

**MINUTES OF THE REGULAR MEETING OF THE CITY COUNCIL OF THE CITY
OF LUFKIN, TEXAS HELD ON THE 6th DAY OF JUNE, 2006**

On the 6th day of June, 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:

Jack Gorden, Jr.	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
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
Pete Prewitt	Fire Chief
Doug Wood	Finance Director
Beauford Chapman	Inspection Services Director
Bill Cameron	City of Lufkin Webmaster
Jim Wehmeier	Economic Development Director
Louis Bronaugh	

being present, when the following business was transacted:

1. The meeting was opened with prayer by Pastor W. Jernigan, Sr., World Outreach Church of the Christ.
2. Mayor Jack Gorden welcomed visitors present.
3. **APPROVAL OF MINUTES**

Minutes of the Regular Meeting on May 16, 2006 were approved on a motion by Councilmember Lynn Torres, and seconded by Councilmember Rose Faine Boyd. A unanimous affirmative vote was recorded.

OLD BUSINESS:

4. **PUBLIC HEARING AND SECOND READING OF AN ORDINANCE AMENDING THE ZONING ORDINANCE OF THE CITY OF LUFKIN, TEXAS, - APPROVED - 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 TRACT 53.66, 54.66, AND 55 OF THE J. A. LONGORIA SURVEY FROM A "LARGE SINGLE-FAMILY DWELLING" ZONING DISTRICT TO A "SMALL SINGLE-FAMILY" ZONING DISTRICT AND AUTHORIZING THE CITY PLANNER TO MAKE SUCH CHANGES ON THE OFFICIAL MAP**

Mayor Jack Gorden stated that the next item for consideration was a Public Hearing and Second Reading of 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 Tract 53.66, 54.66, and 55 of the J. A. Longoria Survey from a "Large Single-Family Dwelling" Zoning District to a "Small Single-Family" Zoning District and authorizing the City Planner to make such changes on the Official Map.

Councilmember R. L. Kuykendall moved to approve the Second Reading of 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 a Tract 53.66, 54.66, and 55 of the J. A. Longoria Survey from a "Large Single-Family Dwelling" Zoning District to a "Small Single-Family" Zoning District and authorizing the City Planner to make such changes on the Official Map. Councilmember Rose Faine Boyd seconded the motion. A unanimous affirmative vote was recorded.

NEW BUSINESS:

5. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LUFKIN, TEXAS, AUTHORIZING THE NAMING OF 2.13 ACRES – APPROVED - AT 310 CHARLTON STREET, LUFKIN, TEXAS, AS LOUIS BRONAUGH PARK

Mayor Jack Gorden stated that the next item for consideration was the Resolution of the City Council of the City of Lufkin, Texas authorizing the naming of 2.13 acres at 310 Charlton Street, Lufkin, Texas as Louis Bronaugh Park. Mayor Bronaugh then read the Resolution into the records.

City Manager Paul Parker stated that Mr. George had to be out of town and sent his regrets.

Councilmember Rose Faine Boyd moved to approve the Resolution of the City Council of the City of Lufkin, Texas authorizing the naming of 2.13 acres at 310 Charlton Street, Lufkin, Texas as Louis Bronaugh Park. Councilmember R. L. Kuykendall seconded the motion. A unanimous affirmative vote was recorded.

Mayor Gorden then called on Louis Bronaugh for comments. Louis Bronaugh stated that he was honored and that Murphy George had honored the City by presenting the property for park use. Louis Bronaugh then thanked the Mayor and Council again for the honor.

Mayor Gorden then stated that the City of Lufkin would be remiss in not thanking Murphy George for his generous donation and also the Lufkin Landscape Task Force for the improvements and work that had gone into the park property. Mayor Gorden then encouraged all citizens to see the bronze eagle that was designed to be a memorial for all people who lost their lives on September 11, 2001.

6. PUBLIC HEARING AND FIRST READING OF AN ORDINANCE AMENDING THE ZONING ORDINANCE OF THE CITY OF LUFKIN, TEXAS – APPROVED - BEING ORDINANCE NO. 3368, BY AMENDING ARTICLE XXI "SUPPLEMENTAL DEVELOPMENT REGULATIONS" AS IT RELATES TO THE SECTION ENTITLED "SCREENING"; REPEALING CONFLICTING PROVISIONS; AND PROVIDING AN EFFECTIVE DATE.

Mayor Jack Gorden stated that the next item for consideration was a Public Hearing and First Reading of an Ordinance amending the Zoning Ordinance of the City of Lufkin, Texas being Ordinance No. 3368, by amending Article XXI "Supplemental Development Regulations" as it relates to the section entitled "Screening", repealing conflicting provisions; and providing an effective date.

