

MINUTES OF THE REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF LUFKIN, TEXAS HELD ON THE 5th DAY OF FEBRUARY, 2019

On the 5th day of February, 2019 the City Council of the City of Lufkin, Texas convened in a Regular Meeting in the Council Chambers of City Hall with the following members, thereof to wit:

Bob F. Brown	Mayor
Mark Hicks	Mayor Pro Tem
Guessippinna Bonner	Councilmember, Ward No. 1
Robert Shankle	Councilmember, Ward No. 2
Lynn Torres	Councilmember, Ward No. 3
Rocky Thigpen	Councilmember, Ward No. 5
Sarah Murray	Councilmember, Ward No. 6
Keith Wright	City Manager
Jason Arnold	Assistant to the City Manager
Seth Elmore	Assistant City Attorney
Kara Andrepont	City Secretary
Rodney Ivy	Human Resource Director
Gerald Williamson	Public Safety Director
David Thomas	Police Chief
Ted Lovett	Fire Chief
Belinda Melancon	Finance Director
Dorothy Wilson	Assistant Director Planning & Zoning
Kevin Gee	Engineering Services Director
Barbara Thompson	Main Street Director
Michael Flinn	Parks & Recreation Director
Albert Duffield	Water & Sewer Director
Gordon Henley	Ellen Trout Zoo Director
Bob Samford	Economic Development Director

being present when the following business was transacted.

1. The meeting was opened with prayer by Pastor John Greene, Harmony Hill Baptist Church.
2. Mayor Bob F. Brown welcomed visitors present and recognized those in attendance from Leadership Lufkin.
3. **MINUTES OF THE REGULAR CITY COUNCIL MEETING HELD JANUARY 15, 2019 – APPROVED**

Councilmember Lynn Torres moved to approve the minutes of the meeting as presented. Councilmember Guessippina Bonner seconded the motion and a unanimous vote to approve was recorded.

4. **SECOND READING OF AN ORDINANCE AUTHORIZING AN AMENDMENT TO THE 2018-2019 OPERATING BUDGET (BUDGET AMENDMENT NO. 12) APPROPRIATING THE FUNDING FOR A GRANT FROM THE E. L. KURTH, JR. CHARITABLE FOUNDATION FOR THE LUFKIN FIRE DEPARTMENT IN THE AMOUNT OF \$100,000 - APPROVED**

City Manager Wright stated that the total grant from the E.L. Kurth, Jr. Charitable Foundation was \$284,687. City Manager Wright furthered that the second payment of \$100,000 would leave one more payment to come from the grant. City Manager Wright expressed his appreciation to the E.L. Kurth Charitable Foundation. City Manager Wright concluded that Staff recommended that City Council approve on Second Reading an Ordinance authorizing an amendment to the 2018-2019 Operating Budget (Budget

Amendment No. 12) appropriating the funding for a grant from the E.L. Kurth Charitable Foundation for the Lufkin Fire Department in the amount of \$100,000.

Councilmember Robert Shankle moved to approve the Ordinance as presented. Councilmember Sarah Murray seconded the motion and a unanimous vote to approve was recorded.

5. SECOND READING OF AN ORDINANCE AUTHORIZING AN AMENDMENT TO THE 2018-2019 OPERATING BUDGET (BUDGET AMENDMENT NO. 13) APPROPRIATING THE FUNDING FOR THE EXTENSION OF CITY SERVICES ALONG HIGHWAY 69 SOUTH TO THE FORMER LUFKIN INDUSTRIES BUCK CREEK FACILITY - APPROVED

City Manager Wright stated that the item would be for an extension of an eight inch (8") water line and a four inch (4") force sewer main to the Buck Creek facility down Highway 69 South from the Lufkin City limits. City Manager Wright furthered that the estimated cost of the project was \$1,435,022. City Manager Wright concluded that Staff recommended that City Council approve on Second Reading an Ordinance authorizing Budget Amendment No. 13 appropriating the funding for the extension of City services along Highway 69 South to the former Lufkin Industries Buck Creek facility.

Councilmember Robert Shankle moved to approve the Ordinance as presented. Councilmember Rocky Thigpen seconded the motion and a unanimous vote to approve was recorded.

