MINUTES OF REGULAR MEETING OF THE CITY COMMISSION OF THE CITY OF LUFKIN, TEXAS, HELD ON THE 17TH DAY OF MARCH, 1970, AT 7:30 P.M.

On the 17th day of March, 1970, 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:

Carl Liese	Commissioner, Ward No. 1
	Commissioner, Ward No. 2
Byron McNeil	Commissioner, Ward No. 3
Edgar C. Wareing	Commissioner, Ward No. 4
W. O. Ricks, Jr.	Commissioner at Large, Place A
Basil E. Atkinson, Jr., M.D.	Commissioner at Large, Place B
Harvey Westerholm	City Manager
Robert L. Flournoy	City Attorney
Lynn Durham	City Secretary

being present, and

Earl Nisbet	Mayor

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

1. In the absence of Mayor, Mayor Pro Tem, BMcN, opened meeting with prayer by Rev. John Caskey, Pastor of St. Cyprian's Episcopal Church in Lufkin, Texas. Mayor Pro Tem thanked Rev. Caskey for his participation.

2. Mayor Pro Tem welcomed a number of visitors who were present in connection with items on the agenda or as observers. He particularly welcomed Harold E. Kaemmerling - Chairman, E. G. Pittman - Member, and Roy E. Miller, Jr., - Member, of the City Planning and Zoning Commission.

3. WOR made motion that minutes of regular meeting of March 3 and special meeting of March 10 be approved as written. ECW seconded the motion and the following vote was recorded:

   On minutes of March 3 - Voting Aye: BMcN, WOR, ECW

   CL and BEA abstained due to not being present at the above meeting. On minutes of special meeting of March 10, the vote was unanimous in the affirmative.

4. RLF read caption of Ordinance covering zone change from R-3 District to LB District, Lots 9 and 10, Block 2, Oakwood Addition to the City of Lufkin, located at the corner of Ross Avenue and Chestnut Street, application by Small Business Administration. WOR made motion that Ordinance be passed on second reading. ECW seconded the motion. Before vote was taken, BMcN inquired if any persons present to object to the change and there were none. The following vote was unanimous in the affirmative.

5. RLF read Ordinance setting zones in the Herty area as recommended by the City Planning and Zoning Commission and advertised in paper for hearing and first reading at this meeting. There were a number of visitors present in connection with this zoning and BMcN requested each person to come forward, state his name and make whatever comments desired on the proposed zoning. A number of citizens from Herty area were present and made the following comments:

   J. L. Baker:

   Desires property purchased recently to be zoned LB District instead of R-3 (Lot 1, Block 2, Midway Gardens) located on Paul Avenue.

   E. W. Allen, 2604 Atkinson:

   Owns property along Atkinson that has been business for 20 years and desires this property fronting along Atkinson to be zoned LB.

James E. Walsh:

Understood his property at 3103 Paul would be zoned LB instead of R-3 as shown. Operates Photography business.

Ross Sims, 2403 Paul:

Said part of his property and father's property proposed as R-3 and part as R-1 -- desires all to be R-3.

Travis L. Hearn, 2219 Paul:

Been operating a Washateria for years and rezoning shown as R-1. Desires property to be zoned LB District.

Kenneth F. Hambrick, 2720 Paul:

Owns 3 acres shown as R-1 across from proposed MH District. Desires MH District changed to R-1 since opposes Mobile Homes Park located that close to his property.

Oscar Allen, 2713 Atkinson:

Requests zoning on his property be LB District instead of R-2 District as proposed (near Myrtie and Atkinson).

Clyde Moore, 2706 Paul:

His property proposed as R-3 and would like to have changed to R-2.

Mrs. J. Neal Naranjo:

Owns a business on Atkinson near Traylor Street which is shown as LB which does not cover her business and desires changed to whatever zone necessary.

Southland Federal Credit Union:

2804 Atkinson desires proper zone to allow for construction of office building. (Mrs. Largent came by City Secretary's office 3-18-70 and made above request).

No action was taken on the ordinance since it was the desire of the City Commission that a date for a joint meeting be set between the City Commission, the City Planning and Zoning Commission and interested citizens of Herty to again go over this zoning with relation to remarks made by the above citizens. HW was instructed to handle this matter and advise all concerned.

6. RLF read resolution authorizing the Mayor, Chief Administration officer, Chief of Police or Marshal to make provision for its regularly employed law enforcement officers to assist any other County or municipality in case of emergency. RLF stated this resolution had been discussed previously by the City Commission with two (2) changes being made to meet the City's requirements. After some discussion, ECW made motion that this resolution be adopted. CL seconded the motion and a unanimous affirmative vote was recorded.

7. RLF stated that he and HW had been in meeting with Mr. Ernest Bartlett, of Bartlett, Baggett and Shands, to determine the type of insurance that should be purchased to cover the City's requirements effective as of April 1, 1970. Mr. Bartlett, who was present, gave the City Commission a complete picture of insurance coverage and quoted the following details on public liability and auto material damage:

PUBLIC LIABILITY

Employer's Liability:	$100,000 limit $2500 Deductible

Comprehensive General Liability:	Bodily Injury, $100,000 each person, $300,000 each occurrence. Property Damage, $50,000 each occurrence, $50,000 aggregate. $5,000 Deductible applying to streets and roads.
Comprehensive Auto Liability:	Bodily Injury, $100,000 each person, $300,000 each occurrence. Property Damage, $10,000 each occurrence.

