

MINUTES OF REGULAR MEETING OF THE CITY COMMISSION OF THE CITY OF LUFKIN, TEXAS, HELD ON THE 17TH DAY OF JUNE, 1980, AT 5:00 P.M.

On the 17th day of June 1980, the City Commission of the City of Lufkin, Texas, convened in regular meeting in the Council Room at City Hall with the following members thereof, to-wit:

Pitser Garrison	Mayor
Percy A. Simond, Jr.	Commissioner, Ward No. 1(new plan)
Bob McCurry	Commissioner, Ward No. 3(new plan)
Pat Foley	Commissioner, Ward No. 4(new plan)
E. C. Wareing	Commissioner, Ward No. 4(old plan)
Richard Thompson	Commissioner at Large, Place B(old plan)
Harvey Westerholm	City Manager
Robert L. Flournoy	City Attorney
Ann Griffin	Assistant City Secretary

being present, and

Don Boyd	Commissioner, Ward No. 2(new plan)
Roger G. Johnson	Assistant City Manager

being absent when the following business was transacted.

1. Meeting opened with prayer by Rev. LeRoy Spradling, pastor of First Nazarene Church, Lufkin, Texas.
2. Welcome of Visitors by Mayor.
3. Minutes of meeting of June 10, 1980, were unanimously approved in lieu of motion and second after Mayor Garrison asked if there were any corrections or objections to minutes as submitted by City Secretary. Mayor Garrison declared minutes approved unanimously.
4. Community Development Block Grant - Engineering Services -Authorization to Proceed

Mayor Garrison stated that City Manager Westerholm had been authorized at meeting of June 10th, 1980, to negotiate with an engineering firm to implement the Community Development Block Grant, and then report back to City Commission at this meeting on his findings.

City Manager Westerholm stated that he had negotiated with Griffith Engineers to do the engineering services on Community Development Block Grant, and that he was recommending that the project be charged on the basis of time spent on the project with a maximum of \$38,000. City Manager Westerholm further stated that Griffith Engineers indicated that the project could be completed with an estimated cost of \$34,000 to \$35,000 and that the estimated time for the project was 45 weeks.

Motion was made by Commissioner Percy Simond and seconded by Commissioner E. C. Wareing that City Manager Westerholm proceed accordingly.

5. Ordinance Approved - Second Reading - Zone Change Application - R. H. Duncan Construction, Inc. - A to C

Mayor Garrison stated that ordinance on zone change application by R. H. Duncan from Apartment to Commercial on property located at 503 N. John Redditt between Pin Oak Lane and State Hwy. 94 had been approved at last regular meeting. There was no opposition present. Motion was made by Commissioner Pat Foley and seconded by Commissioner Richard Thompson that zone change be approved on second and final reading. A unanimous affirmative vote was recorded.

6. Ordinance Approved - Second Reading - Zone Change Application - Alexander & Rogers - RL to LB,SU(Office Building)

Mayor Garrison stated that ordinance on zone change application by Alexander & Rogers from Residential Large to Local Business, Special Use(Office Building) on property located in J. L. Quinalty Survey between Loop 287 and Card Drive had been approved at last regular meeting. There was no opposition present. Motion was made by

Commissioner Pat Foley and seconded by Commissioner Richard Thompson that zone change be approved on second and final reading. A unanimous affirmative vote was recorded.

7. Ordinance Approved - Second Reading - Zone Change Application - S. M. Boynton - RL to NR, SU(Craft Shop)

Mayor Garrison stated that ordinance on zone change application by S. M. Boynton from Residential Large to Neighborhood Retail District, Special Use(Craft Shop) covering property located at 1200 South First Street immediately north of and adjacent to Bartlett, Baggett, and Shands Insurance Agency and extending between South First and South Raguet Streets had been approved at last regular meeting. There was no opposition present. Motion was made by Commissioner Pat Foley and seconded by Commissioner Richard Thompson that zone change be approved on second and final reading. A unanimous affirmative vote was recorded.

8. Ordinance Approved - Second Reading - Zone Change Application - Albert Slack - RL & C to A

Mayor Garrison stated that ordinance on zone change application by Albert Slack from Residential Large and Commercial District to Apartment District on 3.6 acre tract located between Joyce Lane and Alta Street had been approved at last regular meeting. There was no opposition present. Motion was made by Commissioner Pat Foley and seconded by Commissioner Richard Thompson that zone change be approved on second and final reading. A unanimous affirmative vote was recorded.

9. Ordinance Approved - Second Reading - Zone Change Application - Gary D. Boyd - RS to RS, LB(Item 25c) Dog Grooming

Mayor Garrison stated that ordinance on zone change application by Gary D. Boyd from Residential Small District to Residential Small, Local Business District, (Item 25c) for the purpose of Dog Grooming, on property located at 2416 Paul Avenue, between Hubbard Street and Loop 287 had been approved at last regular meeting. There was no opposition present. Motion was made by Commissioner Percy Simond and seconded by Commissioner E. C. Wareing that zone change be approved on second and final reading. Commissioner Pat Foley asked if shop building had been inspected by City Building Inspector for plumbing and wiring. Mr. Boyd replied that the building was on property when he moved in and he got a permit on his mobile home and the building at that time.

