

MINUTES OF REGULAR MEETING OF THE CITY COMMISSION OF THE CITY OF LUFKIN, TEXAS, HELD ON THE 19th DAY OF MARCH, 1968, AT 7:30 PM

On the 19th day of March, 1968, 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:

Earl Nisbet	Mayor
Carl Liese	Commissioner, Ward No. 1
Dayle V. Smith	Commissioner, Ward No. 2
Byron McNeil	Commissioner, Ward No. 3
Edgar C. Wareing	Commissioner, Ward No. 4
Gene H. Nerren	Commissioner at Large, Place A
William E. Wolff	City Manager
David Walker	City Attorney
Lynn Durham	City Secretary

being present, and

Basil E. Atkinson, Jr., M.D. Commissioner at Large, Place B

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

1. Meeting opened with prayer by Rev. Henry Benchhoff, Pastor of First Presbyterian Church, Lufkin, Texas.
2. Mayor welcomed a number of visitors who were present as observers or in connection with items on the Agenda.
3. BMCN made motion that minutes of previous meeting be approved as written. Motion seconded by GHN and a unanimous affirmative vote was recorded.
4. Four young people representing the Angelina County Young Republican Organization composed of Richard Tate, Pam Petty, Gayle Squyres and Johnny Pounds appeared before the City Commission to present Resolution on the Vietnam War which is quoted below:

"WHEREAS, our Nation is engaged in a conflict in Vietnam, with all the proportions of a state of war; and

WHEREAS, one-half million of our finest young men have diverted their respective courses of action in order to represent their country in combat; and

WHEREAS, these fine men are facing adverse combat conditions rarely, if ever before, equaled by their predecessors fighting in the name of freedom, and

WHEREAS, there are individuals whose freedoms and rights are being protected and perpetuated, but who are giving aid and comfort to the enemy by falsely inferring that there is serious lack of support of our men and their purposes in Vietnam;

NOW, THEREFORE, BE IT RESOLVED that the City Commission of Lufkin endorse the support of our fine young fighting men whose superb sacrifices be acknowledged, recognizing the bravery, sacrifice and determination of our gallant young men; and

BE IT FURTHER RESOLVED, that the City of Lufkin designate a day each month honoring those who sacrifice their lives and on such day cause the flag to be flown at half mast on all public buildings."

Mr. Tate, acting as spokesman, read the Resolution in its entirety and recommended that same be approved and adopted by the City Commission. CL made motion that the Resolution as submitted, be adopted and that the first Monday in each month be designated as the day to honor those who have lost their lives in the Vietnam War and that the flag be flown at half mast on all public buildings. GHN seconded the motion and a unanimous affirmative vote was recorded.

5. DW read caption of ordinance for second reading changing zone of Mrs. I. D. Fairchild (Altrusa Club) from R-1 District to R-1 District and Special Use covering Lot 1, Block 1, Glenn Addition to City of Lufkin located at North Raguet and California.

ECW made motion that Ordinance be passed on second reading. Motion seconded by BMcN and a unanimous affirmative vote was recorded.

6. DW read caption of Ordinance for second reading changing zone of Mr. Jeff Singleton (R. B. Thompson) from R-2 District to A District covering property located on Lake Street, north of and adjoining Dunbar High School property and described in application by field notes.

GHN made motion that Ordinance be passed on second reading. Motion seconded by CL and a unanimous affirmative vote was recorded.

7. WEW recommended that second reading of Ordinance amending present Garbage Ordinance not be considered at this meeting until all City Commission members were in attendance. DVS made motion that WEW's recommendation be followed. BMcN seconded the motion and a unanimous affirmative vote was recorded.

8. Mr. John R. Winston, Jr., of Pit Construction Company appeared before the City Commission to ask for an extension on the Angelina Street Improvement Project until the end of May, 1968. He stated in letter ... "For about thirty days, prior to the Christmas holidays, we held up work on the Ellis Street crossing so that shoppers might more easily progress through the downtown section. Also, we have lost more than ninety working days because of our unusually wet weather. A major portion of this job involves dirt work and the precipitation that we have experienced has kept the dirt unworkable much of the time."

Some discussion developed on Mr. Winston's request and GHN made motion that his request be tabled until contract was complete and that penalty clause not be exercised until such completion. CL seconded the motion and a unanimous affirmative vote was recorded.

9. EN inquired of Mr. Winston with regard to completion of work in alley behind Roy Rudd Cleaners which work had been done by Sub-contractor under Mr. Winston. Mr. Winston stated he would check into this item immediately and have completed.
10. Mrs. W. T. Windham, along with a number of citizens on Howard Street appeared before the City Commission regarding a place of business in their neighborhood which they considered a junk yard and desired to know if same could not be ordered to close operations.

DW stated it would have to be determined if this business was operating legally before any action could be taken and WEW will have the matter checked into.

These citizens also requested City give more attention to improving Howard Street due to its present condition. City Manager will also check into this item.

11. A number of citizens were present in connection with water damage due to drainage in Brookwood Addition during recent heavy rain storm, wherein their houses were flooded and were interested in getting their drainage problems solved.

