

**MINUTES OF THE REGULAR MEETING OF THE CITY COUNCIL OF THE CITY  
OF LUFKIN, TEXAS HELD ON THE 3<sup>rd</sup> DAY OF AUGUST, 2010**

On the 3<sup>rd</sup> day of August, 2010, 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:

Jack Gorden, Jr.	Mayor
Victor Travis	Councilmember, Ward No. 1
Robert Shankle	Councilmember, Ward No. 2
Don Langston	Councilmember, Ward No. 4
Rufus Duncan	Councilmember, Ward No. 5
Phil Medford	Councilmember, Ward No. 6
Paul L. Parker	City Manager
Keith Wright	Asst. City Manager
Bruce Green	City Attorney
Rodney Ivy	Human Resource Director
Scott Marcotte	Police Chief
Danny Kistner	Fire Chief
Doug Wood	Finance Director
Steve Floyd	Public Works Director
Barbara Thompson	Main Street Director
Jim Wehmeier	Economic Development Director
Dale Allred	Inspection Services Director
Chuck Walker	Public Utilities Director

being present, and

Lynn Torres	Councilmember, Ward No. 3
Renee Thompson	City Secretary

being absent, when the following business was transacted.

1. The meeting was opened with prayer by Reverend M.E. Lyons, Goodwill Baptist Church.
2. Mayor Jack Gorden welcomed visitors present.
3. **APPROVAL OF MINUTES**

Minutes of the Special Called Meeting of June 21, 2010 and the Regular Meeting of July 20, 2010 were approved on a motion by Councilmember Robert Shankle, and seconded by Councilmember Phil Medford. A unanimous affirmative vote was recorded.

**NEW BUSINESS:**

4. **ANNOUNCEMENT THAT A PUBLIC HEARING ON THE PROPOSED FY 2010-2011 BUDGET WOULD BE CONDUCTED ON AUGUST 17, 2010, AT 5:00 P.M. IN THE LUFKIN CITY COUNCIL CHAMBERS, LOCATED AT 300 EAST SHEPHERD STREET, LUFKIN, TEXAS.**

Mayor Jack Gorden stated that the next item on the agenda was the required announcement of the Public Hearing for the Fiscal Year 2010-2011 Budget. Mayor Gorden then stated that a Public Hearing on the proposed Fiscal Year 2010-2011 Budget would be conducted on August 17, 2010, at 5:00 p.m. in the Lufkin City Council Chambers, located at 300 East Shepherd Street, Lufkin, Texas.

**OLD BUSINESS:**

5. **SECOND READING OF AN ORDINANCE AMENDING ORDINANCE #3004, - APPROVED - AND ALL AMENDMENTS THERETO, REGARDING HOTEL AND MOTEL OCCUPANCY TAX FOR THE CITY OF LUFKIN, TEXAS, REPEALING CONFLICTING AND INCONSISTENT PROVISIONS; AND PROVIDING FOR AN EFFECTIVE DATE.**

Mayor Jack Gorden stated that the next item for consideration was the Second Reading of an Ordinance amending Ordinance #3004, and all amendments thereto, regarding Hotel and Motel Occupancy Tax for the City of Lufkin, Texas, repealing conflicting and inconsistent provisions; and providing for an effective date.

City Manager Paul Parker stated that this was simply the Second Reading of one of the many Ordinances that Attorney Bruce Green was working on bringing in compliance with State Law. City Manager Parker furthered that this amended the Hotel and Motel Occupancy Tax Ordinance to conform to the Tax Code.

Councilmember Don Langston moved to approve the Second Reading of the Ordinance amending Ordinance #3004, and all amendments thereto, regarding Hotel and Motel Occupancy Tax for the City of Lufkin, Texas, repealing conflicting and inconsistent provisions; and providing for an effective date. Councilmember Robert Shankle seconded the motion. A unanimous affirmative vote was recorded.

**TABLED BUSINESS:**

6. **CONTRACT WITH DREWERY CONSTRUCTION COMPANY, INC. FOR DISASTER REMOVAL, REDUCTION AND DISPOSAL SERVICES – APPROVED**

Mayor Jack Gorden stated that the next item for consideration was a contract with Drewery Construction Company, Inc. for disaster removal, reduction and disposal services.

