

MINUTES OF REGULAR MEETING OF THE CITY COMMISSION OF THE CITY OF LUFKIN, TEXAS, HELD ON THE 3RD DAY OF MAY, 1988, AT 5:00 P.M.

On the 3rd day of May, 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:

Pitser H. Garrison	Mayor
Percy Simond, Jr.	Commissioner, Ward No. 1
Don Boyd	Commissioner, Ward No. 2
Danny Roper	Commissioner, Ward No. 3
Pat Foley	Commissioner, Ward No. 4
Jack Gorden	Commissioner, Ward No. 5
Harvey Westerholm	City Manager
Brian Boudreaux	Assistant City Manager
Ron Wesch	Public Works Director
Robert Flournoy	City Attorney
Atha Stokes	City Secretary

being present when the following business was transacted.

1. Meeting was opened with prayer by Rev. Bill Troth, Minister, Believer's Bible Church, Lufkin.

2. Mayor Garrison welcomed visitors present.

Commissioner Pat Foley introduced his wife Karen and son Ryan.

3. APPROVAL OF MINUTES

Minutes of regular meeting of April 19, 1988 and special meeting of April 22, 1988 were approved on a motion by Commissioner Pat Foley and seconded by Commissioner Jack Gorden. A unanimous affirmative vote was recorded.

4. PUBLIC HEARING - TAX ABATEMENT - REINVESTMENT ZONE - CAROL MOORE - 112 SOUTH FIRST STREET (ABRAM'S BUILDING)

Mayor Garrison officially opened Public Hearing for Tax Abatement/Reinvestment Zone request by Carol Moore covering property located at 112 South First Street (Abram's Building).

Jerry Moore stated that he and his wife Carol had recently purchased the building at 112 South First Street and planned to renovate and restore the building to it's original condition. The existing 1930's art deco style will be emphasized both inside and at the entrance and facade. Mr. Moore stated that the original roof skylight on the second floor will be opened, a center stairway will be built to the second floor, the existing roof will be repaired and replaced as needed, heating and air conditioning equipment will be upgraded and additional equipment will be installed as needed, new public rest-rooms will be installed on the first floor, and additional lighting will be added and existing electrical system upgraded to meet current building codes.

Mr. Moore stated that the first and second floors of the building will be used for special retail with an open mall or emporium concept.

Mayor Garrison closed Public Hearing due to limited discussion.

5. ORDINANCE - APPROVED - SECOND READING - WATER AND SEWER TAP FEES

Mayor Garrison stated that the next item for consideration was Second Reading of Ordinance for water and sewer tap fees.

Motion was made by Commissioner Pat Foley and seconded by Commissioner Jack Gorden that Ordinance be approved on Second Reading as presented. A unanimous affirmative vote was recorded.

6. ORDINANCE - APPROVED - SECOND READING - POSITION OF MAYOR EMERITUS

Mayor Garrison stated that the next item for consideration was Second Reading of Ordinance establishing the position of Mayor emeritus.

Mayor Garrison requested that Mayor pro tem Pat Foley preside over this item.

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

Mayor Garrison recused himself from voting.

7. RESOLUTION - APPROVED - PITSER H. GARRISON - MAYOR EMERITUS

Mayor Garrison requested that Mayor pro tem Pat Foley preside over consideration of Resolution for the appointment to the position of Mayor emeritus.

Motion was made by Commissioner Percy Simond and seconded by Commissioner Don Boyd that Resolution be approved as presented. A unanimous affirmative vote was recorded.

Mayor Garrison stated that he was deeply indebted to the City Commission and was grateful and humbled by the appointment as Mayor emeritus.

8. ORDINANCE - APPROVED - FIRST READING - TAX ABATEMENT/REINVESTMENT ZONE - CAROL MOORE - 112 SOUTH FIRST STREET (ABRAM'S BUILDING)

Mayor Garrison stated that the next item for consideration was First Reading of an Ordinance for Tax Abatement/Reinvestment Zone for Carol Moore covering property located at 112 S. First Street (Abram's Building).

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

9. ORDINANCE - POSTPONED - FIRST READING - ZONE CHANGE REQUEST - YVONNE BLAKE - LARGENT STREET AND WHITE DRIVE - RL, RM TO LB

Mayor Garrison stated that Mrs. Blake's attorney John Fleming had called earlier and stated that Mrs. Blake was ill and requested that the zone change request be postponed at this time.

10. SALE OF SURPLUS WATER WELLS - APPROVED

Mayor Garrison stated that the next item for consideration was surplus water wells the City had for sale.

Mayor Garrison stated that in the 1987-88 budget surplus water wells had been listed as potential income for the year but until this time no action had been taken.

City Manager Harvey Westerholm stated that Angelina Water Supply Corporation has expressed an interest in purchasing the wells.

City Manager Westerholm stated that the appraisal included the price of the two acres of land at \$8,000, which is located on a FM road.

Motion was made by Commissioner Pat Foley and seconded by Commissioner Jack Gorden authorizing the City Manager to proceed with invitations for bids for the water wells with the option to reject any or all bids. A unanimous affirmative vote was recorded.

In response to question by Mayor Garrison, City Manager Westerholm stated that bids should be available for City Commission consideration by the first meeting in June.

11. AUTHORIZATION FOR BIDS - HERTY PARK

Mayor Garrison stated that plans for Herty Park have been submitted to the Texas Parks and Wildlife Department and the City has been authorized to proceed with the solicitation of bids for construction of the park.

Motion was made by Commissioner Pat Foley and seconded by Commissioner Percy Simond that the City invite bids for the construction of Herty Park. A unanimous affirmative vote was recorded.

