

MINUTES OF REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF
LUFKIN, TEXAS, HELD ON THE
19TH DAY OF JANUARY, 1999 AT 5:00 P. M.

On the 19th day of January, 1999 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:

Louis A. Bronaugh	Mayor
Jack Gorden, Jr.	Mayor pro tem
R. L. Kuykendall	Councilmember, Ward No. 1
Don Boyd	Councilmember, Ward No. 2
Betty Jones	Councilmember, Ward No. 3
Bob Bowman	Councilmember, Ward No. 4
Tucker Weems	Councilmember, Ward No. 6
C. G. Maclin	City Manager
James Hager	Asst. City Manager/Finance
Bob Flournoy	City Attorney
Atha Stokes Martin	City Secretary
Keith Wright	City Engineer
Kenneth Williams	Director of Public Works
Stephen Abraham	Director of Planning

being present when the following business was transacted.

1. Meeting was opened with prayer by Rev. Jeff Hastings, Associate Pastor, First United Methodist Church.
2. Mayor Bronaugh welcomed visitors present and recognized Senior Patrol Leader Brandon Ray and Assistant Senior Patrol Leader Steven McDonald of Boy Scout Troop 140.

3. APPROVAL OF MINUTES

Motion was made by Councilmember Don Boyd and seconded by Councilmember Bob Bowman that the minutes of the Regular Meeting of January 5, 1999 be approved as presented. A unanimous affirmative vote was recorded.

4. PUBLIC HEARING - COMPREHENSIVE ZONING ORDINANCE - PROPOSED REVISIONS

Mayor Bronaugh opened Public Hearing to consider proposed revisions to the Comprehensive Zoning Ordinance of the City of Lufkin.

City Manager Maclin stated that this Public Hearing represents a rewrite of the City's Zoning Ordinance by the Planning Department staff. City Manager Maclin stated that this rewrite has gone through the Planning & Zoning Commission with opportunity for public input on several occasions. City Manager Maclin stated that the Ordinance comes to City Council today from the Planning & Zoning Commission. City Manager Maclin stated that, in the opinion of staff, this rewrite will improve a lot of aspects of the Zoning Ordinance, will remove some ambiguity, and will make it a little more user friendly, and be a positive implementation for the City of Lufkin Planning & Zoning Department for the future. City Manager Maclin stated that Stephen Abraham, Director of the Planning Department, would give an overview of the proposed changes, differences from the old Ordinance to the new Ordinance, and new items for inclusion.

Mr. Abraham stated that included in the Council packet is a chronology of many of the events that have taken place with regard to public input to include two

workshops where a proposal was brought in and the new provisions of the Ordinance were discussed. Mr. Abraham stated that notices of the workshops were sent out to every property owner in the City followed by a Public Hearing with the Planning & Zoning Commission. Mr. Abraham stated that at this point he would like to give Council the highlights of what this new Zoning Ordinance is intended to do. Mr. Abraham stated that the primary goal of this project was to reorganize the Zoning Ordinance into a comprehensive document, one that maintained a standard format and eliminates any inconsistent provisions. Mr. Abraham stated that illustrations were included to help users understand what is meant by the text. Mr. Abraham stated that another feature of the Ordinance is that they created a permitted use chart that lists every use and what zoning districts they are permitted in. Mr. Abraham stated that symbols for the permitted use chart have been provided in order that readers can be made aware of uses that have definitions or additional requirements. Mr. Abraham stated that the parking ratios are now found next to the permitted use chart. Mr. Abraham stated that the new parking ratios are based on the use rather than the district. Parking in single family districts has been increased from one space to two spaces. A minimum of three spaces will be required for each non-residential use.

Mr. Abraham stated that building heights have been increased slightly. In the case of the Apartment District, the increase will allow for three story apartments where they are currently limited to two stories.

Mr. Abraham stated that accessory buildings not exceeding 15' in height are now permitted within 5' of the rear property line. The new Ordinance limits fences within the required front yard to 3.5' in height.

Mr. Abraham stated that a minimum dwelling area of 650 square feet has been established in the "RS" Residential Small and "D" Duplex districts.