6. PUBLIC HEARING AND FIRST READING OF AN ORDINANCE AMENDING THE ZONING ORDINANCE OF THE CITY OF LUFKIN, TEXAS, BY CHANGING THE ZONING TO "RESIDENTIAL SMALL SINGLE FAMILY DWELLING" FOR PROPERTY ADDRESSED AS 202, 204 AND 206 VINCENT STREET – APPROVED

City Manager Wright stated that the owner and applicant, Lisa Lemons with CCLAD, Inc. had requested a zone change to "Residential Small Single Family Dwelling" in order to create additional lots for residential housing. City Manager Wright highlighted the location of the property and neighboring properties as shown on the corresponding maps. City Manager Wright furthered that the request was unanimously approved at the January 14, 2019 meeting of the Planning and Zoning Commission. City Manager Wright concluded that Staff recommended that City Council conduct a Public Hearing and consider on First Reading an Ordinance amending the Zoning Ordinance of the City of Lufkin by changing the Zoning to "Residential Small Single Family Dwelling" for property addressed as 202, 204, and 206 Vincent Street.

Mayor Brown opened the Public Hearing at 5:07 p.m. There being no one who wished to speak, Mayor Brown closed the Public Hearing and moved to comments from the City Council. There were none.

Councilmember Lynn Torres moved to approve the Ordinance as presented. Councilmember Robert Shankle seconded the motion and a unanimous vote to approve was recorded.

7. PUBLIC HEARING AND FIRST READING OF AN ORDINANCE AMENDING THE ZONING ORDINANCE OF THE CITY OF LUFKIN, TEXAS, BY GRANTING A SPECIAL USE PERMIT FOR AUTOMOBILE REPAIR SERVICES AND CHANGING THE ZONING TO "COMMERCIAL" AND THE FUTURE LAND USE MAP DESIGNATION TO "CORRIDOR COMMERCIAL" FOR PROPERTY ADDRESSED AS 1813, 1819 AND 1821 EAST LUFKIN AVENUE – APPROVED

City Manager Wright stated that the owner, Teresa Jasso, had requested a zone change to "Commercial" with a Special Use Permit for Automobile Repair Services in order to relocate a similar existing business on North Medford Drive that could be affected by land acquisition by the Texas Department of Transportation. City Manager Wright highlighted the property as well as the neighboring properties as shown on the corresponding maps. City Manager Wright furthered that the request was approved at the January 14, 2019 meeting of the Planning and Zoning Commission. City Manager Wright concluded that Staff recommended that City Council conduct a Public Hearing and consider on First

Reading an Ordinance amending the Zoning Ordinance of the City of Lufkin by granting a Special Use Permit for automobile repair services and changing the Zoning to “Commercial” and the Future Land Use Map Designation to “Corridor Commercial” for property addressed as 1813, 1819, and 1821 East Lufkin Avenue.

Mayor Brown opened the Public Hearing at 5:09 p.m. There being no one who wished to speak, Mayor Brown closed the Public Hearing and moved to comments from the City Council. There were none.

Councilmember Robert Shankle moved to approve the Ordinance as presented. Councilmember Sarah Murray seconded the motion and a unanimous vote to approve was recorded.

8. PUBLIC HEARING AND FIRST READING OF AN ORDINANCE AMENDING THE ZONING ORDINANCE OF THE CITY OF LUFKIN, TEXAS, BY GRANTING A SPECIAL USE PERMIT FOR AN INDOOR COMMERCIAL RECREATION AND ENTERTAINMENT FACILITY IN A “LOCAL BUSINESS” ZONING DISTRICT FOR PROPERTY ADDRESSED AS 600 ELLIS AVENUE – APPROVED

City Manager Wright stated that the applicant, Diego Vallejo, and owner, Roberto Molina, had requested a Special Use Permit for an indoor commercial recreation and entertainment facility in the existing building at 600 Ellis Avenue for the purpose of a special events venue. City Manager Wright highlighted the property as well as the neighboring properties as shown on the corresponding maps. City Manager Wright furthered that the Special Use Permit would only apply to the commercial building at 600 Ellis Avenue. City Manager Wright stated should the owner decide to consider alcohol sales or consumption in the future, an additional Special Use Permit would be required to be approved by City Council. City Manager Wright concluded that Staff recommended that City Council conduct a Public Hearing and consider on First Reading an Ordinance amending the Zoning Ordinance of the City of Lufkin, Texas, by granting a Special Use Permit for an Indoor Commercial Recreation and Entertainment facility in a “Local Business” zoning district for property addressed as 600 Ellis Avenue.

Mayor Brown opened the Public Hearing at 5:12 p.m. There being no one who wished to speak, Mayor Brown closed the Public Hearing and moved to comments from the City Council. There were none.

Councilmember Mark Hicks moved to approve the Ordinance as presented. Councilmember Sarah Murray seconded the motion and a unanimous vote to approve was recorded.