12. INVOICE - APPROVED - EVERETT GRIFFITH & ASSOCIATES - WATER TREATMENT PLANT - CEDAR CREEK INTERCEPTER

Mayor Garrison stated that the next item for consideration was an invoice from Everett Griffith & Associates for engineering work under "Project Performance", relating to their contract, in the amount of \$5,068.85.

Motion was made by Commissioner Don Boyd and seconded by Commissioner Percy Simond that invoice from Everett Griffith & Associates in the amount of \$5,068.85 be approved as presented. A unanimous affirmative vote was recorded.

13. INVOICES - APPROVED - MORGAN, O'NEAL, HILL & SUTTON - CIVIC CENTER - CENTRAL FIRE STATION

Mayor Garrison stated that the Commission now had for consideration invoices from Morgan, O'Neal, Hill & Sutton for reroofing jobs at the Civic Center and Central Fire Station.

Motion was made by Commissioner Don Boyd and seconded by Commissioner Pat Foley that invoices from Morgan, O'Neal, Hill & Sutton for engineering and architectural services in the amount of \$2,293.87 for reroofing the Civic Center and \$1,769.20 for reroofing Central Fire Station be approved as presented. A unanimous affirmative vote was recorded.

14a. BID - APPROVED - COPIERS - PERSONNEL, ACCOUNTING, POLICE, AND WATER POLLUTION CONTROL DEPARTMENTS

Mayor Garrison stated that the next item for consideration was bids for copiers to be used in several City departments.

Mayor Garrison stated that Purchasing Agent David Cochran has recommended the bid of Story-Wright for the Sharp Model 7700.

Mr. Cochran stated that the copiers had different features as requested by the various departments. The cost of the machines is: Accounting - \$2,239.18, Personnel - \$2,239.18, Police Department - \$3,064.18, all of which will be purchased through the finance package. The copier for the Water Pollution Control Department is to be purchased for \$2,339.18 with \$1,200 allocated in the budget and the remainder to come from line item 90-02.

Mr. Cochran stated that the total price for the three copiers purchased through the finance package is \$7,542.54. Mr. Cochran stated that the copier for the Water Pollution Control department could not be added to the finance package.

Motion was made by Commissioner Pat Foley and seconded by Commissioner Jack Gorden that bid of Story-Wright for Sharp Model 7700 copiers to be used in the Personnel, Accounting, Police and Water Pollution Control Departments in the amount of \$9,881.72 be approved as presented. A unanimous affirmative vote was recorded.

Mayor Garrison stated that, in his opinion, purchasing equipment through the finance package violates the spirit of the State constitution and is a very dangerous trend. Mayor Garrison stated that he hoped the City would comply with the pay-as-you-go provision of the State constitution.

14b. BID - APPROVED - PETROLEUM PRODUCTS - POLK OIL COMPANY

Mayor Garrison stated that one bid had been received for petroleum products and it was from Polk Oil Company in the amount of \$147,110.

City Manager Westerholm stated that this was an increase of \$630 over last year's bid. City Manager Westerholm stated that Polk Oil is the City's present supplier and their service has been satisfactory with the various convenient service points in town.

Motion was made by Commissioner Pat Foley and seconded by Commissioner Percy Simond that bid of Polk Oil Company in the amount of \$147,110 be accepted as presented. A unanimous affirmative vote was recorded.

14c. BID - APPROVED - CONCRETE PIPE - FULLER SPRINGS LIFE STATION - GIFFORD-HILL & COMPANY, INC.

Mayor Garrison stated that the next item for consideration was bids for concrete pipe to be used for the construction of the Fuller Springs Lift Station.

Mayor Garrison stated that the bid received from Golden Triangle did not meet the specifications.

Motion was made by Commissioner Pat Foley and seconded by Commissioner Percy Simond that bid from Gifford-Hill & Company, Inc. in the amount of \$7,380 be accepted as presented. A unanimous affirmative voter was presented.

15. EXECUTIVE SESSION

Mayor Garrison stated that the Commission would now go into Executive Session to discuss appointment to the Zoning Board of Adjustment and Appeals. Mayor Garrison recessed formal open meeting of City Commission at 5:52 p.m. Mayor Garrison reconvened meeting of City Commission at 6:13 p.m.

16. APPOINTMENT - ZONING BOARD OF ADJUSTMENT AND APPEALS - DON LANGSTON

Motion was made by Commissioner Pat Foley and seconded by Commissioner Percy Simond that Don Langston be appointed to the Zoning Board of Adjustment and Appeals subject to his willingness to serve. A unanimous affirmative vote was recorded.

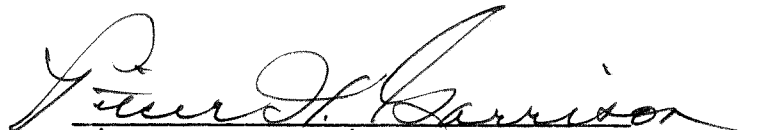
17. NOTIFICATION TO RESIDENTS OF ZONE CHANGE REQUESTS - WATER LINES FOR NORTH LUFKIN - FIRE DEPARTMENT OPEN HOUSE

Commissioner Danny Roper stated that he would like to see the City adopt the same policy that is used by the Planning and Zoning Department of notifying residents of an impending zone change request.

Commissioner Don Boyd stated that he would like to see the City implement the plans that have been proposed for replacement of water lines in north Lufkin in the event the grant is turned down. Mayor Garrison stated that he had been advised the the City should be hearing the final outcome of the grant within the next 30 days.

Commissioner Percy Simond stated that he read in the paper that the Fire Department had recently held open house for their new facility and was surprised that none of the City Commissioners were invited.

18. There being no further business for consideration, meeting adjourned at 6:23 P.M.


Pitser H. Garrison, Mayor

ATTEST:


Atha Stokes, City Secretary