MINUTES OF REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF LUFKIN, TEXAS, HELD ON THE 17TH OF JUNE 2003

On the 17th day of June 2003 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 A. Bronaugh	Mayor
Jack Gorden, Jr.	Mayor pro tem
R. L. Kuykendall	Councilmember, Ward No. 1
Rose Faine Boyd	Councilmember, Ward No. 2
Lynn Torres	Councilmember, Ward No. 3
Don Langston	Councilmember, Ward No. 4
Dennis Robertson	Councilmember, Ward No. 6
C. G. Maclin	City Manager
Atha Martin	City Secretary
Bob Flournoy	City Attorney
Keith Wright	City Engineer
Kenneth Williams	Director of Public Works
David Koonce	Director of Human Resources
Stephen Abraham	Director of Planning

being present when the following business was transacted.

1. Meeting was opened with prayer by Rev. Eddie Ballard, Kelty's First Baptist Church.

2. Mayor Bronaugh welcomed visitors present.

3. **APPROVAL OF MINUTES**

Minutes of the Regular Meeting of June 3, 2003 were approved on a motion by Councilmember Rose Faine Boyd and seconded by Councilmember R. L. Kuykendall after corrections were made to the Calendar items at the end of the agenda. A unanimous affirmative vote was recorded.

4. **REQUEST – TABLED – ZONE CHANGE – RESTRICTIVE PROFESSIONAL OFFICE TO NEIGHBORHOOD RETAIL– 1502 SOUTH JOHN REDDITT DRIVE – MERRICK ROCHE**

Mayor Bronaugh stated that the next item for consideration was the request of Merrick Roche to change the zoning from "Restrictive Professional Office" to a "Neighborhood Retail" zoning district on approximately 1.072 acres of land described as Tract 8 out of the J. A. Bonton Survey (Abstract No. 5) located at the southwest corner of Hanks Street and South John Redditt Drive and more commonly known as 1502 South John Redditt Drive.
City Manager Maclin stated that included in the Council packet is a memorandum of explanation from the Director of Planning. Mr. Maclin stated that this request comes to Council with a unanimous recommendation of approval from the Planning & Zoning Commission.

Cy Stapleton, representing the Homeowner's Association for Southwood, stated that the two property owners who are the most effected by this request are he and Mrs. Roy Meyers, who was unable to be present at tonight's meeting. Mr. Stapleton stated that he was out of the state when this request was heard by the Planning & Zoning Commission. Mr. Stapleton stated that the homeowner's were opposed to the office building that is there now, but Council approved it, and it has not been too bad. Mr. Stapleton stated that the Office designation is not too bad compared to the Neighborhood Retail because a grocery store or a drive in restaurant could be put in right in their back yards. Mr. Stapleton stated that the City sends the garbage trucks over to the Credit Union across the street at 3 or 4 a. m. in the morning with their beepers going off waking everybody in the neighborhood up. Mr. Stapleton stated that when they call and complain, the garbage service stops coming so early and then in a little while they are back to the same early morning hour. Mr. Stapleton stated that if the right business were there then they would see an increase in the number of garbage trucks and more noise. Mr. Stapleton stated that the Mayor had assured the neighbors some time ago that if any construction was done in their area that there would be a natural barrier between their yards and whatever the business was. Mr. Stapleton stated that the same assurance was made to the people who live around St. Cyprian's and nothing was done when they removed that barrier and put in a road. Mr. Stapleton stated that they seriously question whether that assurance of a natural barrier if this zone is changed will be good or whether they can depend on it or not. Mr. Stapleton stated that he and Mrs. Meyers are adamantly opposed to the zone change request because this is right in their back yards.

In response to question by Mayor Bronaugh, Mr. Maclin stated that the garbage is picked up early on this route because it is Loop frontage. Kenneth Williams, Director of Public Works, stated that this area is at the beginning of the route but he would see about changing the time of the garbage pickup.

