

MINUTES OF REGULAR MEETING OF THE CITY COMMISSION OF THE CITY OF LUFKIN, TEXAS, HELD ON THE 6TH DAY OF JUNE, 1972, AT 7:30 P. M.

On the 6th day of June, 1972, 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
J. T. Hopson	Commissioner, Ward No. 2
Joe E. Rich	Commissioner, Ward No. 3
Edgar C. Wareing	Commissioner, Ward No. 4
E. G. Pittman	Commissioner at Large, Place B
Harvey Westerholm	City Manager
Robert L. Flournoy	City Attorney
Roger G. Johnson	Dep. City Secretary

being present, and

Roy L. Leamon, M.D.	Commissioner, Ward No. 1
W. O. Ricks, Jr.	Commissioner at Large, Place A

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

1. Meeting opened with prayer by Rev. Larry F. Gaines, Pastor of O'Quinn Baptist Church, Pollok, Texas.
2. Mayor Garrison welcomed a large group of visitors who were present in connection with items on the agenda or as observers and expressed appreciation for their interest.

3. Approval of Minutes

Comm. Joe E. Rich made motion that minutes of regular meeting of May 16, 1972, be approved. Motion was seconded by Comm. J. T. Hopson and a unanimous affirmative vote was recorded.

4. Zoning Ordinance-Amendment to Parking Provisions in Special Use Parking Zones - R-1, R-2, R-3, D and A Districts

City Attorney Flournoy read caption of ordinance for second reading amending Zoning Ordinance #1146 of the City by providing a Special Use zone for certain parking lots and that all Special Use designations be indicated on the Zoning Map of the City. Comm. E. C. Wareing made motion that this amendment to the Zoning Ordinance as read by City Attorney Flournoy be approved on second reading. Motion was seconded by Comm. Joe E. Rich and a unanimous affirmative vote was recorded.

5. Zone Change Application-Mr. W. F. Prince, Administrator, from R-3 District to CB District

City Attorney Flournoy read caption of ordinance for second reading changing zone from R-3 District to CB District as submitted by Mr. W. F. Prince, Administrator, on portion of Lot 20, Block 1 of the J. L. Quinalty League located immediately East of Lufkin Auto Parts (Billy Prince) and approximately 150 feet West of Esther Street on South side of U. S. Highway 69 East. There were no persons present appearing in objection to this zone change. Comm. Joe E. Rich made motion that zone change application of Mr. W. F. Prince, Administrator, from R-3 District to CB District be approved on second and final reading as recommended by the City Planning and Zoning Commission. Motion was seconded by Comm. J. T. Hopson and a unanimous affirmative vote was recorded.

6. Proposed Permanent Zoning of Newly Annexed Areas

Miller Enterprises, Inc. - Annexed by Ordinance #1493

City Attorney Flournoy read caption of ordinance for second reading covering proposed permanent zoning of area immediately South of Angelina College property and West of U. S. Highway 59 South known as Miller Enterprises, Inc., as annexed by Ordinance #1493 and recommended by the City Planning and Zoning Commission. There were no persons present appearing in objection to this proposed permanent zoning. Comm. J. T. Hopson made motion that ordinance be passed on second and final reading. Motion was seconded by Comm. Joe E. Rich and a unanimous affirmative vote was recorded.

Brookhollow #5 - Annexed by Ordinance #1494

City Attorney Flournoy read caption of ordinance for second reading covering proposed permanent zoning of property known as Brookhollow #5 Sub-Division along both sides of Copeland Street and immediately West of Brookhollow #4 as annexed by Ordinance #1494 and recommended by the City Planning and Zoning Commission. There were no persons present appearing in objection to this proposed permanent zoning. Comm. E. G. Pittman made motion that ordinance be passed on second and final reading. Motion was seconded by Comm. J. T. Hopson and a unanimous affirmative vote was recorded.