Mr. Abraham stated that several of the current zoning districts base the side and rear setback on a percentage of the lot size, which leads to inconsistency and can serve to penalize larger lots.

Mr. Abraham stated that he has consolidated the three zoning districts into two districts. Mr. Abraham stated that this does not reduce the amount of land that permits manufactured dwellings.

Mr. Abraham stated that in the non-residential districts the minimum lot dimensions apply only to residential uses under the current Ordinance. The new Ordinance sets minimum standards for all lots.

Mr. Abraham stated that in the non-residential zoning districts, the current Ordinance requires a side and rear setback only for residential uses. The new Zoning Ordinance requires a setback for all structures when abutting residentially zoned property and not separated by an alley.

Mr. Abraham stated that the current Ordinance referred to a site triangle but did not mention what the standard would be and the new Ordinance has a definition of what a site triangle will be, which is a safety issue. Mr. Abraham stated that the requirement for site plan approval on shopping centers will be changed from three acres up to four acres so that it is consistent with the Planned Unit Development acreage of four acres. Mr. Abraham stated that the frequency of garage sales is limited to not more than three days within a 90-day period. Mr. Abraham stated that garage sales have been allowed in the past with no requirements or regulations, which was a common problem with Code Enforcement. Mr. Abraham stated that all automobile sales lots will be required to display their automobiles on an impervious surface. Mr. Abraham stated the new Ordinance requires a physical barrier to be placed along the right-of-way line that will prevent these vehicles from encroaching into the right-of-way causing a safety problem.

Mr. Abraham stated that the City's landscaping provisions require a percentage of the lot not covered by structures to be landscaped. Mr. Abraham stated that a minimum number of trees will be required based on the area of the lot not covered by structures, and the number of trees required can be reduced by preserving existing trees.

Mr. Abraham stated that for developments that require 100 parking spaces or more, the number of spaces can be reduced by up to 5% by increasing the number of trees.

Ellen Temple and George Watts IV spoke in support of the landscape code. Members of an ad hoc committee of people formed by Ms. Temple and Joy Frederick, representing a broad range of interests, including developers, foresters, business people, garden club members, Angelina Beautiful/Clean and other concerned citizens (approximately 25 members) were present and stood to be recognized.

Ms. Temple read a vision statement written by the ad hoc committee members: "The City of Lufkin is called the forest capital of Texas for good reason. It is nestled in the heart of a 12 million acre forest that we affectionately call the "pineywoods". The citizens of Lufkin love not only the vast forest surrounding them but also the urban forest that is part of the natural beauty of this 116 year old City. We recognize the many important values that our City forest provides beyond the understated value of a single tree. City trees provide habitat for urban wildlife. Trees provide shade for our picnics in the park and for our walks along City streets. Trees reduce air and noise pollution, and are vital in flood control to name just a few of their many values to our community. The issue is how do we plan for and provide a City forest and landscape strategy that assures the perpetual beauty of our City as we continue to grow. We envision a future for Lufkin where our commercial highways and Loop corridors are filled with native trees and woodlands which welcome residents and travelers to this unique and beautiful part of Texas. We envision a Lufkin where our City and residential streets are shaded by native trees. We envision a tree filled City where our love for our forest home shines and announces to all that we preserve and enhance and care for what we love. We recognize that a landscape code is only a small step for creating this kind of caring spirit for our forest home but a necessary and important one."

Mayor Bronaugh closed the Public Hearing.

5. ORDINANCE - APPROVED - FIRST READING - COMPREHENSIVE ZONING ORDINANCE REVISED

Mayor Bronaugh stated that the next item for consideration was adopting the Revised Comprehensive Zoning Ordinance.

City Manager Maclin stated that an explanation of recommendation had been provided under item 5 of the Council packet for this item. City Manager Maclin stated that there are four options that Council has for consideration at this point, and they are: 1) Adopt on First Reading the proposed Zoning Ordinance as recommended by the Planning & Zoning Commission; 2) Adopt on First Reading the proposed Zoning Ordinance with specific changes; 3) Refer the Ordinance back to the Planning Department for additional revision; and, 4) Deny the proposed Zoning Ordinance.