Commissioner Bob McCurry stated that he voted against zone change at last meeting, however, since that date, he had visited with people in general area and found that the problem was a lack of understanding of zoning classification. Commissioner Bob McCurry further stated that he felt the problem was now minimal, and he had no objection to zone change.

Commissioner Pat Foley stated that he had also voted against zone change last time and was now in favor because of lack of opposition at this meeting. The previous motion was unanimously approved.

10. Ellen Trout Park Fireworks Display - Approved

Mayor Garrison stated that each year it was necessary to approve the annual fireworks display at Ellen Trout Park on July 4th. Motion was made by Commissioner Pat Foley and seconded by Commissioner Percy Simond that fireworks display at Ellen Trout Park on July 4th be approved. A unanimous affirmative vote was recorded.

11. Crown Colony Fireworks Display - Approved

Mayor Garrison stated that City Commission had a letter from Crown Colony Country Club asking that they be allowed to have fireworks display on July 4th, on the golf course driving range.

Commissioner Richard Thompson stated that he felt the purpose of the City fireworks display was to be the only display. Commissioner Thompson further stated that he felt it might open the door for many other displays. It was stated that cost of firework displays and necessity of state permits would limit number of displays.

Motion was made by Commissioner E. C. Wareing and seconded by Commissioner Bob McCurry that Crown Colony Fireworks Display be approved. A unanimous affirmative vote was recorded.

12. Ordinance Approved - Second Reading - Zone Change Application - Gaslight Square Development Corp. - A to LB, SU(Hospital)

Mayor Garrison recused himself from vote or discussion on this item because he had interest in property being considered and asked that Mayor Pro-Tem Wareing conduct this item of business. Mayor Pro-Tem Wareing stated that ordinance on zone change application by Gaslight Square Development Corp. from Apartment to Local Business, Special Use(Hospital) covering lots 79 & 80 Gaslight Square Subdivision Amended had been approved at last regular meeting. There was no opposition present.

Motion was made by Commissioner Richard Thompson and seconded by Commissioner Pat Foley that zone change be approved on second and final reading. A unanimous affirmative vote was recorded.

13. Amendment of Budget - Tabled

Mayor Garrison stated that the amendment to budget by transferring equipment expenditures from general fund to revenue sharing fund had been placed on agenda for consideration. City Manager Westerholm stated that the General Fund was meeting expenses but because of rising costs the Commissioners should be aware of the situation. City Manager Westerholm further stated that with the recent dry weather the water consumption had increased considerably and by end of year might offset loss due to inflation. City Commission felt that amendment of budget should be tabled until needed as reported by City Manager.

14. Executive Session - Real Estate Transaction

Mayor Garrison stated that it was necessary for the City Commission to consider an executive session concerning a real estate transaction. Mayor Garrison adjourned open meeting at 5:24 p.m. to Executive Session.

The City Commission reconvened at 5:47 p.m. and Mayor Garrison stated that City Commission was in receipt of letter from Post Office Department to consider construction of new post office. Mayor Garrison stated that City Manager Westerholm would make investigation of area proposed by Post Office Department and suggest general location for building.

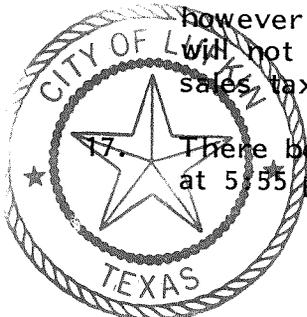
15. City Tax Assessor - Complimented

Commissioner E. C. Wareing stated that he had received a letter from Tax Equalization Board complimenting City Tax Assessor and his office for a job well done in preparing the tax rolls for their recent meeting. Motion was made by Commissioner E. C. Wareing that City Attorney prepare resolution for City Tax Assessor and his office in appreciation of job well done. Motion was seconded by Commissioner Percy Simond. A unanimous affirmative vote was recorded.

16. Tax on Bonds - Lufkin Industrial Development Authority

Mayor Garrison stated that he had been requested to sign a letter on behalf of the Lufkin Industrial Development Authority stating that Chromium Corporation would pay the 4% State Sales Tax on their construction materials. Mayor Garrison further stated that in previous correspondence with Texas Industrial Commission, it was stated that Chromium Corporation would pay taxes under protest; however, Texas Industrial Commission has declared that taxes must be paid and will not accept otherwise. The Chromium Corporation has agreed to pay the sales tax on the bonds.

There being no further business for consideration, meeting was adjourned at 5:55 p.m.



Peter D. Garrison
Mayor, City of Lufkin, Texas

ATTEST:

Ann Suffer
Assistant City Secretary