

MINUTES OF SPECIAL MEETING OF THE CITY COMMISSION OF THE CITY OF LUFKIN, TEXAS, HELD ON THE 20th DAY OF APRIL, 1967, AT 5:00 P.M.

On the 20th day of April, 1967, the City Commission of the City of Lufkin, Texas, convened in special meeting in the regular meeting place of said City, with the following members thereof, to-wit:

Earl Nisbet	Mayor
Carl Liese	Commissioner, Ward No. 1
Dayle V. Smith	Commissioner, Ward No. 2
Byron McNeil	Commissioner, Ward No. 3
	Commissioner, Ward No. 4
Gene H. Nerren	Commissioner at Large, Place A
Basil E. Atkinson, Jr., M.D.	Commissioner at Large, Place B
Reagan Parker	City Manager
Lynn Durham	City Secretary
David Walker	City Attorney

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

1. Meeting opened with prayer by City Manager.
2. Mayor stated meeting was called for the purpose only of discussing items shown on the Agenda.
3. Mr. Ray Terrell of Bernard Johnson Engineers, Inc. was present and recommended that contract covering paving of Angelina Street be awarded to Pit Construction Co. at a price of \$401,451.30 which was \$11,760.00 less than the original bid and that this amount was deducted from the original bid after City Engineer, Contractor and himself had gone over unit prices, etc., in the bid. He stated that the above figure of \$401,451.30 did not include Consulting Engineering or Inspection fees but included bond, insurance and supervision. City Manager asked Mr. Terrell if he thought this figure would remain constant or if the actual work would cause the bid to run over. Mr. Terrell stated the bid was realistic and could be under or over.

City Engineer stated there were several items that had to be cleared up before work could start, such as moving Southwestern Bell Telephone Company lines, which they have indicated would be charged to the City although City has not agreed to pay for same. Mr. Terrell stated that if bid was awarded, Contractor would not start work until work order had been issued.

City Manager called attention to approval given by City Commission previously to State Highway Department for the widening of Dozier from Texas Power and Light Co. alley to 4th Street, and if City Commission so desired this action could be rescinded since plans for contract have not been submitted. City Manager stated this would amount to losing approximately 51 parking spaces if the widening was not performed. The City Commission members discussed this item in some detail and further consideration will be given to this matter.

Mr. Ray Terrell again recommended that Pit Construction Co. be awarded the bid. Commissioner Carl Liese made motion that bid in amount of \$401,451.30 be awarded to Pit Construction Co. covering paving of Angelina. Motion was seconded by Commissioner Gene H. Nerren.

Before vote was called for, City Attorney called the City Commission's attention to the fact that the City Engineer,

who is now in charge of this construction work, as well as Frank-Dozier widening and underpass project, was leaving employment of the City and there were a number of items that must be handled before this work could be started and that some person was going to have to be in charge of such supervision beginning next week and that this was a very serious matter for the City to be in construction work of such magnitude being anticipated without the services of a City Engineer.

Coy Milligan, City Engineer, stated that he would stay on one week longer since he had not been able to clear up all his business and, at the City Commission's request will make a proposal to the City covering engineering services on a per diem basis.

Mayor recommended that no action be taken at this meeting on awarding of the bid until some of the above items covering engineering details were settled. Commissioner Carl Liese and Commissioner Gene H. Nerren rescinded their motion and second that bid be awarded. Commissioner Basil E. Atkinson, Jr., M.D. made motion that awarding of bid be postponed until next regular meeting of May 2, 1967, and that Consulting Engineers be authorized to present documents to Contractor and procure bond and insurance before presenting to City Commission. Motion seconded by Commissioner Byron McNeil and a unanimous affirmative vote was recorded.

4. Mr. Ray Terrell stated that bids covering drilling of Water Well No. 10 had been gone over and tabulated and that Katy Drilling Inc., Katy, Texas, was the low bidder in the amount of \$73,900.00 and recommended that bid be awarded to this Company. Mr. Terrell stated his only concern was items K and L covering probable use of temporary internal combustion engine pump and driver for first and additional weeks. However, discussion brought out that it was probable such engine would not have to be used.

Mr. Green of Katy Drilling Inc. was present and stated figure shown covered not the equipment, but operator to handle equipment. Commissioner Basil E. Atkinson asked Mr. Terrell if the lump sum figure of \$73,900.00 included cost for temporary combustion engine, driver, etc., and he advised it did not.

City Engineer recommended that the Contract be let in order that work could be started immediately procuring site, etc. Commissioner Byron McNeil made motion that Consulting Engineers' and City Engineer's recommendations be followed and that bid covering drilling of Water Well No. 10 be awarded to Katy Drilling Inc., Katy, Texas, in the amount of \$73,900.00. Commissioner Basil E. Atkinson, Jr., M.D. seconded the motion and a unanimous affirmative vote was recorded.

5. Discussion was had on plans and specifications covering City Hall and Police Station and supervision of the construction of same. Mr. Harold E. Kaemmerling and Mr. Jerry Hill, local Architects, were present and Mr. Kaemmerling stated he was not interested in checking the plans and specifications covering the new City Hall and Police Station as prepared by Bernard Johnson Engineers, Inc. and stated that the City should either abide by their contract with Bernard Johnson Engineers, Inc. on this project or cancel same and since Bernard Johnson Engineers, Inc. were the Engineers he was not interested in any way of participating in any recommendations as to changes in the plans and specifications.

Mr. E. C. Kobs, Jr., Vice-President of Bernard Johnson Engineers, Inc. stated his firm had no objection to either of the local Architects going through the plans and specifications and recommed any changes that would be beneficial to the City. However, Mr. Kobs stated these plans and specifications were given very careful study by his firm's Architects and thought the plans and specifications were the best for the City of Lufkin. However, he stated that prices have gone up considerable since bonds were voted for this project.

Mr. Jerry Hill stated he would not be interested in going over the plans and specifications without a letter of authority to do so from Bernard Johnson Engineers, Inc. Mr. Kobs stated that he thought the City Commission should write letter to Bernard Johnson Engineers, Inc. requesting them to authorize or allow local Architects to check the plans and specifications and make recommendations on any changes they felt were desirable.

Discussion continued for some time and Mr. Hill in particular called attention to ethics involved and he did not desire to do anything that would jepordize Bernard Johnson Engineers, Inc. or himself due to such study of the plans and specifications. Commissioner Carl Liese stated and recommended that the City Commission wait until May 16, 1967, when bids for construction for City Hall and Police Station were opened, and if not acceptable then definite action could be taken regarding re-working of the plans and specifications. This suggestion was agreed to by the City Commission.

6. There being no further business for consideration, meeting was adjourned at 7:00 P.M.



Mayor - City of Lufkin, Texas

ATTEST:



City Secretary - City of Lufkin, Texas