

MINUTES OF REGULAR MEETING OF THE CITY COMMISSION OF THE CITY OF LUFKIN, TEXAS, HELD ON THE 3RD DAY OF FEBRUARY, 1981, AT 7:30 P.M.

On the 3rd day of February, 1981, the City Commission of the City of Lufkin, Texas, convened in regular meeting in the Council Room at City Hall with the following members thereof, to-wit:

Percy A. Simond, Jr.	Commissioner, Ward No. 1(new plan)
Don E. Boyd	Commissioner, Ward No. 2(new plan)
Bob McCurry	Commissioner, Ward No. 3(new plan)
Pat Foley	Commissioner, Ward No. 4(new plan)
E. C. Wareing	Commissioner, Ward No. 4(old plan)
Richard Thompson	Commissioner at Large, Place B(old plan)
Harvey Westerholm	City Manager
Roger G. Johnson	Assistant City Manager
Robert L. Flournoy	City Attorney
Ann Griffin	Assistant City Secretary

being present, and

Pitser H. Garrison	Mayor
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being absent, when the following business was transacted.

1. Meeting opened with prayer by Rev. Henry B. Sims, Pastor of Memorial Baptist Church of Lufkin.
2. Mayor Pro Tem Wareing welcomed visitors present and announced that Mayor Pitser Garrison had received the honor of being named East Texan of the Year.
3. Approval of Minutes
Minutes of regular meeting of January 20, 1981, were approved on motion by Commissioner Pat Foley. Motion was seconded by Commissioner Don Boyd, and a unanimous affirmative vote was recorded.
4. Annexation and Permanent Zoning Request - Approved - Second Reading - Sabine Investment Co., Crown Colony Subdivision
Mayor Pro Tem Wareing stated that Annexation and Permanent Zoning Request by Sabine Investment Company covering property located in Crown Colony Subdivision to include Section 9, 5B, 6A, and additional properties in Golf Course Area had been approved on first reading at last regular meeting of City Commission. There was no opposition present.

Motion was made by Commissioner Richard Thompson and seconded by Commissioner Pat Foley that Ordinance for Annexation be approved on second and final reading. A unanimous affirmative vote was recorded.

Motion was made by Commissioner Don Boyd and seconded by Commissioner Pat Foley that Ordinance for Permanent Zoning be approved on second and final reading as previously advertised. A unanimous affirmative vote was recorded.
5. Amendment to Traffic Ordinance - Approved - Second Reading
Mayor Pro Tem Wareing stated that Amendment to Traffic Ordinance had been approved on first reading at last regular meeting of City Commission after the replacement of diminishing speed limit signs with "Stop Ahead" signs.

Motion was made by Commissioner Richard Thompson and seconded by Commissioner Don Boyd that Amendment be approved on second and final reading. A unanimous affirmative vote was recorded.

6. Traffic Signals - Approved - Loop 287 & Pershing Avenue

Mayor Pro Tem Wareing stated that the Department of Highways and Public Transportation had been contacted to determine if they would consider installing a fixed-time traffic signal at the intersection of Loop 287 and Pershing Avenue. City Manager Westerholm stated that the Highway Department had stated they would not recommend a two phase fixed-time traffic signal at this intersection, but would accept a fixed-time control with four (4) phases. City Manager Westerholm further stated that the price of the fixed-time signal is approximately \$22,500 and the price of the fully accuated signal is approximately \$28,250 with the Highway Department installing the signal.

Mayor Pro Tem Wareing recognized Mr. Jerry Biggs, Representative of the Highway Department, who presented the basic differences between the fixed-time signal and the accuated signal to the City Commission. Mr. Biggs stated that the accuated signal would provide a great saving in the amount of time spent at the intersection by motorists because of its ability to sense the approach of vehicles from Pershing Avenue. Mr. Biggs stated the following advantages of installing the accuated signal:

- a. less interruption of traffic on the Loop
- b. less delay time for motorists crossing Loop
- c. signal capable of responding to changes in demand
- d. sensor device improved for better and longer function

Mayor Pro Tem Wareing stated that the fact that the wire loop sensing device is imbedded in the surface of the roadway and covered by an epoxy substance, indicated it would last forever, and he felt much better about the installation of the accuated system.

In response to a question by Commissioner Richard Thompson, City Manager Westerholm stated that the cost of installing the traffic signal could be paid from the unencumbered balance of the Revenue Sharing Budget which presently amounted to \$141,000. Public Works Coordinator, Dwayne Humphrey, stated that he estimated the cost of the signal to be within the \$28,000 figure.

Motion was made by Commissioner Richard Thompson and seconded by Commissioner Pat Foley that the Department of Highways and Public Transportation be requested to install the accuated system at the intersection of Loop 287 and Pershing Avenue. A unanimous affirmative vote was recorded.

