

MINUTES OF REGULAR MEETING OF THE CITY COMMISSION OF THE CITY OF
LUFKIN, TEXAS, HELD ON THE 19TH DAY OF SEPTEMBER, 1989, AT 5:00 P.M.

On the 19th day of September, 1989, 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
Harvey Westerholm	City Manager
Robert Flournoy	City Attorney
Atha Stokes	City Secretary

being present, and

Paul Mayberry	Commissioner, Ward 6
Ron Wesch	Public Works Director

being absent when the following business was transacted.

1. Meeting was opened with prayer by Chaplain Billy Dunn, Lufkin State School.

2. Mayor Bronaugh welcomed visitors present.

3. APPROVAL OF MINUTES

Minutes of September 5, 1989 meeting were approved on a motion by Commissioner Don Boyd and seconded by Commissioner Jack Gorden. A unanimous affirmative vote was recorded.

4. ORDINANCE - APPROVED - SECOND READING - APPROPRIATIONS ORDINANCE - TAX LEVYING ORDINANCE

Mayor Bronaugh stated that the first items for consideration were Second Reading of the Appropriations Ordinance and the Tax Levying Ordinance.

Motion was made by Commissioner Don Boyd and seconded by Commissioner Danny Roper that Appropriations Ordinance and Tax Levying Ordinance be approved on Second and Final Reading as presented. A unanimous affirmative vote was recorded.

5. ORDINANCE - APPROVED - SECOND READING - STREET CLOSING - CALVERT STREET BETWEEN KERR AVENUE AND TIMBERLAND DRIVE - FRANCHISE FINANCE CORPORATION OF AMERICA - RONG MING LEE

Mayor Bronaugh stated that the next item for consideration was Second Reading of Ordinance for street closing by Franchise Finance Corporation of America located and being an unused portion of Calvert Street between Kerr Avenue and Timberland Drive.

Mayor Bronaugh stated that at last meeting there was discussion that Mr. Rong Ming Lee, who owns property adjoining the street, had not been properly notified and City Planner Finan had been instructed to send a certified letter to him. Mr. Lee was present, and stated that he was interested in purchasing one-half of the street.

City Attorney Flournoy stated that as soon as the field notes were

available he would prepare the deeds to Mr. Lee and to the Franchise Finance Corporation of America.

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

6. ORDINANCE - APPROVED - SECOND READING - ALLEY CLOSING - MEMORIAL MEDICAL CENTER - FRANK STREET AND MANTOOTH AVENUE/FRANKLIN STREET - WOODLAND HEIGHTS ADDITION

Mayor Bronaugh stated that the next item for consideration was Second Reading of Ordinance for alley closing by Don Duran, representing Memorial Medical Center, located and being an unused portion of an alley between Frank Street and Mantooth Avenue and extending east from Franklin Street to the eastern edge of Lot 14, Block 11 of the Woodland Heights Addition.

Motion was made by Commissioner Danny Roper and seconded by Commissioner Don Boyd that Ordinance approved on First Reading as presented.

Commissioner Bob Bowman recused himself from voting.

Mayor Bronaugh stated that motion carried by six affirmative votes.

7. ORDINANCE - APPROVED - SECOND READING - ENTERPRISE ZONE - REINVESTMENT ZONE - NORTH LUFKIN

Mayor Bronaugh stated that the next item for consideration was Second Reading of an Ordinance establishing the Enterprise Zone as a Reinvestment Zone, generally described as North Lufkin and specifically described within the Ordinance.

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

8. ORDINANCE - APPROVED - SECOND READING - ZONE CHANGE - PAT PATTERSON/C. MARTIN CARD, JR. - 3804 SOUTH MEDFORD DRIVE - RL TO LB, SU (PROFESSIONAL OFFICES)

Mayor Bronaugh stated that the next item for consideration was Second Reading of an Ordinance for Zone Change request by Pat Patterson for C. Martin Card, Jr. covering property located at 3804 South Medford Drive from Residential Large to Local Business, Special Use (Professional Offices).

