

MINUTES OF REGULAR MEETING OF THE CITY COMMISSION OF THE CITY OF LUFKIN, TEXAS, HELD ON THE 20TH DAY OF AUGUST, 1991 AT 5:00 P.M.

On the 20th day of August, 1991, 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	Commissioner, Ward No. 1
Danny Roper	Commissioner, Ward No. 3
Bob Bowman	Commissioner, Ward No. 4
Jack Gorden	Commissioner, Ward No. 5
Paul Mayberry	Commissioner, Ward No. 6
C. G. Maclin	City Manager
Darryl Mayfield	Asst. City Mgr./Finance
Ron Wesch	Asst. City Mgr./Public Works
Tommy Deaton	Asst. City Attorney
Atha Stokes	City Secretary

being present, and

Don Boyd

Mayor pro tem

being absent when the following business was transacted.

1. Meeting was opened with prayer by Rev. Leon Wallace, Minister, Eastview United Pentecostal Church.

2. Mayor Bronaugh welcomed visitors present.

3. APPROVAL OF MINUTES

Minutes of regular meeting of August 6, 1991 were approved on a motion by Commissioner Bob Bowman and seconded by Commissioner Jack Gorden. A unanimous affirmative vote was recorded.

4. PUBLIC HEARING - 1991 TEXAS COMMUNITY DEVELOPMENT PROGRAM

Mayor Bronaugh opened Public Hearing to discuss the proposed 1991 Texas Community Development Program application.

Mayor Bronaugh requested that anyone attending the Public Hearing for this grant application should sign the attendance sheet.

Vicki Ellison, Grant Consultant with Gary Traylor & Associates of Tyler who is preparing the grant, stated that this is the Second Public Hearing for the proposed project for street improvements to Martin Luther King Drive from F. W. Thomas to Bonita Drive. Ms. Ellison stated that the street improvements will directly benefit 550 people that live in the Pine Wood Park Apartments and 620 Dunbar Intermediate Junior High School students who will benefit from the pedestrian bridge.

Billy Sims, Engineer with KSA, stated that most of the people in the City are aware of the major problem with the school crossing on Martin Luther King Drive, a road that is heavily traveled. Mr. Sims stated that there is 1,000 feet of street which will be 42 feet wide back-to-back curb and gutter that starts at the south end of the school at Bonita Street and goes north to the entrance of the housing project.

City Manager Maclin stated that in the original project that was submitted in 1988 when the City applied for a similar grant proposal, Martin Luther King Drive from Kurth Drive all the way to F. W. Thomas as well as the pedestrian bridge was included. City Manager Maclin stated that the project at that time was approximately \$525,000. With inflation and other factors taken into account over the past three and one-half or four years, the

project is now up to \$725,000 for that same area. City Manager Maclin stated that on Friday when staff was reviewing the project, a decision was made after talking with the engineer and the grant consultant to cut back the scale of the project. It the project was left as it was 3 or 4 years ago there would have been a \$325,000 cash commitment on the City's part as a cash match. City Manager Maclin stated that would not have been feasible due to current budget restraints and that is when the decision was made to cut the project into two phases. City Manager Maclin stated that Phase I would be this grant application for Martin Luther King Drive from Bonita Drive northward to F. W. Thomas to include the pedestrian walkway. The total scope of the project would then be reduced from \$725,000 to \$420,000 and reduce the City's cash match obligation from \$325,000 to \$40,680. City Manager Maclin stated that the \$40,680 could be utilized through Street Department budgeted funds for 1991-92 and the project would then be affordable. City Manager Maclin stated that in 1992 the City could then make application for Phase II which would be the balance of street improvements on Martin Luther King from Bonita Drive south to Kurth Drive. City Manager Maclin stated that the City is not guaranteed that they will receive funding in either year, but the chances are less in the second year than the first year. City Manager Maclin stated that, in his opinion, this is an affordable way to accomplish the project where the City gets some street improvements in front of the school, and the apartment complex, and more importantly, the pedestrian walkway for the students to minimize the safety or liability problems that currently exist.

In response to question by Commissioner Gorden, City Manager Maclin stated that the school has agreed to pay \$130,000 towards the pedestrian walkway, however, no written commitment has been received by the City. The total cost of the pedestrian walkway is \$198,000.