City Manager Paul Parker stated that this had been on a prior agenda and staff had requested more time to review the contract. City Manager Parker furthered that the day of the previous Council meeting, staff received information from FEMA regarding the contract and needed more time to review the information. City Manager Parker stated that the intent of the contract remained the same, and only minor changes had been made. City Manager Parker continued that as Council recalled, during Hurricane Ike, the City had to conduct an emergency Council meeting to employ a contractor to remove debris and this basically approved the contract in advance. City Manager Parker stated that Drewery Construction had an excellent work history and had worked for the City of Nacogdoches previously. City Manager Parker continued that the contract stipulated that the City of Lufkin would pay the debris contractor only what would be reimbursed by FEMA, and did not prohibit the City from conducting debris removal in house. City Manager Parker furthered that Hurricane Season had begun, and Staff recommended the Council approve the contract with Drewery Construction for debris removal.

Mayor Gorden asked for questions or comments from the Council.

Councilmember Phil Medford moved to approve the contract with Drewery Construction Company, Inc. for disaster removal, reduction and disposal services. Councilmember Rufus Duncan seconded the motion. A unanimous affirmative vote was recorded.

7. **PUBLIC HEARING AND FIRST READING OF AN ORDINANCE OF THE CITY OF LUFKIN, TEXAS, BY CHANGING THE ZONING DESIGNATION ON CERTAIN TRACTS OR PARCELS OF LAND WITHIN THE CORPORATE LIMITS OF THE CITY OF LUFKIN, TEXAS, - APPROVED - BEING 41.044 ACRES DESCRIBED AS TRACTS 37, 38, AND 39 OF THE ABS 0049 BARELA ANASTACIO SURVEY AND AUTHORIZING THE CITY PLANNER TO MAKE SUCH CHANGES ON THE OFFICIAL MAP.**

Mayor Jack Gorden stated that the next item for consideration was to conduct a Public Hearing and consider on First Reading an Ordinance of the City of Lufkin, Texas, by changing the zoning designation on certain tracts or parcels of land within the corporate limits of the City of Lufkin, Texas, being 41.044 acres described as Tracts 37, 38, and 39 of the ABS 0049 Barela Anastacio Survey and authorizing the City Planner to make such changes on the Official Map.

City Manager Paul Parker stated that the next two (2) items were related, with the first item being a request for zone change, and the second being a request for a Special Use Permit, should the zone change be approved. City Manger Parker continued that this was a request to change the zoning from "Agricultural" to "Commercial" on previously annexed property located at 3108 and 3010 Davisville Road, which is presently a farm type usage area that is undeveloped. City Manager Parker stated that adjoining properties were either zoned for "Agricultural" and "Commercial" usage, or located out of the City Limits. City Manager Parker stated that the applicant was requesting both a change of zoning and a change to the Future Land Use map designation as "Commercial", and that the applicant intended to use the property as a RV Park. City Manager Parker furthered that the Planning and Zoning Commission unanimously recommended the approval of the zone change, and the change in designation on the Future Land Use Map to "Commercial".

Mayor Gorden opened the Public Hearing 5:13 p.m. and asked anyone who wished to speak on the item to please step forward. There appearing to be no one who wished to speak, Mayor Gorden closed the Public Hearing at 5:14 p.m.

Mayor Gorden asked for questions or comments from the Council.

Councilmember Rufus Duncan moved to approve on First Reading the Ordinance of the City of Lufkin, Texas, by changing the zoning designation on certain tracts or parcels of land within the corporate limits of the City of Lufkin, Texas, being 41.044 acres described as Tracts 37, 38, and 39 of the ABS 0049 Barela Anastacio Survey and authorizing the City Planner to make such changes on the Official Map. Councilmember Robert Shankle seconded the motion. A unanimous affirmative vote was recorded.