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

9. ORDINANCE - APPROVED - SECOND READING - ZONE CHANGE - PHIL MEDFORD/ARNETT ESTATE - DENMAN AVENUE - RL, C TO C, SU (ITEM 26 A-H)

Mayor Bronaugh stated that the next item for consideration was Second Reading of Ordinance for Zone Change request by Phil Medford for the Arnett Estate covering property along both sides of Loop 287 north of Denman Avenue from Residential Large, Commercial to Commercial, Special Use (Item 26 a-h).

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

10. CIRCUS VARGAS - APPROVED - LUFKIN JAYCEES - MORRIS FRANK PARK

Mayor Bronaugh stated that the next item for consideration was allowing the Lufkin Jaycees/Circus Vargas to conduct a circus at Morris Frank Park and consider fee for usage.

Don Hannabas, Parks and Recreation Director, stated that the Jaycees had sponsored Circus Vargas at Morris Frank Park two years ago and the City had charged a fee of \$335 per day with a \$2,500 cleanup deposit.

Mayor Bronaugh stated that he had been assured that there would be no telephone solicitation for this activity.

Motion was made by Commissioner Bob Bowman and seconded by Commissioner Jack Gorden that a fee of \$335 per day be charged to Circus Vargas, with a cleanup deposit of \$2,500 for their October 16-17, 1989 performance at Morris Frank Park. A unanimous affirmative vote was recorded.

11. BID - APPROVED - AIR COMPRESSOR - STREET DEPARTMENT - A-1 LUFKIN RENTAL CENTER, INC.

Mayor Bronaugh stated that the next item for consideration was an air compressor for the Street Department.

City Manager Westerholm stated that Purchasing Agent David Cochran and Public Works Director Ron Wesch have recommended the low bid of Lufkin Supply in the amount of \$9,451. City Manager Westerholm stated that this air compressor is cheaper but does not meet the specifications that were sent out for a 200 CFM compressor.

City Manager Westerholm stated that in accordance with the bid specification for a 200 CFM air compressor, A-1 Lufkin Rental Center, Inc. was the low bidder at \$10,850, which was still within the \$11,000 budgeted.

Motion was made by Commissioner Bob Bowman and seconded by Commissioner Danny Roper to accept the bid of A-1 Lufkin Rental Center, Inc. in the amount of \$10,850. A unanimous affirmative vote was recorded.

12. DEMOLITION - AUTHORIZED - BUILDING ON SECOND STREET

City Attorney Flournoy stated that the building on Second Street had operated as a feed store but ultimately became an amusement center and burned after the Center opened. Mr. Flournoy stated that he and Kenneth Williams had tried to notify the owners of the building, but have had no response. Mr. Flournoy stated that it was the recommendation of himself and Mr. Williams that demolition procedures proceed.

City Attorney Flournoy stated that he will file a lien on the building.

Mayor Bronaugh stated that in October of last year the present owners requested and were granted a Tax Abatement on the property.

Mayor Bronaugh stated that there was no objection from the City Commission to go forward with demolition of the building.

13. COMMENTS

Commissioner Danny Roper requested that City Manager Westerholm give a report at the next City Commission meeting regarding the impact of the County no longer contributing \$15 for animals being taken to the Animal Shelter, and how it will effect the City's budget.

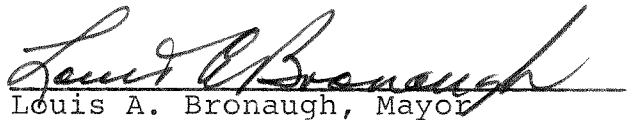
Commissioner Bowman requested that City Manager Westerholm check with the Highway Department as to the progress of the traffic light at Chestnut and the Loop.

Commissioner Gorden requested that City Manager Westerholm check with the Highway Department as to the progress of alleviating the flooding problem on the Southwest Loop.

Mayor Bronaugh stated that a letter from Judge Dan Jones had been given to the Commissioners concerning the surcharge fee for solid waste at the landfill. Mayor Bronaugh stated that the increase in fees started on a State level and was passed to the County, and would be passed on to the City. Commissioner Bowman stated that he would like to know what the State intends to do with the money from this increase in fees.

City Manager Westerholm stated that Public Works Director Ron Wesch will have the figures at next meeting as to how this increase will affect the City's garbage rates.

18. There being no further business for consideration, meeting adjourned at 5:34 p.m.


Louis A. Bronaugh, Mayor

ATTEST:


Atha Stokes, City Secretary