

**MINUTES OF REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF
LUFKIN, TEXAS, HELD ON THE
3RD DAY OF NOVEMBER, 1998 AT 5:00 P.M.**

On the 3rd day of November, 1998 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 A. Bronaugh	Mayor
Jack Gorden, Jr.	Mayor pro tem
R. L. Kuykendall	Councilmember, Ward No. 1
Don Boyd	Councilmember, Ward No. 2
Betty Jones	Councilmember, Ward No. 3
Bob Bowman	Councilmember, Ward No. 4
Tucker Weems	Councilmember, Ward No. 6
C. G. Maclin	City Manager
Bob Flournoy	City Attorney
Keith Wright	City Engineer
Atha Stokes	City Secretary
Kenneth Williams	Director of Public Works

being present, and

James Hager	Assistant City Manager/Finance
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being absent when the following business was transacted.

1. Meeting was opened with prayer by Rev. Walter Futch, Pastor, Trinity Baptist Church.
2. Mayor Bronaugh welcomed visitors present and recognized Lufkin High School government class students.

3. **APPROVAL OF MINUTES**

Motion was made by Councilmember Don Boyd and seconded by Councilmember Tucker Weems that the minutes of the regular meeting of October 20, 1998 be approved as presented. A unanimous affirmative vote was recorded.

4. **ORDINANCE - APPROVED - SECOND READING - INDUSTRIAL DISTRICT ESTABLISHED**

Mayor Bronaugh stated that the next item for consideration was Second Reading of an Ordinance establishing an Industrial District.

City Manager Maclin stated that this is a routine Second Reading and corresponds with the Agreement that was approved by Council at the last meeting. City Manager Maclin stated that upon approval of the Ordinance on Second Reading the completion of the Industrial District will be able to be enacted and the City will begin to receive payments.

Motion was made by Councilmember Don Boyd and seconded by Councilmember Bob Bowman that Ordinance establishing an Industrial District be approved on Second and Final Reading as presented. A unanimous affirmative vote was recorded.

5. **ADDENDUM - ORDINANCE - APPROVED - SECOND READING - ANNEXATION - ZONING CLASSIFICATION - COMMERCIAL - U S HIGHWAY 69 - LOOP 287 - ST. LOUIS SOUTHWESTERN RAILROAD**

Mayor Bronaugh stated that the next item for consideration was an addendum to

the Council agenda which was Second Reading of an Ordinance for the annexation and appropriate zoning classification for approximately 8.643 acres of land generally located at the southwest corner of US Highway 69 and State Highway Loop 287, bounded by the St. Louis Southwestern Railroad on the south and located approximately 300 feet west of the Loop 287 right-of-way.

City Manager Maclin stated that this item was approved on First Reading at the last Council meeting and was inadvertently left off the Agenda last Friday. City Manager Maclin stated that an addendum had been provided so that this annexation process could continue on the schedule that Council approved several weeks ago.

Motion was made by Councilmember Bob Bowman and seconded by Councilmember Tucker Weems that Ordinance for the annexation of and the appropriate zoning classification of Commercial for approximately 8.643 acres of land generally located at the southwest corner of US Highway 69 and State Highway Loop 287, bounded by the St. Louis Southwestern Railroad on the south and is located approximately 300 feet west of the Loop 287 right-of-way be approved on Second and Final Reading as presented. A unanimous affirmative vote was recorded.

6. AUTHORIZATION OF PURCHASE - APPROVED - GARBAGE BAGS - HGAC

Mayor Bronaugh stated that the next item for consideration was authorization to purchase garbage bags through HGAC.

City Manager Maclin stated that included in the Council packet is a memorandum from the Purchasing Agent and the bid tabulation from the Houston-Galveston Area Council. City Manager Maclin stated that this is the source the City has used for the purchase of these bags for the last three or four years, and staff is recommending their low bid of \$2.28 a roll for black bags and \$3.59 a roll for blue bags. City Manager Maclin stated that funding for this item had been included in the 1998-'99 budget for this purchase.

In response to question by Mayor Bronaugh, Mr. Cochran stated that there is a slight increase in the price of the bags this year.

Motion was made by Councilmember Bob Bowman and seconded by Councilmember Betty Jones that authorization to purchase garbage bags through HGAC be approved as presented. A unanimous affirmative vote was recorded.

7. AUTHORIZATION OF PURCHASE - APPROVED - TRUCKS - WATER MAINTENANCE DEPARTMENT - WASTE WATER MAINTENANCE DEPARTMENT - UTILITY COLLECTIONS DEPARTMENT

Mayor Bronaugh stated that the next item for consideration was authorization to purchase five trucks for various departments.

City Manager Maclin stated that included in the Council packet is the actual memo from the Purchasing Agent along with the tabulated bids from four different bidders, which included HGAC. City Manager Maclin stated that on the Council table is a color matrix chart which actually lists the Department, the funding source, the size of the vehicle, how many units, what the budget was and the actual low bid. City Manager Maclin stated that staff is recommending the low bid of Beaver Chevrolet of Lufkin in the total amount of \$100,808.07. City Manager Maclin stated that these vehicles are included in the Utility Depreciation Fund Budget for 1998-'99.