Mayor Gorden then opened the Public Hearing at 5:17 p.m. concerning the Amendment to Article XXI of the Zoning Ordinance. Mayor Gorden asked those attending the Council Meeting if there was anyone who wanted to speak concerning the Amendment. Mayor Gorden then closed the Public Hearing at 5:18 p.m.

Councilmember Lynn Torres moved to approve on First Reading an Ordinance amending the Zoning Ordinance of the City of Lufkin, Texas being Ordinance No. 3368, by amending Article XXI "Supplemental Development Regulations" as it relates to the section entitled "Screening", repealing conflicting provisions; and providing an effective date. Councilmember R. L. Kuykendall seconded the motion. A unanimous affirmative vote was recorded.

7. PUBLIC HEARING AND FIRST READING OF AN ORDINANCE AMENDING THE ORDINANCE OF THE CITY OF LUFKIN, TEXAS, - APPROVED - BY GRANTING A "SPECIAL USE" PERMIT FOR A PUBLIC BUILDING WITHIN A "LARGE SINGLE-FAMILY DWELLING" ZONING DISTRICT ON CERTAIN TRACTS OR PARCELS OF LAND WITHIN THE CORPORATE LIMITS OF THE CITY OF LUFKIN, TEXAS DESCRIBED AS TRACT 24 OF THE J.A. LONGORIA SURVEY AND AUTHORIZING THE CITY PLANNER TO MAKE SUCH CHANGES ON THE OFFICIAL MAP. ALSO CONSIDER AN ORDINANCE OF THE CITY OF LUFKIN, TEXAS AMENDING THE CITY OF LUFKIN COMPREHENSIVE PLAN 2001

Mayor Jack Gorden stated that the next item for consideration was a Public Hearing and First Reading of an Ordinance amending the Ordinance of the City of Lufkin, Texas, by granting a "Special Use" Permit for a public building within a "Large Single-Family Dwelling" Zoning District on certain tracts or parcels of land within the corporate limits of the City of Lufkin, Texas described as tract 24 of the J.A. Longoria Survey and authorizing the City Planner to make such changes on the Official Map and consider an Ordinance of the City of Lufkin, Texas amending the City of Lufkin Comprehensive Plan 2001.

Mayor Gorden then opened the Public Hearing at 5:19 p.m. concerning the Amendment to the Zoning Ordinance. Mayor Gorden asked those attending the Council Meeting if there was anyone who wanted to speak concerning the Amendment. Mayor Gorden then closed the Public Hearing at 5:20 p.m.

Councilmember Don Langston moved to approve the First Reading of an Ordinance amending the granting of a "Special Use" permit for a public building within a "Large Single-Family Dwelling" Zoning District on certain tracts or parcels of land within the corporate limits of the City of Lufkin, Texas, described as Tract 24 of the J. A. Longoria Survey and authoring the City Planner to make such changes on the Official Map. Also consider and Ordinance of the City of Lufkin, Texas amending the City of Lufkin Comprehensive Plan 2001. Councilmember Phil Medford seconded the motion. A unanimous affirmative vote was recorded.

8. ACCEPTANCE OF A GIFT OF FROM THE JUNIOR SERVICE LEAGUE OF LUFKIN IN THE AMOUNT OF \$2,000 - APPROVED - TO FUND EXPENSES FOR THE GANG RESISTANCE AND EDUCATION TRAINING "GREAT"

Mayor Jack Gorden stated that the next item for consideration was the acceptance of a gift from the Junior Service League of Lufkin in the amount of \$2000.00 to fund expenses for the Gang Resistance Education And Training (GREAT) for Lufkin Middle School students. City Manager Paul Parker stated this does not require any additional expenditures from the City of Lufkin.

Councilmember Lynn Torres moved to accept the gift from the Junior Service League of Lufkin in the amount of \$2000.00 to fund expenses for the Gang Resistance Education And Training (GREAT). Councilmember Don Langston seconded the motion. A unanimous affirmative vote was recorded.

9. EXTENSION AND MODIFICATION OF THE SETTLEMENT BETWEEN TXU ELECTRIC DELIVERY AND THE STEERING COMMITTEE OF CITIES SERVED BY TXU ELECTRIC DELIVERY AND AN AGREEMENT - APPROVED - TO RESOLVE OUTSTANDING FRANCHISE ISSUES

Mayor Jack Gorden stated that the next item for consideration was an extension and modification of the Settlement between TXU Electric Delivery and the Steering Committee of Cities served by TXU Electric Delivery and an Agreement to resolve outstanding franchise issues.