Lufkin ISD & Others - Annexed by Ordinance #1495

City Attorney Flournoy read caption of ordinance for second reading covering proposed permanent zoning of property covering area immediately East of Loop 287 and South of Farm-to-Market 325 (Lufkin Avenue) covering property of Lufkin ISD & Others as annexed by Ordinance #1495 and recommended by the City Planning and Zoning Commission. There were no persons present appearing in objection to this proposed permanent zoning. Comm. J. T. Hopson made motion that ordinance be passed on second and final reading. Motion was seconded by Comm. Joe E. Rich and a unanimous affirmative vote was recorded.

7. Traffic Adm.-Parking Prohibited-Amendment to Ordinance 193

City Attorney Flournoy read caption of ordinance prohibiting parking in various locations where streets would be widened throughout the City, namely Spur 339, Chestnut Street and South First Street. Comm. J. T. Hopson made motion that Ordinance 193 be amended as read by City Attorney Flournoy prohibiting parking in designated areas. Motion was seconded by Comm. E. G. Pittman and a unanimous affirmative vote was recorded.

8. R. H. Duncan-Request for Water & Sewer Service - Water & Sewer Rate Changes in Extraterritorial Jurisdiction of City

Amendment to Ordinance #1434 - Water Rates

City Attorney Flournoy read ordinance amending Ordinance #1434 of the Civil Ordinances making changes in the water rates beyond the extraterritorial limits of the City and repealing all ordinances in conflict therewith. Comm. J. T. Hopson then made motion that this amendment to Ordinance #1434 as read by City Attorney Flournoy be passed on second and final reading. Motion was seconded by Comm. Joe E. Rich and a unanimous affirmative vote was recorded.

Amendment to Ordinance #236 - Sewer Rates

City Attorney Flournoy read ordinance amending Ordinance #236 of the Penal Ordinances making a change in the sewer rates beyond the extraterritorial limits of the City and repealing all ordinances in conflict therewith. Comm. J. T. Hopson made motion that ordinance amending Ordinance #236 changing sewer rates and repealing all ordinances in conflict be passed on second and final reading. Motion was seconded by Comm. Joe E. Rich and a unanimous affirmative vote was recorded.

9. Chamber of Commerce - Advertising Program - Herman Brown & Others - Discussion

Mayor Garrison called on Mr. Herman Brown, Executive Director of Lufkin Chamber of Commerce, who presented an advertisement program for the City and introduced Mr. Bob Marshall and Mr. Lester Atkinson. Mr. Marshall explained the contents of the brochures furnished each member of the City Commission including City maps, vacation guides, maps of Sam Rayburn Lake and other tourist information about Lufkin and the surrounding area. Mr. Atkinson explained the financing of this operation and the request of the Chamber of Commerce for the City to budget \$5,000 in the next budget year toward this advertising program. Mr. Atkinson further remarked that the Chamber of Commerce had also budgeted \$5,000 and that a five-member board should also be appointed to control these funds. Mr. Atkinson continued to explain that this \$5,000 may not be used in the first budget year depending on the type of advertising to be made available. Mr. Atkinson explained that the City would profit because more tourists would be brought into this area. Following considerable discussion, Mayor Garrison thanked Mr. Brown and other representatives for their presentation of this advertising program and stated that the City Commission would give consideration toward this proposal for the next budget year.

10. Zone Change Application - Cecil J. Haley from R-1 District to C District

City Attorney Flournoy read caption of ordinance for first reading changing zone from R-1 District to C District covering 11.025 acres located on the East side of Loop 287 with Angelina Nursing Home on the South, Memorial Baptist Church on the North and Lufkin Industrial Foundation property on the East as requested by Cecil J. Haley. There were no persons present appearing in objection to this zone change request. Comm. E. C. Wareing stated that it was his belief that Loop 287 was constructed for the purpose of rapidly moving traffic and that if this zone change was granted as requested, additional traffic would be generated hindering the normal traffic flow on Loop 287. Comm. E. C. Wareing stated that the City should retain a 110 foot strip adjacent to Loop 287 as R-1 District to control access on primary thoroughfares. Mayor Garrison called on Mr. Haley, who was present. Mr. Haley was concerned about access to his property if this 110 foot strip was retained as R-1 District. Comm. E. C. Wareing stated that this would allow the City to control thoroughfares of entrance to this property. City Attorney Flournoy read caption of ordinance changing zone from R-1 District to C District with the exception of a 110 foot strip of land East from Loop 287. Comm. E. C. Wareing then made motion to pass this zone change request from R-1 District to C District on first reading of ordinance with the exception of a strip of property 110 feet East from State Highway Loop 287 and para-

lled to the Western most boundary of property owned by Mr. Haley. Motion was seconded by Comm. E. G. Pittman and a unanimous affirmative vote was recorded.