7. Sidewalk Construction - Approved - Keltys Street

Mayor Pro Tem Wareing stated that City Manager Westerholm had been requested at last regular meeting of City Commission to report on the cost of the installation of sidewalks on Keltys Street.

City Manager Westerholm stated that the cost of a four (4) foot wide sidewalk on the West Side of Keltys Street from Abney to Highland would be approximately \$22,500 if completed by City Employees. City Manager Westerholm further stated that if the work was completed by the contractor, the cost would be \$18,000 because the contractor would coordinate the job into his other construction.

Commissioner Bob McCurry stated that he could not vote for sidewalks in any area of town, because he believed the money could be used for better projects such as streets and sewers. Commissioner McCurry further stated that the best neighborhoods did not have sidewalks.

Commissioner Percy Simond stated that the people in Crown Colony have cars in which to ride, but the people on Keltys Street have to walk in the Streets. Commissioner Percy Simond further stated that he believed the sidewalk issue to be a moot question, because the City Commission voted at last meeting to install storm sewers on Culverhouse.

Mayor Pro Tem Wareing stated that the sidewalks on Keltys Street had been placed on the agenda because of Commissioner Simond's questions at the last meeting. Commissioner Percy Simond stated that promises to build sidewalks should not be made to people if the City is not going to complete its promises. Commissioner Don Boyd stated that a decision must be made as to whether the sidewalks are going to be built. Commissioner Boyd further stated that the Revenue Sharing Money is for Capital improvements and sidewalks fit into that category.

Commissioner Pat Foley stated it had been mentioned that promises had been made, and the Federal Grants were for X number of dollars which necessitated some changes in priorities on several things. Commissioner Foley further stated that he agreed the grant money should be used in minority areas, but if money comes from the City Budget it should be spent on streets and sewers. Commissioner Pat Foley stated that if the sidewalks could be in the 1981 grant, he would approve of the installation of same.

Commissioner Percy Simond stated that Federal Law requires grant money to be spent in minority neighborhoods, and the City Commission is not completing improvements in the minority neighborhoods out of the goodness of their heart. Commissioner Simond further stated that he wanted to go on record that the sidewalks should be completed because they were first promised in 1975, and later promised in three (3) community meetings for the 1980 Community Development Block Grant. Commissioner Percy Simond stated that citizens devoted much of their time to attend the meetings, and if promises are not kept, it will be difficult to obtain participation from the people in the future.

Commissioner Bob McCurry stated that the money from the grant is being spent in the same area, but the people are asking for money over and above the grant to complete sidewalks. Commissioner McCurry stated that he was against spending more money than provided by the grant, and the City cannot give everything promised because the grant money has been depleted.

Motion was made by Commissioner Don Boyd and seconded by Commissioner Percy Simond to appropriate funds in the amount of \$10,009.60 to complete six (6) blocks of sidewalks, and the Revenue Sharing Budget be amended to cover this expenditure. The following vote was recorded: Voting Aye - Commissioners Boyd, Simond, Thompson, and Wareing. Voting Nay - Commissioners McCurry and Foley. Mayor Pro Tem Wareing declared motion approved by a majority vote of 4 to 2.

Commissioner Richard Thompson stated it had been mentioned several times that the ditches along Culverhouse were a mistake, but the ditches were in the plans; the problem was due to weather changes and the ditches were dug too early. Commissioner Percy Simond stated that he had the highest respect for Commissioner Thompson's opinion as a contractor, and he would inform the people that the ditches were not a mistake.

8. Zone Change Application - Approved - First Reading - T Properties Management

Mayor Pro Tem Wareing stated that zoning request by T Properties Management covering property located between Hwy 103 and Paul Avenue from Residential Medium to Manufactured Dwelling District had been approved at a regular meeting of Planning and Zoning Commission and was recommended for approval.

Mayor Pro Tem Wareing recognized Mr. Bill Ricks, attorney for applicant, appearing in representation of zone change application. Mr. Ricks stated that the property was approximately 25.045 acres which would be divided into lots for sale to individuals.

Assistant City Manager Roger G. Johnson stated that the Manufactured Dwelling Ordinance recently approved provided requirements for Manufactured Dwelling Districts that excluded certain types of mobile homes, and a Manufactured Dwelling Zone is more permanent in nature.

Mr. Ricks stated that his client was asking for a zone change, and the Planning and Zoning Commission would approve the plans to assure compliance with the Ordinance. Mr. Ricks further stated that negotiations were involved with adjacent property owner, Richard Smelley, for access to Hwy. 103 which would allievate congestion of traffic on Paul Avenue.

Commissioner Pat Foley stated that he was concerned about the traffic with the addition of 200 families into the area. Mayor Pro Tem Wareing stated that the City Commission could ask the Planning & Zoning Commission to allow the City Commission to review intersections in the area before final approval of plans. Motion was made by Commissioner Pat Foley and seconded by Commissioner Don Boyd that zone change application be approved on first reading. A unanimous affirmative vote was recorded.