**8. PUBLIC HEARING AND FIRST READING OF AN ORDINANCE AMENDING THE ZONING ORDINANCE OF THE CITY OF LUFKIN, TEXAS, BY GRANTING A "SPECIAL USE PERMIT" FOR A RECREATIONAL VEHICLE PARK - APPROVED - WITHIN A "COMMERCIAL" ZONING DISTRICT ON CERTAIN TRACTS OR PARCELS OF LAND WITHIN THE CORPORATE LIMITS OF THE CITY OF LUFKIN, TEXAS, BEGIN 32.23 ACRES DESCRIBED AS TRACTS 37 AND 38 OF THE ABS 0049 BARELA ANASTACIO SURVEY AND AUTHORIZING THE CITY PLANNER TO MAKE SUCH CHANGES ON THE OFFICIAL MAP.**

Mayor Jack Gorden stated that the next item on the agenda was to conduct a Public Hearing and consider on First Reading an Ordinance amending the Zoning Ordinance of the City of Lufkin, Texas, by granting a "Special Use Permit" for a recreational vehicle park - approved - within a "Commercial" Zoning District on certain tracts or parcels of land within the corporate limits of the City of Lufkin, Texas, begin 32.23 acres described as Tracts 37 and 38 of the ABS 0049 Barela Anastacio Survey and authorizing the City Planner to make such changes on the Official Map.

City Manager Paul Parker stated this item was related to the previous item and property, and was the request for a Special Use Permit to utilize the property as a RV Park. City Manager Parker continued that there were numerous criteria that the Special Use Permit required, and that the applicant was aware of these and intended to comply, and that Staff would be glad to answer any questions related to the requirements. City Manager Parker furthered that the Planning and Zoning commission recommended approval of the Special Use Permit to utilize the property as a RV Park.

Mayor Gorden opened the Public Hearing 5:16 p.m. and asked anyone who wished to speak on the item to please step forward. There appearing to be no one who wished to speak, Mayor Gorden closed the Public Hearing at 5:17 p.m.

Mayor Gorden asked for questions or comments from the Council. Councilmember Victor Travis stated that this would be a good thing for the City and 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 a recreational vehicle park - approved - within a "Commercial" Zoning District on certain tracts or parcels of land within the corporate limits of the City of Lufkin, Texas, begin 32.23 acres described as Tracts 37 and 38 of the ABS 0049 Barela Anastacio Survey and authorizing the City Planner to make such changes on the Official Map. Councilmember Don Langston seconded the motion. A unanimous affirmative vote was recorded.

**9. ACCEPTANCE OF APPROXIMATELY 2.4 ACRES OF LAND TO BE DEEDED TO THE CITY OF LUFKIN BY ASPEN POWER FOR THE CONSTRUCTION OF AN ENTRANCE STREET AND PUBLIC PARKING AND A RESOLUTION AUTHORIZING AN AMENDMENT TO THE 2009/2010 OPERATING BUDGET (BUDGET AMENDMENT NO. 32), PROVIDING FOR THE SUPPLEMENTAL APPROPRIATION OF FUNDS IN THE ECONOMIC DEVELOPMENT GRANT FUND; AND PROVIDING AN EFFECTIVE DATE - APPROVED**

Mayor Jack Gorden stated that the next item for consideration was the acceptance of approximately 2.4 acres of land to be deeded to the City of Lufkin by Aspen Power for the construction of an entrance street and public parking and approval of a Resolution authorizing an amendment to the 2009/2010 Operating Budget (Budget Amendment No. 32), providing for the supplemental appropriation of funds in the Economic Development Grant Fund; and providing an effective date.

City Manager Paul Parker stated that Council was well aware of this project, and that this was the acceptance of the land necessary to construct the entrance road and parking for Aspen Power, in conjunction with grant funding received from the Texas Capital Grant Fund. City Manager Parker stated that the grant required the dedication of land to construct the street and parking, and that Staff recommended acceptance of the land and approval of Budget Amendment No. 32, which would create the budget for this project.

Mayor Gorden asked for questions or comments from the Council.

Councilmember Victor Travis moved to approve acceptance of approximately 2.4 acres of land to be deeded to the City of Lufkin by Aspen Power for the construction of an entrance street and public parking and a Resolution authorizing an amendment to the 2009/2010 Operating Budget (Budget Amendment No. 32), providing for the supplemental appropriation of funds in the Economic Development Grant Fund; and providing an effective date. Councilmember Rufus Duncan seconded the motion. A unanimous affirmative vote was recorded.

