# MINUTES OF THE REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF LUFKIN, TEXAS HELD ON THE 6TH DAY OF MARCH, 2006

On the 6th day of March, 2006, 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:

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| Louis Bronaugh | Mayor |
| Rose Faine Boyd | Mayor pro tem |
| R. L. Kuykendall | Councilmember, Ward No. 1 |
| Lynn Torres | Councilmember, Ward No. 3 |
| Don Langston | Councilmember, Ward No. 4 |
| Jack Gorden, Jr. | Councilmember, Ward No. 5 |
| Phil Medford | Councilmember, Ward No. 6 |
| Paul L. Parker | City Manager |
| Renee Thompson | City Secretary |
| Robert Flournoy | City Attorney |
| Keith Wright | Asst. City Manager/Public Works |
| Kenneth Williams | Asst. City Manager/Administrative Services |
| David Koonce | Human Resource Director |
| Larry Brazil | Police Chief |
| Scott Marcotte | Assistant Police Chief |
| Doug Wood | Finance Director |
| Beauford Chapman | Inspection Services Director |
| Barbara Thompson | Main Street Director |
| Bill Cameron | City of Lufkin Webmaster |
| Jim Wehmeier | Economic Development Director |
| Gorden Henley | Ellen Trout Zoo Director |
| Sid Munlin | Information Technology Director |
| Dorothy Wilson | Planning Director |
| Steve Poskey | Street Department Superintendent |
| Mark Dunn | |

being present, when the following business was transacted:

1. The meeting was opened with prayer by Reverend Jacqueline Harmon, Kelty's United Methodist Church.

2. Mayor Louis Bronaugh welcomed visitors present. Councilmember Lynn Torres recognized LHS students who were present, satisfying their government class requirement.

3. **APPROVAL OF MINUTES**

   Minutes of the Regular Meetings on February 7, 2006 and February 21, 2006 were approved on a motion by Councilmember Rose Faine Boyd, and seconded by Councilmember Lynn Torres. A unanimous affirmative vote was recorded.

**OLD BUSINESS:**

4. **SECOND READING OF AN ORDINANCE OF THE CITY OF LUFKIN, TEXAS, - APPROVED - BEING ORDINANCE NO. 3368, BY AMENDING ARTICLE XIX "SCHEDULE OF PERMITTED USES" AS IT RELATES TO SIGNS AS WELL AS AMENDING ARTICLE XXI "SUPPLEMENTAL DEVELOPMENT REGULATIONS" BY ADDING PROVISIONS CONCERNING SIGNS; REPEALING CONFLICTING PROVISIONS; AND PROVIDING AN EFFECTIVE DATE**

   Mayor Louis Bronaugh stated that the next item for consideration was the Second Reading of an Ordinance of the City of Lufkin, Texas, being Ordinance No. 3368, by amending Article XIX "Schedule of Permitted Uses" as it relates to signs as well as amending Article XXI "Supplemental Development Regulations" by adding provisions concerning signs; repealing conflicting provisions; and providing an effective date. City Manager Paul Parker stated that this was the third meeting that Council had concerning this item and that he would answer any questions the Council had.

Councilmember R. L. Kuykendall moved to approve the Second Reading of an Ordinance of the City of Lufkin, Texas, being Ordinance No. 3368, by amending Article XIX "Schedule of Permitted Uses" as it relates to signs as well as amending Article XXI "Supplemental Development Regulations" by adding provisions concerning signs; repealing conflicting provisions; and providing an effective date. Councilmember Lynn Torres seconded the motion. The following vote was recorded:

Aye: Council Members Medford, Boyd, Torres, Gorden, Kuykendall and Mayor Bronaugh

Nay: Councilmember Langston

The motion carried with six affirmative votes.