Motion was made by Commissioner Pat Foley and seconded by Commissioner Bob McCurry that the Planning & Zoning Commission be requested to allow the City Commission to review ingress and egress of property as well as total traffic control in the area before final approval of plans. A unanimous affirmative vote was recorded.

9. Bids - Approved - Police Units - Street Sweeper

- a. Mayor Pro Tem Wareing stated that Greater Lufkin Ford was the only bidder on the purchase of eight (8) police units in the amount of \$8,446 per car, for a total price of \$55,018 after trade-in allowance.

City Manager Westerholm stated that the bid price was over the budgeted amount, but Chief Latham stated the Police Department could absorb the overage because of the decrease in salaries due to the loss of several officers. City Manager Westerholm further stated that Morrow Buick could not bid on the Police Units because they do not make a police package.

Commissioner Pat Foley inquired as to the amount of increase per vehicle over last year, and it was stated that the same style vehicle last year was \$7,000.

Motion was made by Commissioner Pat Foley and seconded by Commissioner Bob McCurry that Greater Lufkin Ford be awarded bid for purchase of eight (8) police units. A unanimous affirmative vote was recorded.

- b. Mayor Pro Tem Wareing stated that the purchase of a street sweeper was authorized in the Revenue Sharing budget of 1979-80, and bids have only now been received because funds in the 1979-80 Revenue Sharing budget year have been borrowed to carry through other projects.

City Manager Westerholm stated that the low bid was from BDM Equipment Company in the amount of \$52,410 which exceeds the budget by \$6,410. City Manager Westerholm stated that the difference could be reduced by trading in the present sweeper or removal of some options on the sweeper being considered for purchase.

Motion was made by Commissioner Percy Simond and seconded by Commissioner Pat Foley that BDM Equipment be awarded bid for demonstrator street sweeper with the deletion of all options except air conditioner(\$1,700 total), and that Revenue Sharing Budget be amended to absorb the difference (\$4,710) in budgeted amount. A unanimous affirmative vote was recorded.

10. Election Order - Approved - Regular City Election for April 4, 1981

Mayor Pro Tem Wareing stated that a copy of the Election Order Ordinance that would effectively establish the City Officers' election in Single Member Districts five (5) and six (6) and designate the election judges had been provided to each Commissioner for consideration.

Motion was made by Commissioner Pat Foley and seconded by Commissioner Richard Thompson that Election Order be approved on first and final reading, establishing a City Election for their officers on April 4, 1981. A unanimous affirmative vote was recorded.

11. Paving of Kit McConnico Park Parking Lot - Approved

Mayor Pro Tem Wareing stated that City Commission had received a letter from Don Hannabas, Recreation & Parks Director, asking that funds from the mineral lease on Kit McConnico Park be used to pave the parking lot adjacent to the three (3) lighted softball fields in this park.

City Attorney Flournoy stated that Government funds had been used to purchase Kit McConnico Park, and all the revenue received from the mineral lease at the park had to be used for improvements to the park.

Motion was made by Commissioner Percy Simond and seconded by Commissioner Pat Foley that parking lot be paved and funds from mineral lease be used for this purpose.

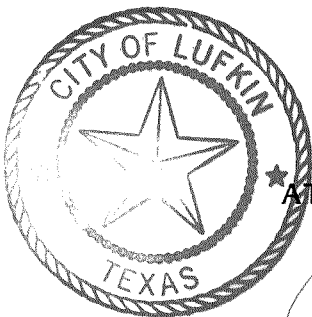
12. Sidewalks for York Drive - Jones Lake Park - Office Space for Mayor

Commissioner Pat Foley stated that he would like to have a report on the cost of installing sidewalks on York Drive to make it safer for children walking to and from Kurth School, to be considered at next City Commission meeting.

Commissioner Don Boyd inquired of Don Hannabas, Parks and Recreation Director, concerning improvements at Jones Lake Park. Don Hannabas stated that the fence being erected at the park was to allow for the growth of grass, and the fence would be painted in the near future. It was also reported that the restroom construction would begin Wednesday, February 4, 1981, and the plans for the resurfacing of the tennis courts are still in Austin. It was finally reported that catfish recently placed in Jones Lake were beginning to feed.

Commissioner Percy Simond stated that he felt an office should be provided in City Hall for the Mayor to provide more accessibility to the office for the public. Mayor Pro Tem Wareing stated this would be very convenient, but the Mayor is not a fulltime official, and the expansion of the City Staff had necessitated the use of all available City Hall space.

13. There being no further business for consideration, meeting adjourned at 9:20 p.m.



ATTEST:

Anna Griffin
Assistant City Secretary

E. C. Wareing
E. C. Wareing, Mayor Pro Tem