

**MINUTES OF THE REGULAR MEETING OF THE CITY COUNCIL OF THE CITY  
OF LUFKIN, TEXAS HELD ON THE 18TH DAY OF APRIL, 2006**

On the 18th day of April, 2006, 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 Bronaugh	Mayor
Rose Faine Boyd	Mayor pro tem
R. L. Kuykendall	Councilmember, Ward No. 1
Lynn Torres	Councilmember, Ward No. 3
Don Langston	Councilmember, Ward No. 4
Jack Gorden, Jr.	Councilmember, Ward No. 5
Phil Medford	Councilmember, Ward No. 6
Paul L. Parker	City Manager
Renee Thompson	City Secretary
Robert Flournoy	City Attorney
Keith Wright	Asst. City Manager/Public Works
Kenneth Williams	Asst. City Manager/Administrative Services
David Koonce	Human Resource Director
Larry Brazil	Police Chief
Scott Marcotte	Asst. Police Chief
Ted Lovett	Battalion Chief, Fire Department
Doug Wood	Finance Director
Barbara Thompson	Main Street Director
Bill Cameron	City of Lufkin Webmaster
Jim Wehmeier	Economic Development Director
Dorothy Wilson	Planning Director
Randall Innerarity	Fleet Services Director
Sid Munlin	IT Director
Keith Bickley	Police Communications Supervisor
Linda Parker	Economic Development Partnership
Dennis Robertson	
Dale Ingle	
Bradley Davis	Police Patrol Officer
Bradley Baker	Police Patrol Officer
ClayVanEman	Police Patrol Officer
Darrell McDonald	
Gwen Cunningham	
Sandra Knight	
Zeb Adams	Boy Scout, Troop 518
Joseph Calloway	Boy Scout, Troop 518
Dane Elbel	Boy Scout, Troop 518
Usama Nazeer	Boy Scout, Troop 518
Justin Shaw	Boy Scout, Troop 518
John West	Boy Scout, Troop 518
Greg Wills	Merit Badge Counselor, Boy Scouts
Sammy May	Assistant Scoutmaster, Boy Scouts
James Carlin	Assistant Scoutmaster, Eagle Scout
Austin Rutherford	Assistant Scoutmaster, Eagle Scout
Bill West	Assistant Scoutmaster

being present, when the following business was transacted:

1. The meeting was opened with prayer by Chaplain Rick Williams, Woodland Heights Medical Center.
2. Mayor Louis Bronaugh welcomed visitors present. Councilmember Lynn Torres recognized LHS students who were present, satisfying their government class requirement.
3. **APPROVAL OF MINUTES**

Minutes of the Regular Meeting on April 4, 2006 were approved on a motion by Councilmember Rose Faine Boyd, and seconded by Councilmember Lynn Torres. A

unanimous affirmative vote was recorded.

**OLD BUSINESS:**

4. **CONSIDER PUBLIC HEARING AND SECOND READING AN ORDINANCE AMENDING THE ZONING ORDINANCE OF THE CITY OF LUFKIN, TEXAS, BY CHANGING THE ZONING DESIGNATION OF A CERTAIN TRACT OR PARCEL OF LAND WITHIN THE CORPORATE LIMITS OF THE CITY OF LUFKIN, TEXAS, DESCRIBED AS THE SOUTH MONTROSE SUBDIVISION BLOCK 7, LOTS 3 AND 4, FROM A "SMALL SINGLE-FAMILY DWELLING" ZONING DISTRICT TO A "DUPLEX" ZONING DISTRICT AND AUTHORIZING THE CITY PLANNER TO MAKE SUCH CHANGES ON THE OFFICIAL MAP AND AN ORDINANCE OF THE CITY OF LUFKIN, TEXAS, AMENDING THE CITY OF LUFKIN COMPREHENSIVE PLAN**

Public hearing opened at 5:08 p.m. and closed at 5:09 p.m.

MOVED APPROVAL: Councilmember Jack Gorden

SECONDED MOTION: Councilmember Don Langston

VOTE: unanimous

**NEW BUSINESS:**

5. **PRESENTATION BY CHAMBER COALITION FOR A BETTER COMMUNITY AND "STACKED" AND A PROCLAMATION BY MAYOR BRONAUGH DESIGNATING APRIL AS ALCOHOL AWARENESS MONTH**

Ashley Hammel, Carly Allen, and Jessica Runnels gave a presentation to the Council.