**NEW BUSINESS:**

5. **FIRST READING OF AN ORDINANCE PROVIDING FOR THE CALLING AND ORDERING OF A RUNOFF ELECTION FOR THE CITY OF LUFKIN, TEXAS – APPROVED - TO BE HELD AT SIX POLLING PLACES IN LUFKIN, TEXAS ON JUNE 10, 2006 BETWEEN THE HOURS OF 7:00 A. M. AND 7:00 P. M. FOR THE PURPOSE OF ELECTING A MAYOR, A COUNCILMEMBER FOR WARD 2, AND COUNCILMEMBER FOR WARD 4, FOR THREE YEAR TERMS, A COUNCILMEMBER FOR WARD 5 (UNEXPIRED TERM), AND A COUNCILMEMBER FOR WARD 6 (UNEXPIRED TERM), FOR TWO YEAR TERMS, TO SERVE THE CITY OF LUFKIN, TEXAS; AND PROVIDING FOR THE NECESSARY NOTICES AND FIXING THE DATE**

Mayor Louis Bronaugh stated that the next item for consideration was the First Reading of an Ordinance providing for the Calling and Ordering of a Runoff Election for the City of Lufkin, Texas to be held at six polling places in Lufkin, Texas on June 10, 2006 between the hours of 7:00 a. m. and 7:00 p. m. for the purpose of electing a Mayor, a Councilmember for Ward 2, and Councilmember for Ward 4, for three year terms, a Councilmember for Ward 5 (unexpired term), and a Councilmember for Ward 6 (unexpired term), for two year terms, to serve the City of Lufkin, Texas; and providing for the necessary notices and fixing the date. City Manager Paul Parker stated that obviously all of the positions would not require a "Run-Off Election" but since there was still one (1) week remaining for applications to be accepted, it would be impossible to know how many candidates there would be in each race. City Manager Parker added that the original day for the "Election" would be May 13, 2006. City Manager Parker explained that should there be a need for a "Run-off Election", the day set for the event would be June 10, 2006 at the same polling places utilized for the May 13th Election.

Councilmember Rose Faine Boyd moved to approve the First Reading of an Ordinance providing for the Calling and Ordering of a Runoff Election for the City of Lufkin, Texas to be held at six polling places in Lufkin, Texas on June 10, 2006 between the hours of 7:00 a. m. and 7:00 p. m. for the purpose of electing a Mayor, a Councilmember for Ward 2, and Councilmember for Ward 4, for three year terms, a Councilmember for Ward 5 (unexpired term), and a Councilmember for Ward 6 (unexpired term), for two year terms, to serve the City of Lufkin, Texas; and providing for the necessary notices and fixing the date. Councilmember Don Langston seconded the motion. A unanimous affirmative vote was recorded.

6. **PUBLIC HEARING AND FIRST READING OF AN ORDINANCE AMENDING THE ZONING ORDINANCE OF THE CITY OF LUFKIN, TEXAS - APPROVED - BY GRANTING A "SPECIAL USE" PERMIT FOR "INDOOR COMMERCIAL RECREATION AND ENTERTAINMENT"**

**WITHIN A "LOCAL BUSINESS ZONING DISTRICT" ON CERTAIN TRACTS OR PARCELS OF LAND WITHIN THE CORPORATE LIMITS OF THE CITY OF LUFKIN, TEXAS, DESCRIBED AS TRACT 27 OF THE J. A. BONTON SURVEY (ABSTRACT NO. 9) AND AUTHORIZING THE CITY PLANNER TO MAKE SUCH CHANGES ON THE OFFICIAL MAP**

Mayor Louis Bronaugh stated that the next item for consideration was a Public Hearing and the First Reading of an Ordinance amending the Zoning Ordinance of the City of Lufkin, Texas by granting a "Special Use" Permit for "Indoor Commercial Recreation and Entertainment" within a "Local Business Zoning District" on certain tracts or parcels of land within the corporate limits of the City of Lufkin, Texas, described as Tract 27 of the J. A. Bonton Survey (Abstract No. 9) and authorizing the City Planner to make such changes on the Official Map. City Manager Paul Parker stated that the applicant was seeking approval of a "Special Use Permit" to utilized retail lease space that was formerly occupied by Hancock Fabrics at 922 South John Redditt as a "Indoor Recreation and Entertainment Facility". City Manager Parker added that the applicant planned to operate the "Play Zone", which would be a children's entertainment facility geared toward children between the ages of one (1) to twelve (12) years of age. City Manager Parker stated that the applicant stated that their average attendance would be approximately sixty (60) children but would occasionally have private events that could range as high as one hundred twenty (120) occupants. City Manager Parker explained that the general area was retail and added that there was high traffic volume on Loop 287. City Manager Parker stated that the Planning Staff and the Planning and Zoning Commission, by unanimous vote, recommended approval of the "Special Use Permit" for "Indoor Commercial Recreation and Entertainment". City Manager Parker clarified that the facility would not be a licensed child care facility but was intended to be a recreation facility for children.