AUTO MATERIAL DAMAGE

Fire Trucks:	Stated Amount Fire coverage $250 Deductible Collision.
Police Cars:	$50 Deductible Comprehensive. $250 Deductible Collision.
Ambulances:	Fire, theft, Combined Additional Coverage. $250 Deductible Collision.
Other Units:	$50 Deductible Comprehensive on all Passenger Cars 1966 or later. Fire, theft, Combined Additional Coverage on all Commercial units 1966 or later.

Mr. Bartlett stated the costs on employer liability, comprehensive general liability and comprehensive auto liability, which was estimated on experience modifier, amounted to $31,441 annually and that costs for auto material damage shown above was $2,871 annually making a total cost to the City for one year of $34,312. HW stated that this was approximately $22,500 more than was budgeted but that it was his recommendation that the City should have this coverage. CL made motion that the auto material damage coverage listed above in amount of $2,871 annually, as detailed by Mr. Bartlett, be authorized for one year beginning April 1, 1970. WOR seconded the motion and a unanimous affirmative vote was recorded. BEA made motion that the employer's liability, general liability and auto liability coverage listed above and detailed by Mr. Bartlett be authorized for one year beginning April 1, 1970. CL seconded the motion and a unanimous affirmative vote was recorded.

8. HW stated that due to the present financial condition of the City, and anticipated revenue for the balance for the fiscal year, would recommend that the City not adopt a summer water rate this year. WOR made motion that the recommendation of HW be followed and that no summer water rate be adopted for this year. BEA seconded the motion and a unanimous affirmative vote was recorded.

9. HW stated that due to the present financial condition of the City of Lufkin, would be necessary to borrow money from our depository bank to meet our monthly obligations. He stated such money would be borrowed as needed against future anticipated revenues for the balance of the fiscal year. BEA made motion that authority be given to borrow money from the depository bank as recommended by HW and in amounts required to meet obligations. WOR seconded the motion and a unanimous affirmative vote was recorded.

10. HW stated had discussed with Mr. Tom Wolf, of First Southwest Co., Dallas, Texas, with regard to issuing time-warrants in the amount of $20,000 for right-of-way purchase on Farm-to-Market 58 - Loop 287 interchange and $80,000 for improvement to Roseneath and Reen Streets, such street improvements having already been authorized by the City Commission. After some discussion, ECW made motion that HW be authorized to advertise in local paper under regular legal procedure intention of City to issue warrants and also HW be authorized to have RLF prepare warrants in the amount of $100,000 covering the above projects. BEA seconded the motion and a unanimous affirmative vote was recorded.

11. HW requested authority from City Commission to pay invoice from Henningson, Durham & Richardson, Inc., Consulting Engineers, in the

amount of $4,006.52 for work performed on water work study during February, 1970, in accordance with contract. ECW made motion that authorization be given to pay this invoice. WOR seconded the motion and a unanimous affirmative vote was recorded.

12. HW stated that County Judge, O. L. Hubbard, had requested City Commission consideration of moving inside parking meters next to County Court House on Second, Frank & Third Streets, but leave the meters on Lufkin Avenue intact. This item was discussed and BEA made motion that same be referred to appropriate committee of Chamber of Commerce for recommendation. WOR seconded the motion and a unanimous affirmative vote was recorded.

13. CL inquired as to when report would be received from Henningson, Durham and Richardson, Inc., on water study. HW will follow through on this item.

14. CL called attention to a news item in the Dallas Morning News under date of February 19, 1970, entitled PARENT-PUNISHMENT LAW STUDIED BY CITY OFFICIALS, calling attention to an ordinance passed in Detroit, Michigan surburb which makes parents liable for their children's crimes. CL passed out copy of this article to City Commission members and suggested that RLF investigate to see if applicable to the City of Lufkin.

15. WOR inquired if HW had checked on water lines supposedly under the Library building. HW stated had checked into this matter and map showed such lines were dead.

16. WOR stated Messrs. L. B. (Jiggs) Smith and R. C. Trimble, representing the Church of Christ on Second Street were present and desired City Commission give consideration to closing alley behind their church from First Street to Second Street. After discussing this matter, City Commission desired that this request be submitted by the above gentlemen to the City Planning and Zoning Commission for their consideration and recommendation. WOR made motion that this item be studied by the City Planning and Zoning Commission and recommendation made to City Commission thereon. ECW seconded the motion and a unanimous affirmative vote was recorded.

17. BMcN called attention to item that has been pending for some time -- sign on City Hall Building. Discussion brought out item was to be handled by EN. HW was instructed to follow up on this item with EN.

18. Jerry C. Lumpkin, a visitor who was not on the agenda, requested to be heard by the City Commission. BMcN asked Mr. Lumpkin to come to the microphone to address the City Commission. Mr. Lumpkin requested information on how money to be borrowed from the depository bank would be repaid. HW gave information on the procedure of repayment.

19. There being no further business for consideration, meeting was adjourned at 9:30 P.M.

Byron McNeil

Mayor Pro Tem - City of Lufkin, Texas

ATTEST:

Lynn Graham

City Secretary - City of Lufkin, Texas