

MINUTES OF REGULAR MEETING OF CITY COMMISSION OF THE CITY OF LUFKIN,
TEXAS, HELD ON THE 15TH DAY OF FEBRUARY, 1983, AT 5:00 P.M.

On the 15th day of February, 1983, the City Commission of the City of Lufkin, Texas, convened in regular meeting in the Council Room at City Hall with the following members thereof to-wit:

Percy Simond	Commissioner, Ward No. 1
Don Boyd	Commissioner, Ward No. 2
Bob McCurry	Commissioner, Ward No. 3
Pat Foley	Commissioner, Ward No. 4
Richard Thompson	Commissioner, Ward No. 5
E.C. Wareing	Commissioner, Ward No. 6
Harvey Westerholm	City Manager
Brian Boudreaux	Assistant City Manager
Robert Flournoy	City Attorney
Ann Griffin	City Secretary

being present and,

Pitser H. Garrison	Mayor
Ron Wesch	Public Works Director
Libby Sims	Assistant City Secretary

being absent when the following business was transacted.

1. Meeting opened with prayer by Rev. W.E. Lockett, Pastor of Long's Chapel C.M.E. Church, Lufkin.
2. Mayor pro tem Wareing welcomed visitors present.
3. Approval of Minutes

Minutes of regular meeting of February 1, 1983, were approved on a motion by Commissioner Pat Foley and seconded by Commissioner Richard Thompson. A unanimous affirmative vote was recorded.

4. Awards Presented - Executive Committee - Centennial Commission

Mayor pro tem Wareing stated that it was with a great deal of pleasure that he recognized the members of the Executive Committee of Lufkin Centennial Commission. Mayor pro tem Wareing further stated that this committee had expended a great deal of time and effort to provide the City of Lufkin with an outstanding centennial celebration. Mayor pro tem Wareing further stated that the City would like to present awards to those members of the Centennial Commission Executive Committee that were present, i.e. Woody Gann, Chairman, Jerry Huffman, and Pat Foley. Mayor pro tem Wareing stated that James Kerbo and Roger Johnson were also members of this committee but were unable to be present for the presentation.

5. Construction and Maintenance Agreement - Approved - State Department of Highways and Public Transportation - Bridge Replacement - Lotus Lane

Mayor pro tem Wareing stated that information had been received from the Department of Highways and Public Transportation that the Lotus Lane bridge across Cedar Creek was eligible for replacement under the 1983-84 Federal Aid Bridge Replacement and Rehabilitation Program. Mayor pro tem Wareing further stated that the City would be required to advance 20% of the total cost of \$90,000.00 which would amount to \$18,000.00. Mayor pro tem Wareing stated that City Manager Westerholm had indicated that the funds would be made available from the Street Department Budget.

In answer to question by Commissioner Richard Thompson, City Manager Westerholm stated that the City was in the process of acquiring additional right-of-way for widening of Lotus Lane.

In answer to question by Commissioner Pat Foley, City Manager Westerholm stated that the City had submitted two (2) bridges for replacement consideration and the bridge on Lotus Lane was declared a higher priority than the bridge on Shirey Creek.

Motion was made by Commissioner Richard Thompson and seconded by Commissioner Pat Foley that the City of Lufkin enter into the Construction and Maintenance Agreement with the State Department of Highways and Public Transportation for bridge replacement on Lotus Lane across Cedar Creek. A unanimous affirmative vote was recorded.

6. March Meeting Dates - Approved - March 8th and 22nd

Mayor pro tem Wareing stated that at last meeting of City Commission a change in the meeting dates for the month of March had been discussed because there are five (5) Tuesdays, and the City Commission should now make a decision.

Motion was made by Commissioner Pat Foley and seconded by Commissioner Richard Thompson that meeting dates for the month of March be designated as March 8th and March 22nd. A unanimous affirmative vote was recorded.

7. Curb and Gutter Petition - Approved - O'Quinn Street

Mayor pro tem Wareing stated that the property owners fronting on O'Quinn Street between Cain and Culverhouse Streets have petitioned for curb and gutter. Mayor pro tem Wareing commended property owners for their participation in this type of program, and stated that the area had been greatly improved because of recent renovations.