Joe Douglas, School Board Member, stated that he was not speaking on behalf of the School Board Chairman Walter Borgfeld, but would speak from personal observation. Mr. Douglas stated that the School Board did approve commitment to the \$130,000 that was agreed to on the original project. Mr. Douglas stated that he would like to commend the City for their efforts in trying to improve the safety situation in that area. Mr. Douglas stated that he will contact the Superintendent to make sure that the proper papers are submitted to the City.

Mayor Bronaugh stated that due to the inflationary figures of \$165,00 to \$198,000, he would suggest asking the School to increase their contribution to keep up with inflation.

In response to question by Commissioner Roper, Mr. Sims stated that there has been some preliminary engineering work done on the pedestrian walkway. Mr. Sims stated that the walkway has been designed to have circular sloped ends for access and will be 14 1/2-15' above the center line of the road, it will be enclosed with chain link fencing around the sides and will be covered. Mr. Sims stated that the access will be closed when school is out.

Commissioner Bowman suggested extending the chain link fence along the front of the school to make sure that the students used the walkway and did not continue stopping traffic to cross the street. Mr. Sims stated that this was not included in the budget but could be considered. Mayor Bronaugh stated that the present arrangement for dropping off and picking up of students will have to be rearranged.

City Manager Maclin stated that if everything goes according to schedule, the bid process would begin in spring, and a contract awarded where work could begin June 1st immediately after school is out. City Manager Maclin stated that the engineer has

indicated that the project could be completed in 75 days which means that they would be through before school started up again in late August.

In response to question by Commissioner Mayberry, Mr. Sims stated that the piers would be poured in place but the main beams for the walkway would be pre-stressed off site and brought in and set on the piers after they have been poured.

Mayor Bronaugh closed Public Hearing.

5. ORDINANCE - APPROVED - SECOND READING - ANNEXATION/PERMANENT ZONING - CROWN COLONY SUBDIVISION - SECTION VII-B - RESIDENTIAL LARGE - SABINE INVESTMENT COMPANY

Mayor Bronaugh stated that the next item for consideration was Second Reading of an Ordinance for annexation and permanent zoning as requested by Sabine Investment Company for Crown Colony Subdivision Section VII-B (located at the termination point of Champions Drive at the southeast corner of the Crown Colony Subdivision).

There was no opposition present.

Motion was made by Commissioner Percy Simond and seconded by Commissioner Paul Mayberry that Ordinance for annexation as requested by Sabine Investment Company for Crown Colony Subdivision Section VII-B (located at the termination point of Champions Drive at the southeast corner of the Crown Colony Subdivision) be approved on Second and Final Reading. A unanimous affirmative vote was recorded.

Motion was made by Commissioner Percy Simond and seconded by Commissioner Paul Mayberry that Ordinance zoning property located at Crown Colony Subdivision Section VII-B (located at the termination point of Champions Drive at the southeast corner of the Crown Colony Subdivision) as Residential Large be approved on Second and Final Reading. A unanimous affirmative vote was recorded.

6. ORDINANCE - APPROVED - SECOND READING - ZONE CHANGE - ELVIN LOWERY/ELMER BRUMBLE III - TULANE DRIVE - RESIDENTIAL LARGE TO LOCAL BUSINESS, SPECIAL USE (HEALTH CLUB)

Mayor Bronaugh stated that the next item for consideration was Second Reading of an Ordinance for Zone Change as requested by Sabine Investment Company covering property located at Crown Colony Subdivision, Section VII-A, Block 1, Lot 14 from Apartment, Special Use to Residential Medium.

There was no opposition present.

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.

7. ORDINANCE - APPROVED - SECOND READING - 1991 SOUTHERN BUILDING CODE - PROVIDING AN EFFECTIVE DATE

Mayor Bronaugh stated that the next item for consideration was Second Reading of an Ordinance adopting the latest provisions of the 1991 Southern Building Code and providing an effective date of October 1, 1991 for fee increases for the:

Standard Plumbing Code  
Standard Gas Code  
Standard Building Code  
Standard Mechanical Code

Standard Fire Prevention Code  
National Electric Code

City Manager Maclin stated that the Ordinances are being updated to get in compliance with the 1991 Southern Building Code. City Manager Maclin stated that the only exception made was to the house moving fees. City Manager Maclin stated that at last meeting the City Commission expressed a desire to increase the fees from \$50 to \$200 and voted accordingly at First Reading of the Ordinance.

