

MINUTES OF REGULAR MEETING OF THE CITY COMMISSION OF THE CITY OF LUFKIN, TEXAS, HELD ON 6th DAY OF MARCH, 1962, AT 7:30 P.M.

On the 6th day of March, 1962, the City Commission of the City of Lufkin, Texas, convened in regular session in the regular meeting place in said City, with the following members thereof, to-wit:

Jim Waters	Mayor
Victor V. Bruce	Commissioner, Ward No. 1
Beamon S. Cook	Commissioner, Ward No. 2
S. Harry Kerr	Commissioner, Ward No. 3
A. G. Welch	Commissioner, Ward No. 4
Granville Wright	Acting City Manager
Lynn Durham	City Secretary
William Drew Perkins	City Attorney

being present, constituting a quorum, when the following business was transacted:

1. Meeting opened with prayer by Rev. W. A. Wagstaff of Bethel Nazarene Church, Lufkin, Texas. Mayor Jim Waters thanked Rev. Wagstaff for his participation and invited him to remain for entire meeting or to feel free to leave when he so desired.
2. Minutes of previous meetings were read and approved.
3. Mayor Jim Waters welcomed a number of visitors who were present as observers or in connection with items on the agenda.
4. Acting City Manager opened bids on 6" and 12" pipe as follows:

The Rohan Company, Waco, Texas:

2580'	6"	Asbestos Cement Pipe	@	1.22 / ft.	3,147.60	
2120'	12"	"	"	@	3.10 / ft.	<u>6,572.00</u>
						9,719.60

Mabry Foundry & Machine Co., Beaumont, Texas:

2580'	6"	Asbestos Cement Pipe	@	1.22 / ft.	3,147.60	
2120'	12"	"	"	@	3.10 / ft.	<u>6,572.00</u>
						9,719.60

Johns Manville, Houston, Texas:

2580'	6"	Asbestos Cement Pipe	@	1.20 / ft.	3,096.00	
2120'	12"	"	"	@	3.10 / ft.	<u>6,572.00</u>
						9,668.00

Lone Star Steel Company, Dallas, Texas:

2580'	6"	Cast Iron Pipe	@	1.77 / ft.	4,566.60	
2120'	12"	"	"	@	4.23 / ft.	<u>8,967.60</u>
						13,534.20

James B. Clow & Sons, Dallas, Texas:

2580'	6"	Cast Iron Pipe	@	1.76 / ft.	4,540.80	
2120'	12"	"	"	@	4.815 / ft.	<u>10,207.80</u>
						14,748.60

American Cast Iron Pipe Co., Dallas, Texas

2580'	6"	Cast Iron Pipe	@	1.831 / ft.	4,723.98	
2120'	12"	"	"	@	4,387 / ft.	<u>9,300.44</u>
						14,024.42

United States Pipe & Foundry Co., Dallas, Texas:

2580' 6" Cast Iron Pipe	@ 1.82 / ft.	4,695.60
2120' 12" " " "	@ 4.35 / ft.	<u>9,222.00</u>
		13,917.60

McWane Cast Iron Pipe Co., Dallas, Texas:

2580' 6" Cast Iron Pipe	@ 1.905 / ft.	4,914.90
2120' 12" " " "	@ 4.385 / ft.	<u>9,296.20</u>
		14,211.10

Acting City Manager requested permission to withhold awarding of bid for few days in order that a thorough study could be made with City Engineer and Water Superintendent and then recommendation would be submitted to City Commission for approval. City Commission was in agreement and granted request without a motion and second.

5. Commissioner Beamon S. Cook made motion that following zone change application be ordered published in paper for public hearing in meeting of April 3, 1962:

"A" to "F" District covering property adjoining Ashworth Building Material Company, 1519 Atkinson Drive, by C. E. Deaton.

"A" to "F" District covering Lots A-1, A-3 and 4, Block 45, Denman Addition to City of Lufkin, Texas, located between Denman Avenue, Third Street and Finley by A. W. Conn.

Commissioner A. G. Welch seconded motion and vote was unanimous.

6. City Attorney read caption of ordinance covering zone change from "A" to "F" District covering property located just South of Okay Food Store and Washateria on South Bynum which was requested by John Winston, Jr. John Winston, Jr., was present and stated the tract was 250' deep by 168' facing on South Bynum and was changing his request for change to cover only a depth of 150'. Mr. and Mrs. E. E. Wagner who own property within 200' of the proposed change protested the change stating it would decrease the value of their home.

After some discussion, Commissioner Beamon S. Cook made motion that ordinance be passed on first reading and to include only 150' depth instead of original request of 250'. Commissioner Victor V. Bruce seconded motion and the vote was unanimous.