Mr. Abraham stated that in addition to the change that the Planning & Zoning Commission recommended whereby the width of the lot is measured either at the setback line established by the zoning district or any platted setback line, the Planning Department is asking that on Article VI the title of "Single Family Dwellings/Mixed Use" be changed to "Manufactured Dwelling District". Mr. Abraham stated that the change will more closely describe what the district does permit.

Mr. Abraham stated that unless there are major revisions, it is his intention that the

Ordinance upon passage of First and Second Readings become effective May 1, 1999. Mr. Abraham stated that a transition period will be required in order for the community to complete plans that were started prior to the adoption of new regulations and for projects currently being developed that will be applying for permits following the implementation of the Ordinance. Mr. Abraham stated that the Planning Department and other City departments will be able to use the transition period for training purposes and operational adjustments.

In response to question by Councilmember Bowman, Mr. Abraham stated that one of his highest priorities when he put this Ordinance together was not to substantially change anything in a manner that would disrupt the City's normal course of action. Mr. Abraham stated that the biggest problems in the past with the current Ordinance was the inconsistencies.

Motion was made by Councilmember Bob Bowman and seconded by Councilmember Jack Gorden, Jr. that the Revised Comprehensive Zoning Ordinance, with the changes as recommended by the Planning & Zoning Commission, be approved on First Reading as presented. A unanimous affirmative vote was recorded.

6. ORDINANCE - APPROVED - FIRST READING - BACK-FLOW DEVICES - REQUIREMENT OF EPA

Mayor Bronaugh stated that the next item for consideration was an Ordinance for back-flow devices as required by the EPA.

City Manager Maclin stated that the EPA requires the City to control the backflow into the City's potable water system and one of the best ways to exercise that control is through an enforceable Ordinance that would require backflow devices and cross connection so that the City is protected from the siphoning of water that is contaminated back into the City's drinking water system where it could then go down stream or in the pipe to another user.

Keith Wright, City Engineer, stated that this Ordinance is basically trying to bring together a cohesive thought on how the City has been implementing backflow prevention. Mr. Wright stated that the City has been doing this since 1996 with various industries coming in and that was based on the Texas Administrative Code Title 30 of the Environmental Quality Chapter 90 Water Hygiene that required the City as a water seller to protect our water supply. Mr. Wright stated that the City has already been doing this. Mr. Wright stated he found that in a lot of cases the City was requiring devices that were too restrictive and more costly than they had to be, and in some the City was not requiring enough restrictions. Mr. Wright stated that he tried to base this Ordinance on a manual that was referenced in the TNRCC Environmental Quality Rule, which is called Manual 14 of the American Water Works Association. Mr. Wright stated that he had put this Ordinance together based on a model Ordinance in the manual with some minor modifications. Mr. Wright stated that he met with the Construction Board of Adjustment and Appeals today and presented the Ordinance to them and received comments and feedback. Mr. Wright stated that this Ordinance provides a better definition of how it needs to be implemented and who is responsible for it, and the documentation portion of the law that is required in documenting testing and upkeep on these systems is another issue that the City has to address. Mr. Wright stated that this does not apply to a residential structure generally. Mr. Wright stated that the only time it will apply to a residential structure is when they have irrigation systems such as lawn sprinklers and swimming pools, which we already require.

In response to question by Mayor Bronaugh, Mr. Wright stated that people on City water outside the City limits will have to comply with the Ordinance. The City will install the meter and the residents plumber will install the back flow prevention device. Mr. Wright stated that anybody that gets a tap into the water system, the City will evaluate the tap and what type of device will be required at that time, or if a

device will be required.

Motion was made by Councilmember Don Boyd and seconded by Councilmember R. L. Kuykendall that Ordinance for back-flow devices as required by the EPA be approved on First Reading as presented. A unanimous affirmative vote was recorded.

7. RESOLUTION - APPROVED - GRANT - AUTOMATED FINGERPRINT IDENTIFICATION SYSTEM

Mayor Bronaugh stated that the next item for consideration was a Resolution requesting a grant for an Automated Fingerprint Identification System (AFIS).

City Manager Maclin stated that included in the Council packet is a memo from the Chief of Police requesting consideration of this item followed by a project summary and a proposed Resolution for Council consideration. City Manager Maclin stated that the grant amount request would be for \$73,815 with a local match of \$24,605, which would come from forfeited funds.

