

**MINUTES OF THE REGULAR MEETING OF THE CITY COUNCIL OF THE CITY  
OF LUFKIN, TEXAS HELD ON THE 21<sup>ST</sup> DAY OF FEBRUARY, 2017.**

On the 21<sup>st</sup> day of February, 2017 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:

Bob F. Brown	Mayor
Mark Hicks	Mayor Pro Tem
Guessippina Bonner	Councilmember, Ward No. 1
Robert Shankle	Councilmember, Ward No. 2
Sarah Murray	Councilmember, Ward No. 6
Keith Wright	City Manager
Steve Floyd	Assistant City Manager
Bruce Green	City Attorney
Kara Atwood	City Secretary
Rodney Ivy	Human Resource Director
Gerald Williamson	Police Chief
David Thomas	Assistant Police Chief
Ted Lovett	Fire Chief
Dorothy Wilson	Planning & Zoning Director
Steve Poskey	Street Department Director
Mike Akridge	Parks & Recreation Director
Barbara Thompson	Main Street Director
Jason Arnold	Water & Sewer Director
Dale Allred	Inspection Services Director
Chuck Walker	Solid Waste Director
Kent Havard	Solid Waste Director

being present and;

Lynn Torres	Councilmember, Ward No. 3
Rocky Thigpen	Councilmember, Ward No. 5

being absent when the following business was transacted.

1. The meeting was opened with prayer by Reverend Andy James of Bethel Assembly of God.
2. Mayor Bob F. Brown welcomed visitors present.
3. **MINUTES OF THE REGULAR CITY COUNCIL MEETING HELD FEBRUARY 7<sup>TH</sup>, 2017- APPROVED**

Councilmember Guessippina Bonner moved to approve the minutes of the meeting as presented. Councilmember Robert Shankle seconded the motion and a unanimous vote to approve was recorded.

4. **PRESENTATION OF THE CITY OF LUFKIN POLICE DEPARTMENT ANNUAL REPORT**

Police Chief Gerald Williamson presented the 2016 Lufkin Police Department Annual Report. Police Chief Williamson highlighted portions of the report; noted the reduced crime index compared to 2015 and stated that the report would be available on the City of Lufkin website for further review. Police Chief Williamson concluded by summarizing the plan for the upcoming year and offered to answer questions. There were none.

**5. PUBLIC HEARING AND SECOND READING OF AN ORDINANCE AMENDING THE ZONING ORDINANCE OF THE CITY OF LUFKIN, TEXAS BY GRANTING A SPECIAL USE PERMIT FOR AUTOMOTIVE REPAIR SERVICES IN A “NEIGHBORHOOD RETAIL” ZONING DISTRICT ON PROPERTY ADDRESSED AS 1500 ATKINSON DRIVE – APPROVED**

City Manager Wright stated that the owner had applied for a Special Use Permit for automotive repair services on property addressed as 1500 Atkinson Drive. City Manager Wright pointed out the subject property on a map. City Manager Wright furthered that the subject property had been used previously for an automotive repair shop and the Planning and Zoning Commission unanimously approved the request during its meeting of January 23<sup>rd</sup>, 2017. City Manager Wright concluded that Staff recommended City Council approve on Second Reading the Ordinance granting a Special Use Permit for automotive repair services on property known as 1500 Atkinson Drive.

Mayor Bob F. Brown opened the Public Hearing at 5:11 p.m. There being no one who wished to speak Mayor Brown closed the Public Hearing and requested comments from City Council. There were none.

Councilmember Shankle moved to approve the Ordinance as presented. Councilmember Bonner seconded the motion and a unanimous vote to approve was recorded.

**NEW BUSINESS**

**6. 2016-2017 LUFKIN POLICE DEPARTMENT ANNUAL FORFEITURE BUDGET - APPROVED**

City Manager Wright stated that each year the Police Chief, under Article 59.06 of the Texas Code of Criminal Procedures submitted a Forfeiture Fund Budget for the fiscal year and with the recommendation of the Police Chief and approval of the City Council the current budget of \$71,273.08 was available in the fund. City Manager Wright furthered that the recommended budget for the forfeiture funds included the following:

- \$10,000 pay- off seized vehicles
- \$ 5,000 computer forensic equipment
- \$ 2,500 supplies and equipment
- \$10,000 enhanced security upgrades at facilities
- \$ 5,000 tactical robot upgrade
- \$10,000 handheld/mobile radio upgrade
- \$28,500 unbudgeted equipment, software and maintenance needs

City Manager Wright stated that all the unspent monies would remain in the Forfeiture Fund Account. City Manager Wright concluded that Staff recommended City Council approve the proposed Police Forfeiture Fund Budget for the Fiscal year 2016-2017.

Councilmember Bonner moved to approve the Lufkin Police Department Forfeiture Budget as presented. Councilmember Sarah Murray seconded the motion and a unanimous vote to approve was recorded.

