

MINUTES OF REGULAR MEETING OF THE CITY COMMISSION OF THE CITY OF LUFKIN, TEXAS, HELD ON THE 5TH DAY OF JANUARY, 1971, AT 7:30 P. M.

On the 5th day of January, 1971, 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:

Pitser H. Garrison	Mayor
Roy L. Leamon, M.D.	Commissioner, Ward No. 1
J. T. Hopson	Commissioner, Ward No. 2
Kenneth R. Crain	Commissioner, Ward No. 3
Edgar C. Wareing	Commissioner, Ward No. 4
W. O. Ricks, Jr.	Commissioner at Large, Place A
B. E. Atkinson, Jr., M.D.	Commissioner at Large, Place B
Harvey Westerholm	City Manager
Robert L. Flournoy	City Attorney
Hayne Stokes	Acting City Secretary

being present, and

Lynn Durham City Secretary

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

1. Meeting was opened with a prayer by Rev. Sidney Spain, Pastor of First Christian Church, Lufkin, Texas.
2. Mayor Garrison welcomed visitors.
3. Approval of Minutes

Comm. E. C. Wareing pointed out that Item #14 of the minutes of December 8, 1970, did not reflect a motion being made, even though it was seconded. Comm. Roy L. Leamon, M.D., moved on this item. Comm. J. T. Hopson moved, Comm. Kenneth R. Crain seconded the approval of the previous minutes with this one correction. A unanimous affirmative vote was recorded.

4. Zone Change Application - Oscar Allen

Comm. B. E. Atkinson, Jr., M.D., moved, Comm. J. T. Hopson seconded to approve on second and final reading a zone change as recommended by the City Planning and Zoning Commission changing zone from R-2 District to LB District on four (4) adjoining tracts of land in the Herty area, located on the North side of State Highway 103 as described in application by Oscar Allen. A unanimous affirmative vote was recorded.

5. Zone Change Application - V. G. Koch

Comm. Roy L. Leamon, M.D., moved, Comm. Kenneth R. Crain seconded to approve on second and final reading an ordinance changing zone from R-2 and LB Districts to CB District covering four (4) parcels of land located on the East side of Loop 287 and South side of State Highway 103 as approved by the City Planning and Zoning Commission in an application by V. G. Koch. A unanimous affirmative vote was recorded.

6. Zone Change Application - Oattie L. Smith

After a short discussion, Comm. E. C. Wareing moved and Comm. W. O. Ricks, Jr., seconded to approve the first reading of an ordinance changing zone from R-1 District to R-1 District and Special Use for Truck Terminal covering property located on Loop 287 across from Thomas and Thompson Construction Company and described by field notes in an application by Mrs. Oattie L. Smith. A unanimous affirmative vote was recorded.

7. City Attorney Items

City Attorney Flournoy passed.

8. Presentation of Audit

City Manager Westerholm presented the Council with an audit from Ken Smith, CPA.

9. Adoption of Electrical Code Discussed

Mr. Leon Caver, a local electrician, spoke requesting up-dating of our present Electrical Code and also that a new Code be adopted. He also stated, along with several local contractors and electricians (being present), that Romex should be allowed in apartment complexes less than three (3) stories in height. Mr. L. E. Bass, Building Inspector, was instructed to obtain copies of ordinances from other towns and City Manager Westerholm to obtain some information pertaining to Electrical Codes to be presented at the next regular meeting. Mr. Caver stated that he was very happy with the administration and the inspectors of the City and that he, as well as other citizens, were proud of them.

10. Work Shop Called

Comm. Roy L. Leamon, M.D., moved that a work shop be called at the Council Room at 7:30 P. M., on January 12, 1971, to work on the proposed Plumbing Code. Comm. Kenneth R. Crain seconded and a unanimous affirmative vote was recorded.

11. Acceptance of Bid - Curbs & Gutters on South Bynum

Comm. W. O. Ricks, Jr., moved, Comm. J. T. Hopson seconded to accept the low bid of Wallace & Redd in the amount of \$1,523.50 to place curbs and gutters on South Bynum between Frank and Moore Streets in connection with the re-routing of Farm-to-Market Road 324. A unanimous affirmative vote was recorded.

12. Purchase of New Gradall Machine

Acting on a request by the City Manager to purchase a new Gradall type machine from Highway Equipment Co., Comm. Kenneth R. Crain moved and Comm. J. T. Hopson seconded to authorize City Manager Westerholm to negotiate with Highway Equipment Co. but not to spend more than \$25,500.00 and our old machine. The monies to pay for the machine is budgeted in the Budget as a Capital Improvement. A unanimous affirmative vote was recorded.

13. Curb & Gutter Program

Comm. W. O. Ricks, Jr., requested that the City Manager look into a curb and gutter program to be brought up and considered at the next regular meeting.