Chief Collins stated that Automated Fingerprint Identification Systems are computerized fingerprint records. Chief Collins stated that the Police Department now takes fingerprints and sends them off to the FBI or to the Texas of Public Safety and have them classify and check them against their files. Chief Collins stated that an inhouse AFIS system would give the Police Department to enter the fingerprints and get a response generally within minutes where it now takes months to get a response on fingerprint identification. Chief Collins stated that fingerprint identification is becoming more and more important in their criminal investigation type cases. Chief Collins stated that the closest AFIS entry point is in Longview. Chief Collins stated that one of the things that led him in requesting this grant is that the City would become the DETCOG region entry point for fingerprints into the state and national system if they get this equipment. Chief Collins stated that the equipment would be a computer with a dedicated line to the Department of Public Safety and they would maintain all of the records. This is basically a one time cost item.

Chief Collins stated that there are sufficient funds in the forfeited funds account to pay the local match.

Motion was made by Councilmember Don Boyd and seconded by Councilmember Bob Bowman that Resolution requesting a grant for an Automated Fingerprint Identification System (AFIS) be approved as presented. A unanimous affirmative vote was recorded.

8. TAX ABATEMENT POLICY EXTENSION - APPROVED

Mayor Bronaugh stated that the next item for consideration was extension of the Tax Abatement Policy.

City Manager Maclin stated that by law every few years the City is required to renew its Tax Abatement Policy for inclusion in the City's incentive package. City Manager Maclin stated that a copy of the Policy had been included in the Council packet. City Manager Maclin stated that the Tax Abatement Policy is handled through Mr. Abraham's office. City Manager Maclin stated that Bill Wellborn of the Economic Partnership was present tonight.

Bill Wellborn stated that the Tax Abatement Policy that City Council approved several years ago and has been in effect has served the community very well, and has served as a model for the County, Angelina College, and for the City of Diboll. Mr. Wellborn stated that he would personally urge that the Council extend this present Tax Abatement Policy for another two years. Mr. Wellborn stated that the Policy is fair and equitable.

Motion was made by Councilmember Bob Bowman and seconded by Councilmember Don Boyd that the Tax Abatement Policy be extended as presented. A unanimous affirmative vote was recorded.

9. TELEPHONE SERVICE FRANCHISE - TABLED - CAPROCK COMMUNICATIONS

Mayor Bronaugh stated that the next item for consideration was a request for telephone service franchise from CapRock Communications.

City Manager Maclin stated that on the Council table is a cover letter facsimile that is a 15 page document of a proposed telephone franchise.

City Attorney Flournoy stated that several months ago the City had a request for a telephone franchise from CapRock Communications. Mr. Flournoy stated that he has worked with their representative, Stephanie Kunkle, with some revisions on the proposed franchise agreement. Mr. Flournoy stated that basically this franchise follows almost identically with the present franchise Ordinance the City has with LCTX. Mr. Flournoy stated that there may be a number of changes coming up in the next few years that may require or permit permission to be given for a franchise based on something other than gross receipts.

Ms. Kunkle, a paralegal for CapRock Communications Corporation of Dallas, Texas, stated that as a brief overview CapRock Communications was founded in 1991, and has been providing service as a reseller of telecommunications services in Dallas since 1994. Ms. Kunkle stated that CapRock has been rated as one of the 100 fastest growing companies in the City of Dallas, and are one of the fastest growing companies in the country at this time. Ms. Kunkle stated that CapRock is taking the initiative to spend several hundred million dollars to build a fiber optic network throughout the state of Texas, and Lufkin is part of their initiatives in building out the fiber optic network. Ms. Kunkle stated that CapRock has in place 850 miles of fiber optic lines in Texas providing interstate long distance services. Ms. Kunkle stated that by the end of 1999 CapRock will have another 3,000 and by the year 2000 there will be another approximately 4500 additional miles in the states of Arkansas, Louisiana, New Mexico and Oklahoma. Ms. Kunkle stated that the types of services CapRock will be providing are long distance service, local service, interconnection for other long distance companies, and point-to-point services on behalf of large companies to provide data connections such as internet, e-mail and voice mail.