In response to question by Councilmember Gorden, Mr. Maclin stated that this area cannot be zoned PUD because it does not meet the minimum acreage requirement. Stephen Abraham, Director of Planning, stated that the minimum acreage requirement for PUD is four acres, so this request was ineligible for Planned Unit Development. Mr. Abraham stated that the purpose of the change from RPO to Neighborhood Retail is simply to remove the restriction of a one-acre minimum lot size that is there for RPO. Mr. Abraham stated that the applicant has indicated that his purpose is to sell a portion of the existing 1.072 acres to a person who will develop it as an office. Mr. Abraham stated that the comprehensive plan does say it is appropriate for office and, in his opinion; this is the most appropriate use because of its proximity to a residence. Mr. Abraham stated that, in his opinion, it is unlikely that a retail use will develop there because it doesn't actually have Loop frontage. Mr. Abraham stated that we have a period of time until the new Zoning Ordinance is in place, assuming we get one that changes the requirements of our office district. Mr. Abraham stated that so far there is no limitation on the minimum lot size of one acre for the office district. Mr. Abraham stated that what he is suggesting is that we don't amend the Comprehensive Plan, we still keep it designated as office, so that if we do get a new Zoning Ordinance, and we re-district the City we will go back and place an office district on there. Mr. Abraham stated that has been explained to the applicant and he understands that after the first of the year if he still thinks it is the appropriate zoning or the appropriate use of the property as office it is the Planning Department's intent to go back and change it to office. Mr. Abraham stated that we are simply removing the one-acre requirement right now so he has the ability to sell a portion of his property for office development.

In response to question by Councilmember Langston, Mr. Abraham stated that when the City adopts the new Zoning Ordinance it would have different zoning districts that we do not have now, so they will have to go back and re-district the entire City. Mr. Abraham stated that right now what is RPO would probably become just an office district with different requirements. Mr. Abraham stated that, in his opinion, in this instance the appropriate use of the property is office. Mr. Abraham stated that it would be his intent to bring that forward for discussion by the Planning & Zoning Commission and City Council when the City is re-districted.

In response to question by Councilmember Gorden, Mr. Abraham stated that Mr. Roche could build another office but he couldn't divide his property so he could sell that. Mr. Abraham stated that there is no limit on the number of offices he can build, he just wouldn't be able to divide his property and sell it. Mr. Abraham stated that Mr. Roche could build another building and lease it and it would comply. Mr. Abraham stated that until we get the Comprehensive Plan and zoning matched up he is not guaranteeing Council that a retail use won't go there but it's his best guess that one would not go there. Mr. Abraham stated that he is suggesting that we not amend the Comprehensive Plan because he wants to go back to what the Comprehensive Plan recommends just minus the one-acre restriction.

In response to question by Councilmember Gorden, Mr. Abraham stated that an applicant on the other side of the Loop had asked for a zoning district and the Planning

Department thought that office was the appropriate zoning district and they did not want the RPO because of the one-acre requirement. Mr. Abraham stated that eventually the applicant came back and applied for the RPO, so it is zoned RPO now. Mr. Abraham stated that the one-acre requirement would go away as we are working on the new Ordinance if things stay the way they are the Planning Department would reduce the one-acre requirement substantially.

In response to question by Councilmember Gorden, Mr. Abraham stated that they are trying very hard to get the new Ordinance to City Council at the very end of this year or the beginning of next year. Mr. Abraham stated that they would not skimp on public input so it might take a little longer.

In response to question by Councilmember Robertson, Mr. Abraham stated that generally the criteria for RPO and office would be the same in the new Ordinance. Mr. Abraham stated that looking back as far as 10 years ago, the reason for making the RPO and making it as stringent as it is, it was for this area. Mr. Abraham stated that there were flooding issues, and issues where the Planning Department was putting Special Uses on everything. Mr. Abraham stated that from an economic standpoint he did not think that putting Special Uses on everything is the best way to go. Mr. Abraham stated that if we have a barber shop in there today and they leave and a travel agent wants to go in there, to have to go through the whole zoning process because you are changing similar type tenants doesn't make sense. Mr. Abraham stated that they created a zoning district that required large acreage because of the flooding problem there; it was the only zoning district that required landscaping because it was designed around the West Loop area. Mr. Abraham stated that they were trying to do something where they could broaden the uses slightly. Mr. Abraham stated that if they have retail uses they had to go inside of an office building – a mixed-use building. Mr. Abraham stated that there are a few uses that would be allowed by Special Use Permit. Mr. Abraham stated that he has not recommended RPO very often because there has to be a tight set of circumstances to say that RPO is the most appropriate.