GHN said he had been in consultation with R. H. Duncan, Developer, with regard to protective measures that might be taken to prevent any future situation such as this but such work would have to be performed under contract with Mr. Duncan and made motion that the City award Mr. Duncan contract to do certain drainage work for \$1.00 and other considerations under the auspices of City Engineer. DVS seconded the motion. However, before vote was taken, ECW stated he would like to offer substitute motion that City Manager be authorized to check the proposed work on Turtle Creek Drive and if feasible, enter into agreement with R. H. Duncan for this work, and further that the City Manager contact the State Highway Department relative to culverts and install if this can be worked out; and further, that the City Manager be authorized to contact the proper County officials relative to the possibility of help on the drainage problems further down the Creek. GHN and DVS withdrew motion and second and GHN then seconded ECW's motion and a unanimous affirmative vote was recorded.

12. Mr. Keith Green also a resident in the same area called attention to sewer line backing up, doing about \$75.00 of damage to his carpet. WEW stated City was not responsible for damages of this nature.
13. Mr. John Dixon and Dan Vines were present to advise that several years ago they deeded the City a 30' street right-of-way across their property North of Lufkin Avenue and would like to either have this street completed or deed returned to them. This developed into considerable discussion and it was DW's recommendation that if the City Commission did not desire the street, rather than to tear up the deed, that same not be accepted by the City and returned to Grantors. DVS made motion that DW's recommendation be followed. BMcN seconded the motion and a unanimous affirmative vote was recorded.

14. WEW submitted three paving petitions which he would like to have the City Commission pass on before proceeding with such work. These petitions covered Kerr, Moody and Conn Streets. It was WEW's recommendation that these petitions be accepted by the City Commission pending presentation of checks by the property owners involved for their portion of participating cost.

CL ask about percent of participation. CL made motion that these petitions be accepted by City Commission as recommended by WEW. Motion was seconded by BMcN and a unanimous affirmative vote was recorded.

15. WEW called attention to letter from H. E. Kaemmerling, Chairman of City Planning and Zoning Commission, addressed to Mayor and Members of City Commission regarding certain paving standards recommended by the City Planning and Zoning Commission. City Manager read the letter in its entirety and recommended consideration be given to adopting such standards.


After some discussion, ECW made motion that DW be instructed to prepare an amendment to present paving Ordinance to incorporate the recommendations of the City Planning and Zoning Commission and submit copy to City Commission members for study. GHN seconded the motion and a unanimous affirmative vote was recorded.

16. WEW stated that he and DW had appeared before the Division Engineers of the U. S. Corps of Engineers in Ft. Worth on March 18, 1968 with regard to storage of water from Sam Rayburn Reservoir, and that everything was moving along in proper order and felt that the entire project would be successfully completed. WEW stated had written a letter to the Corp of Engineers making application for such storage space and giving pertinent information on past developments and stated copy of letter would be furnished members of the City Commission.
17. WEW stated that several meetings ago, City Commission approved paving petition of citizens on Reen Street from Loop 287 to Roseneath Street and then to Evans but had now developed that a portion of the street where it intersects with Loop 287 is owned by V. G. Koch and has never been designated as a street and DW stated that such street would have to be open and used for 10 years before City could legally claim right-of-way and that according to his determinations that such street had only been open for about 5 years. However, the City had a right to condemn the property if it so desired. WEW requested information from the City Commission as to what steps should be taken by the City on this paving project since all property owners were advised that the street would be paved to Loop 287 and they had signed the petition with this understanding.

After considerable discussion WEW was instructed to inform the petitioners for such paving that the City will pave up to the point of the Koch property but will take necessary legal steps to try to obtain right-of-way. WEW will contact the property owners to see if they will be agreeable to paving up to the Koch property and report back at later meeting.

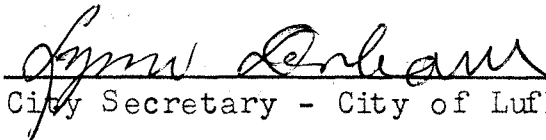
18. CL stated that before opening date of swimming pools would like to have a revaluation of admission fees to such pools. WEW will get a breakdown on the admission fees that have been charged in order that a study may be given to change in such fees before pools are opened for coming season.
19. DW stated that he had always advised members of the City Commission and officials on legal matters and would like some advice himself from the City Commission on previous Resolution with regard to requiring all persons connected with the City of Lufkin who are candidates for public office to resign their positions and duties with the City of Lufkin. DW stated he was on the ballot for election to determine membership of the Angelina Junior College Board but did not have to file with the Democratic Chairman of Angelina County as called for in above Resolution and also the position was not one for pay. Discussion developed that this Resolution did not cover DW's particular case.
19. EN read letter from Congressman John Dowdy to which was attached a letter from the Post Office Department in Dallas regarding the need for a contract Postal Station in the Westerly and Southern areas of the City of Lufkin and that the Post Master in Lufkin had been requested to solicit bids for such stations. Mr. Dowdy stated would keep the Mayor advised on further developments.
20. EN called the City Commission members attention to meeting of the Central East Texas Water Works Association scheduled to be held at Hendry's Cafe in Diboll tomorrow evening, March 20, 1968, at 7:30 P.M. and advised that each one was invited to be in attendance.

21. EN also called attention to Region 16 meeting of the Texas Municipal League scheduled to be held in Lufkin on the evening of March 21, 1968. DVS stated all arrangements had been handled.
22. There being no further business for consideration, meeting was adjourned at 10:10 P.M.



Mayor - City of Lufkin, Texas

ATTEST:



City Secretary - City of Lufkin, Texas