Ms. Kunkle stated that the purpose of the franchise agreement is two-fold: it allows the City to grant CapRock the authority to provide telecommunication services within the City, and it also grants access to the City rights-of-way.

Ms. Kunkle stated that she and Mr. Flournoy had gone over the franchise several times and had discussed an additional change that will need to be incorporated. Ms. Kunkle stated that that change will be made and presented to Council before the next meeting. Ms. Kunkle stated that before tonight's meeting she and Mr. Flournoy had discussed additional information the City may require such as a financial statement of the Company, and a copy of CapRock's certificate of authority from the Texas Public Utility Commission.

Councilmember Bowman stated that because of the complexity of this franchise he would appreciate some time to study the document and would like to see the item tabled.

In response to question by Councilmember Gorden, Mr. Flournoy stated that LCTX's franchise agreement with the City is for 25 years, and this agreement is for three years.

Motion was made by Councilmember Bob Bowman and seconded by Councilmember R. L. Kuykendall that the request of CapRock Communications for a telephone service franchise be tabled at this time. A unanimous affirmative vote was recorded.

10. BID - APPROVED - MIS SOFTWARE - HTE SOFTWARE -TOBYNE & COMPANY

Mayor Bronaugh stated that the next item for consideration was bids for M.I.S. Software.

City Manager Maclin stated that on the Council table are two items relating to this agenda item, the first a memo from James Hager, Asst. City Manager, regarding an explanation, background considerations, financing, and a recommendation with a breakout itemizing all the cost for both license fees, training project management, conversion, and hardware. There is also a pamphlet giving an overview of the company the City would be purchasing the software from.

City Manager Maclin stated that staff recommendation is to award this contract with HTE in the amount of \$603,421, and would also recommend the lease purchase financing through Tobyne & Company at an interest rate of 4.38%

Mr. Hager stated that the Y2K issue was discussed at the Council retreat in May and one of the major considerations in that project was the software compliance issue. Mr. Hager stated that the City has a utility billing and financial software system that was written inhouse and in order to get it rewritten would take considerably more time than we have, and probably cost considerably more than what we would want to spend. Mr. Hager stated that staff estimated the cost ranging from \$100,000 to \$400,000. Mr. Hager stated that staff prepared an RFP which was sent out in November to approximately 10 vendors. Mr. Hager stated that five responses were received, three of which did not qualify for the requirements that staff was seeking. Mr. Hager stated that the other two proposals did partially qualify, and there was actually only one proposal that fully complied with the City's request. Mr. Hager stated that staff was looking for an on-line integrated system that had the various modules the City was looking for in order to gain a lot of efficiency out of automation that is available today. Mr. Hager stated that part of what staff was looking for included the general ledger, accounts payable, accounts receivable, purchasing, human resources, budget preparation and management, cash receipting, utility billing, fleet maintenance, work order processing, building permitting, building licenses, code enforcement, and parks and recreation management. Mr. Hager stated that the company that had all of these components was HTE. Mr. Hager stated that staff talked with HTE and determined that they would negotiate with the City, and one of the advantages the City would have cost wise would be to purchase the whole system that was mentioned. Mr. Hager stated that there are some price breaks in that package, and each of the system is needed.

Mr. Hager stated that the MIS Software Company is based in Orlando, Florida, and has approximately 1,500 customers throughout the United States, with quite a few of the customers in the State of Texas. Mr. Hager stated that the software is fully Y2K compliant and that will be written in as an addendum to the Contract. Mr. Hager stated that the license fees for all of the modules that are listed on page 3 of the handout is \$279,821, which is for the software, and training at \$133,000 (\$1,000 per day). Mr. Hager stated that Project Management is \$33,600, conversion costs is \$70, hardware upgrades is \$87,000. The total amount is \$603,421. Mr. Hager stated that the recurring annual maintenance fee is approximately \$67,998. Mr. Hager stated that the Purchasing Director phone bid several lease purchase companies and Tobyne offered an interest rate of 4.38% with a three year lease purchase payment. Mr. Hager stated that Council had approved in the budget \$150,000 in the general fund and \$50,000 in the Utility Fund as a down payment on a financial system. Mr. Hager stated that the other three payments would occur in the year 2000, 2001 and 2,002 at approximately \$146,000 a year, at which time that cost would be paid. Mr.