**10. APPROVAL OF A CONTRACT WITH TDHCA FOR THE HOME PROGRAM GRANT FUNDING AND RESOLUTION AUTHORIZING AN AMENDMENT TO THE 2009/2010 OPERATING BUDGET (BUDGET AMENDMENT NO. 33), PROVIDING FOR THE SUPPLEMENTAL APPROPRIATION OF FUNDS IN THE HOME INVESTMENT PROGRAM-2010; AND PROVIDING AN EFFECTIVE DATE - APPROVED**

Mayor Jack Gorden stated that the next item for consideration was approval of a contract with TDHCA for the HOME Program grant funding and approval of a Resolution authorizing an amendment to the 2009/2010 Operating Budget (Budget Amendment No. 33), providing for the supplemental appropriation of funds in the HOME Investment Program-2010; and providing an effective date.

City Manager Paul Parker stated that as Council recalled, a tornado hit Lufkin on December 23<sup>rd</sup>, 2009 and that many homes were damaged. City Manager Parker added that due to this event, the City became eligible through the Texas Department of Housing and Community Affairs (TDHCA) to apply for grant funding for the repair and/or reconstruction of homes that were damaged. City Manager Parker stated that City staff submitted an application and was successful in receiving a grant in the amount of five hundred twenty thousand dollars (\$520,000), with the stipulation that a minimum of six (6) homes would be reconstructed or

repaired within a two (2) year period. City Manager Parker stated that Staff recommended Council accept the grant in the amount of five hundred twenty thousand dollars (\$520,000) and approve Budget Amendment No. 33 to appropriate the funding for this project.

Mayor Gorden asked for questions or comments from the Council. Councilmember Don Langston questioned how interest in the funding would be generated. City Manager Parker answered that staff already had a waiting list of interested residents and would also conduct advertising as well, and there was probably more need than funding. City Manager Parker stated that Staff anticipated this grant moving quickly, and that within a few months the project should be well under way. Councilmember Victor Travis asked if the funding was a loan or a grant. City Manager Parker stated that the funds were a grant, not a loan to residents, and that the residents assisted would have to be in the damage path of the Tornado.

Councilmember Don Langston moved to approve a contract with TDHCA for the HOME Program grant funding and a Resolution authorizing an amendment to the 2009/2010 Operating Budget (Budget Amendment No. 33), providing for the supplemental appropriation of funds in the HOME Investment Program-2010; and providing an effective date. Councilmember Robert Shankle seconded the motion. A unanimous affirmative vote was recorded.

**11. ALL MATTERS INCIDENT AND RELATED TO DECLARING EXPECTATION TO REIMBURSE EXPENDITURES WITH PROCEEDS OF FUTURE DEBT, INCLUDING THE ADOPTION OF A RESOLUTION PERTAINING TO AND A RESOLUTION AUTHORIZING AN AMENDMENT TO THE 2009/2010 OPERATING BUDGET (BUDGET AMENDMENT NO. 34), - APPROVED - PROVIDING FOR THE SUPPLEMENTAL APPROPRIATION OF FUNDS IN THE 2010 CAPITAL IMPROVEMENTS FUND; AND PROVIDING AN EFFECTIVE DATE.**

Mayor Jack Gorden stated that the next item for consideration was the approval of all matters incident and related to declaring expectation to reimburse expenditures with proceeds of future debt, including the adoption of a Resolution pertaining to and a Resolution authorizing an amendment to the 2009/2010 Operating Budget (Budget Amendment No. 34), providing for the supplemental appropriation of funds in the 2010 Capital Improvements Fund; and providing an effective date.

City Manager Paul Parker stated that the next two (2) items were similar, and that the City was anticipating the sale of bonds in October 2010. City Manager Parker furthered that at the previous Finance Committee meeting, the City's financial advisor, Mike Byrd, advised that the City would be better served to add money to the current bond issue, rather than utilize the funding remaining in the Texas Water Development Board loan issue to help construct the Diboll water line. City Manager Parker stated that doing this would save approximately one (1) percentage point on the issue, and would increase the total bond amount to nine million six hundred twenty-five thousand dollars (\$9,625,000). Councilmember Don Langston asked if this scenario would allow the City to consider lowering the tax rate. City Manager Parker answered that the budget for 2010-2011 to be presented to Council would lower the tax rate by two (2) cents.

Mayor Gorden asked for questions or comments from the Council.