Councilmember Langston asked if we believe that the proper zoning for this property is "Office" in whatever form that takes in the future Ordinance, how does it go from "Neighborhood Retail" back to "Office". Mr. Abraham stated that the entire City will be rezoned. Councilmember Langston asked if the City would be doing away with the Neighborhood Retail as a zoning classification. Mr. Abraham stated that at the current time we go from Office to Retail and the way the new Zoning Ordinance is there will be three categories – a typical Office zoning District, Neighborhood Service, and a Retail District, which will be more in line with what is along the southern Loop and 59 (general retail). Mr. Abraham stated that the Neighborhood Service would be for those areas like the corner of Bartmess and Chestnut. Mr. Abraham stated that the Neighborhood Service, such as a convenience store that was at one time proposed, is a good use of that property because it allows a smaller neighborhood to get the conveniences they need, perhaps laundry or milk, without having to come into town and putting traffic into the center of town.

In response to question by Councilmember Boyd, Mr. Abraham stated that the Planning Department sends notices out 10 days prior to the Planning & Zoning Commission meeting.

Mayor Bronaugh asked when Dr. Roche had asked for this zone change. Mr. Abraham stated that the original request was in 1995, and was one of the first RPO's that actually got developed. Mayor Bronaugh asked if the Planning Department had explained to Dr. Roche that he could not build another building on those 1.072 acres of land. Mr. Abraham stated that he was not told that he couldn't build another building but he was shown the requirements of the Ordinance and that there is a minimum one-acre requirement. Mr. Abraham stated that Dr. Roche understands that. Mr. Abraham stated that the reason we are having to go through this is because the Planning Department cannot approve a subdivision plat that reduces a lot to less than one acre. Mr. Abraham stated that Dr. Roche could build another building and lease it to someone, but that is not what he does want to do, he wants to sell the property.

Mayor Bronaugh asked if we could remove that one-acre requirement out of the Ordinance. City Manager Maclin stated that you couldn't make individual exceptions to your rule. Mr. Abraham stated that one option would be to apply the RPO citywide and take the one-acre requirement out. Mr. Abraham stated that if you really allow them to go to 6,000SF it is a little deceptive because you are not going to build a mixed-use building on 6,000SF and have retail in there, but that is possible. Mr. Abraham stated that this could be done but the applicant would have to go through another 60-day process. Mr. Abraham stated that, in his opinion, the Comprehensive Plan is right; this should be "Office".

Councilmember Langston stated that his only concern is the history of the property across the street and here we are not very far into the future from that action finding a way to make an exception. Councilmember Langston stated that he did not know that he could disagree with Mr. Abraham's rationale here at all, as long as" Neighborhood Retail" is the only option to develop that property yet Neighborhood Retail will no longer exist at some time in the future from what he is hearing in its absolute definition. Mr. Abraham stated that "Neighborhood Retail" would have a replacement that is somewhat different than what a current "Neighborhood Retail" is. Mr. Abraham stated that whatever that new "Office" district is going to be, it would be the appropriate long-range use for that property. Mr. Abraham stated that this is a unique circumstance, and he wishes that we had our new Ordinance in place or that we were not working on one because the options would be much more clear here. Councilmember Langston stated that having some history in that area and understanding the original intent of the RPO was to create two things – one, minimal density and two, good setbacks and a good screening area for the neighborhoods that were already built in that area. Councilmember Langston stated that that function seems to pretty well play itself out. Councilmember Langston stated that there is an eight-acre tract adjoining this tract that could be developed.

