

MINUTES OF REGULAR MEETING OF THE CITY COMMISSION OF THE CITY OF LUFKIN, TEXAS, HELD ON 17th DAY OF SEPT. 1963, AT 7:30 P.M.

On the 17th day of September, 1963, the City Commission of the City of Lufkin, Texas, convened in regular meeting in the regular meeting place of said City, with following members thereof, to-wit:

Jim Waters
Jack W. Tucker
Beamon S. Cook
S. Harry Kerr
A. G. Welch
Granville Wright
Lynn Durham
William Drew Perkins

Mayer
Commissioner, Ward No. 1
Commissioner, Ward No. 2
Commissioner, Ward No. 3
Commissioner, Ward No. 4
City Manager
City Secretary
City Attorney

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

1. Meeting opened with prayer by Rev. Elza Love, Pastor of First Methodist Church, Lufkin, Texas. Mayor Waters expressed appreciation of the City Commission for Rev. Love's participation in the meeting and invited him to remain for the entire proceedings or to feel free to leave when he so desired.
2. Minutes of previous meeting were read and approved.
3. A number of visitors were welcomed by the Mayor who were present as observers or in connection with items on the agenda.
4. Mr. E. C. Kobs, Jr., Vice President of Bernard Johnson Engineers, Inc., Houston, along with Mr. E. J. Dietrich, Associate, appeared before the City Commission to request consideration of their firm's services should the City go into a water and sewer improvement program and gave details by chart on their organization and methods of handling such programs.

A number of questions were directed to Mr. Kobs and Mayor Waters thanked these gentlemen for appearing at this meeting and furnishing the detailed information and stated that their firm would be given every consideration when decision was reached in securing services of this nature.

5. City Attorney read caption of Ordinance changing zone from "LB" District to "C" District on Tract 8, Map 17, J. L. Guinalty League. This property is located on west side of South Timberland Drive at intersection of Erwin Street, application being made by Frank Byerley.

City Secretary stated Mr. Byerley had requested this change previous to passage of new Zoning Ordinance and District Zone Map which was approved by City Commission in June of this year.

Mr. Byerley was present at the City Commission meeting at final passage of Ordinance and, through technicality, no decision was made on his request at the meeting, and he was directed to re-submit his application through regular channels, without charge, for official handling.

City Secretary further stated that application had been considered by City Planning and Zoning Commission in open hearing on August 22, 1963, and it was their recommendation that the change not be allowed due to being strictly spot zoning.

After some discussion, Commissioner Jack W. Tucker made motion that Ordinance be passed on first reading granting this change, since Mr. Byerley was given the impression that change would be allowed after resubmitting his application through regular channels without charge. Commissioner Beamon S. Cook seconded the motion and the vote was unanimous.

6. Commissioner Beamon S. Cook made motion that Ordinance covering zone change from "R-2" District to "C" District on Lot 5, Block 5, Abney Addition, as shown in Deed Records of Angelina County, Texas, and as Tract 11, Map 35, Lufkin Tax records, by Charles K. Ruth, be passed on second and final reading. Commissioner A. G. Welch seconded the motion and vote was unanimous.

7. City Manager read letter from Lufkin Country Club addressed to Stockholders and Associate Members advising that Board of Trustees in special meeting authorized an assessment of each member or stockholder a sum of \$300.00 and an increase in dues commencing January 1, 1964, to \$240.00 per year or \$20.00 per month.

City Manager stated that stock owned by City was purchased several years ago for use by City Manager, provided he paid the dues. However, during the past year Chief of Police Henry W. Aycock has been paying these dues and using the facilities, but did not desire to continue due to increase in dues. City

City Commission was in agreement that City should maintain the stock for future occasions and that the assessment should be paid and that payment of dues should be discontinued at this time.

Commissioner S. Harry Kerr made motion that City of Lufkin pay the assessment of \$300.00 and that the privilege of any City official to pay the monthly dues and use the facilities of the Country Club be discontinued and held dormant for six months, after which time application could be made in writing to City Manager for approval by City Commission of such use. Commissioner Jack W. Tucker seconded the motion and the vote was unanimous.

8. City Manager presented invoice of Land Planning, Inc. (Robert W. Hollin and Homer A. Hunter Associates) covering work on comprehensive plan to date in the amount of \$4,400.00. City Manager stated that City Planning and Zoning Commission had recommended payment after same had been examined and found to be in order and in accordance with contract.