Mayor Bronaugh then opened the Public Hearing at 5:09 p.m. concerning the Zoning Ordinance. Mayor Bronaugh again asked those attending the Council Meeting if there was anyone who wanted to speak concerning the Zoning Ordinance. Mayor Bronaugh then closed the Public Hearing at 5:10 p.m.

There were questions and discussion among the City Council Members concerning the Zone Change.

Councilmember Don Langston moved to approve on First Reading an Ordinance amending the Zoning Ordinance of the City of Lufkin, Texas by granting a "Special Use" Permit for "Indoor Commercial Recreation and Entertainment" within a "Local Business Zoning District" on certain tracts or parcels of land within the corporate limits of the City of Lufkin, Texas, described as Tract 27 of the J. A. Bonton Survey (Abstract No. 9) and authorizing the City Planner to make such changes on the Official Map. Councilmember Jack Gorden seconded the motion. A unanimous affirmative vote was recorded.

7. **PUBLIC HEARING AND FIRST READING OF THE ORDINANCE AMENDING THE ZONING ORDINANCE OF THE CITY OF LUFKIN, TEXAS – APPROVED - BEING ORDINANCE NO. 3368, BY AMENDING ARTICLE XXVI "CHANGES AND AMENDMENTS" TO CREATE A NEW SECTION GOVERNING RESUBMITTAL OF ZONE CHANGE AND SPECIAL USE PERMIT APPLICATIONS AFTER DENIAL BY THE GOVERNING BODY; AND PROVIDING AN EFFECTIVE DATE.**

Mayor Louis Bronaugh stated that the next item for consideration was the Public Hearing and to consider on First Reading an Ordinance amending the Zoning Ordinance of the City of Lufkin, Texas being Ordinance No. 3368, by amending Article XXVI "Changes and Amendments" to create a new section governing resubmittal of Zone Change and Special Use Permit Applications after denial by the governing body; and providing an effective date. City Manager Paul Parker stated that Staff had recently worked on this Ordinance and discovered that there was no time frame established when the Council denies a Zone or Special Use Change. City Manager Parker explained that an applicant could return over and over to the Council with requests and consequently result in anyone opposing the change would have to continue to return to the meetings to express their concerns. City Manager Parker added that there had recently been a Zone Change request resubmitted that had been denied by the Council. City Manager Parker explained that this Ordinance states that an applicant could not bring the same application back to the City Council once it is denied until a one (1) year period had passed, unless the application had been substantially changed. City Manager Parker added that this would not allow for a minor change to be made and then returned to the Council for approval, but would have to be significant. City Manager Parker stated that this Ordinance would be a mechanism for internal review and also a way for the Council and Planning and Zoning Commission to avoid having to consider repetitive applications submitted for review and approval.

Mayor Bronaugh then opened the Public Hearing at 5:14 p.m. concerning the Ordinance. Mayor Bronaugh again asked those attending the Council Meeting if there was anyone who wanted to speak concerning the Ordinance. Mayor Bronaugh then closed the Public Hearing at 5:15 p.m.

There were questions and discussion among the City Council Members concerning the Ordinance.

Councilmember Don Langston moved to approve the First Reading of an Ordinance amending the Zoning Ordinance of the City of Lufkin, Texas being Ordinance No. 3368, by amending Article XXVI "Changes and Amendments" to create a new section governing resubmittal of Zone Change and Special Use Permit Applications after denial by the governing body; and providing an effective date. Councilmember Phil Medford seconded the motion. A unanimous affirmative vote was recorded.