6. **CONSIDER A PUBLIC HEARING AND FIRST READING OF AN ORDINANCE AMENDING THE ZONING ORDINANCE OF THE CITY OF LUFKIN, TEXAS BY GRANTING A "SPECIAL USE PERMIT" FOR A "BED AND BREAKFAST" WITHIN A "SMALL SINGLE FAMILY DWELLING ZONING DISTRICT ON CERTAIN TRACTS OR PARCELS OF LAND WITHIN THE CORPORATE CITY LIMITS OF THE CITY OF LUFKIN, TEXAS DESCRIBED AS BLOCK 4, LOT 1 OF THE W. H. JOHNSTON SUBDIVISION AND AUTHORIZING THE CITY PLANNER TO MAKE SUCH CHANGES ON THE OFFICIAL MAP**

Public hearing opened at 5:25 p.m. and closed at 5:37 p.m.

MOVED APPROVAL: Councilmember Lynn Torres

SECONDED MOTION: Councilmember Jack Gorden

VOTE:

3 'aye' votes by Council Members Jack Gorden, Don Langston, and Lynn Torres

4 'nay' votes by Mayor Louis Brounagh and Council Members Rose Faine Boyd, R. L. Kuykendall, and Phil Medford

The vote resulted in the item being denied.

7. **PRESENTATION OF PLAQUE COMMENDING OFFICERS BRADLEY BAKER, CLAY VANEMAN AND BRADLEY DAVID FOR HEROIC EFFORTS**

Mayor Louis Brounagh recognized Lufkin Police Officers Bradley Baker, Clay VanEman and Bradley Davis and presented a plaque to each of them in commendation of their heroic life-saving efforts in a recent residential fire in the City of Lufkin.

8. **CONSIDER APPROVAL OF THE FORFEITED FUNDS BUDGET FOR THE POLICE DEPARTMENT FOR YEAR 2006**

MOVED APPROVAL: Councilmember Rose Faine Boyd

SECONDED MOTION: Councilmember Don Langston

VOTE: unanimous

**9. CONSIDER APPROVAL OF BID FOR TWO (2) RADIO CONSOLES FROM TELETOUCH COMMUNICATIONS IN THE AMOUNT OF \$63,266.00**

MOVED TO TABLE: Councilmember Rose Faine Boyd

SECONDED MOTION: Councilmember Phil Medford

VOTE: unanimous

**10. CONSIDER APPROVAL OF A CONTRACT WITH ALEXANDER, LANKFORD AND HIRS FOR AUDITING SERVICES AS REQUIRED BY CITY CHARTER (ARTICLE V, SECTION 10) AND AUTHORIZATION FOR THE CITY MANAGER TO ENTER INTO THIS AGREEMENT**

MOVED APPROVAL: Councilmember Lynn Torres

SECONDED MOTION: Councilmember R. L. Kuykendall

VOTE: unanimous

**11. CONSIDER APPROVAL OF A PROFESSIONAL SERVICES CONTRACT WITH TRI-STEM, LTD. FOR AN ELECTRICAL SERVICES AUDIT**

MOVED APPROVAL: Councilmember Jack Gorden

SECONDED MOTION: Councilmember Don Langston

VOTE: unanimous

**12. CONSIDER A RESOLUTION AUTHORIZING AN AMENDMENT TO THE 2005/2006 OPERATING BUDGET (BUDGET AMENDMENT NO. 17), PROVIDING FOR THE SUPPLEMENTAL APPROPRIATION OF FUNDS IN THE GENERAL, WATER/WASTEWATER, AND HOTEL/MOTEL TAX FUNDS; AND PROVIDING AN EFFECTIVE DATE**

MOVED APPROVAL: Councilmember R. L. Kuykendall

SECONDED MOTION: Councilmember Rose Faine Boyd

VOTE: unanimous

**13. CONSIDER A RESOLUTION AUTHORIZING AN AMENDMENT TO THE 2005/2006 OPERATING BUDGET (BUDGET AMENDMENT NO. 18), PROVIDING FOR THE SUPPLEMENTAL APPROPRIATION OF FUNDS IN THE ECONOMIC DEVELOPMENT FUND; AND PROVIDING AN EFFECTIVE DATE AND AUTHORIZING THE FINAL PAYMENT TO EFFECTIVE TELESERVICES, INC./ETECH, INC.**