Commissioner Percy Simond stated that the property owners would prefer concrete streets and curb to conform with previous improvements in the area.

City Manager Westerholm stated that petition was circulated based on construction of a 27 foot concrete curb and gutter street similar to those on Cain, Glenn, and Rowe, and the total estimated cost for the street is \$15,712.50 of which the property owners will pay \$9.82 per front foot for a total of \$6,861.23.

Motion was made by Commissioner Don Boyd and seconded by Commissioner Percy Simond that City Attorney Flournoy prepare an ordinance for construction of a concrete street and curb to be considered at March 8, 1983, meeting of this Commission. A unanimous affirmative vote was recorded.

8a. Bid - Approved - Diesel Tractors - Parks Department - Pineywoods Tractor

Mayor pro tem Wareing stated that bids had been received for two (2) 29 Horsepower Diesel Tractors for use in the Parks Department and requested that City Manager Westerholm indicate recommendations of the City Staff.

City Manager Westerholm stated that four (4) bids were received with the low bid being from Pineywoods Tractor in the amount of \$6,950.00 each. City Manager Westerholm further stated that Dubose Tractor had bid a lower figure, but the tractor could not meet the 29 horsepower specification. City Manager Westerholm further stated that \$24,000.00 had been budgeted for the purchase of the tractors by the Parks Department.

Motion was made by Commissioner Pat Foley and seconded by Commissioner Richard Thompson that the bid of Pineywoods Tractor in the amount of \$6,950.00 be approved as the lowest bid meeting all specifications. A unanimous affirmative vote was recorded.

8b. Bid - Approved - Painting of Health Care Building - Ellen Trout Zoo - Larry Allen

Mayor pro tem Wareing stated that a bid had been received for the painting of the Health Care Building in Ellen Trout Zoo and requested City Manager Westerholm to provide recommendations of the City Staff.

City Manager Westerholm stated that normally painting would be done by employees of the City, but because of the special needs of the Health Care Building where the veterinarian would be treating animals, the City would prefer that professional

painters complete the work. City Manager Westerholm further stated that the special painting and treatment would provide a sanitary condition in the building for medical purposes. City Manager Westerholm stated that one (1) bid had been received from Larry Allen in the amount of \$2,480.00. City Manager Westerholm further stated that \$7,500.00 had been budgeted to complete the Health Care Building.

Motion was made by Commissioner Pat Foley and seconded by Commissioner Don Boyd that bid of Larry Allen in the amount of \$2,480.00 be approved. A unanimous affirmative vote was recorded.

After some discussion regarding problems with receiving bids for various jobs, Commissioner Pat Foley stated that many City jobs are not bid upon because they are small in nature.

9. Bid - Approved - Sale of Two Browning Automatic Rifles - Joseph William DeLong

Mayor pro tem Wareing stated that much of the police departments arsenal is old and obsolete, and bids had been invited for the sale of two (2) Model 1918 Browning Automatic Rifles which are no longer needed.

City Manager Westerholm stated that 15 bids were received and the high bid of Joseph DeLong of Anchorage, Alaska in the amount of \$4,450.00 is recommended for acceptance. City Manager Westerholm further stated that Police Chief Leonard Latham feels the rifles are no longer needed, and the revenue from the sale would be used to purchase needed weapons.

In answer to question by Commissioner Percy Simond, Sgt. Michael Lawrence stated that the guns could be sold to an individual with payment of a \$200.00 transfer fee and registration of the guns with the Federal Government by the purchaser.

Police Chief Leonard Latham stated that planned to replace obsolete shotguns now in the Police Department through the sale of these weapons.

Motion was made by Commissioner Pat Foley and seconded by Commissioner Bob McCurry that high bid of Joseph William DeLong in the amount of \$4,450.00 be accepted. A unanimous affirmative vote was recorded.

10. Speed Zone Ordinance - Approved - State Highway 94

Mayor pro tem Wareing stated that because of the annexation of an area on Highway 94 West, the speed zone on State Highway 94 should be established by City Ordinance. Mayor pro tem Wareing further stated that the speed recommended is 55 miles per hour from the former City Limits West to the new City Limits adjacent to Hudson's East City Limits.