Motion was made by Commissioner Paul Mayberry and seconded by Commissioner Bob Bowman that Ordinances be approved on Second and Final Reading as presented, to include the \$200 fee for house moving. A unanimous affirmative vote was recorded.

8. ORDINANCE - APPROVED - SECOND READING - EXOTIC ANIMALS

Mayor Bronaugh stated that the next item for consideration was Second Reading of an Ordinance regulating and controlling exotic animals within the City.

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.

9. ORDINANCE - DENIED - SECOND READING - HOTEL/MOTEL TAX - ETJ

Mayor Bronaugh stated that the next item for consideration was Second Reading of an Ordinance for collection of Hotel/Motel Tax in the City's ETJ, and setting an effective date.

Commissioner Gorden stated that he had voted for the Ordinance on First Reading but after considering what Mrs. Jenkins said at the last meeting, he has decided to vote against the Ordinance. Commissioner Gorden stated that since Mrs. Jenkins is the only motel in this particular situation he does not believe that the hotel/motel tax should be imposed on her motel. Mayor Bronaugh stated that the only thing he disagreed with what Mrs. Jenkins said is that she does not get anything from the City of Lufkin.

Commissioner Gorden stated that he did not believe that the intended use of the tax applied to Mrs. Jenkins that much.

Motion was made by Commissioner Danny Roper that Ordinance be approved on First Reading.

Commissioner Bowman stated that he voted against the Ordinance at last meeting because this is the only motel in the City's ETJ, (2) she does not receive any benefits from the City, and (3) her occupants are primarily working people who stay for a week or a month and very rarely use the Expo Center or the Civic Center. Commissioner Mayberry stated that Mrs. Jenkins also has apartments on the property.

Commissioner Roper stated that the three reasons he feels that this motel should share in the Hotel/Motel Occupancy Tax are: (1) They do derive benefits from the expenditure of monies from the Expo Center, Civic Center, and Chamber of Commerce promotion of Lufkin-Angelina County. Commissioner Roper stated that he does not feel that the City is "picking on" the motel because they are the only motel in Angelina County that is not paying the occupancy tax. (2) Commissioner Roper stated that, in his opinion, the City Commission needs to follow the recommendation of the Boards that are appointed by the Commission, unless there is an overriding situation. (3) Commissioner Roper stated that while Mrs. Jenkin's motel does not get City services and the motels in the City limits do, they do pay for them.

Motion failed for lack of a second on Second Reading of the Ordinance.

10. ORDINANCE - APPROVED - FIRST READING - JACKSONVILLE SAVINGS AND LOAN - 2208 NORTH TIMBERLAND DRIVE - COMMERCIAL TO COMMERCIAL, SPECIAL USE (DAY NURSERY)

Mayor Bronaugh stated that the next item for consideration was request of Jacksonville Savings and Loan Association for a change of zoning from Commercial to Commercial, Special Use (Day Nursery) on .818 acres of land located at 2208 North Timberland Drive.

City Manager Maclin stated that the Planning & Zoning Commission voted unanimously to recommend the zone change to City Commission with some conditions as outlined in the City Planner's memorandum included in the packet material.

Commissioner Mayberry complimented the City Planner and his staff for the excellent job they are doing in that department.

Commissioner Gorden stated that the City is fortunate to be getting a Headstart Program in the community.

There was no opposition present.

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

11. ZONE CHANGE REQUEST - WITHDRAWN - RICKY CHILDRESS - 1104 RENFRO RESIDENTIAL LARGE TO RESIDENTIAL SMALL - PERMANENT MOBILE HOME PERMIT

Mayor Bronaugh stated that the next item for consideration was a request by Ricky Childress for a change of zoning from Residential Large to Residential Small and approval of a Permanent Mobile Home Permit at 1104 Renfro Drive.

Mayor Bronaugh stated that Mr. Childress has requested that this item be withdrawn from the agenda.

12. ORDINANCE - AMENDMENT - APPROVED - FIRST READING - ABANDONED/JUNKED VEHICLES - PUBLIC/PRIVATE PROPERTY

Mayor Bronaugh stated that the next item for consideration was First Reading of an Amendment to the Ordinance for regulating abandoned or junked vehicles on public or private property, Section 15-28 (g).

City Manager Maclin stated that the State legislature recently updated some aspects of this Ordinance on a State statute basis that helped provide a little more expeditious notification of vehicles owners.