Councilmember Phil Medford asked if the City Attorney had reviewed the agreement and City Attorney Bob Flournoy stated that he had reviewed and approved the document.

Councilmember Don Langston moved to approve Agreement to resolve outstanding franchise issues. Councilmember Rose Faine Boyd seconded the motion. A unanimous affirmative vote was recorded

10. MAIN STREET ABATEMENT REQUEST FROM JESSE HOWARD - APPROVED - FOR PROPERTY LOCATED AT 110 WEST BURKE, LUFKIN, TEXAS

Mayor Jack Gorden stated that the next item for consideration was a Main Street Abatement Request from Jesse Howard for property located at 110 West Burke, Lufkin, Texas.

Councilmember Lynn Torres moved to approve Main Street Abatement Request from Jesse Howard for property located at 110 West Burke, Lufkin, Texas. Councilmember Don Langston seconded the motion. A unanimous affirmative vote was recorded.

11. BID FOR SPRAY PLAY EQUIPMENT FOR JONES PARK AND A RESOLUTION AUTHORIZING AN AMENDMENT TO THE 2005/2006 OPERATING BUDGET (BUDGET AMENDMENT NO. 21), - APPROVED - PROVIDING FOR THE SUPPLEMENTAL APPROPRIATION OF FUNDS IN THE GENERAL FUND AND PROVIDING AN EFFECTIVE DATE

Mayor Jack Gorden stated the next item for consideration was a bid for spray play equipment for Jones Park and a Resolution authorizing an Amendment to the 2005/2006 Operating Budget (Budget Amendment No. 21), providing for the supplemental appropriation of funds in the General Fund and providing an effective date.

Mayor Gorden suggested putting up a sign in the park with an estimated completion date and a picture of the project.

Councilmember Rose Faine Boyd moved to approve the bid for spray play equipment for Jones Park and a Resolution authorizing an Amendment to the 2005/2006 Operating Budget (Budget Amendment No. 21), providing for the supplemental appropriation of funds in the General Fund and providing an effective date. Councilmember R. L. Kuykendall seconded the motion. A unanimous affirmative vote was recorded.

12. RESOLUTION AUTHORIZING AN AMENDMENT TO THE 2005/2006 OPERATING BUDGET (BUDGET AMENDMENT NO. 20), - APPROVED - PROVIDING FOR THE SUPPLEMENTAL APPROPRIATION OF FUNDS IN THE ANIMAL'S ATTIC GIFT SHOP FUND AND PROVIDING AN EFFECTIVE DATE

Mayor Jack Gorden stated the next item for consideration was a Resolution authorizing an amendment to the 2005/2006 Operating Budget (Budget Amendment No. 20), providing for the supplemental appropriation of funds in the Animal's Attic Gift Shop fund and providing an effective date.

Councilmember Lynn Torres moved to approve the Resolution authorizing an amendment to the 2005/2006 Operating Budget (Budget Amendment No. 20), providing for the supplemental appropriation of funds in the Animal's Attic Gift Shop fund and providing an effective date. Councilmember Rose Faine Boyd seconded the motion. A unanimous affirmative vote was recorded.

13. SERVICE CONTRACT WITH FIRST SOUTHWEST COMPANY AND THE STANTON GROUP - APPROVED - TO PERFORM AN ACTUARIAL STUDY TO DETERMINE ANY UNFUNDED LIABILITY OF THE CITY OF LUFKIN

Mayor Jack Gorden stated that the next item for consideration was to consider a service contract with First Southwest Company and the Stanton Group to perform an actuarial study to determine any unfunded liability of the City of Lufkin.

Councilmember Phil Medford moved to approve a service contract with First Southwest Company and the Stanton Group to perform an actuarial study to determine any unfunded liability of the City of Lufkin. Councilmember Don Langston seconded the motion. A unanimous affirmative vote was recorded.

14. WAIVING THE LIEN FOR PROPERTY - APPROVED - LOCATED AT 1211 WEST GROVE, LUFKIN, TEXAS

Mayor Jack Gorden stated that the next item for consideration was waiving the lien for property located at 1211 West Grove, Lufkin, Texas.

Beauford Chapman stated that he recommended the lien be waived after Habitat for Humanity obtained a building permit for the property.

Councilmember Lynn Torres moved to waive the lien for property located at 1211 West Grove, Lufkin, Texas. Councilmember Rose Faine Boyd seconded the motion. A unanimous affirmative vote was recorded.

