

MINUTES OF REGULAR MEETING OF THE CITY COMMISSION
 OF THE CITY OF LUFKIN, TEXAS, HELD ON THE 16th DAY OF JUNE,
 195 9, at 7:30 P, M.

On this the 16th day of June, A. D., 195 9,
 the City Commission of the City of Lufkin, Texas, convened in
regular session, in the regular meeting place in said
 City, with the following members thereof, towit:

- Jim Waters, Mayor
- E. Kurl Shirey, Commissioner, Ward No. 1
- W. C. Royle, Commissioner, Ward No. 2
- Bayo Hopper, Commissioner, Ward No. 3
- H. E. Rowin, Commissioner, Ward No. 4
- Harold Schmitzer, City Manager
- Lynn Durham, City Secretary
- Dan Brazil, City Attorney

being present, and the following absent: none
 _____, constituting a quorum when

the following business was transacted:

1. Meeting opened with Prayer by the Rev. H. E. Small, Pastor of Calvary Baptist Church. Mayor Jim Waters expressed appreciation to Rev. Small for visiting with Commission and giving invocation and that his presence added dignity to the Meeting. He was invited to stay for full proceedings or leave when he desired.
2. Minutes of the previous meeting were read and approved.
3. City Manager, Harold Schmitzer, opened and read bids on the Fire Trucks, which bids were as follows:

	<u>Via Railway</u>			<u>Via Overland</u>		
	<u>12 Cyl.</u>	<u>8 Cyl.</u>	<u>6 Cyl.</u>	<u>12 Cyl.</u>	<u>8 Cyl.</u>	<u>6 Cyl.</u>
1. American-LaFrance Corporation Dallas 4, Tex.						
750 Gallon Pumper	18,690.00	19,940.00	18,690.00	18,190.00	19,940.00	18,190.00
75' Aerial Fire Truck	36,850.00	38,100.00	36,850.00	36,215.00	38,100.00	36,215.00
2. The Seagrave Corporation Columbus 7, Ohio						
750 Gallon Pumper	20,527.40	No Bid	20,527.40	20,000.00	No Bid	20,000.00
75" Aerial Fire Truck	38,159.25	No Bid	38,159.25	37,500.00	No Bid	37,500.00

American-LaFrance Corporation

Lower by these amounts:

	12 Cyl.	6 Cyl.	12 Cyl.	6 Cyl.
750 Gallon Pumper	1,837.40	1,837.40	1,810.00	1,810.00
75' Aerial Fire Truck	1,309.25	1,309.25	1,285.00	1,285.00

NOTE: \$425.00 discount by The Seagrave Corporation if awarded contract for both units.

City Manager requested Commission to grant him time to check over bids and make recommendations at Meeting of July 7th. Commissioner W. C. Royle made motion to this effect, which was seconded by Commissioner Bayo Hopper and unanimous vote given.

4. Mayor Jim Waters advised the Commission that the Ordinance setting moisture content of lumber was on the Agenda for second and final reading at this Meeting and welcomed any discussion from visitors, as well as the Commission Members before vote taken. Visitors present in connection with this Ordinance were: Attorney Eddie McFarland, representing Angelina County Lumber Company; E. L. Kurth, Jr, for Angelina County Lumber Company; Millard Zeagler, for Angelina Lumber Yard; Attorney Sumner Williams, representing Lufkin Pine Lumber Company; Virgil A. Thompson, for Lufkin Pine Lumber Company; and J. A. Bryan, local contractor.

Considerable discussion followed and Commissioner Bayo Hopper made motion that Ordinance be passed on second and final reading, which motion was seconded by Commissioner H. E. Rowin, with the following vote recorded:

Voting "Aye", Commissioners Bayo Hopper, H.E. Rowin and W.C. Royle.
Voting "Nay", Mayor Jim Waters and Commissioner E. Kurl Shirey.

Mayor Jim Waters declared motion carried by majority vote.

5. Commissioner H.E. Rowin made motion that Ordinance annexing property of W.R. Hines (Royal Crown Bottling Company) on North Raguet Street be passed on second and final reading. Commissioner E. Kurl Shirey seconded the motion and ensuing vote was unanimous.
6. Commissioner W.C. Royle made motion that second and final reading of Ordinance changing zone from "A" to "F" District, Lots 3 and 4, Block 46, Denman Addition, be given, as requested in application of Pat McCann, Commissioner Bayo Hopper seconded motion and vote was unanimous.
7. Mr. Ralph Free appeared before Commission to advise that he was now satisfied with manner in which sign was erected on the lot next to his lot on Timberland Drive, in that provisions for installation of Ground Signs, as called for in the Building Code, had been complied with. He thanked the Commission for their previous instructions that provisions be complied with.
8. City Attorney, Dan Brazil, read Ordinance, closing hearing and levying assessments for part of costs of improving portions of:

Arena Street	Cordelia Street	Tulane Drive
California Boulevard	Eleanor Street	Weiner Street
Church Street	Ralph Avenue	York Drive
Cimmarron Street	Texas Boulevard	

Mr. James Risinger appeared before Commission regarding this Ordinance, and advised that he was not against it, but desired to clarify a point with Commission. He said that when he bought his home on Eleanor Street he was advised that the price included paving. However, it later developed that payment was stopped on the check put up by Developer with City for this paving. Mr. Risinger felt that he actually did not owe for paving now proposed, but would pay his share the date such paving started. Commissioner H.E. Rowin made motion that Ordinance be passed on first reading, Commissioner W.C. Royle seconded the motion and the ensuing vote was unanimous.