9. FIRST READING OF AN ORDINANCE AMENDING ORDINANCE NO. 4522 OF THE CITY OF LUFKIN, TEXAS, TO RETITLE AN EX-OFFICIO MEMBER OF THE BUILDING STANDARDS COMMISSION– APPROVED

City Manager Wright stated that Ordinance No. 4522 referred to one of the ex-officio members of the Building Standards Commission by the title of “Director of Inspection Services” which is a title that no longer exists. City Manager Wright furthered that the amendment to the Ordinance would change the title to “Chief Building Official”. City Manager Wright concluded that Staff recommended that City Council approve on First Reading an Ordinance amending Ordinance No. 4522 of the City of Lufkin, Texas, changing the title of one ex-officio member from “Director of Inspection Services” to “Chief Building Official”.

Councilmember Lynn Torres moved to approve on the Ordinance as presented. Councilmember Guessippina Bonner seconded the motion and a unanimous vote to approve was recorded.

10. FIRST READING OF AN ORDINANCE AUTHORIZING THE ACQUISITION AND ACCEPTANCE OF RIGHT-OF-WAY; LOOP 266 (FIRST STREET) BETWEEN TIMBERLAND DRIVE AND KURTH DRIVE, FROM THE TEXAS DEPARTMENT OF TRANSPORTATION – APPROVED

City Manager Wright highlighted the location of the requested right-of-way on the corresponding maps. City Manager Wright stated that the City had approached the Texas

Department of Transportation in regard to acquiring the right-of-way of State Loop 266, otherwise known as First Street, between Timberland Drive and Kurth Drive. City Manager Wright furthered that use of the road, particularly in the downtown area, was restricted to approval from the Texas Department of Transportation (TxDOT). City Manager Wright stated that because the street was utilized as a local street and it traveled through the downtown Main Street area, the City would like the freedom to determine how best to utilize the street. City Manager Wright furthered that the City currently had an agreement with the Texas Department of Transportation (TxDOT) for the portion from Denman Avenue to Frank Street. City Manager Wright stated that the Texas Department of Transportation (TxDOT) had agreed to transfer ownership of the right-ow-way to the City by passage of an Ordinance. City Manager Wright concluded that Staff recommended City Council approve the First Reading an Ordinance authorizing the acquisition and acceptance of right-of-way on Loop 266 (First Street) between Timberland Drive and Kurth Drive from the Texas Department of Transportation (TxDOT).

Councilmember Guessippina Bonner asked if there would be an increase in the expenses for projects by acquiring the right-of-way. City Manager Wright furthered that there would be in the future for things such as street overlays and repairs of pot holes which would likely be a Capital Improvement Project.

Councilmember Robert Shankle moved to approve the Ordinance as presented. Councilmember Sarah Murray seconded the motion and a unanimous vote to approve was recorded.

11. AWARD OF CONTRACT TO KSA ENGINEERS, INC. FOR ENGINEERING SERVICES FOR THE US 59 HIGHWAY UTILITY RELOCATION PROJECT AND FIRST READING OF AN ORDINANCE AUTHORIZING AN AMENDMENT TO THE 2018-2019 OPERATING BUDGET (BUDGET AMENDMENT NO. 14) APPROPRIATING THE FUNDING FOR THE SAME - APPROVED

City Manager Wright highlighted the location of the US Highway 59 Utility Relocation project on the corresponding map. City Manager Wright stated that due to the planned expansion of US Highway 59 South around Diboll by the Texas Department of Transportation (TxDOT), the City of Lufkin utilities must be relocated. City Manager Wright furthered that the estimated cost of the relocation was \$1,406,225. City Manager Wright stated that Staff had selected KSA Engineers, Inc. for the design of the project. City Manager Wright furthered that a contractor would be selected at a later date and submitted to City Council for approval. City Manager Wright stated that a detailed cost estimate and project map along with the contract for engineering services had been included in the City Council packet for review. City Manager Wright furthered that funds were available in the Water/Wastewater Depreciation Fund (Fund 380) fund balance. City Manager Wright concluded that Staff recommended that City Council approve a contract with KSA Engineers, Inc. for the design for the US Highway 59 Utility Relocation project and approve on First Reading an Ordinance authorizing Budget Amendment No. 14 appropriating the funding.

Councilmember Robert Shankle moved to approve award of contract and the Ordinance as presented. Councilmember Guessippina Bonner seconded the motion and a unanimous vote to approve was recorded.