Councilmember Victor Travis moved to approve all matters incident and related to declaring expectation to reimburse expenditures with proceeds of future debt, including the adoption of a Resolution pertaining to and a Resolution authorizing an amendment to the 2009/2010 Operating Budget (Budget Amendment No. 34), providing for the supplemental appropriation of funds in the 2010 Capital Improvements Fund; and providing an effective date. Councilmember Phil Medford seconded the motion. A unanimous affirmative vote was recorded.

**12. ALL MATTERS INCIDENT AND RELATED TO DECLARING EXPECTATION TO REIMBURSE EXPENDITURES WITH PROCEEDS OF FUTURE DEBT, INCLUDING THE ADOPTION OF A RESOLUTION PERTAINING TO AND A RESOLUTION AUTHORIZING AN AMENDMENT TO THE 2009/2010**

**OPERATING BUDGET (BUDGET AMENDMENT NO. 35), - APPROVED - PROVIDING FOR THE SUPPLEMENTAL APPROPRIATION OF FUNDS IN THE 2010 CAPITAL IMPROVEMENTS FUND; AND PROVIDING AN EFFECTIVE DATE.**

Mayor Jack Gorden stated that the next item for consideration was the approval of all matters incident and related to declaring expectation to reimburse expenditures with proceeds of future debt, including the adoption of a Resolution pertaining to and a Resolution authorizing an amendment to the 2009/2010 Operating Budget (Budget Amendment No. 35), providing for the supplemental appropriation of funds in the 2010 Capital Improvements Fund; and providing an effective date.

City Manager Paul Parker stated that this item was in conjunction with the previous item, and would merely allocate the required match for the recently received Statewide Transportation Enhancement Program (STEP) Grant for the sidewalk construction on York, Feagin and Kurth Drives into the upcoming bond issue. City Manager Parker continued that in December 2009, the City applied for the STEP grant for sidewalk construction in the total amount of two million dollars (\$2,000,000), and the City's portion of the match would be four hundred thousand dollars (\$400,000). City Manager Parker furthered that Staff recommended Council approve the Budget Amendment appropriating the funding for the STEP Program, and the Resolution to reimburse the City's portion of the match through the upcoming bond program.

Mayor Gorden asked for questions or comments from the Council.

Councilmember Robert Shankle moved to approve all matters incident and related to declaring expectation to reimburse expenditures with proceeds of future debt, including the adoption of a Resolution pertaining to and a Resolution authorizing an amendment to the 2009/2010 Operating Budget (Budget Amendment No. 35), providing for the supplemental appropriation of funds in the 2010 Capital Improvements Fund; and providing an effective date. Councilmember Phil Medford seconded the motion. A unanimous affirmative vote was recorded.

**13. RESOLUTION OF THE CITY OF LUFKIN, TEXAS, PROVIDING FOR THE ANGELINA COUNTY APPRAISAL DISTRICT BOARD OF DIRECTORS TO CHANGE ITS BOARD MEMBERSHIP AND SELECTION AS PROVIDED FOR IN SECTION 6 OF THE TEXAS TAX CODE – APPROVED.**

Mayor Jack Gorden stated that the next item on the agenda was to consider a Resolution of the City of Lufkin, Texas, providing for the Angelina County Appraisal District Board of Directors to change its board membership and selection as provided for in Section 6 of the Texas Tax Code.

City Manager Paul Parker stated that during the past couple of years the question has arisen from Council regarding the makeup of the Angelina County Appraisal District Board and that the taxing entities do not have voting influence equal to their payment percentage. City Manager Parker stated that most counties had a five (5) member board that voted on a cumulative voting system, where the votes were based on the entities payment percentage. City Manager Parker continued that the current board was a nine (9) member board that had been appointed by a previous agreement, and therefore he requested that City Attorney Bruce Green review the way the board was created and its composition as it related to the Texas Tax Code. City Manager Parker furthered that once City Attorney Green had completed his review and consulted with Lufkin Independent School District Attorney Wayne Haglund, it was the opinion of both attorneys that neither the creation of the board, nor the terms were in accordance with the Texas Tax Code. City Manager Parker then stated that the Resolution was just the legal avenue to notify the Appraisal District that the City requested that the Board and its makeup be reviewed by the Appraisal District. Mayor Gorden asked Mr. Paul Mayberry, Interim Chief Appraiser, to comment on the issue. Mr. Mayberry stated that the issue was on the next agenda of the Board, and the Board planned to acknowledge the receipt of the Resolution at its next meeting, and that he would certainly keep an open mind through the process. Mayor Gorden thanked Mr. Mayberry for his work with the Appraisal District.