15. FUNDING FOR THE POLICE DEPARTMENT REMODELING PROJECT – APPROVED - FOR AN ESTIMATED COST OF \$394,412 AND FOR A NEW STORAGE BUILDING AT AN ESTIMATED COST OF \$45,595

Mayor Jack Gorden stated that the next item for consideration was approval of funding for the Police Department Remodeling Project for an estimated cost of \$394,412 and for a new storage building at an estimated cost of \$45,595. City Manager Paul Parker stated that the current building was occupied in 1986 and was in need of a good “facelift” and additional office space. City Manager Parker added that the storage building would be built at the rear of the existing City Hall parking lot and would provide space for evidence storage as well as climate controlled storage space of the IT department. City Manager Parker explained that the project timeline was anticipated to be approximately 10 to 12 months. City Manager Parker stated that the Staff recommended that the City Council approve both projects based on the Police Department’s needs and allocations and that funding for the project would be allocated from the \$3M previously established for improvement to the Service Center area.

Beauford Chapman presented and explained the floor plan of the Police Department and the renovation plans.

Councilmember Lynn Torres moved to approve funding for the Police Department Remodeling Project for an estimated cost of \$394,412 and for a new storage building at an estimated cost of \$45,595. Councilmember Rose Faine Boyd seconded the motion. A unanimous affirmative vote was recorded.

16. BID FOR THE PURCHASE OF A 2007 LIGHT DUTY TRUCK WITH 1½ TON DUMP BODY FOR THE STREET DEPARTMENT.

Mayor Jack Gorden stated that the next item for consideration was a bid for the purchase of a 2007 Light Duty Truck with 1½ Ton Dump Body for the Street Department.

Councilmember Don Langston moved to approve the bid for the purchase of a 2007 Light Duty Truck with 1½ Ton Dump Body for the Street Department. Councilmember Rose Faine Boyd seconded the motion. A unanimous affirmative vote was recorded.

17. Mayor Jack Gorden recessed the Regular Session at 6:12 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, appointment to boards and personnel may be discussed.

Mayor Jack Gorden reconvened the Regular Session at 7:16 p.m.

18. COUNCIL APPOINTMENT – APPROVED - TO DETCOG BOARD

Mayor Jack Gorden stated that the next item for consideration was the appointment to the DETCOG Board.

Councilmember Lynn Torres moved to approve the appointment of Councilmember Don Langston to the DETCOG Board to replace Louis Bronaugh. Councilmember Phil Medford seconded the motion. A unanimous affirmative vote was recorded.

19. COUNCIL APPOINTMENT – APPROVED - TO 4-B ECONOMIC DEVELOPMENT BOARD

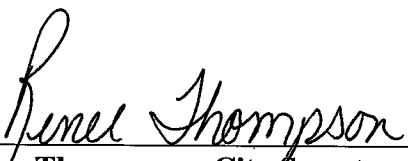
Mayor Jack Gorden stated that the next item for consideration was the appointment to the 4-B Economic Development Board.

Councilmember Don Langston moved to approve the appointment of Councilmembers Phil Medford to replace Councilmember Don Langston and Lynn Torres to replace Louis Bronaugh and Andra Self to replace James Townes on the 4-B Economic Development Board. Councilmember R. L. Kuykendall seconded the motion. A unanimous affirmative vote was recorded.

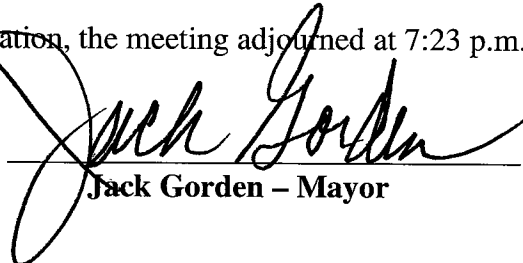
20. City Manager Parker added that Council had their Calendar of Events. City Manager Parker highlighted that Saturday, June 10, 2006 would be the date for the Run-off Election for Councilmember Ward No. 5. City Manager Parker also reminded Council of Flag Day that would be held on Wednesday, June 14, 2006 at the Louis Bronaugh Park and that Tuesday, June 20, 2006 would be the Council Planning Retreat at Kurth Lake Lodge. City Manager Parker also reminded the Council that the Council Meeting that should have been held on July 4th would be moved to Wednesday, July 5th, 2006.

Mayor Gorden then announced the upcoming First Annual City of Lufkin 4th of July Fireworks Extravaganza that was being sponsored by the Law Firm of Love and Wills and asked that all of the City Council plan to attend the event.

21. There being no further business for consideration, the meeting adjourned at 7:23 p.m.



Renee Thompson – City Secretary



Jack Gorden – Mayor