Hager stated that the on going annual maintenance charge would be budgeted each year. Mr. Hager stated that it is staff's recommendation that Council does consider this item favorably and allow staff to sign a contract with the company and get started with the implementation process.

Ben Rosenberg and Steve Nagley, representatives of HTE, were present for questions from Council.

In response to question by Councilmember Jones, Mr. Rosenberg stated that there are no written requirements on how much maintenance can increase, but in the past normally 3 to 5% increases per year were tied to the CPI index.

In response to question by Councilmember Gorden, Mr. Rosenberg stated that the numbers for the annual maintenance costs are based on 24 hours per day, seven days a week support, available to all time zones nationwide. Mr. Rosenberg stated that there are annual updates at least once a year for software updates to the programs for as long as the maintenance is renewed. Mr. Rosenberg stated that the maintenance can be stopped at any time the City feels that they are not getting the support they need.

Mr. Rosenberg stated that they have an annual users group that meets once a year and everybody has input to the product, and this is all part of the annual maintenance.

In response to question by Councilmember Gorden, Mr. Flournoy stated that he would check over the contract to be sure that it is more than Y2K compliant. Mr. Rosenberg stated that his legal staff would work with Mr. Flournoy to see that the wording of the contract was acceptable to all parties.

Motion was made by Councilmember Bob Bowman and seconded by Councilmember Jack Gorden, Jr. that the bid of HTE Software in the amount of \$603,421, with financing through Tobyne & Company at an interest rate of 4.38% be approved as submitted.

The following vote was recorded:

Aye: Councilmembers Bowman, Gorden, Jones, Kuykendall, Boyd and Mayor Bronaugh

Nay: Councilmember Weems

Motion carried with six affirmative votes.

City Manager Maclin stated that staff would bring the Ordinances necessary for the lease purchase agreement with Tobyne & Associates at the next Council meeting.

11. BID - APPROVED - TRUCKS - SOLID WASTE DEPARTMENT - H-GAC COOPERATIVE PURCHASING PROGRAM

Mayor Bronaugh stated that the next item for consideration was bids for three trucks for the Solid Waste Department.

City Manager Maclin stated that included in the Council packet is a memo of explanation of need for the Solid Waste Department as included in the Depreciation budget. City Manager Maclin stated that staff is recommending participation in the Houston-Galveston Area Council Cooperative Purchasing Program for the purchase of one rear loader in the amount of \$106,784.84, one side loader at a cost of \$139,967.73 with two trade-ins at \$24,000 leaving a balance of \$115,967.73 and one roll-off truck in the amount of \$98,188.70.

City Manager Maclin stated that instead of trading in the roll-off truck, it will be transferred to the Street Department to be used in the demolition program of

dilapidated buildings.

Motion was made by Councilmember Don Boyd and seconded by Councilmember R. L. Kuykendall that the low bid of H-GAC Cooperative Purchasing Program for one rear loader in the amount of \$106,784.84; one side loader in the amount of \$139,967.73 (less trade of two existing side loaders in the amount of \$24,000) for a net cost of \$115,967.73; and, one roll-off truck in the amount of \$98,188.70 be approved as submitted. A unanimous affirmative vote was recorded.

12. BID - APPROVED - ENGINE ANALYZER - FLEET MAINTENANCE DEPARTMENT - SNAP-ON-TOOLS

Mayor Bronaugh stated that the next item for consideration was bids for an engine analyzer for the Fleet Maintenance Department.

City Manager Maclin stated that at the budget workshop this summer the Fleet Maintenance Director Billy Ratcliff made an excellent presentation of what an asset this piece of equipment would be, and because of his presentation this item scored very high in the ranking process and made the top ten. City Manager Maclin stated that staff is recommending the low bid of Snap-On Tools in the amount of \$17,095.50.

Councilmember Gorden requested that Mr. Ratcliff give a report to Council in a year on how this equipment is performing.

Motion was made by Councilmember Bob Bowman and seconded by Councilmember Don Boyd that the low bid of Snap-On-Tools in the amount of \$17,095.50 be approved as submitted. A unanimous affirmative vote was recorded.

