

**MINUTES OF REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF**  
**LUFKIN, TEXAS, HELD ON THE**  
**19<sup>th</sup> DAY OF JUNE 2001 AT 5:00 P. M.**

On the 19<sup>th</sup> day of June 2001 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:

|                    |                            |
|--------------------|----------------------------|
| Louis Bronaugh     | Mayor                      |
| Dennis Robertson   | Mayor pro tem              |
| R. L. Kuykendall   | Councilmember, Ward No. 1  |
| Don Boyd           | Councilmember, Ward No. 2  |
| Lynn Torres        | Councilmember, Ward No. 3  |
| Bob Bowman         | Councilmember, Ward No. 4  |
| Jack Gorden, Jr.   | Councilmember, Ward No. 5  |
| C. G. Maclin       | City Manager               |
| James Hager        | Asst. City Manager/Finance |
| Atha Stokes Martin | City Secretary             |
| Bob Flournoy       | City Attorney              |
| Keith Wright       | City Engineer              |
| Kenneth Williams   | Director of Public Works   |

being present when the following business was transacted.

1. City Attorney Bob Flournoy opened meeting with prayer.
2. Mayor Bronaugh welcomed visitors present.

Mayor Bronaugh requested that City Manager Maclin give a report on the Juneteenth celebration at Brandon Park earlier today. Mr. Maclin stated that the City of Lufkin was very honored and privileged to be a part of the Juneteenth celebration this year. Mr. Maclin stated that he had visited several weeks ago with some of the leaders in the Ministers Prayer Fellowship as well as the Friendship Social Club. Mr. Maclin stated that the Friendship Social Club has been leading the efforts for the Juneteenth celebration in Lufkin since 1986. Mr. Maclin stated that the City Parks & Recreation Department along with the Administrative Staff participated in some snow cones, a moonwalk and other games and activities provided by First Assembly Church. Mr. Maclin stated that the celebration started at 11:00 a.m. today and at 2:00 p. m. there was a program where the Mayor gave a proclamation. Mr. Maclin stated that he had received a lot of positive feedback from many of the participants, and feels that this was a great opportunity for the City to help out in a celebration that in the past the City has not participated in. Mr. Maclin stated that hopefully this would be something that we can participate in in the future.

**3. TREE BOARD RECOGNITION – TREE CITY USA AWARD – TREE GROWTH AWARD**

Mayor Bronaugh stated that he would like to recognize the Tree Board and its members. Mayor Bronaugh stated that the City of Lufkin became a Tree City USA in 1984 when the City, by Ordinance, created a Tree Board. Mayor Bronaugh stated that John Courtenay, the current Chairman, was a Charter Member of the Board. Mayor Bronaugh also recognized Joe Pase, a Texas Forest Service forester, and Councilmembers Lynn Torres, R. L. Kuykendall and Dennis Robertson who also serve on the Tree Board.

Mayor Bronaugh presented the 11<sup>th</sup> year Tree City Award to Mr. Pase. Mayor Bronaugh stated that the City had also received the Growth Award for the second year and it was largely because of the participation by Angelina Beautiful/Clean for the Trees 2000 project at Lufkin High School. Mr. Pase thanked the City's Arborist Rachel Emrick for preparing all the paperwork on the applications for both awards.

(Mr. Courtenay arrived at the meeting late and Mayor Bronaugh recognized him and thanked him for all the hours he has volunteered on behalf of the Tree Board.) Mayor Bronaugh stated that the Tree Board is one of the most active volunteer boards working for the City of Lufkin.

#### **4. APPROVAL OF MINUTES**

Motion was made by Councilmember Don Boyd and seconded by Councilmember R. L. Kuykendall that the minutes of the Regular Meeting of June 5, 2001 be approved as presented. A unanimous affirmative vote was recorded.

#### **5. ORDINANCE – APPROVED – SECOND READING – ZONE CHANGE – RESIDENTIAL MEDIUM & NEIGHBORHOOD RETAIL TO NEIGHBORHOOD RETAIL – 509 BYNUM STREET – ROBERT MITCHELL**

Mayor Bronaugh stated that the next item for consideration was Second Reading of an Ordinance to change the zoning from "Residential Medium & Neighborhood Retail" to a single "Neighborhood Retail" zoning district on approximately 0.7 acres of land described as Tract 145 out of the J. L. Quinalty Survey (A-40) and more commonly known as 509 Bynum Street as requested by Robert Mitchell.