8. **PUBLIC HEARING AND FIRST READING OF AN ORDINANCE ANNEXING THE HEREINAFTER DESCRIBED TERRITORY TO THE CITY OF LUFKIN, TEXAS – APPROVED - AND EXTENDING THE BOUNDARIES OF SAID CITY SO AS TO INCLUDE SAID HEREINAFTER DESCRIBED PROPERTY WITHIN THE CITY LIMITS, AND GRANTING TO SAID TERRITORY AND TO ALL FUTURE INHABITANTS OF SAID PROPERTY ALL OF THE RIGHTS AND PRIVILEGES OF OTHER CITIZENS AND BINDING SAID FUTURE INHABITANTS BY ALL OF THE ACTS AND ORDINANCES OF THE SAID CITY**

Mayor Louis Bronaugh stated that the next item for consideration was the Public Hearing and First Reading of an Ordinance annexing the hereinafter described territory to the City of Lufkin, Texas and extending the boundaries of said City so as to include said hereinafter described property within the City limits, and granting to said territory and to all future inhabitants of said property all of the rights and privileges of other citizens and binding said future inhabitants by all of the Acts and Ordinances of the said City. City Manager Paul Parker stated this was a request from the Loving Toyota Automotive Dealership to have approximately 5.416 acres of land annexed into the City of Lufkin. City Manager Parker added that one of the primary reasons for the request was for sewer service for the facility. City Manager Parker stated that the Planning Staff and the Planning and Zoning Commission recommended that the Council approve the annexation request.

Mayor Bronaugh then opened the Public Hearing at 5:21 p.m. concerning the Ordinance. Mayor Bronaugh again asked those attending the Council Meeting if there was anyone who wanted to speak concerning the Ordinance. Mayor Bronaugh then closed the Public Hearing at 5:22 p.m.

There were questions and discussion among the City Council Members concerning the Annexation.

Councilmember Rose Faine Boyd moved to approve the First Reading of an Ordinance annexing the hereinafter described territory to the City of Lufkin, Texas and extending the boundaries of said City so as to include said hereinafter described property within the City limits, and granting to said territory and to all future inhabitants of said property all of the rights and privileges of other citizens and binding said future inhabitants by all of the Acts and Ordinances of the said City.

Councilmember Jack Gorden seconded the motion. A unanimous affirmative vote was recorded.

9. **ARCHITECTURAL SERVICES – APPROVED – FOR THE PROPOSED RECYCLING CENTER WAREHOUSE**

Mayor Louis Bronaugh stated that the next item for consideration was the negotiations for architectural services for the proposed Recycling Center Warehouse. City Manager Paul Parker stated that there was funding appropriated in the 2005/2006 Budget for a Recycling Center Warehouse. City Manager Parker added that one of the initial needs was to retain the services of an architectural firm for the project. City Manager Parker stated that Staff had solicited requests for proposals and received only one (1) request from Hesters & Sanders Architecture. City Manager Parker added that Staff was requesting Council to allow Staff to enter into negotiations for the architectural contract. City Manager Parker explained that once the negotiations were finalized, Staff would bring the contract back to the Council for approval.

There were questions and discussion among the City Council Members concerning the budgeted amount for the Recycling Center Warehouse.

Councilmember Jack Gorden moved to approve entering into negotiations for architectural services for the proposed Recycling Center Warehouse. Councilmember Don Langston seconded the motion. A unanimous affirmative vote was recorded.

10. **INCREASE THE WORKING CAPITAL ADVANCE IN THE FLEXIBLE SPENDING ACCOUNT – APPROVED - TO A TOTAL OF $50,000 UNTIL THE CUMULATIVE DEDUCTIONS MATCH UP TO THE CLAIMS INCURRED**

Mayor Louis Bronaugh stated that the next item for consideration was to increase the Working Capital Advance in the Flexible Spending Account to a total of $50,000 until the cumulative deductions match up to the claims incurred. City Manager Paul Parker stated that the Flexible Spending Account was set up for City employees to be able to put money into a tax deferred account for use for medical expenses that were not covered by the health insurance. City Manager Parker explained that the account was originally funded with a working capital advance of twenty-five thousand dollars ($25,000). City Manager Parker added that because of the way the plan works, an employee could spend the total of their pledged contribution at any time during the calendar year but the money would be deducted over the same calendar year from the employee's paychecks. City Manager Parker stated that the advance would simply be an accounting procedure and at the end of the calendar year the fund should balance through the City employee deductions. City Manager Parker added that Staff was requesting an additional twenty-five thousand dollars ($25,000) to be utilized for working capital.