Councilmember Langston stated that there is a little more comfort to him amending the Comprehensive Plan to do away with a zoning district that no longer functions or will no longer function in the future than it is to create a retail environment that fronts in a neighborhood. Mr. Abraham stated that the Comprehensive Plan says that that property ought to be "Office", and he is saying that it will be "Office" again. Mr. Abraham stated that they are changing it for a little while to "Neighborhood Retail" so it really doesn't have anything to do with the Comprehensive Plan. Mr. Abraham stated that he is saying you shouldn't change the Comprehensive Plan to Retail so than when we re-district the City we go back and keep a Retail District on there. Mr. Abraham stated that he is saying to keep it for the long range as "Office", so that when we do get everything straightened out we go back and make sure it is an "Office". Mr. Abraham stated that for the next five or six months, he is hoping that it doesn't become Retail. Mr. Abraham stated that he might have confused the issue between the Comprehensive Plan and the Zoning. Mr. Abraham stated that for the long range, the Comprehensive Plan ought to remain "Office", so that when we do the re-districting, we make it strictly an "Office District".

Mr. Abraham stated that the other issue is if there is something we can do other than just hoping that Retail does not go in there, and that is to change the RPO zoning district right now to eliminate the one-acre requirement, but that would take two months just to go through the whole process. Mr. Abraham stated that if directed to do so, he would be willing to do that.

Mayor Bronaugh stated that the City had changed that zone eight years ago with the idea to neighbors that this is a dental office and now we are saying that we are changing our minds and are going to change the zone and let either a dental office or a doctor's office or convenience store. Mayor Bronaugh stated that he hoped that it did not come to a convenience store but the possibility will always occur. Mr. Abraham stated when the applicant came in he hoped that he was not in a hurry and we could ride this out. Mr. Abraham stated that he told Dr. Roche that if he was not in a hurry and had no prospects, why not ride this out and let the process take care of itself. Mr. Abraham stated that this did not fit the applicant's plan and he is now trying to work this out for the best interest of all

Councilmember Robertson stated that hypothetically, if the zone is changed to "Neighborhood Retail", and Dr. Roche sells the property, then somebody could build a Neighborhood Retail operation on that property. Councilmember Robertson stated that the only way the neighborhood can be protected is if by the good graces of Dr. Roche he puts restrictive covenants on that property that would keep it from going to a Family Dollar or something like that. Mr. Abraham stated that the Planning & Zoning Commission suggested to Dr. Roche that if he would provide the residents with that type of comfort level obviously the City could not force him to put those restrictions on the property. Mr. Abraham stated that, in his opinion, this is a wonderful idea that the Planning & Zoning Commission came up with and would be beneficial.

Mr. Stapleton stated that the neighbors had no problem with this property being zoned RPO, and that Dr. Roche was a pretty decent neighbor. Mr. Stapleton stated that Mr. Abraham indicated that this was an idea that Dr. Roche was toying with and that there is no need to rush. Mr. Stapleton stated that Mr. Abraham is saying that this change is going to come about in about six months, where this is not going to be necessary any more, then just before Mr. Abraham sat down, he said it would take two months to do this and the Planning Department could handle that if they had to. Mr. Stapleton stated that if the Planning Department can wait two months, why can't they wait six months and do the same thing and everybody would be a lot more comfortable.

City Attorney Flournoy stated that he was going to suggest before Councilmember Robertson suggested that in order to give the Council the comfort level and the residents the same level, because we are in this interim time, that a deed restriction would probably be appropriate and if Dr. Roche has someone who is committed to buy the property and committed to build an office building they probably would not object to a deed restriction that said that the property would be restricted to office. Mr. Flournoy stated that the City could not require the deed restriction for the property. Mr. Flournoy stated that he would suggest tabling this request at this time.

Mr. Abraham stated that he needed some clarification – we won't change the zoning, but will go back and amend the requirements of the RPO? Mr. Flournoy stated that obviously it would take some time to change the Ordinance to take that restriction out so we are talking about a couple of months. Mr. Flournoy stated that his suggestion is that if you have to do this any sooner than that, about the only way to do it would be by deed restriction. Mr. Abraham asked if Mr. Flournoy was saying that we go ahead with the zone change to Neighborhood Retail, but there would be some restrictive covenants on the land, which would not allow him to utilize all the uses of the Neighborhood Retail. Mr. Flournoy stated that if that is agreeable to Dr. Roche and his purchaser.