Motion was made by Councilmember Lynn Torres and seconded by Councilmember Jack Gorden, Jr. that Ordinance to change the zoning from "Residential Medium & Neighborhood Retail" to a single "Neighborhood Retail" zoning district on approximately 0.7 acres of land described as Tract 145 out of the J. L. Quinalty Survey (A-40) and more commonly known as 509 Bynum Street as requested by Robert Mitchell be approved on Second and Final Reading as presented. A unanimous affirmative vote was recorded.

#### **6. ORDINANCE – APPROVED – SECOND READING – AMENDMENT TO TRAFFIC ORDINANCE**

Mayor Bronaugh stated that the next item for consideration was Second Reading of an Amendment to the Traffic Ordinance by changing the speed limit in Chambers Park.

Motion was made by Councilmember Don Boyd and seconded by Councilmember Dennis Robertson that Amendment to the Traffic Ordinance by changing the speed limit in Chambers Park be approved on Second and Final Reading as presented. A unanimous affirmative vote was recorded.

City Manager Maclin requested that Keith Wright instruct the Street Department to place the 20 mph speed limit signs along Pershing.

#### **7. TAX ABATEMENT AGREEMENT – APPROVED – AMERICAN COLOR GRAPHICS**

Mayor Bronaugh stated that the next item for consideration was request of American Color Graphics for approval of a Tax Abatement Agreement.

City Manager Maclin stated that included in the Council packet is a memorandum of explanation from the Director of Planning along with a copy of a letter of request for Tax Abatement from American Color Graphics signed by Troy Dupree the Plant Manager, and a copy of the actual application. Mr. Maclin stated that Mr. Dupree was present along with Ronnie Robinson, representing the Angelina/Lufkin Economic Development Partnership in support of the request.

City Manager Maclin stated that it came to the Partnership's and the City's attention that this potential expansion was a possibly that would be in competition with other locations within the corporation. Mr. Maclin stated that it was their opinion that to be able to offer the Tax Abatement would be an incentive that would help them be more competitive in the competition to create these 20-25 jobs and approximately \$3 million in improvements to the facility for new equipment and new presses, etc. Mr. Maclin stated that this application does meet the criteria to trigger Tax Abatement in terms of the number of points created based on the application submitted. Mr. Maclin stated that it would be staff's recommendation to Council to consider approval of this Tax

Abatement request. Mr. Maclin stated that the County Commissioner's Court approved this request last week.

In response to question by Councilmember Boyd, City Manager Maclin stated that the Tax Abatement is for seven years. Mr. Maclin stated that the tax abatement is on a rotation basis, which is 100% for the first three years, 75% for the fourth year, 50% for the fifth year, 25% for the sixth year and 10% for the seventh year. There was some discussion over the school's participation in the Tax Abatement process.

Troy Dupree, Plant Manager, stated that this is a great opportunity for the plant and he appreciated the support of the City Council and the City staff.

Councilmember Robertson stated that it has been stated that there will be 21 jobs created, but sometimes it is perceived with new automation jobs some times decrease. Mr. Dupree stated that in the process they would promote their internal people into higher positions in the plant and then bring in entry-level people and train them. Mr. Dupree stated that they were as competitive as any printer in the United States and he did not see any significant changes in what they require their work force to do unless the technology changes from where it is right now, and he did not see that at this time.

Motion was made by Councilmember Bob Bowman and seconded by Councilmember Dennis Robertson that Tax Abatement Agreement as requested by American Color Graphics be approved as presented. A unanimous affirmative vote was recorded.

**8. PURCHASE – APPROVED – AUTOMATED TICKET WRITING SYSTEM – MUNICIPAL COURT TECHNOLOGY FUND**

Mayor Bronaugh stated that the next item for consideration was the purchase of an automated ticket writing system from the Municipal Court Technology Fund.

City Manager Maclin stated that in the previous Legislative Session the Legislature allowed the creation of a technology fund for Municipal Court whereby a certain amount of court fines would go into this fund to be used for equipment that was technologically related to improve efficiencies and operations of Municipal Court. Mr. Maclin stated that included in the Council packet is a memorandum from the Assistant City Manager that outlines an automated ticket writing equipment proposal.

