

MINUTES OF REGULAR MEETING OF THE CITY COMMISSION OF THE CITY OF LUFKIN, TEXAS, HELD ON THE 8TH DAY OF AUGUST, 1972, AT 7:30 P. M.

On the 8th day of August, 1972, the City Commission of the City of Lufkin, Texas, convened in regular meeting in the regular meeting place of said City, with the following members thereof, to-wit:

Pitser H. Garrison	Mayor
R. A. Brookshire	Commissioner, Ward No. 1
J. T. Hopson	Commissioner, Ward No. 2
Joe E. Rich	Commissioner, Ward No. 3
Edgar C. Wareing	Commissioner, Ward No. 4
W. O. Ricks, Jr.	Commissioner at Large, Place A
E. G. Pittman	Commissioner at Large, Place B
Harvey Westerholm	City Manager
Robert L. Flournoy	City Attorney
Roger G. Johnson	Dep. City Secretary

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

1. Meeting opened with prayer by Rev. William E. Hines, Pastor of Parkview Baptist Church, Lufkin, Texas.
2. Mayor Garrison welcomed a small group of visitors who were present in connection with items on the agenda or as observers and expressed appreciation for their interest.

3. Approval of Minutes

Comm. E. G. Pittman made motion that minutes of regular meeting of July 11, 1972, and special meeting of July 17, 1972, be approved. Motion was seconded by Comm. J. T. Hopson and a unanimous affirmative vote was recorded.

4. Zone Change Application - Keith M. Barnes from C District to C District and Special Use (Art. XV, Item 16 of Zoning Ordinance)

City Attorney Flournoy read caption of ordinance for second reading changing zone from C District to C District and Special Use covering portion of Shangri La Motel located at 308 North Timberland Drive. There were no persons present appearing in objection to this zone change request. Comm. W. O. Ricks, Jr., made motion that zone change application of Keith M. Barnes from C District to C District and Special Use be approved on second and final reading as read by City Attorney Flournoy and recommended by the City Planning and Zoning Commission. Motion was seconded by Comm. Joe E. Rich and a unanimous affirmative vote was recorded.

5. Zone Change Application - Ina McCall Estate from R-1 District to LB District

City Attorney Flournoy read caption of ordinance for second reading changing zone from R-1 District to LB District covering property located West of U. S. Highway 59 South and adjoining present LB District to State Highway 35 from R.O.W. easement of Texas Power & Light Company South to Angelina College property. There were no persons present appearing in objection to this zone change request. Comm. Joe E. Rich made motion that zone change application of Ina McCall Estate from R-1 District to LB District be approved on second reading of ordinance as read by City Attorney Flournoy and recommended by the City Planning and Zoning Commission. Motion was seconded by Comm. J. T. Hopson and a unanimous affirmative vote was recorded.

6. Water & Sewer Tapping Charges - Amendment to Ordinance

City Attorney Flournoy read caption of ordinance for second reading amending Civil Ordinance #1358 changing water and sewer tapping charges inside and outside City's extraterritorial limits. Comm. W. O. Ricks, Jr., made motion that changes be made in the following water and sewer tap rates and ordinance be approved on second and final reading amending portion of Civil Ordinance #1358:

Water Taps

	<u>Present Rate</u>	<u>Approved Increase</u>
In City's extraterritorial limits	\$85.00	\$150.00
Outside extraterritorial limits	\$85.00	\$175.00

Sewer Taps

	<u>Present Rate</u>	<u>Approved Increase</u>
In City's extraterritorial limits	\$10.00	\$ 30.00
Outside extraterritorial limits	\$10.00	\$ 50.00

Ordinance also provided for a \$36.00 discount in new sub-divisions if water line is laid to the property line on all lots. Motion was seconded by Comm. E. G. Pittman and a unanimous affirmative vote was recorded.

7. West Wood Sub-Division & Trailer Park - Otis Shelton - Sewer Connection Request

City Manager Westerholm explained that he had received a letter from Mr. Otis Shelton, 715 Lazy Lane, requesting permission to connect the West Wood Sub-Division and Trailer Park sewer line to the City sewer system. City Manager Westerholm further stated that this property was located West of Palmore Road and parallel with Highway 94. City Manager Westerholm also stated that Mr. Shelton had been instructed by the Texas Water Quality Board to correct his present situation and suggested that Mr. Shelton request aid from the City. There were no persons present appearing in favor of or against this proposal by Mr. Shelton. Following considerable discussion, City Manager Westerholm recommended that Mr. Shelton be allowed to connect his sewer line with the City sewer system subject to approval of plans by the Engineering Department. Comm. W. O. Ricks, Jr., made motion that Mr. Shelton's request to connect the West Wood Sub-Division sewer line with the City's sewer line be approved subject to contract agreements determined by the City Manager. Motion was seconded by Comm. E. C. Wareing and the following vote was recorded:

Voting Aye: Mayor Garrison, Comms. R. A. Brookshire, Joe E. Rich, W. O. Ricks, Jr., E. C. Wareing, E. G. Pittman

Voting Nay: Comm. J. T. Hopson

Mayor Garrison declared motion approved by a majority vote of 6 to 1.