Commissioner Richard Thompson stated that the speed limit should be the same for all major intersections, and he would like to consider the intersection at Highway 59 again.

Motion was made by Commissioner Pat Foley and seconded by Commissioner Richard Thompson that ordinance designating speed limits on Highway 94 be approved on first and final reading as presented. A unanimous affirmative vote was recorded.

11. Feasibility Study for Garbage Incineration - Endorsement Approved - Energy Specialist Incorporated of Beaumont

Mayor pro tem Wareing stated that Energy Specialist Incorporated of Beaumont wished to do a feasibility study at no cost to the City to determine if it would be profitable to produce steam for resale using garbage as a source of fuel. Mayor pro tem Wareing stated that the company is basically seeking cooperation from all the local governments in the County to support their study.

City Manager Westerholm stated that if the proposal seems feasible once the study is completed, the City would consider negotiating a contract with Energy Specialist Incorporated of

Beaumont. City Manager Westerholm further stated that before any garbage would be used for the creation of steam, contracts would be negotiated to ascertain if it were economically.

City Attorney Bob Flournoy stated that the City of Lufkin would not be committing to anything but the feasibility study and both the County and City must agree to the final contract.

City Manager Westerholm stated that the study should be completed within three (3) to six (6) months.

Motion was made by Commissioner Pat Foley and seconded by Commissioner Bob McCurry that the City endorse the feasibility study of Energy Specialist Incorporated of Beaumont. A unanimous affirmative vote was recorded.

12. Arthur Young Police Study - Railroad Crossings - Speeding by City Trucks - Widening of Lake Street - Lufkin Avenue Reflective Disks - Legislation Regarding Cities - Community Development Block Grant

In response to question from Commissioner Don Boyd, City Manager Westerholm stated that the report from Arthur Young regarding the Police Department should be forthcoming within four (4) to six (6) weeks.

In response to question by Commissioner Percy Simond, City Manager Westerholm stated that the Railroad Crossing at Abney and Lake Street had been repaired previously, and repairs were now being made at the Timberland Drive Railroad crossing with the installation of a rubber cushion over the rails.

Commissioner Percy Simond stated that he had observed City trucks being driven by Animal Shelter Employees speeding down Lake Street through the grounds of the Intermediate School. Commissioner Simond further stated that tickets should be issued to City trucks when they were committing a traffic offense.

Commissioner Don Boyd stated that the City Commission had considered the widening of Lake Street to Kurth Drive and this would be needed in the near future with the opening of the Exposition Center increasing traffic on this street.

Commissioner Richard Thompson stated that it was difficult to distinguish the lanes on Frank Street at the Gaslight entrance in wet weather, and the Highway Department should be approached about installing reflective disks before completion of the work on Highway 94.

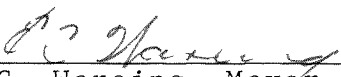
Mayor pro tem Wareing stated that he had attended a meeting in Austin with the City Manager regarding Civil Service, and the Texas Municipal League had conducted an update on legislation relative to cities. Mayor pro tem Wareing further stated that City Manager Westerholm has a list with a brief summary and the number of legislation being considered if the Commissioners would be interested in contacting their representatives about same.

City Manager Westerholm stated that one piece of legislation discussed was a bill to allow mobile homes to be located in any zone of the city. City Manager Westerholm further stated that the bills have not been considered by committee, and the PotHole Bill would be conditioned on new revenues being produced by additional gasoline tax and increased license plate fees.

Commissioner Percy Simond requested information regarding Community Development Block Grant Awards. City Manager Westerholm stated he was informed that there would be a three (3) week delay in these awards because of an investigation of the Dallas office, and that no information had been received by the City of Lufkin.

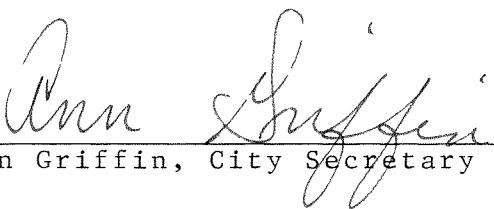
13. There being no further business for consideration, meeting adjourned at 6:05 p.m.

February 15, 1983



E.C. Wareing, Mayor pro tem

ATTEST:



Ann Griffin, City Secretary