James Hager, Assistant City Manager, stated that the ticket writing system was an idea of the City Marshal, Rhonda McLendon. Mr. Hager stated that she had investigated this early on and had worked with the traffic division of the Police Department on this project. Mr. Hager stated that they have come up with what they know will be an efficiency measure and as well provide more revenue. Mr. Hager stated that the ticket writing machine is a handheld device that is very much like a meter reading device with the exception that you can enter all the information on the ticket and that ticket is then uploaded into the HTE system, thereby eliminating the need for these tickets to be handwritten, brought to the Court and entered manually. Mr. Hager stated that that is a primary efficiency and they do not expect that there will be any increase in traffic ticket writing, nor would he assume that there would be any decrease. Mr. Hager stated that one of the advantages is that you would not have a problem deciphering a person's handwriting. Mr. Hager stated that the 20 hours that the clerks have in the past been inputting this information into the HTE system can now be freed up to begin to report "fail to appear" notices to the Department of Public Safety for the out-of-state offenders. Mr. Hager stated that this would help the City in other districts to begin to collect revenues from the out-of-state folks that we haven't collected from in the past.

Mr. Hager stated that another item the Court would like to do is contract with DPS in an omni based service system, which allows reporting of the outstanding cases in warrant status to the DPS. Mr. Hager stated that the Court clerk will enter the outstanding warrants into the omni system, the warrant holder then will not be allowed to renew his Drivers License until he pays for that warrant. Mr. Hager stated that staff feels that this is a very efficient move that will also have the benefit of increasing revenues. The total system cost is \$49,000 and the annual on-going cost is \$2,500. Mr. Hager stated that staff is seeking Council's authorization to move forward on bidding on this automated

ticket writing system.

In response to question by Councilmember Boyd, Mr. Hager stated that staff has investigated other cities where this system is already in use and there was an incident where a police officer dropped his handheld device and it was run over by a vehicle. They took the machine apart and took the diskette and did not lose any information.

In response to question by Councilmember Boyd, the Traffic Division of the Police Department will utilize this system and there will be a total of five devices with one backup unit. A copy of a sample ticket was passed around for Council to see.

In response to question by Councilmember Gorden, Mr. Hager stated that the Technology Fund would also pay for the on-going maintenance until the Technology Fund is terminated in 2005.

Motion was made by Councilmember Lynn Torres and seconded by Councilmember Don Boyd that purchase of an automated ticket writing system from the Municipal Court Technology Fund be approved as presented. A unanimous affirmative vote was recorded.

9. **PURCHASE – APPROVED – VEHICLE – CODE ENFORCEMENT OFFICER – INSPECTION SERVICES DIRECTOR**

Mayor Bronaugh stated that the next item for consideration was a request of the Inspection Services Director for the purchase of a vehicle for the new Code Enforcement Officer.

City Manager Maclin stated that this is something that the Council discussed at the Retreat last month when they were doing their long range planning and talking about needs of the City. Mr. Maclin stated that one of the comments that several Councilmembers reiterated was the potential need for additional Code Enforcement. Mr. Maclin stated that last fall when the position of Assistant Director of Inspection Services became vacant, Mr. Chapman, the Director of Inspection Services, just left that position on hold and did not decide to replace the Assistant Director of Inspection Services. Mr. Maclin stated that Mr. Chapman took many of those duties and responsibilities and divided them up amongst existing staff. Mr. Maclin stated that in light of the interest with Council and the desire to move our Code Enforcement activities to the next level, staff is proposing that we go ahead and use those funds that were allocated in the Inspection Services Department budget to add another Code Enforcement Officer to replace what was the Assistant Director of Inspection Services. We would utilize those funds that were saved through not paying the salary for these months since October as well as the car allowance, and use that money for the purchase of a vehicle, a pickup truck, for the new Code Enforcement Officer. Mr. Maclin stated that this will not require an increase in the budget, it will just be a reallocation of existing funds within the budget, and we can accomplish two things; that is, hire an additional Code Enforcement Officer and purchase a vehicle with existing funds within that Department's budget for this fiscal year. Mr. Maclin stated that staff would like to seek Council's authorization to proceed with advertisement of bids for a vehicle for this new Code Enforcement position.