**7. GRANT TO THE LUFKIN FIRE DEPARTMENT IN THE AMOUNT OF \$11,455 FROM THE DEEP EAST TEXAS REGIONAL ADVISORY COUNCIL (DETRAC) AND APPROVAL OF A RESOLUTION AUTHORIZING AN AMENDMENT TO THE 2016-2017 OPERATING BUDGET (BUDGET AMENDMENT NO. 12) APPROPRIATING THE FUNDING - APPROVED**

City Manager Wright stated that the Lufkin Fire Department had recently received grant funding from the Deep East Texas Regional Advisory Council (DETRAC) in the amount of \$11,455. City Manager Wright furthered that the funding would be placed in

the Fire Services Supply Budget to reimburse for EMS Supply expenditures. City Manager Wright concluded that Staff recommended City Council accept the grant funding in the amount of \$11,455 from DETRAC and approve Budget Amendment No. 12 appropriating the funding.

Councilmember Shankle moved to approve the Resolution as presented. Councilmember Murray seconded the motion and a unanimous vote to approve was recorded.

**8. PURCHASE OF A VACTOR 850 SERIES RAMJET/PETERBILT TRUCK IN THE AMOUNT OF \$213,070 FROM RUSH TRUCK CENTER THROUGH THE BUYBOARD FOR THE WATER AND SEWER DEPARTMENT - APPROVED**

City Manager Wright stated that the purchase of a Jet Truck was budgeted in the 2016-2017 Water/Wastewater Depreciation Fund. City Manager Wright furthered that pricing for the unit had been secured through the BuyBoard from Rush Truck Center in the amount of \$213,070 for a Vactor 850 Series Ramjet which would be mounted on a Heavy Duty Peterbilt Truck Chassis. City Manager Wright stated that although the truck was over budget, the cost would be covered once the old unit was sold through auction. City Manager Wright concluded that Staff recommended City Council approve the purchase of a Jet Truck in the amount of \$213,070 from Rush Truck Center through the BuyBoard.

Councilmember Shankle moved to approve the purchase as presented. Councilmember Murray seconded the motion and a unanimous vote to approve was recorded.

**9. CITY MANAGER REPORT**

City Manager Wright reviewed the Financial Status Report; the Capital Project Status Report and the Project Status Report. City Manager Wright offered to answer questions. There were none.

**10. PUBLIC HEARING REGARDING THE RECODIFICATION OF THE CITY OF LUFKIN ORDINANCES**

City Manager Wright stated that Article III, Section 15 of the City of Lufkin Charter provided for the codification of the City's Ordinances. City Manager Wright furthered that the existing ordinances excluding Zone Change Ordinances, Bond Issuance Ordinances and other corresponding ordinances were compiled into one document. City Manager Wright stated that the codification was done through Franklin Legal Publishing and the minor changes were listed in a document titled the Memorandum of Understanding (MOU). City Manager Wright furthered that Staff performed an exhaustive review of each Ordinance and the changes encompassed laws that were no longer applicable due to Federal or State Laws. City Manager Wright stated that the last comprehensive review was done in 1995. City Manager Wright concluded by offering to answer questions during the Public Hearing.

Mayor Bob F. Brown opened the Public Hearing at 5:20 p.m.

Michael Parker expressed concern regarding the codification of the ordinances. Discussion ensued between City Manager Wright and Mr. Parker.

Charles Nick expressed his view of City Ordinances and the economy. Mayor Brown thanked Mr. Nick.

Justin Hatton expressed concern regarding Noise Ordinances and applicable penalties. Discussion ensued between City Attorney Bruce Green and Justin Hatton regarding Noise Ordinances and Federal Law.

There being no one else who wished to speak Mayor Brown closed the Public Hearing at 5:30 p.m.

## **11. CITY COUNCIL WORK SESSION REGARDING THE RECODIFICATION OF THE CITY OF LUFKIN ORDINANCES**

City Manager Wright stated that explanations had been provided for the codifications, the Memorandum of Understanding (MOU) was provided that explained minor changes, and City Attorney Green answered applicable questions. City Manager Wright requested questions or comments from City Council.

Councilmember Hicks questioned noise problem issues. Discussion ensued between Councilmember Hicks and City Attorney Green.

City Attorney Green detailed the benefits of codifying City Ordinances. City Manager Wright defined what it meant to codify Ordinances.

Mayor Brown thanked City Secretary Kara Atwood for her efforts regarding the codification of City Ordinances.

## **12. EXECUTIVE SESSION:**

Discussion of pending or contemplated litigation in accordance with Texas Government Code Section 551.071 which provided for consultation with City Attorney regarding litigation.

Executive Session convened at 5:40 p.m. Executive Session recessed at 5:58 p.m. No action was taken.

## **13. ITEMS OF COMMUNITY INTEREST FROM MAYOR, CITY COUNCILMEMBERS AND STAFF**

City Manager Wright detailed various upcoming City sponsored and community events.

14. There being no more business to address the meeting was adjourned at 6:01 p.m.

A handwritten signature of Bob F. Brown in blue ink. Below the signature, the name 'Bob F. Brown' is printed in a smaller, sans-serif font.

Bob F. Brown, Mayor

ATTEST:

A handwritten signature of Kara Atwood in blue ink. Below the signature, the name 'Kara Atwood' is printed in a smaller, sans-serif font.

Kara Atwood

Kara Atwood, City Secretary