Asst. City Manager Darryl Mayfield stated that Senate Bill 87, as passed by the legislature, provides for expediting the notice of abandoned or junked vehicles currently in the City of Lufkin. Mr. Mayfield stated that most of the vehicles on public right-of-way can be towed off by Police officers. Mr. Mayfield stated that this Ordinance provides a way to cut down staff time on researching for junk vehicles that may be parked on private property. Mr. Mayfield stated that the procedure the City will be using, with assistance from Police officers, is that they are going to be tagging these particular vehicles with a new form which gives the owner or the person whose property the vehicle is parked on instructions on how to commit to certain actions. One of the actions is to get in touch with the Code Enforcement Officer and make arrangements for removing the car. If the owner of the vehicle or property owner does not respond to the form,

the Ordinance provides that within ten days after notification, the CEO can file on them in Municipal Court.

Commissioner Simond complimented the Asst. City Manager and the Code Enforcement Officer for their dedication on the job. Commissioner Simond stated that 90 violations on junked/abandoned cars had been passed out in a 2-day period.

Mr. Williams passed out samples of the forms the CEO will be using to place on junked/abandoned vehicles. Mr. Mayfield stated that the form gives a place for license number, owner's name and address, and notifies the person that they have to do something about this particular action. Mr. Mayfield stated that the CEO's telephone number is also listed on the form. Mr. Mayfield stated that the orange copy has an adhesive backing and will be placed on the vehicle--the white copy will be brought back by the Police Officer and turned in to the CEO.

In response to question by Commissioner Simond, City Manager Maclin stated that the City has an area where they park seized vehicles and property taken in narcotics raids but it is a very small area. City Manager Maclin stated that there has been some vandalism of these vehicles. City Manager Maclin stated that it is the staff's intent to remove the vehicles and haul them to the junk yard for disposal.

In response to question by Commissioner Simond, City Manager Maclin stated that the City has not been able to take any of the demolished dilapidated houses to the landfill because the County has not gotten their permit as yet.

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

### 13. ORDINANCE - AMENDMENT - APPROVED - BURGLAR ALARMS/ALARM SYSTEMS

Mayor Bronaugh stated that the next item for consideration was an Amendment to the Ordinance regulating burglar alarms and alarm systems.

Chief Sherman Collins stated that a copy of the State law that regulates Ordinances regulating alarms had been included in the packet. Chief Collins stated that he had gone over the Ordinance very carefully and the only area of potential conflict was where the City's Ordinance allows for the false alarm fee to be charged after three alarms in a 12-month period and the State law now allows for five free false alarms before a fee is charged. Chief Collins stated that the City Attorney had reviewed the new legislation and is now recommending that the City amend the Ordinance regulating burglar alarms.

In response to question by Commissioner Bowman, Chief Collins stated that the City charges \$30 per false alarm after the first three alarms.

In response to question by Commissioner Simond, Chief Collins stated that the average call per each alarm is 25 minutes and the false alarm rate is running 98.5% of all alarms. Chief Collins stated that the Police Department is experiencing 1,200 false alarms per year.

In response to question by Commissioner Gorden, Chief Collins stated that the same law that regulates the fee sets a maximum fee of \$50.

Chief Collins stated that this Ordinance does not cover fire alarms.

In response to question by Commissioner Mayberry, Chief Collins stated that there are currently over 600 residential burglar alarms in the City.

Mayor Bronaugh requested that the City Manager do some research on the fees charged for fire and burglar alarms.

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

14. RESOLUTION - APPROVED - TEXAS COMMUNITY DEVELOPMENT PROGRAM APPLICATION - TEXAS DEPARTMENT OF COMMERCE

Mayor Bronaugh stated that the next item for consideration was a Resolution authorizing the submission of a Texas Community Development Program Application to the Texas Department of Commerce.

City Manager Maclin stated that the amount of the grant is \$250,000, and if it is approved, the City would be committing \$40,680 in cash match with the school contributing a \$130,000 match. City Manager Maclin stated that by approving the Resolution, the City is agreeing to comply with all the regulations as set forth by the Community Block Grant Program.

Mayor Bronaugh stated that now that the project has been broken out into two phases, he is concerned that there is not a very good chance of getting two CDBG grants back-to-back. Ms. Ellison stated that it is not unusual for a City to receive two grants in a row. Ms. Ellison stated that the grant the City received last year was not out of the regional allocation, but was on a State-wide competition. Mayor Bronaugh stated that he was referring to Phase I and Phase II of the current application. Commissioner Mayberry stated that if only Phase I of the project is successful, then the City has satisfied the problem.