Motion was made by Councilmember Don Boyd and seconded by Councilmember R. L. Kuykendall that request of the Inspection Services Director for the purchase of a vehicle for the new Code Enforcement Officer be approved as presented. A unanimous affirmative vote was recorded.

10. **EXECUTIVE SESSION**

Mayor Bronaugh recessed Regular Session at 5:34 p. m. and entered into Executive Session. Regular Session reconvened at 6:11 p. m. and Mayor Bronaugh stated that Council had discussed real estate and attorney/client matters.

#### **11. LEASE OF PROPERTY FOR DOWNTOWN PARKING**

City Manager Maclin stated that the City has been approached by the owner of the property at the corner of Lufkin Avenue and Third Street to lease this property for additional downtown parking. Mr. Maclin stated that this can possibly assist the City in adding 20 -22 parking spaces downtown, which could be a relief lot for the Fire Administration building and Central Fire Station as well as a free parking lot to enhance downtown including overflow from the Federal Court House that was talked about in a previous meeting. Mr. Maclin stated that the City could lease this property for \$500, which is very reasonable compared to the other leases the City has with Southern Pacific for other downtown parking areas.

Motion was made by Councilmember Bob Bowman and seconded by Councilmember Jack Gorden, Jr. that the City enter into a lease agreement for the property at Third and Lufkin Avenue for additional downtown parking. A unanimous affirmative vote was recorded.

#### **12. CALENDAR NOTATIONS FROM MAYOR, COUNCILMEMBERS AND CITY MANAGER**

City Manager Maclin stated that he had placed a copy of the latest TML Legislative Update, a recap of what happened in the 77<sup>th</sup> legislative session on the Council table. Mr. Maclin stated that this will give an update on what TML felt were the good bills, bad bills, and the ones potentially helpful to cities.

City Manager Maclin stated that this Thursday, June 21, at 3:30 p.m. the Comprehensive Plan Update Steering Committee will have another one of its meetings as it begins to finalize some issues that would go for Public Hearings later on this summer.

City Manager Maclin stated that this Friday at the Civic Center the City of Lufkin is hosting the Innovation Groups one-day conference on e-government. Mr. Maclin stated that the first item that morning from 9:00 a.m. until 10:15 a.m. will be featuring Lufkin's e-government activities, e-government web site, and some of the things the City is doing in that area. Mr. Maclin stated that there would be other speakers Friday morning and Friday afternoon speaking about e-government in other communities including GIS utilization and purchasing. Mr. Maclin stated that lunch is included in the sign-up fee and Council is welcome to participate in this conference.

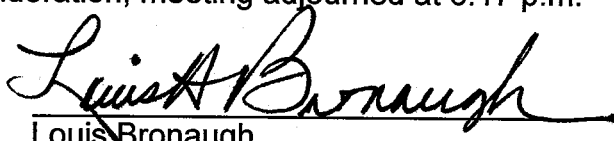
City Manager Maclin stated that next Thursday, June 28<sup>th</sup> would be the DETCOG meeting in Nacogdoches at Freedom Hall, which is on East Main.

City Manager Maclin proposed some dates for the Council Budget Workshop meeting with Department Heads. It was a consensus of opinion that the meeting would be held on July 13<sup>th</sup> at 8:00 a.m. beginning with breakfast to include lunch and ending at 3:00 p.m.

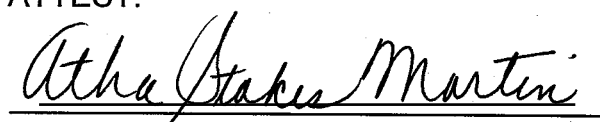
The Budget Draft Workshop meeting is to be held on Monday, July 30<sup>th</sup> at 10:00 a.m. A Public Hearing on the Budget will be held at the first Council meeting in August.

City Manager Maclin reminded Councilmembers of the film "Remember the Titans" which will be shown on July 31<sup>st</sup> preceded by a light supper in Room 202.

13. There being no further business for consideration, meeting adjourned at 6:17 p.m.

  
Louis Brounagh  
Mayor

ATTEST:

  
Atha Stokes Martin - City Secretary