Mayor Gorden asked for questions or comments from the Council. Councilmember Don Langston stated that he did not believe there was any motivation behind this Resolution other than giving all entities an equal voice. Councilmember Langston furthered that as an Appraisal District board member, he had requested copies of records where the board was formed; however, they did not exist, even though they were required to be kept by law.

Councilmember Rufus Duncan moved to approve a Resolution of the City of Lufkin, Texas, providing for the Angelina County Appraisal District Board of Directors to change its board membership and selection as provided for in Section 6 of the Texas Tax Code. Councilmember Phil Medford seconded the motion. A unanimous vote was recorded.

**14. ARCHITECTURAL AGREEMENT WITH SCOTT AND STRONG, ARCHITECTS-INTERIORS DBA GOODWIN-LASITER, INC. FOR THE PINES THEATER – APPROVED.**

Mayor Jack Gorden stated that the next item on the agenda was to consider approval of an architectural agreement with Scott and Strong, Architects-Interiors dba Goodwin-Lasiter, Inc. for the Pines Theater.

City Manager Paul Parker stated that recently the building committee met in regard to the status of the Pines theater, and that it was the committee's recommendation that more detailed plans were needed to be able to move forward on the project. City Manager Parker stated that the City received a proposal from Mark Strong, with Scott and Strong Architects, with a rate of 6.6% of the construction costs, plus reimbursables, and staff recommended that Council approve a contract with Scott & Strong for design specifications, construction documents, bidding and construction administration for the proposed renovation of the Pines Theater.

Mayor Gorden asked for questions or comments from the Council.

Councilmember Phil Medford asked whether the City was retaining Scott and Strong to get a better estimate of the cost. City Manager Parker stated that it would be for all of the items including construction management. Councilmember Victor Travis asked what the estimated fee of Scott & Strong would be. City Manager Parker stated that it would be around seventy thousand (\$70,000) or eighty thousand dollars (\$80,000). Councilmember Don Langston stated that the rate was pretty common for the area, and that the City had a building with a commitment to completion. Councilmember Langston also stated that the Council still would like to see the financial input from the community, as indicated when the theater was purchased, and once those detailed plans were completed Staff would be better able to "paint the picture", so that those interested in donating would be able to see the final result. Councilmember Langston stated that the City was not at a stopping point with the project. Councilmember Travis confirmed that this gave detailed plans and allowed the City to have a better cost estimate. Councilmember Rufus Duncan asked if the contract would allow the City to complete the project one (1) item at a time. City Manager Parker stated that yes, the contract would be in components so that it could be broken down in pieces or bid all together. Councilmember Langston stated that he would be remiss to not comment that the cost would be considerably less if completed by contractors, and not by the City. Councilmember Langston continued that using a contractor could result in a net savings, and that he would like to see the same process employed as used on the Zoo Administration Building.

Councilmember Victor Travis moved to approve an architectural agreement with Scott and Strong, Architects-Interiors dba Goodwin-Lasiter, Inc. for the Pines Theater. Councilmember Robert Shankle seconded the motion. A unanimous vote was recorded.

**15. ORDINANCE ESTABLISHING A SPEED LIMIT ON FM HIGHWAY 841 (FORD CHAPEL ROAD) FROM FM HIGHWAY 325 (LUFKIN AVENUE) TO THE LUFKIN CITY LIMITS –APPROVED.**

Mayor Jack Gorden stated that the next item on the agenda was to consider on First Reading an Ordinance establishing a speed limit on FM Highway 841 (Ford Chapel Road), from FM Highway 325 (Lufkin Avenue) to the Lufkin City Limits.

City Manager Paul Parker stated the Texas Department of Transportation recently conducted a traffic study on FM Highway 841 or Ford Chapel Road due to concerns of speeding on this road, and that the study recommended that a forty-five (45) mile per hour speed limit be enforced instead of the current thirty-five (35) mile per hour speed limit, and that Staff recommended approval.