There were questions and discussion among the City Council Members concerning the Working Capital Advance.

Councilmember Phil Medford moved to increase the Working Capital Advance in the Flexible Spending Account to a total of fifty thousand dollars ($50,000) until the cumulative deductions match up to the claims incurred. Councilmember R. L. Kuykendall seconded the motion. A unanimous affirmative vote was recorded.

11. **RESOLUTION AUTHORIZING AN AMENDMENT TO THE 2005/2006 OPERATING BUDGET (BUDGET AMENDMENT NO. 11), - APPROVED - PROVIDING FOR THE SUPPLEMENTAL APPROPRIATION OF FUNDS IN THE WATER/WASTEWATER FUND; AND PROVIDING AN EFFECTIVE DATE AND BID FOR PUMP REPAIRS TO WATER WELL # 12**

Mayor Louis Bronaugh stated that the next item for consideration was a Resolution authorizing an Amendment to the 2005/2006 Operating Budget (Budget Amendment No. 11), providing for the supplemental appropriation of funds in the

Water/Wastewater Fund; and providing an effective date and bid for pump repairs to Water Well # 12. City Manager Paul Parker stated that one thing that was discovered after running the pumps so much during last year's drought was there were several problems with several pumps. City Manager Parker added that this was the second well that required overhaul during the past few months. City Manager Parker stated that there were three (3) bids received for pump repairs for Water Well #12. City Manager Parker added that the apparent low bidder was Layne-Texas in the amount of sixty-eight thousand three hundred sixty-two dollars ($68,362). City Manager Parker explained that the base bid included the repair of the pump bowls, shaft, impellers, couplings, bearings, and other miscellaneous parts. City Manager Parker added that the bid also includes acid washing of the well screen to remove mineral deposits and to conduct a TV survey of the well screen.

City Manager Parker stated that this item was not anticipated in the 2005/2006 Annual Budget. City Manager Parker added that there were funds set aside for anticipated maintenance, but those funds had already been utilized for Water Well #13. City Manager Parker stated that Staff recommended that Council award a contract to Layne-Texas in the amount of sixty-eight thousand three hundred sixty-two dollars ($68,362) for the repair of Water Well #12 and approve the Resolution authorizing Budget Amendment No. 11.

There was some discussion among the City Council Members concerning the water well repair.

Councilmember Rose Faine Boyd moved to approve the Resolution authorizing an Amendment to the 2005/2006 Operating Budget (Budget Amendment No. 11), providing for the supplemental appropriation of funds in the Water/Wastewater Fund; and providing an effective date and bid for pump repairs to Water Well # 12. Councilmember Jack Gorden seconded the motion. A unanimous affirmative vote was recorded.

12. **RESOLUTION AUTHORIZING AN AMENDMENT TO THE 2005/2006 OPERATING BUDGET (BUDGET AMENDMENT NO. 12), - APPROVED - PROVIDING FOR THE SUPPLEMENTAL APPROPRIATION OF FUNDS IN THE GENERAL FUND; AND PROVIDING AN EFFECTIVE DATE AND A PROPOSAL FOR INSTALLATION OF A CISCO CALL MANAGER EXPRESS AND CISCO UNITY EXPRESS VOICE-OVER-IP TELEPHONE SYSTEM AT THE ELLEN TROUT ZOO**