Ms. Ellison stated that over the last few years, and probably for the next two years, the State has emphasized benefiting low income housing projects. In response to question by Mayor Bronaugh, Ms. Ellison stated that the Pine Wood Park Apartments would be the same beneficiary of the extended street improvements in Phase II.

Motion was made by Commissioner Paul Mayberry and seconded by Commissioner Percy Simond that Resolution authorizing the submission of a Texas Community Development Program Application to the Texas Department of Commerce be approved as presented. A unanimous affirmative vote was recorded.

15. RESOLUTION - APPROVED - ESTABLISHMENT OF FAIR HOUSING COMPLAINT PROCEDURE - FAIR HOUSING ADMINISTRATOR

Mayor Bronaugh stated that the next item for consideration was a Resolution establishing a local Fair Housing complaint procedure and designating a Fair Housing Administrator.

City Manager Maclin stated that these items must be on file in order to complete portions of the Community Development Block Grant grant application. City Manager Maclin stated that it is the staff recommendation that Darryl Mayfield be designated as the City's Fair Housing Administrator.

Motion was made by Commissioner Bob Bowman and seconded by Commissioner Percy Simond that the City establish a Fair Housing complaint procedure and designate Darryl Mayfield as the Fair Housing Administrator. A unanimous affirmative vote was recorded.

16. RESOLUTION - APPROVED - ESTABLISHMENT OF CITIZEN COMPLAINT PROCEDURE - COMMUNITY DEVELOPMENT CITIZEN COORDINATOR

Mayor Bronaugh stated that the next item for consideration was a Resolution establishing local written Citizen Complaint Procedures and designating a Community Development Citizen Coordinator.

City Manager Maclin stated that this is also a requirement for Community Development Block Grant grant application procedures. City Manager Maclin stated that the staff recommendation for the designation of Community Development Citizen Coordinator is Kenneth Williams.

Motion was made by Commissioner Bob Bowman and seconded by Commissioner Percy Simond that Resolution establishing local written Citizen Complaint Procedures and designating Kenneth Williams as the Community Development Citizen Coordinator. A unanimous affirmative vote was recorded.

17. TAPE RECORDING MACHINE - APPROVED FOR SALE

Mayor Bronaugh stated that the next item for consideration was to consider the sale of a surplus tape recording machine in connection with the 911 recording system update.

City Manager Maclin stated that 911 through DETCOG is upgrading the tape recording machine in the Police Department, and the Chief is requesting permission to sell the used tape recording machine to the Diboll Police Department.

Motion was made by Commissioner Bob Bowman and seconded by Commissioner Danny Roper that the Police Chief be authorized to sell the used tape recording machine to the Diboll Police Department. A unanimous affirmative vote was recorded.

18a. BID - APPROVED - COMPUTERS - PLANNING & ZONING - ASST. CITY MANAGER - COMPUTER JUNCTION

Mayor Bronaugh stated that the next item for consideration was a bid for computers for the Planning & Zoning Commission and the Assistant City Manager of Finance.

City Manager Maclin stated that the computer for the Planning Department was included in the 1990-91 fiscal year budget. City Manager Maclin stated that the second computer is for the Asst. City Manager and will be paid for out of excess funds in the Planning Department. City Manager Maclin stated that he was requesting a budget amendment with approval of this bid proposal to take the funds from the Planning Department to purchase the computer for the Asst. City Manager. City Manager Maclin stated that the low bid was received from Computer Junction in the amount of \$7,390.

City Manager Maclin stated that a committee composed of several staff members held a pre-bid conference and all the computer dealers in the City were invited to attend and submit a bid.

Motion was made by Commissioner Percy Simond and seconded by Commissioner Danny Roper that bid of Computer Junction in the amount of \$7,390 for the purchase of computers for the Planning & Zoning Department and the Assistant City Manager of Finance be approved as submitted and that the budget be amended to transfer funds from the Planning Department budget to purchase the computer for the Assistant City Manager of Finance. A unanimous affirmative vote was recorded.



18b. BID - APPROVED - RESURFACE TENNIS COURTS - JONES PARK - C.G.I., INC.

Mayor Bronaugh stated that the next item for consideration was bids for the resurfacing of tennis courts in Jones Park.