13. BID - APPROVED - 24" SEWER MAIN - SOUTHLOOP CROSSING - J & D CONSTRUCTION

Mayor Bronaugh stated that the next item for consideration was the award of a bid for the installation of a 24" sewer main at the Southloop Crossing.

City Manager Maclin stated that included in the Council packet is a bid tabulation and memo from the Engineering Department, and the staff recommendation is to award the bid of J & D Construction in the amount of \$11,620. City Manager Maclin stated that there is a need to upgrade from a 20" line to a 24" line in this area. City Manager Maclin stated that the developer will be paying for the materials and the City will be paying for the labor.

Motion was made by Councilmember Bob Bowman and seconded by Councilmember Don Boyd that the low bid of J & D Construction in the amount of \$11,620 be approved as submitted. A unanimous affirmative vote was recorded.

14. EXECUTIVE SESSION

Mayor Bronaugh recessed Regular Session at 6:40 p.m. to enter into Executive Session. Mayor Bronaugh reconvened Regular Session at 7:25 p.m. and stated that Council had discussed an appointment to the Lufkin Board of Development, an appointment to the Taxi Cab Committee, and demolition of dilapidated houses.

City Attorney Bob Flournoy recommended that the following dilapidated houses be demolished:

- 1.) 907 Sayers Street
- 2.) 1607 Cain Street
- 3.) 520 Culverhouse

Motion was made by Councilmember Don Boyd and seconded by Councilmember

Bob Bowman to approve the recommendation of the City Attorney for the demolition of dilapidated houses at 907 Sayers Street, 1607 Cain Street, and 520 Culverhouse. A unanimous affirmative vote was recorded.

15. REAPPOINTMENT - APPROVED - LUFKIN BOARD OF DEVELOPMENT - STEVE TROTTER

Motion was made by Councilmember Bob Bowman and seconded by Councilmember Tucker Weems to reappoint Steve Trotter to the Lufkin Board of Development. A unanimous affirmative vote was recorded.

16. APPOINTMENT - APPROVED - TAXI CAB COMMITTEE - RONALD DAVIS

Motion was made by Councilmember Don Boyd and seconded by Councilmember Tucker Weems that Ronald Davis be appointed to the Taxi Cab Committee. A unanimous affirmative vote was recorded.

17. COMMENTS

Councilmember Gorden stated that the Investment Committee had met for their quarterly meeting earlier today and had discussed market trends, the possible purchase and sale of securities, and had a discussion with the City's outside auditor about some Y2K ramifications for the City. Councilmember Weems stated that the Investment Committee had a preview of the software selection. Councilmember Weems stated that the portfolio is coming along quite well.

Mayor Bronaugh stated that he was concerned that citizens are now burning leaves on the asphalt streets. Mayor Bronaugh requested that staff inform citizens to burn in their own yard and keep off of the asphalt streets.

City Manager Maclin stated that the DETDA banquet will be this Thursday at 6:30 p.m., and the Chamber Banquet will be on Monday the 26th at the Civic Center. The DETCOG meeting will be held on January 28th at St. Augustine.

City Manager Maclin stated that the Lufkin/Nacogdoches Day will be in Austin on February 3rd. City Manager Maclin stated that in light of the fact that Council and staff need to be in Austin after noon on the 3rd, he was asking if Council would want to reschedule their meeting on Tuesday, February 2nd and reschedule for the 10th. There was common consent to reschedule the February 2nd meeting.

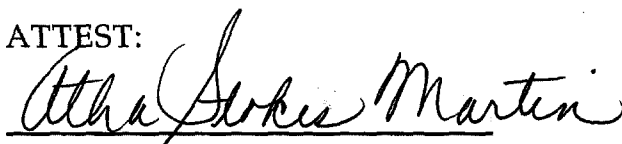
City Manager Maclin stated that a copy of the Municipal Election Calendar was included in the FYI section of the packet.

18. There being no further business for consideration, meeting adjourned at 7:35 p.m.



Louis A. Bronaugh
Mayor

ATTEST:



Atha Stokes Martin - City Secretary

1/19/99