14. Advertise for Bids - 1 Car & 6 Pick-Ups

Comm. Kenneth R. Crain moved and Comm. Roy L. Leamon, M.D., seconded to authorize City Manager Westerholm to advertise for bids on one car and six pick-ups. These items are provided for in the Budget. A unanimous affirmative vote was recorded.

15. Sale of Additional Plastic Garbage Can Liners

After a lengthy discussion, Comm. E. C. Wareing moved, Comm. Kenneth R. Crain seconded to sell additional rolls of plastic garbage can liners to citizens of Lufkin as they request them for \$2.10 per roll. A unanimous affirmative vote was recorded.

16. Payment of Invoices from Henningson, Durham & Richardson, Inc.

Comm. W. O. Ricks, Jr., moved and Comm. J. T. Hopson seconded to pay invoices to Henningson, Durham & Richardson, Inc., in the amount of \$743.10, \$3,982.50 and \$214.39 and one invoice to National Soil Services, Inc., in the amount of \$4,089.00 when funds were available. A unanimous affirmative vote was recorded.

17. Progress Report on Suits

City Attorney Flournoy gave report on the progress of the suits pertaining to the new Sewer Plant Site. A discussion followed.

18. Authorization of Work at Fire Station #2

Comm. W. O. Ricks, Jr., moved and Comm. Kenneth R. Crain seconded to authorize City Manager Westerholm to construct one door and other work at Fire Station #2 at an estimated cost of less than \$1,000.00. A unanimous affirmative vote was recorded.

19. Naming of Streets

Acting on a request of the City Manager to name two streets, Comm. Kenneth R. Crain moved and Comm. E. C. Wareing seconded to name a street running from Feagin Drive to Loop 287, as shown on the plat presented to the Council, Lane Drive, and also a street running from Lane Drive along side the Sewer Plant property to Loop 287, Mott Drive. A unanimous affirmative vote was recorded.

20. Leash Law & Dog Ordinance

Comm. Roy L. Leamon, M.D., expressed a desire to see a leash law as well as a good dog ordinance in effect. Comm. E. C. Wareing moved to enforce our present ordinance. After a long discussion Comm. E. C. Wareing's motion died for lack of a second and it was decided that the City Manager and City Attorney would gather information and present it at the next regular meeting.

21. Telephone Rate Increase Request

Comm. Roy L. Leamon, M.D., asked City Manager Westerholm about the telephone rate request. It was decided that Mr. Ken Smith be requested to look at the telephone company's Federal Income Tax Returns for the last three years.

22. Reading of Letter from Crepe Myrtle Garden Club

A letter from the Crepe Myrtle Garden Club concerning leaves and litter was read and the City Manager requested to answer same thanking them and asking them to submit specific suggestions to improve the cleanliness and beauty of Lufkin.

23. Leaves - Fiscal Officer - Vumore

Comm. J. T. Hopson suggested that the citizens be requested to put their leaves in bags or disposable boxes in order to speed up disposing of them by the City.

(b) He also discussed the Fiscal Officer question.

(c) He also made the remark that he was unhappy with Vumore and if they did not improve their services when they said they would, then he would propose to cut their rates to \$4.95. A lengthy discussion followed in which the City Manager was to see if Vumore would have someone in authority at the next regular meeting to discuss Vumore's progress.

24. Enforcing Building Code

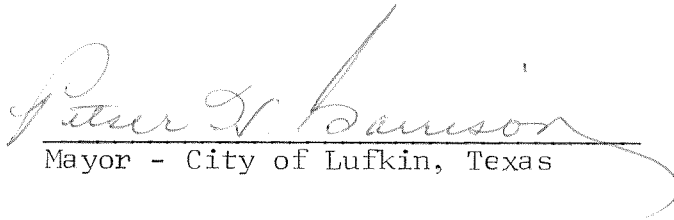
Comm. B. E. Atkinson, Jr., M.D., requested that the Building Inspector enforce the Building Code and get the old houses either repaired or demolished. A discussion followed.

25. Complaint About Sewage and HDR Surveyors

Mr. Marshall Traylor appeared and complained about sewage in a Creek running through his property. He also complained that HDR surveyors had cut trees on his property without his permission. The Mayor informed Mr. Traylor that he should contact HDR and inform them of this intrusion because the City was not responsible for their actions in this matter.

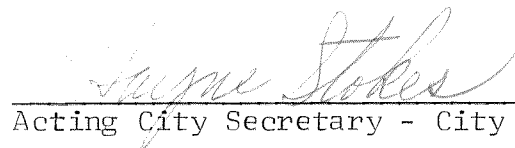
26. Adjournment

There being no further business for consideration, Comm. Kenneth R. Crain moved and Comm. J. T. Hopson seconded that the meeting be adjourned at 10:04 P. M.



Mayor - City of Lufkin, Texas

ATTEST:



Acting City Secretary - City of Lufkin, Texas