Mayor Louis Bronaugh stated that the next item for consideration was a Resolution authorizing an Amendment to the 2005/2006 Operating Budget (Budget Amendment No. 12), providing for the supplemental appropriation of funds in the General Fund; and providing an effective date and a proposal for installation of a Cisco Call Manager Express and Cisco Unity Express Voice-Over-IP telephone system at the Ellen Trout Zoo. City Manager Paul Parker stated that in January there was either a power surge or lightning strike that burned out the older phone system at the Zoo. City Manager Parker explained that the Zoo had the IP Phone System and also land lines because of the volume of calls at the Zoo and in case the IP Phones were knocked out of service. City Manager Parker stated that the new system would be a replacement and also an upgrade that would add two additional phones to the system. City Manager Parker added that it would increase the monthly fee by approximately two hundred dollars ($200). City Manager Parker stated that Staff recommended Council authorize the purchase of the upgraded phone system in the amount of sixteen thousand forty-four dollars ($16,044) for the Zoo, and approve the Resolution authorizing Budget Amendment No.12.

There was some discussion among the City Council Members concerning the City's current phone system and the phone system at Ellen Trout Zoo.

Councilmember Lynn Torres moved to approve the Resolution authorizing an Amendment to the 2005/2006 Operating Budget (Budget Amendment No. 12), providing for the supplemental appropriation of funds in the General Fund; and providing an effective date and a proposal for installation of a Cisco Call Manager

Express and Cisco Unity Express Voice-Over-IP telephone system at the Ellen Trout Zoo. Councilmember Rose Faine Boyd seconded the motion. A unanimous affirmative vote was recorded.

13. **DONATION FROM THE HUMANE SOCIETY OF THE UNITED STATES - APPROVED - IN THE AMOUNT OF $15,000 TO THE CITY OF LUFKIN ANIMAL CONTROL DEPARTMENT**

Mayor Louis Bronaugh stated that the next item for consideration was accepting a donation from the Humane Society of the United States in the amount of fifteen thousand dollars ($15,000) to the City of Lufkin Animal Control Department. City Manager Paul Parker stated that this was the second donation that had been given to the Animal Control Department as a result of their role during the recent hurricane events. City Manager Parker reminded Council that the Animal Control had recently received twenty-five thousand dollars ($25,000) from the ASPCA that was being used for the adoption trailer. City Manager Parker added that there is now a fifteen thousand dollar ($15,000) donation offered from the Humane Society of the United States. City Manager Parker stated that with the Council's permission, Staff would like to use the donation for a generator to be used at the Animal Control Department. City Manager Parker added that at this time there was no method to keep the animals warm or cool, depending on the weather, during the loss of power. City Manager Parker stated that Staff was recommending that Council accept the donation of fifteen thousand dollars ($15,000) from the Humane Society to be used to purchase a generator.

There was some discussion among the City Council Members concerning the use and cost of this proposed generator.

Councilmember Rose Faine Boyd moved to approve the donation from the Humane Society of the United States in the amount of $15,000 to the City of Lufkin Animal Control Department. Councilmember Lynn Torres seconded the motion. A unanimous affirmative vote was recorded.

14. **PRESENTATION OF CITY OF LUFKIN STREET DEPARTMENT RECONSTRUCTION PROJECT 2005/2006**

Mayor Louis Bronaugh stated that the next item for consideration was a presentation of City of Lufkin Street Department Reconstruction Project 2005/2006. City Manager Paul Parker stated that as Council was aware, each year the Council appropriates a certain amount of funding for use in the Overlay or Reconstruction Street Program. City Manager Parker added that each year Staff brings the list back to the Council for consideration prior to the initial work. City Manager Parker stated that Staff has the capability of moving a project or looking at a different project if the Council so desires. City Manager added that this would be the Staff's recommendation based on streets that have been researched and where the Staff knows the current water and sewer lines are good. City Manager stated that the second part of the presentation would include two (2) additional projects. City Manager Parker explained that if the Council desired to include those projects, it would require a budget amendment. City Manager Parker stated that one project would be a three hundred thirty thousand dollar ($330,000) project to remove the concrete street on Humason from Timberland Drive to the dead-end. City Manager Parker added that the other project would be a one hundred twenty thousand dollar ($120,000) project on Home Avenue for a bridge reconstruction. City Manager Parker explained that prior to 2001, when the budget shortage hit the City of Lufkin, the Council appropriated approximately nine hundred thousand dollars ($900,000) to one million dollars ($1,000,000) per year for street construction. City Manager Parker stated that because of the fund balance the City has the capability of adding additional funds back into the Street Program this year if the Council desires. City Manager Parker then turned the program over to Steve Poskey.

