commissioner Simond stated that he had requested that the City staff prepare a cost study of the landfill for the past ten years and the study reflects that the cost is progressively going up. Commissioner Simond stated that the City has paid a total of \$2,101,376.38 through 1988 for dumping at the landfill. Commissioner Simond stated that he would like for the City to look into having it's own landfill operation and also explore the possibility of co-generation and incineration.

In response to question by Commissioner Simond, Mr. Wesch stated that 45 - 55% of all the problems with City vehicles used in the Sanitation Department are a result of bad weather at the County landfill.

Commissioner Bowman stated that he would question getting back into the landfill business because of the 2 - 3 year waiting period for permitting and the need for land. Commissioner Bowman stated that the landfill business is a dying business and he would suggest that the City negotiate with the County on their fees.

Mayor Bronaugh requested that the City staff provide the Commission with the estimated cost of getting into the landfill business.

Mayor Bronaugh stated that in the meantime, he would like to continue pursuing co-generation and incineration.

15a. BID - APPROVED - PUMP PACKING - WATER POLLUTION CONTROL PLANT LUFKIN RUBBER AND GASKET COMPANY

Mayor Bronaugh stated that the next item for consideration was bids for pump packing to be used at the Water Pollution Control Plant.

City Manager Westerholm stated that he had received a letter from Bobby Mott, Plant Superintendent, stating that the low bid of Marine Petroleum in the amount of \$4,014.80 was just \$83.10 over the amount bid by Lufkin Rubber and Gasket Company. Mr. Mott recommended that the Commission accept the bid of Lufkin Rubber and Gasket Company since they are a local company.

Motion was made by Commissioner Don Boyd and seconded by Commissioner Bob Bowman that the bid of Lufkin Rubber and Gasket in the amount of \$4,097.90 be accepted as presented. A unanimous affirmative vote was recorded.

15b. BID - APPROVED - AMBULANCE BILL STATEMENTS - MOORE BUSINESS FORMS


Mayor Bronaugh stated that the next item for consideration was bids for ambulance bill statements for use in the Ambulance Department.

Motion was made by Commissioner Don Boyd and seconded by Commissioner Danny Roper that bid of Moore Business Forms in the amount of \$242.18 per thousand for 10,000 invoices be approved as presented. A unanimous affirmative vote was recorded.

16. EXECUTIVE SESSION - TABLED

The Executive Session was tabled until next meeting of the Commission, November 1st.

17. There being no further business for consideration, meeting adjourned at 6:30 p.m.


Louis A. Bronaugh, Mayor

ATTEST:


Atha Stokes, City Secretary