City Manager Maclin stated that the low bid had been received from C.G.I., Inc. in the amount of \$5,356. City Manager Maclin stated that the funds to pay for resurfacing the tennis courts will come from the TLL Temple Foundation grant.

In response to question by Commissioner Mayberry, City Manager Maclin stated that the City Commission is required to approve the contractor who will do the work because of the competitive bid process. City Manager Maclin stated that by approving the bids publicly, there is no room for criticism.

19. PUBLIC HEARING DATE - BUDGET - TAX RATE - FISCAL YEAR 1991-92

Mayor Bronaugh stated that the next item for consideration was the establishment of budget, tax rate and public hearing notice date and other budget related matters for fiscal year 1991-92.

City Manager Maclin stated that basically at this point in the budget process staff is seeking any direction from the Commission in terms of changes from the budget proposal that was presented last Tuesday, August 13th. City Manager Maclin stated that after it is determined what those changes are today, then September 3rd would be set as the date for the first Public Hearing and first reading of an Ordinance to adopt the budget for fiscal year 1991-92 including the establishment of the tax rate. City Manager Maclin stated that the Second Reading of the Ordinances will be held September 17th at the regularly scheduled meeting. City Manager Maclin stated that this procedure is required by the City Charter.

In response to question by Commissioner Paul Mayberry, City Manager Maclin stated that the only change in the budget that was presented in the three-ring binder was that it did not reflect the additional 3.9 cents above the right-of-way for Chestnut Street. City Manager Maclin stated that based on the comments from last Tuesday evening this figure has now been included in the updated pages to the three-ring binder.

Commissioner Roper stated that he wanted to express his apologies to the Commission for not being able to attend last Tuesday's meeting. Commissioner Roper stated that he regretted attending all the workshop sessions and not being able to be present for the presentation by the City Manager. Commissioner Roper stated he appreciated the professional manner in which the budget was put together this year and especially appreciated the hard work on the part of the City Manager.

Motion was made by Commissioner Paul Mayberry and seconded by Commissioner Percy Simond that Public Hearing date for the budget for fiscal year 1991-92 and First Reading of the Tax Levying Ordinance and the Appropriations Ordinances be set for September 3, 1991. A unanimous affirmative vote was recorded.

20. EXECUTIVE SESSION

Mayor Bronaugh recessed regular session to enter into Executive Session at 6:20 p. m. Regular session reconvened at 6:30 p.m. and Mayor Bronaugh stated that appointments to various boards had been discussed in Executive Session.

21. APPOINTMENTS - APPROVED - PLUMBING APPEALS & ADVISORY BOARD -  
PAUL WATKINS - RAY JOHNSON

Motion was made by Commissioner Paul Mayberry and seconded by Commissioner Bob Bowman that Paul Watkins and Ray Johnson be appointed to the Plumbing Appeals & Advisory Board. A unanimous affirmative vote was recorded.

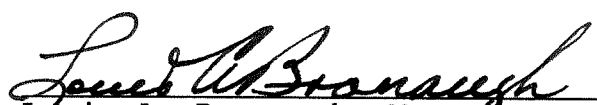
22. COMMENTS

City Manager Maclin stated that when the State passed their budget last week they did some things that were not fair to cities. City Manager Maclin stated that some things were passed that have not even been written and assembled. City Manager Maclin stated that the City has been receiving bank franchise tax since the late '70s and now the State will collect it and keep it in Austin and the City will not be collecting the anticipated \$35,000 in the budget from this tax. City Manager Maclin stated that the City will no longer collect the local portion of sales tax on boats. City Manager Maclin stated that they are now going to charge sales tax on any materials for any contract jobs that the City, County or State does. City Manager Maclin stated there was also a lot of discussion about the extra 3 cents on the gasoline tax--5 cents that the State would add and 2 cents for counties and 1 cent for cities per gallon and the City would get this money back to be used for street improvements. City Manager Maclin stated that this did not pass and ended up not being included in the budget. City Manager Maclin stated that TML will be preparing for the next legislative session in two years to prevent this from happening again.


Commissioner Bowman stated that the State legislature also passed a tax bill to apply sales tax to materials used for packaging and wrapping (strings, rope, excelsior, etc.)

City Manager Maclin stated that the two areas of expansion of the State sales tax is the wrapping and packaging and amusements (concert tickets).

23. There being no further business for consideration, meeting adjourned at 6:40 p. m.

  
Louis A. Bronaugh, Mayor

ATTEST:

  
Atha Stokes, City Secretary