MOVED APPROVAL: Councilmember Jack Gorden

SECONDED MOTION: Councilmember Don Langston

VOTE: unanimous

**14. CONSIDER ON FIRST READING AN ORDINANCE AMENDING THE TRAFFIC ORDINANCE OF THE CITY OF LUFKIN, TEXAS, BEING ORDINANCE NO. 419, REGULATING PARKING IN THE CITY OF LUFKIN, REPEALING ALL INCONSISTENT ORDINANCES, AND PROVIDING FOR AN EFFECTIVE DATE**

MOVED APPROVAL: Councilmember Rose Faine Boyd

SECONDED MOTION: Councilmember R. L. Kuykendall

VOTE: unanimous

**15. CONSIDER A RESOLUTION BY THE CITY OF LUFKIN, TEXAS ("CITY") TO ADOPT A SETTLEMENT BETWEEN THE CITY AND CENTERPOINT ENERGY ENTEX ("CENTERPOINT") WITH REGARD TO CENTERPOINT'S STATEMENT OF INTENT TO INCREASE RATES WHICH WAS FILED ON JUNE 30, 2005 AND UPDATED ON SEPTEMBER 21, 2005; DETERMINING THAT THIS RESOLUTION WAS PASSED IN**

**ACCORDANCE WITH THE REQUIREMENTS OF THE TEXAS OPEN MEETINGS ACT;  
AND DECLARING AN EFFECTIVE DATE**

MOVED APPROVAL: Councilmember R. L. Kuykendall

SECONDED MOTION: Councilmember Don Langston

VOTE: unanimous

16. **CONSIDER ON FIRST READING AN ORDINANCE REPEALING ORDINANCE NO. 3818, WHICH WAS THE ORDINANCE REQUIRING CENTERPOINT ENERGY ("ENTEX") TO CEASE AND DESIST FROM CHARGING ILLEGAL AND UNLAWFUL RATES AND REQUIRING REFUNDS; TO REQUIRE THE FILING OF A REPORT WITH REGARD TO COSTS EXPENDED BY ENTEX IN CONNECTION WITH THE APPEAL OF ORDINANCE NO. 3785; MAKING FINDINGS WITH REGARD TO THIS ORDER; FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS ORDINANCE WAS PASSED WAS IN ACCORDANCE WITH THE REQUIREMENTS OF THE TEXAS OPEN MEETINGS ACT; AND DECLARING AN EFFECTIVE DATE**

MOVED APPROVAL: Councilmember Jack Gorden

SECONDED MOTION: Councilmember Rose Faine Boyd

VOTE: unanimous

17. **CONSIDER RATE INCREASE FOR AMBULANCE FEES FOR FIRE DEPARTMENT**

MOVED APPROVAL: Councilmember Lynn Torres

SECONDED MOTION: Councilmember Rose Faine Boyd

VOTE: unanimous

18. Reports from Paul Parker, City Manager.

- A. Financial Status Report
- B. Projects Status Report

Assistant City Manager Kenneth Williams introduced Randy Innerarity, the City's new Fleet Services Director.

City Manager Paul Parker reported that sales tax receipts were well above what was budgeted.

19. Mayor Louis Bronaugh recessed the Regular Session at 6:36 p.m. to enter into Executive Session.

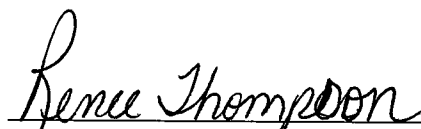
**EXECUTIVE SESSION:** In accordance with the Texas Government Code Section 551.071 (2) Consultation with City Attorney on any Regular Session Agenda item requiring confidential, attorney/client advices necessitated by the deliberation or discussion of said items (as needed), and real estate, demolition of buildings, or appointments to boards and personnel may be discussed.

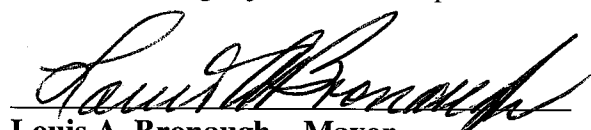
Mayor Louis Bronaugh reconvened the Regular Session at 6:54 p.m.

Councilmember Jack Gorden reported on the April 18<sup>th</sup> Finance Committee Meeting.

20. City Manager Paul Parker reminded Mayor and Council Members of upcoming events on the calendar.

21. There being no further business for consideration, the meeting adjourned at 6:56 p.m.

  
Renee Thompson – City Secretary

  
Louis A. Bronaugh – Mayor