Steve Poskey stated that the first item was the proposed reconstruction list for Wards Nos.1 – 6. Mr. Poskey added that he would be happy to answer any questions that Council had as he goes through the program. Mr. Poskey stated that in Ward No. 1

that there would be repairs on any base failures that may exist, level up if necessary, and then would overlay Bob, Maas and Herndon Streets. Mr. Poskey added that the same plans were true for Wood, Columbus, Garvan, Miller, Robin, Wilson Alley, and Voyle Streets in Ward No. 2. Mr. Poskey explained that the same was true for Shady Bend, Virgil, Jane Way, and Ross Streets in Ward No. 3 and Colonial, Lakewood, Deerwood, Doral, Quail Hollow, Joyce Lane and Muirfield Streets in Ward No. 4, and Lane Drive, Copeland, and Woodland in Ward No. 5. Mr. Poskey stated that the only Ward that was different was Ward No. 6. Mr. Poskey explained that Franklin and Wesch Streets would have the same work as previously explained but Pershing, Gaslight, and Angelina Streets would be mill and inlay. Assistant City Manager Public Works/City Engineer Keith Wright explained the system for addressing localized problems on some of the streets and the pavement condition index.

Councilmember Don Langston asked if the overlay on Westchester, Champions, Muirfield, and other areas nearby would occur after the asbestos waterline replacement. Mr. Wright stated that may not be necessarily so, as the waterlines are outside of the right-of-way and should not be affected by the construction. Councilmember Langston asked if the streets on the list were on the list last year for reconstruction. Mr. Poskey stated that they were not on that list. Mr. Wright added that Staff had coordinated with the Water and Sewer Departments to make sure that the water and sewer were in good shape on the streets planned for reconstruction. Mr. Wright added that Staff was continuing to coordinate this each year to address concerns.

Mr. Wright stated that 1998 was the year that the budget for street repairs was cut significantly. Mr. Wright added that the older concrete streets that are failing are being left behind. Mr. Wright stated that Humason is in very poor condition. Mr. Wright added that the City needs to begin addressing at least one street per year. Mr. Wright explained that the Humason proposal was to begin addressing some of the concrete streets. Mr. Wright stated that this was an opportunity where the City could utilize City forces and some contract labor to completely rebuild those streets using a full depth asphalt section. City Manager Parker pointed out that the current proposal was with the City doing all of the work other than curb and gutters.

Councilmember Jack Gorden asked if the full depth process that was going to be used on Humason was the same process that was done on Martin Luther King and the Downtown Streets. Mr. Wright explained that it was the same process. Councilmember Gorden expressed his concern with the expense of using this process for a neighborhood street. Mr. Wright explained that streets such as Martin Luther King were using full depth asphalt but used a thicker section. Mr. Wright added that Humason would use the same process but not as thick.

Mr. Poskey stated that the picture of the bridge on Home Street did not do justice. Mr. Poskey explained that the bridge was badly in need of replacement, as it was in bad shape.

Councilmember Rose Faine Boyd stated that she wanted the City to add Kelty's Street from Kurth Drive to Wilson Street to the street reconstruction project. Mr. Wright stated that they would look at that street and get back with Councilmember Boyd by the next meeting.

City Manager Parker added that Council needed to let Staff know if there are any other streets that should be considered in the project.

Councilmember Don Langston asked if the Street Reconstruction Project is beginning to catch up since having the budget basically cut in half in the past few years, or if Staff would be returning to Council for additional funds to play "catch up". Mr. Wright stated that Staff had been unable to maintain things that needed to be maintained. Mr. Wright explained that some of this was due to funding but also was partially due to personnel being cut in the Street Department. Mr. Wright added that Staff is working to bring a comprehensive approach back to the Council; not only for the asphalt overlay program but also for concrete streets, concrete curb and gutters, and maintenance issues. Mr. Wright stated that some of this was compensated with the Street Bond Program. Mr. Wright explained that the two different Street Bond Programs repaired a large area of streets. Mr. Wright added that the some of the smaller streets and concrete streets had not been addressed. Mr. Wright stated that unfortunately some of those streets would be an expensive process.