9. Mr. Grover Atkinson, along with Attorney R. C. Musslewhite, appeared before the Commission to advise that arrangement agreed on by the

Commission in Meeting of April 7, 1959, and set out by Resolution, regarding name for Street from Menefee to Timberland Drive, could not be worked out satisfactorily with all concerned. Mr. Atkinson suggested that instead of using the names of "Butch Drive and "Parrish Street" that the Street be named "Parker Drive". Considerable discussion ensued and Commissioner H. E. Rowin made a motion that the Resolution passed in the Meeting of April 7, 1959 be rescinded and that the Street from Menefee Street to Timberland Drive be named "Parker Drive". Commissioner E. Kurl Shirey seconded the motion and the vote was unanimous.

10. City Manager, Harold Schmitzer, submitted his Progress Report for the month of May, which Report was read in its entirety and discussed.
11. City Manager, Harold Schmitzer, advised that, although he was instructed by Commission in Meeting of June 2nd, to advertise for bids on property at intersection of Chestnut Street and Timberland Drive, he had later discussed the matter with Commission and was now convinced best interest of City would be served and better price obtained by requiring Sullivan Packing Company to vacate property on which City claims encroachment, before property is advertised for sale. Commissioner Bayo Hopper made motion that City Manager's recommendation be followed. Commissioner E. Kurl Shirey seconded the motion and vote was unanimous.
12. City Manager, Harold Schmitzer, advised that it was necessary that City get action on easements for new Sewer Improvement Program. He stated that we needed easement from E. L. Callahan to install new sewer across his property to replace the old outfall sewer line across his property. Said had written Mr. Callahan a registered letter, offering him \$200.00 for easement but had not received a reply or any information as to his intentions and strongly recommended that Commission approve acquiring easement by condemnation proceedings. Commissioner W. C. Royle made motion to this effect, which motion was seconded by Commissioner H. E. Rowin and the vote was unanimous.
13. City Manager, Harold Schmitzer, presented statement from Freese, Nichols, Turner & Collie, covering services in connection with designing phase for improvements of sewage treatment facilities and main sewer system, in amount of \$13,104.80 and recommended that same be paid. Said statement had been checked by our City Engineer as to accuracy, and approved by him. Commissioner W. C. Royle made motion that payment be made in accordance with statement. Commissioner H. E. Rowin seconded the motion and the vote was unanimous.
14. Mayor Jim Waters stated that he and other Commission Members had been in consultation regarding prospective members for the City Planning Commission recently approved and the following men had been contacted by the Commission and had indicated their willingness to serve:

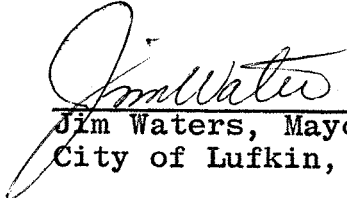
Walter Atwell, W. F. Collins, E. G. Horn, William D. Perkins and Cecil W. Simpson.

Commissioner H.E. Rowin made motion that these men be appointed as members of the City Planning Commission. Commissioner W. C. Royle seconded the motion and unanimous vote followed. Mayor Jim Waters instructed the City Secretary, Lynn Durham, to write each of these gentlemen a letter under his (the Mayor's) signature, advising them of their appointment and inviting them to be in attendance at the next regular meeting of the Commission on July 7th for consultation as to their duties, etc.

15. City Manager, Harold Schmitzer, asked Commission to approve water line agreement between City of Lufkin and Falcor Perry, Albert Slack and Leslie Slack, covering 3" water line of approximately 3400' to serve residents outside the City Limits on the Huntington


Highway. Stated agreement in accordance with other agreements the City has entered into and was drawn up by our City Attorney. Further stated these men had left certified checks with City totaling \$4,800.00 to cover estimated cost of line. Commissioner Bayo Hopper made motion Agreement be approved on part of City and that the Mayor be authorized to execute same. Commissioner W. C. Royle seconded the motion and unanimous vote was given.

16. Commissioner H.E. Rowin made motion that invoices for month of May be paid. Commissioner W. C. Royle seconded the motion and vote was unanimous.
17. Open items were gone over, discussed and deletions made when items reported completed.
18. There being no further business to come before the Commission, the Meeting adjourned.



Jim Waters, Mayor
City of Lufkin, Texas

ATTEST:



Lynn Durham, City Secretary
City of Lufkin, Texas