12. RESOLUTION OF THE CITY OF LUFKIN, TEXAS, PROVIDING FOR THE CALLING AND ORDERING OF A GENERAL ELECTION FOR THE CITY OF LUFKIN, TEXAS, TO BE HELD ON MAY 4, 2019, FOR THE PURPOSE OF ELECTING A COUNCILMEMBER FOR WARD NO. 1 AND A COUNCILMEMBER FOR WARD NO. 3; PROVIDING FOR THE NECESSARY NOTICES AND FIXING THE DATE- APPROVED

City Manager Wright stated that the City of Lufkin would conduct a General Election on May 4, 2019 for the purpose of electing a Councilmember for Ward No. 1 and Ward No. 3. City Manager Wright furthered that the Resolution established dates and the location for early voting in person and by mail; Election Day polling place locations, delineated the City Secretary as the early voting clerk and allowed for the posting of the notice of

election. City Manager Wright concluded that Staff recommended that City Council approve the Resolution for the calling and ordering of a General Election to be held May 4, 2019 for the purpose of electing a Councilmember for Ward No. 1 and Ward No. 3.

Councilmember Guessippina Bonner moved to approve the Resolution as presented. Councilmember Sarah Murray seconded the motion and a unanimous vote to approve was recorded.

13. RESOLUTION OF THE CITY OF LUFKIN, TEXAS, APPROVING THE ENTERING INTO AN AGREEMENT WITH THE TEXAS DEPARTMENT OF TRANSPORTATION FOR THE TEMPORARY CLOSURE OF STATE RIGHTS-OF-WAY FOR CONDUCTING EVENTS FOR THE 2019 CALENDAR YEAR – APPROVED

City Manager Wright stated that if Item No. 10 on the Agenda was conveyed the City would not have to do a Resolution for this request in the future. City Manager Wright furthered that the Resolution asked the Texas Department of Transportation (TxDOT) to allow the City to close First Street (Loop 266) for various downtown events. City Manager Wright concluded that Staff recommended that City Council approve a Resolution authorizing Staff to enter into an agreement with the Texas Department of Transportation (TxDOT) for the temporary closure of State rights-of-way for conducting events for the 2019 calendar year.

Councilmember Robert Shankle moved to approve the Resolution as presented. Councilmember Rocky Thigpen seconded the motion and a unanimous vote to approve was recorded.

14. AWARD OF CONTRACT FOR ENGINEERING SERVICES TO GOODWIN-LASITER-STRONG FOR THE 2019-2020 TEXAS COMMUNITY DEVELOPMENT BLOCK GRANT (TXCDBG) PROGRAM THROUGH THE TEXAS DEPARTMENT OF AGRICULTURE – APPROVED

City Manager Wright stated that every two (2) years the City applied for a Community Development Block Grant. City Manager Wright furthered that the grant consultant for this year's application, Raymond K. Vann and Associates, was approved at a previous City Council meeting. City Manager Wright stated that the City was now required to approve the engineer for the Community Development Block Grant. City Manager Wright furthered that notice was published in the newspaper and a Request for Qualifications (RFQ) was sent to seven (7) engineering firms. City Manager Wright stated that Staff had received Statements of Qualifications (SOQ) from five (5) engineering firms. City Manager Wright furthered that the statements were ranked and evaluated and that Goodwin-Lasiter-Strong had received the highest ranking. City Manager Wright explained that the project to be included in the grant applications had not been determined and would be based on City Council input and the eligibility criteria established by the Texas Department of Agriculture. City Manager Wright stated that the grants were typically in the amount of \$275,000. City Manager Wright concluded that Staff recommended that City Council approve the award of engineering services to Goodwin-Lasiter-Strong for the 2019-2020 Texas Community Development Block Grant (TxCDBG) program through the Texas Department of Agriculture.

Councilmember Guessippina Bonner moved to approve the engineering services contract between the City of Lufkin and Goodwin-Lasiter-Strong. Councilmember Sarah Murray seconded the motion and a unanimous vote to approve was recorded.

15. DONATION OF A 2018 SALVATION CARGO TRAILER TO THE LUFKIN POLICE DEPARTMENT FROM THE BUSINESSES UNDERSTANDING LOCAL LAW ENFORCEMENT OF EAST TEXAS (BULLET) ORGANIZATION – APPROVED

City Manager Wright stated that the Lufkin Police Department had received a donation of a 2018 Salvation Cargo Trailer from the Businesses Understanding Local Law Enforcement of East Texas (BULLET) organization. City Manager Wright furthered that

the organization was founded by local business leaders and had been very supportive of area law enforcement and their needs. City Manager Wright stated that the organization had given the City other equipment in the past which was greatly appreciated. City Manager Wright furthered that the trailer would be used to store and transport emergency and protective gear to and from incident scenes. City Manager Wright concluded that Staff recommended that City Council accept the donation of a 2018 Salvation Cargo Trailer for the Lufkin Police Department from the Businesses Understanding Local Law Enforcement of East Texas (BULLET) organization.