Motion was made by Councilmember Don Boyd and seconded by Councilmember Jack Gorden, Jr. that authorization to purchase one 3/4 ton truck with utility body in the amount of \$20,000 for the Water Maintenance Department; two 3/4 ton trucks with utility body in the amount of \$21,500 for each vehicle for the Waste

Water Maintenance Department; one 1/2 ton truck in the amount of \$15,750 for the Utility Collections Department; and, one economy truck as a replacement for a wrecked truck with \$11,500 previously allowed for the Utility Collections Department, and that the bid of Beaver Chevrolet Oldsmobile in the amount of \$100,808.07 be approved as submitted with \$10,558.07 being appropriated by Council from the Water/Wastewater Depreciation Fund. A unanimous affirmative vote was recorded.

8. PRELIMINARY PLAT - APPROVED - REGENCY FOREST SUBDIVISION - LANE DRIVE - MOTT STREET - MICHAEL PARKER - MICHAEL FLEETWOOD

Mayor Bronaugh stated that the next item for consideration was the request of Michael Parker on behalf of Michael Fleetwood for approval of a preliminary plat for the Regency Forest Subdivision located at the intersection of Lane Drive and Mott Street.

City Manager Maclin stated that included in the Council packet is a memorandum from the Engineering Department and the explanation regarding this site along with a plat showing the location. City Manager Maclin stated that this request comes to the City Council with a unanimous vote of recommendation to approve the preliminary plat as submitted.

In response to question by Councilmember Gorden, Mr. Wright stated that the next step in the process is that the applicant will submit the construction plans and drainage plans to the Engineering Department. Mr. Wright stated that the Engineering Department will go through the process to ensure that proper drainage is available and that the streets and utilities are constructed properly. Mr. Wright stated that once the construction plans have been accepted and the utilities and streets have been constructed, they will come in for a final plat.

In response to question by Councilmember Gorden, Mr. Wright stated that there had been some concern about this being a low area and the original plans had been rejected due to some concerns with drainage. Mr. Wright stated that the applicant is going to address these concerns with a drainage easement along the north property line that will drain that area. Mr. Wright stated that the City will have to set some finished floor elevations for slabs and also address on the back side of the property flood plain issues. Mr. Wright stated that the applicant understands that these concerns are real important to the Engineering Department. Mr. Wright stated that originally there were four lots but they have now been cut into two large lots mainly due to the flood plain issue.

Motion was made by Councilmember Bob Bowman and seconded by Councilmember Tucker Weems that preliminary plat for the Regency Forest Subdivision located at the intersection of Lane Drive and Mott Street as requested by Michael Parker on behalf of Michael Fleetwood be approved as presented. A unanimous affirmative vote was recorded.

9. EXECUTIVE SESSION

Mayor Bronaugh recessed Regular Session to enter into Executive Session at 5:14 p.m. Regular Session was reconvened at 5:42 p.m. and Mayor Bronaugh stated that attorney-client matters and real estate had been discussed.

10. CONDEMNATION OF PROPERTY - APPROVED - UTILITY LINE EASEMENT

Mayor Bronaugh stated that the next item for consideration was condemnation of property required for utility line easement.

City Manager Maclin stated that there is a situation on South Timberland where the City has an old hand-layed 15" clay tile line that has collapsed and is in desperate

need of replacement. City Manager Maclin stated that so that it will not create any health problems in this area the City has defined a way to relocate the line and repair it. City Manager Maclin stated that the property owner has not been cooperative in working with the City to achieve an agreed upon purchase of the easement and since this is of urgent need for the City in terms of sanitary health, staff is recommending that Council consider the need today to make a motion to declare this easement a necessity and to authorize the City Attorney to proceed with condemnation proceedings so that the City can obtain this utility easement as quickly as possible.

Motion was made by Councilmember Bob Bowman and seconded by Councilmember Betty Jones to declare this easement a public necessity for the City, and to authorize the City Attorney to proceed with the condemnation. A unanimous affirmative vote was recorded.

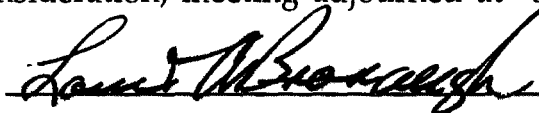
11. COMMENTS

Councilmember Kuykendall stated that he had recently attended another "first" meeting at the TML Conference in San Antonio and found the information he received to be very enlightening.

Councilmember Weems stated that the first run of the budget looks good, and that revenues are over expenditures due to the sales tax.

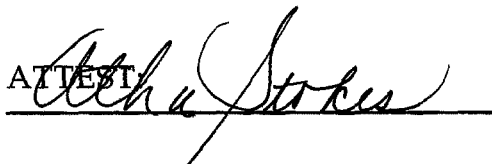
City Manager Maclin stated that the Fire Station dedication originally scheduled for November 18th will be changed due to a scheduling conflict with the Chamber of Commerce. City Manager Maclin stated that as soon as a new date is confirmed Councilmembers will be notified.

12. There being no further business for consideration, meeting adjourned at 6:44 p.m.



Louis A. Bronaugh
Mayor

ATTEST:



Atha Stokes - City Secretary