Commissioner S. Harry Kerr made motion that City Manager be authorized to make payment off this invoice. Commissioner Beamon S. Cook seconded the motion and the vote was unanimous.

9. City Manager stated that proposed budget for year beginning Oct. 1, 1963, was nearly completed and would present copy to each City Commissioner within next few days and then go over it together before same was considered in meeting.

10. Open items were gone over and status determined.

- (a) City Manager stated had not received reply from owner of property at corner of South First Street and Kerr Avenue for approval to correct traffic hazard at this location.

A general discussion was had on traffic hazards at other locations in the City and City Attorney stated that present Traffic Ordinance purports to give the City authority to correct all hazards but would be easier to handle if approval could be received from property owners to correct before positive action was taken by City. Commissioner S. Harry Kerr suggested that City Manager write letter to any property owner where approval was desired to remove limbs, trees, etc., from such property that was obstructing view of traffic signs or proper vision. City Manager will follow through on this suggestion.

- (b) In connection with open item of providing water and sewer to residents in newly annexed area to City, Commissioner S. Harry Kerr stated that every effort should be made to

expedite these services. Commissioner Jack W. Tucker stated he concurred with this and that he had been advised by a number of residents in such area that they were told these services would be furnished before they would start paying taxes. City Manager stated that water and sewer lines had been extended as fast as current revenue would permit and that these areas were getting police and fire protection.

(c) Commissioner Jack W. Tucker stated that a number of locations in the newly annexed area did not have sufficient street lighting and had requested consideration be given to furnishing these street lights. City Manager stated that Texas Power & Light Company handled such installations after securing approval from City Manager but they budgeted expenditures for such installations and were handling according to their budget; however, would discuss the matter with Texas Power & Light Company and try and expedite such installations.

11. Commissioner S. Harry Kerr stated that he felt City should begin immediately on study of services to be furnished the newly annexed areas and made motion that Bernard Johnson Engineers, Inc., Houston, Texas, be employed as Consulting Engineers for determining work and services needed subject to and provided details could be worked out. Commissioner Jack W. Tucker seconded the motion and vote was unanimous. City Manager was instructed to contact Mr. Kobs and handle further.
12. Commissioner Jack W. Tucker asked several questions about the delinquent tax contract the City of Lufkin has with David Walker, Attorney, and suggested that, perhaps, City Attorney could collect these taxes with assistance from the City Tax office without additional cost in Attorney fees to the City.

City Attorney William Drew Perkins stated that if he collected on the delinquent taxes, in addition to his other duties, there would have to be additional cost to the City either by increase in his retainer fee or a percentage of taxes collected.

13. Commissioner A. G. Welch made motion that invoices for the month be ordered paid. Commissioner Beamon S. Cook seconded the motion and the vote was unanimous.
14. Mayor Waters stated that, for minute purposes, confirmation should be given for carnival to operate in Chestnut Village during the week of Sept. 16 to 21, inclusive, sponsored by the Merchants in this area, and which was approved by City Commission members verbally to City Secretary.

Commissioner Beamon S. Cook made motion that this approval be officially recorded in minutes. Commissioner A. G. Welch seconded the motion and vote was unanimous.

15. Mayor Waters stated he had received request from Mrs. Veta Mae Rowin for members of the Sorority sponsoring the Stan Kenton concert at High School Auditorium on the evening of September 23rd, to use loud speaker and play Stan Kenton records and advertise the concert in neighborhood areas on September 19th. Mayor stated the proceeds of the concert would go for charitable purposes and recommended the request be granted.

Commissioner Jack W. Tucker made motion that request be granted for period of time up to and including 8:00 P.M. Commissioner S. Harry Kerr seconded motion and vote was unanimous.

16. Mayor Waters called attention to meeting of T. M. L. Region 16 meeting scheduled for evening of September 26th at Groves, Texas, and would like to see City of Lufkin well represented as this would be first meeting to be presided over by Commissioner S. Harry Kerr who is the new President of Region 16.

17. Commissioner Jack W. Tucker stated he had been approached by several citizens regarding a wild life exhibit to be constructed at Ellen Trout Lake by City of Lufkin. Some discussion was had by City Commission members but no action taken.
18. There being no further business for consideration, meeting was adjourned at 10:00 P.M.



Mayor - City of Lufkin, Texas

ATTEST:



Lynn Durham - City Secretary