Mayor Gorden asked for questions or comments from the Council.

Councilmember Don Langston moved to approve on First Reading an Ordinance establishing a speed limit on FM Highway 841 (Ford Chapel Road) from FM Highway 325 (Lufkin Avenue) to the Lufkin City Limits. Councilmember Robert Shankle seconded the motion. A unanimous vote was recorded.

**16. PURCHASE OF TWO (2) AMBULANCE 2010 CHEVY C3500 CHASSIS REMOUNTS – APPROVED - THROUGH THE TEXAS LOCAL GOVERNMENT PURCHASING COOPERATIVE, OR HGAC.**

Mayor Jack Gorden stated that the next item on the agenda was to consider the purchase of two (2) ambulance 2010 Chevy C3500 chassis remounts through the Texas Local Government Purchasing Cooperative, or HGAC.

City Manager Paul Parker stated that when the City replaced ambulances, it was completed by refurbishing and remounting the existing box on a new chassis, instead of purchasing a complete unit, and that this method allowed for a considerable saving. City Manager Parker stated that Med Unit No. 1 and Med Unit No. 7 were the two (2) pieces of equipment to be refurbished and remounted and that each cost estimate included a three thousand dollar (\$3,000) trade in allowance. City Manager Parker stated that Staff recommended that the old chassis' not be traded in, but auctioned in the next auction, because Staff felt the units would be sold for considerably more through the auction process. City Manager Parker stated that Med Unit No. 1 would cost more, due to it being the second time it would be refurbished and remounted. Mayor Gorden asked what a complete unit would cost. Chief Danny Kistner stated that a new unit would cost approximately one hundred thirty thousand dollars (\$130,000), and that these remounts would save a considerable amount of money.

Mayor Gorden asked for questions or comments from the Council.

Councilmember Rufus Duncan moved to approve the purchase of two (2) ambulance 2010 Chevy C3500 chassis remounts through the Texas Local Government Purchasing Cooperative, or HGAC. Councilmember Robert Shankle seconded the motion. A unanimous vote was recorded.

**17. Mayor Jack Gorden recessed the Regular Session at 6:00 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, demolition of buildings, or appointments to boards and personnel may be discussed.

Mayor Jack Gorden reconvened the Regular Session at 6:32 p.m.

**18. APPOINTMENTS – POSTPONED - TO THE LUFKIN CONVENTION AND TOURISM BOARD; APPOINTMENTS – APPROVED – TO THE KURTH MEMORIAL LIBRARY BOARD OF TRUSTEES**

Mayor Jack Gorden stated that the next item for consideration was the appointments to the Lufkin Convention and Tourism Board the Kurth Memorial Library Board of Trustees.

Councilmember Don Langston moved to postpone the appointments to the Lufkin Convention and Tourism Board. Councilmember Robert Shankle seconded the motion. A

unanimous vote was recorded. Councilmember Don Langston moved to approve the following appointments to the Kurth Memorial Library Board of Trustees to serve three (3) year terms beginning January 1, 2011.

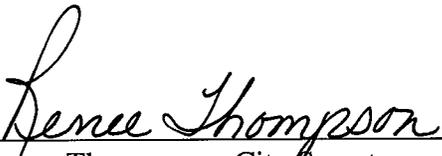
- Angela McCarty
- Margie Brody
- Judge Bob Inselman
- Susan Summers

Councilmember Robert Shankle seconded the motion. A unanimous affirmative vote was recorded.

**19. CALENDAR NOTATIONS FROM MAYOR, COUNCIL MEMBERS, AND CITY MANAGER**

Mayor Gorden stated that the next item for consideration was the calendar notations from the Mayor, Council Members, and City Manager. Mayor Gorden reminded the Council that Friday, August 6<sup>th</sup>, 2009, was the First Friday Luncheon, and that the guest speaker was Baker Patillo, the Chairman and CEO of Temple Inland. Mayor Gorden requested the Council to let City Secretary Renee Thompson know if they planned to attend.

**20.** There being no further business for consideration, the meeting adjourned at 6:37 p.m.

  
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Renee Thompson – City Secretary

  
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Jack Gorden, Mayor