Councilmember Robert Shankle moved to accept the donation from the Businesses Understanding Local Law Enforcement of East Texas (BULLET) Organization. Councilmember Sarah Murray seconded the motion and a unanimous vote to approve was recorded.

16. AWARD OF BID TO D.K. HANEY ROOFING, INC. IN THE AMOUNT OF \$230,525 FOR THE REPAIR OF THE LUFKIN CONVENTION CENTER ROOF. – APPROVED.

City Manager Wright stated that the older portion of the Pitser Garrison Convention Center had been leaking. City Manager Wright furthered that Budget Amendment No. 8 had been approved during the December 18, 2018 City Council meeting appropriating the funding for the repair in the amount of \$260,000. City Manager Wright stated that Staff had recently received bids for the repair, with four bids being submitted. City Manager Wright furthered that D.K. Haney Roofing, Inc. was the apparent low bidder with a bid amount of \$230,525. City Manager Wright stated that the bid tabulation had been included in City Council's packets for their review. City Manager Wright concluded that Staff recommended that City Council award a bid in the amount of \$230,525 for the repair of the Convention Center roof to D.K. Haney Roofing, Inc.

Councilmember Mark Hicks moved to approve the award of bid to D. K. Haney Roofing, Inc. as presented. Councilmember Guessippina Bonner seconded the motion and a unanimous vote to approve was recorded.

17. PURCHASE OF A DIGITAL RADIOGRAPHY SYSTEM FOR THE ELLEN TROUT ZOO IN THE AMOUNT OF \$50,750 FROM VETEL DIAGNOSTICS – APPROVED

City Manager Wright stated that the Ellen Trout Zoo had requested the purchase of a Enduro HD 4336 Wireless Generation II Portable Digital Radiography System from Vetel Diagnostics in the amount of \$50,750. City Manager Wright furthered that the funding for this purchase was included in the 2018-2019 Zoo Building Fund Budget. City Manager Wright stated that no other bids were solicited as there were no other systems available that met the unique needs of the Ellen Trout Zoo. City Manager Wright furthered that the system was also used by Dr. Syler at the Angelina Animal Hospital. City Manager Wright stated that Dr. Syler's experience with the system would lead to a more accurate diagnosis when Dr. Nance was unavailable. City Manager Wright concluded that Staff recommended that City Council approve the purchase of an Enduro HD 4336 Wireless Generation II Portable Digital Radiography System from Vetel Diagnostics in the amount of \$50,750.

Councilmember Robert Shankle moved to approve the purchase of the Digital Radiography System as presented. Councilmember Sarah Murray seconded the motion and a unanimous vote to approve was recorded.

18. APPOINTMENTS TO THE HOTEL OCCUPANCY TAX FUND BOARD – APPROVED

City Manager Wright stated that City of Lufkin Resolution No. 2019-0001 authorized the creation of a Hotel Occupancy Tax Fund Board for the purpose of allocating Hotel Occupancy Tax Funds. City Manager Wright furthered that the Board must be appointed by City Council and be comprised of seven (7) voting members, including three (3) members of the City Council and four (4) members who were currently involved or

experienced in the hotel or tourist industry. City Manager Wright stated that applications had been received and were included in the City Council's packets for consideration. City Manager Wright concluded that Staff recommended that City Council consider appointments to the Hotel Occupancy Tax Fund Board.

Councilmember Lynn Torres moved to nominate Councilmember Guessippina Bonner, Councilmember Mark Hicks, Councilmember Rocky Thigpen, Chris Caraway, Tara Watkins, Daren Hamaker, and Amanda Crocker to the Hotel Occupancy Tax Fund Board. Councilmember Mark Hicks seconded the motion and a unanimous vote to approve was recorded.

19. ITEMS OF COMMUNITY INTEREST FROM MAYOR, CITY COUNCILMEMBERS AND STAFF.

Mayor Bob Brown recognized City Secretary Kara Andrepont on her recertification as a Texas Registered Municipal Clerk. City Manager Keith Wright recognized Scott Rayburn regarding the Letter of Commendation he received from the Angelina County District Attorney's Office. Councilmember Sarah Murray recognized Councilmember Robert Shankle for receiving the Paul Harris Service Above Self Award from the Angelina Rotary Club.


20. There being no further business, Mayor Bob Brown adjourned the meeting at 5:33p.m.





Bob F. Brown, Mayor

ATTEST:



Kara Andrepont, City Secretary