Councilmember Langston asked if there was currently a maintenance program for the concrete streets. Mr. Wright stated that there is a crack sealing program to address the expansion joints and to seal the water out of them. Mr. Wright stated that this was virtually the only maintenance program that the City had for concrete streets. Councilmember Langston asked about the street coming in behind Anderson, off of Brentwood. Councilmember Langston stated that the City had begun the process of crack sealing but had never returned to put the sealant in the cracks. Mr. Poskey stated that Staff would take care of sealing the street.

Councilmember Phil Medford asked if Staff had the PCI testing reports on all of the streets in Lufkin. Mr. Poskey stated that they did have the report on all streets in Lufkin. City Manager Parker asked how often the report was updated. Mr. Wright stated that they are required by GASB 34 that it be updated every three (3) years but that Staff typically updated every two (2) years.

City Manager Parker stated that Staff was looking for direction from the Council concerning the Humason Street reconstruction and the bridge reconstruction on Home Avenue. Councilmember Torres stated that they both needed to be done, particularly the bridge on Home. Councilmember Langston concurred and added that his only concern was the pavement section be for use in a residential section.

**15.** Mayor Louis Bronaugh recessed the Regular Session at 6:01 p.m. to enter into Executive Session.

**EXECUTIVE SESSION:** In accordance with the Texas Government Code Section 551.071 (2) Consultation with City Attorney on any Regular Session Agenda item requiring confidential, attorney/client advices necessitated by the deliberation or discussion of said items (as needed), and real estate, appointment to boards and personnel may be discussed.

Mayor Louis Bronaugh reconvened the Regular Session at 7:06 p.m.

**16. DEMOLITION OF BUILDINGS**

Mayor Louis Bronaugh stated that the next item for consideration was demolition of buildings. City Manager Paul Parker stated that Council had the recommendations before them and that he would be happy to answer any questions that Council had.

City Attorney Bob Flournoy stated that the particular structures recommended for demolition were located at 811 Kelty's, 601½ Conn Avenue, and 1622 Graham Street. City Attorney Flournoy added that the Inspection Department had been working with the owners of these properties for years to get them remediated or demolished and the only option the City now had was to demolish them, as they no longer had any value. City Attorney Flournoy stated that it was the recommendation of the City that Council authorize the demolition of the three properties.

Councilmember Lynn Torres moved to approve the demolition of buildings at 1622 Graham, 601½ Conn, and 811 Kelty's. Councilmember Rose Faine Boyd seconded the motion. A unanimous affirmative vote was recorded.

**17.** City Manager Paul Parker stated that even with the recent Amendments to the Budget, there was a balance of two million five hundred fifty-five thousand six hundred eighty-six dollars ($2,555,686) above the twenty-five percent Fund Reserve Policy. City Manager Parker added that even with the additional street reconstruction Projects on Humason and bridge reconstruction on Home Street, there would be over two million dollars ($2,000,000) in that Fund Reserve. City Manager Parker added that Staff would still be looking to Council for direction for the opportunities to address additional items of concern. Councilmember Langston inquired if the City was currently in good shape on the City Hall facility. City Manager Parker stated that Beauford Chapman was completing one last study on renovating the jails in the Police Department, additional storage, painting, carpet and faux finish for City Hall.

City Manager Parker added that Council had their Calendar of Events and City Secretary Renee Thompson reminded Council that the drawing for order of names on the ballot for the General Election for the City of Lufkin would be Friday, March 17, 2006 at 9:00 a.m. City Manager Parker added that the "Mural" dedication would be Thursday, March 9, 2006 at 7:00 p.m. at Fire Station No. 1.

**18.** There being no further business for consideration, the meeting adjourned at 7:10 p.m.

Louis A. Bronaugh

**Louis A. Bronaugh – Mayor**

Renee Thompson

**Renee Thompson – City Secretary**