7. Commissioner S. Harry Kerr made motion that ordinance be passed on second and final reading covering the regulating of rest, nursing and convalescing homes in City of Lufkin in line with State Statutes. Commissioner A. G. Welch seconded the motion.

Before vote was taken, some discussion was had regarding provisions of the ordinance and when it would take effect. City Attorney stated it would go into effect within 90 days after final reading and, like all other ordinances, judgement should be used to see that it is complied with. Mayor Waters called for vote on the motion and second and same was unanimous.

8. Mr. W. C. Royle, along with Mrs. A. E. Mantooth, Robert E. Medford, Guy Croom, appeared before the City Commission and Mr. Royle, as spokesman, requested City Commission take immediate action to enforce zoning ordinance in relation to zone change request of Buford Maddux from "A" to "F" District covering part of R. V. Welch tract located between Atkinson Drive and Laurel Street. Stated same had never been approved but had been before Zone Board, City Planning Commission and City Commission on two or three occasions.

David Walker, attorney, appeared before Commission in behalf of Mr. Maddux, who was present, and requested that City Commission withhold any action until Zone Board could make their latest recommendation after studying plat of property as prepared by City Engineer and discussing with City Attorney.

Tom Melton, Vice-Chairman of Zone Board, was present and stated he had permission from Zone Board to state that if Mr. Maddux would agree to move fence back 72' to 75' from center of Laurel Street in line with Mrs. Bledsoe's garage and parallel to Laurel Street, would recommend balance of Mr. Maddux's property be rezoned "F" District and Mr. Maddux had been advised to this effect by City Attorney.

More discussion developed and agreement was reached that Mr. Maddux would move fence back 72' from curb of Laurel Street and balance of Mr. Maddux's property would be rezoned "F". Tom Melton stated Zone Board would recommend this be done.

City Attorney stated that regular zone change procedure should be followed and notice of hearing ordered published in paper for meeting of April 3, 1962. Commissioner S. Harry Kerr made motion to this effect, seconded by Commissioner A. G. Welch and vote was unanimous.

9. A general discussion was had on zone change violations throughout City with following specific business locations listed:

R. F. Bradley, 1003 Persimmon (Fishing Equipment).
Ferguson Wrecking Yard, 1406 Ellis Avenue
Floyd McCormick, Plumbing Shop, Abney Avenue
Added Touch (Knit Shop) 700 South Bynum
Junk Yard (in rear of Big Chief Grocery, Abney Avenue
Junk Yard on Erwin Street and South Timberland Drive (if used for other than used car lot)

City Attorney was instructed by City Commission to write each violator that ordinance was going to be enforced and that they had 90 days to comply with same.

10. Open items were gone over and action taken on one of items as follows:

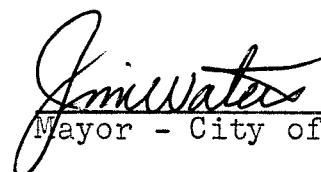
The claim of D. M. Cummins for \$78.00 for reimbursement to his father, Z. R. Cummins, for expense incurred in connection with cleanup due to raw sewage draining on to property, was discussed in detail.

City Attorney stated did not think City was obligated and recommended claim not be paid.

Commissioner Victor V. Bruce stated that it might be cheaper to pay the claim rather than possible court costs due to suit City might be faced with and made motion that claim be paid after getting statement signed by Cummins family releasing City from any further claim in connection with this item. Commissioner Beamon S. Cook seconded motion and vote was unanimous.

11. Mayor Jim Waters read letter from Deep East Texas Development Association requesting City Commission consider contributing \$5.00 to \$10.00 per month to their budget. City Commission desired information on their financial condition, how money in their budget is expended and services to be provided therefrom before taking action on the request. Mayor Jim Waters will write letter accordingly.
12. Commissioner Victor V. Bruce called attention to some brick, old lumber and rubbish that has been dumped on vacant lot on South Feagin Drive where pavement ends. This item will be investigated.

13. W. O. Ricks, Jr., appeared before City Commission and stated he owned a lot on Lufkin Avenue across from new Post Office site which has a rock lined, concrete bottom, ditch which he would like to have City cover for him and would give them an easement to cover area of the ditch. No action was taken and Mayor Waters instructed City Attorney and City Engineer to investigate and make recommendation at next meeting.
14. There being no further business for consideration, meeting was adjourned at 9:30 P.M.



Jim Waters
Mayor - City of Lufkin, Texas

ATTEST:



Lynn Adkam
City Secretary - City of Lufkin, Texas