11. Zone Change Application-Mr. O. L. Hubbard from R-3 District to A District

City Attorney Flournoy read caption of ordinance for first reading changing zone from R-3 District to A District covering property located East of Church Street and North of Grant Avenue as submitted by Mr. O. L. Hubbard. There were no persons present appearing in objection to this zone change request. Comm. Joe E. Rich made motion that ordinance be passed on first reading changing zone from R-3 District to A District. Motion was seconded by Comm. E. G. Pittman and a unanimous affirmative vote was recorded.

12. Zone Change Application-Herman Adams & Wife from R-2 District to C District

City Attorney Flournoy read caption of ordinance for first reading changing zone from R-2 District to C District covering property at 1313 Paul Avenue as requested by Herman Adams and Wife. There were no persons present appearing in objection to this zone change request. Comm. E. G. Pittman made motion that ordinance be passed on first reading changing zone from R-2 District to C District. Motion was seconded by Comm. J. T. Hopson and a unanimous affirmative vote was recorded.

13. Speed Limits - U. S. Highway 69 (Denman Avenue)

City Attorney Flournoy stated that in a letter from Mr. M. G. Goode, District Engineer of the Texas Highway Department, recommendations had been made to change speed zones in certain areas to control traffic and for the safety and welfare of the citizens of the City. City Attorney Flournoy then read ordinance amending Ordinance 193 providing for traffic administration and enforcement of traffic regulations and providing maximum speeds on portion of Highway 69. Following a brief discussion, Comm. E. C. Wareing made motion that this amendment to Ordinance 193 be passed on first reading as read by City Attorney Flournoy. Motion was seconded by Comm. Joe E. Rich and a unanimous affirmative vote was recorded.

14. Broadmoor Addition - Discussion

City Manager Westerholm stated that as a result of the last regular meeting, he had been instructed to make a study of the pollution problem in the Broadmoor Addition and make recommendations for changes to eliminate this problem. City Manager Westerholm further stated that results of this study had been furnished members of the City Commission under separate cover and that proposals for improving this area would cost the City \$1,736.80. Comm. E. C. Wareing asked about funds remaining in this year's budget to resolve this problem. City Manager Westerholm recommended that this money be included in the new budget for 1973. The City Commission was in agreement with this recommendation. City Manager Westerholm stated that he had also conducted a study of the storm drainage in this area as to the extent Comprehensive Planning Engineers would be involved. City Manager Westerholm reported that Comprehensive Planners would make a general study of the major structures in Phase I and in Phase II, a more specific study regarding particular problems would be conducted. Mr. & Mrs. Dotson and other persons living in the Broadmoor Addition were present and a number of ques-

tions were directed to members of the City Commission regarding pollution and drainage in this area. Following a lengthy discussion, Mayor Garrison assured all persons present in connection with these problems in the Broadmoor Addition that consideration would be given to this area.

15. Texas Power & Light Company - Proposal to Furnish Steel Standards and Underground Cable - Highway 59 South - Disc.

City Manager Westerholm stated that a previous proposal submitted by Texas Power & Light Company to furnish steel standards and underground cable for lighting Highway 59 South at a cost to the City of \$534.00 annually had been reviewed as requested by the City Commission during a previous meeting. City Manager Westerholm recommended that the City accept this offer by Texas Power & Light Company. Following a brief discussion, Comm. E. C. Wareing suggested since two members of the City Commission were absent who may have some thoughts in regard to this discussion, that this item be tabled until a later meeting. Members of the City Commission were in agreement with this suggestion by Comm. E. C. Wareing, and this item was tabled for consideration at a later meeting.