8. William Cameron Company - Lester Adkison - Request Removal of Property from Fire Zone

Mayor Garrison called on Mr. Lester Adkison. Mr. Adkison explained the location of property recently purchased by he and Murphy George and that they desired to partition and rent an old building that would have to be removed from existing Fire Zone of the City. Mr. Adkison further explained that building codes prevented much of this construction due to the fact that one-half of the old building was inside the Fire Zone and the other was outside. City Manager Westerholm stated that in accordance with the State Board of Insurance, no objections were presented in that this building was not adjacent to another building. Following considerable discussion, Comm. W. O. Ricks, Jr., made motion that ordinance be passed on first reading amending Civil Ordinance #547 changing the Fire Zone as requested by Mr. Lester Adkison by removing the following area from the Fire Zone:

BEGINNING at a point 140 feet North of the N.E. corner of the intersection of Frank Avenue and Herndon Street:

THENCE South along the East boundary of Herndon Street to its intersection with Frank Avenue;

THENCE in an easterly direction 130 feet to a point in the North boundary of Frank Avenue;

THENCE North and parallel with Herndon Street 220 feet to a point that intersects the existing Fire Zone limits, then West to the point of beginning.

Motion was seconded by Comm. J. T. Hopson and a unanimous affirmative vote was recorded.

9. Resolutions - Roy L. Leamon, M.D. and Roy E. Miller, Jr.

City Attorney Flournoy stated that a resolution had been prepared commending Comm. Roy L. Leamon, M.D., for his services with the City Commission from 1970 until 1972. Comm. Joe E. Rich made motion that resolution be passed commending Dr. Leamon for his services with the City Commission. Motion was seconded by Comm. E. C. Wareing and a unanimous affirmative vote was recorded.

City Attorney Flournoy stated that a resolution had been prepared commending Roy E. Miller, Jr., for his services with the City Planning and Zoning Commission from 1968 until 1972. Comm. E. G. Pittman made motion that resolution be passed commending Roy E. Miller, Jr., for his services with the City Planning and Zoning Commission. Motion was seconded by Comm. W. O. Ricks, Jr., and a unanimous affirmative vote was recorded.

10. City Commission - Date Set for Next Meeting

Comm. W. O. Ricks, Jr., made motion that the next regular meeting date be set for August 15, 1972, to allow consideration for the new budget and other limited items. Motion was seconded by Comm. R. A. Brookshire and a unanimous affirmative vote was recorded.

11. State Welfare Department-Office Space Request-Old City Hall

City Manager Westerholm stated that the State Welfare Department was in need of office space and had requested permission to use available space in the old City Hall building. City Manager Westerholm explained that this office space was available. Following discussion, Comm. J. T. Hopson made motion that the State Welfare Department be granted permission to use designated office space in the old City Hall building by means of a one-year contract subject to conditions of City administration, to include payment of utility bills; and after this one-year period, that the State Welfare Department be allowed this space on a month-to-month basis. Motion was seconded by Comm. W. O. Ricks, Jr., and a unanimous affirmative vote was recorded.

12. Code of Ordinances - Fees for Code & Supplements Approved

City Manager Westerholm stated that the City would soon receive final copies of the Code of Ordinances and that fees would have to be set regarding the cost for each Code and Supplement charges on an annual basis. Following discussion, Comm. W. O. Ricks, Jr., made motion that the cost for each Code be \$25 and annual supplements be set at the rate of \$15 per year. Motion was seconded by Comm. Joe E. Rich and a unanimous affirmative vote was recorded.

13. William D. Perkins - Swimming Pool Situation - Discussion

Mayor Garrison recognized the presence of Mr. William D. Perkins and stated that the City Commission had received his letter regarding the proposed new swimming pool. Mayor Garrison further remarked that Mr. Perkins' letter would be considered and that the City Commission would review his request in the best interest of the City. Mayor Garrison then called on Mr. Perkins for any further remarks. Mr. Perkins presented several questions to the City Commission and following discussion it was the general consensus of opinion among members of the City Commission that the

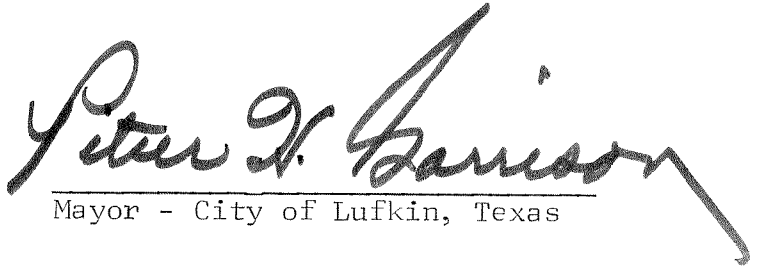
request for a new swimming pool as presented by Mr. Perkins would be given consideration.

14. Vumore Cable TV - Discussion

Comm. Joe E. Rich stated that he had received several complaints regarding the Vumore Company operations and requested City Manager Westerholm to have representatives from the Vumore Company appear before the City Commission September 5, 1972, regarding a report of progress and improvements to be made by the Company. Members of the City Commission were in unanimous agreement with this request as made by Comm. Joe E. Rich.


15. Adjournment

There being no further business for consideration, meeting was adjourned at 8:20 P. M.



Mayor - City of Lufkin, Texas

ATTEST:



Dep. City Secretary - City of Lufkin, Texas