16. Water & Sewer Taps - Discussion

City Manager Westerholm stated that he had conducted a study regarding cost on sewer taps and water connections and that this information had been furnished members of this Commission under separate cover for consideration. City Manager Westerholm further stated it was his belief that these proposed rates would be a fair cost. City Manager Westerholm stated that in sub-divisions where the sub-divider has extended the water service to the property line, a credit of \$36.00 would be given on each tapping charge. Following considerable discussion among members of the City Commission, Comm. E. C. Wareing suggested that a survey be conducted among cities of similar population with Lufkin and requested that City Attorney Flournoy check the State Statutes regarding number of people required in a Municipality for State Approved Water Supply. Members of the Commission were in agreement with request made by Comm. E. C. Wareing and this item was tabled for consideration at a later meeting.

17. Waste Receptacles - Request for Additional Containers

City Manager Westerholm stated that Mr. A. F. Robinson, representing Special Services of Brownsville, Texas, had requested approval by the City Commission to place additional waste receptacles within the City. City Manager Westerholm further stated that these waste receptacles were the same kind currently being used and that if approval was granted, new receptacles would arrive within a 30-day period. Following a brief discussion, it was the general concensus of opinion among members of the City Commission that this request by Mr. A. F. Robinson be granted.

18. Tax Equalization Board - Appointment of New Members

City Manager Westerholm furnished members of the Commission a list of recommended names for appointment as members of the Tax Equalization Board. Following a brief discussion, Comm. J. T. Hopson made motion that Earl Handley, Travis Carrington, Doyle Anderson, Martha Barrington and Bud Barrett be appointed as members of the Tax Equalization Board, and if Mr. Barrett could not serve, Dick Gardemal would serve as a replacement. Motion was seconded by Comm. Joe E. Rich and a unanimous affirmative vote was recorded.

19. Codification of Ordinances - Adoption

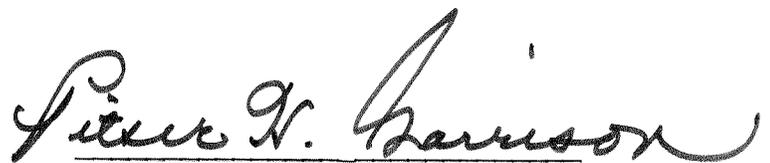
Comm. E. C. Wareing made motion to adopt on first reading of ordinance the remainder of the Codification of Ordinances, including previous chapters already reviewed, and revised, subject to consideration of one item by City Attorney Flournoy. Motion was seconded by Comm. Joe E. Rich and a unanimous affirmative vote was recorded.

20. Loop 287 - Control of Traffic on Intersections

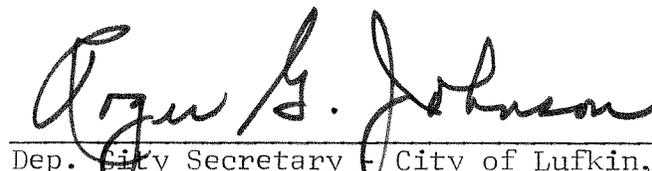
Comm. E. G. Pittman stated that because of the increased amount of traffic in the new additions around the Trailwood Village area, hazardous driving conditions existed. Comm. E. G. Pittman further stated that the flow of traffic at intersections of Loop 287 with Pershing, Crooked Creek Drive and Turtle Creek Drive, were most dangerous. Comm. E. G. Pittman stated that 55 m.p.h. speed zones in this area needed the addition of either traffic signals or proper turning lanes. Following considerable discussion regarding this area, City Manager Westerholm was instructed to conduct a survey regarding these conditions and report to the City Commission at next regular meeting.

21. Adjournment

There being no further business for consideration, meeting was adjourned at 9:45 P. M.

  
Peter W. Harrison  
Mayor - City of Lufkin, Texas

ATTEST:

  
Roger B. Johnson  
Dep. City Secretary - City of Lufkin, Texas