Dr. Roche asked what type of restrictions are being talked about. Mr. Flournoy stated that the use of the property would be restricted to "Office". Dr. Roche stated that his intentions are to continue to practice dentistry in the area and common sense would say that he probably would not put a Family Dollar store or a "Hooters" there. Dr. Roche stated that his intention is to have as a neighbor either another dentist or a doctor. Mr. Flournoy stated that this Council knows that once Dr. Roche has sold the property to someone without restrictions, there is nothing he can do to control it. Dr. Roche stated that he has control over whom he sells the property to. Mr. Flournoy stated that that is correct, but the assumption is if in fact that is what Dr. Roche is committed to then all the Council would want is for the purchaser to also be committed to it in the purchase if they are going to do that. Dr. Roche stated that he also has relatives that live on that street too and they have no objections. Mr. Flournoy stated that he did not think anybody had any questions about his intentions.

Mayor Bronaugh stated that if this item were tabled today, Mr. Abraham would get with Dr. Roche. Dr. Roche stated that there are plenty of restrictions on the land right now. Mr. Flournoy stated that if Dr. Roche goes to the zone that he is asking for there won't be any restriction that would keep him from putting a "Hooters" in there. Mr. Flournoy stated that whomever Dr. Roche sells the property to would have the right to put that in. Mr. Flournoy stated that Council obviously has some concern about that and if Dr. Roche is willing to protect himself and protect the neighborhood, he could get his buyer to agree that it would be RPO, and that would satisfy the neighborhood and everybody else.

Dr. Roche stated that he thinks that we need to go back to why we originally had the RPO District in that area to begin with, which was flooding problems. Dr. Roche stated that those flooding problems have been addressed. Dr. Roche stated that his relatives have not had any flooding and they live on the Creekside. Dr. Roche stated that the original intention of the RPO was to address the flooding problems, and they have been addressed. Dr. Roche stated that it is really kind of a mute point to have RPO there now. Mr. Flournoy stated that the RPO was really more restrictive to protect the neighborhood more, and that was the primary reason even though flooding was discussed.

In response to question by Dr. Roche, Mr. Flournoy stated that Council could go ahead and vote on this request now and they could vote it down or approve it. Mr. Flournoy stated that he thought Council was willing to table this request and give Dr. Roche an opportunity to see if the deed restriction is a viable thing for him. Mr. Flournoy stated that if Dr. Roche had a deed restriction on the property, he did not think that anybody would have any objections to the zone change.

Motion was made by Councilmember Don Langston and seconded by Councilmember Rose Faine Boyd that the request of Merrick Roche to change the zoning from "Restrictive Professional Office" to a "Neighborhood Retail" zoning district on approximately 1.072 acres of land described as Tract 8 out of the J. A. Bonton Survey (Abstract No. 5) located at the southwest corner of Hanks Street and South John Redditt Drive and more commonly known as 1502 South John Redditt Drive be tabled at this time. A unanimous affirmative vote was recorded.

5. **CONTRACT RENEWAL – APPROVED – FIRST BANK AND TRUST**

Mayor Bronaugh stated that the next item for consideration was the renewal of the contract with First Bank and Trust.

City Manager Maclin stated that included in the Council packet is a memorandum of explanation from the Director of Accounting along with a letter from Dana Helton, Senior Vice President of First Bank and Trust agreeing to extent the banking service depository agreement, and a copy of the contract from three years ago. Mr. Maclin stated that in Section 21 of the contract it allows the City to renew this agreement for an additional two-year period that went into effect September 1, 2000. Mr. Maclin stated that staff is requesting and seeking Council's consideration to utilize the two year additional period per Section 21 of the agreement. Mr. Maclin stated that the City has had an excellent experience in terms of the depository services provided by First Bank and Trust and would desire to continue to utilize the two additional years allowed under the contract.

Motion was made by Councilmember Lynn Torres and seconded by Councilmember R. L. Kuykendall that the contract with First Bank and Trust be renewed for two additional years.

Councilmember Gorden recused himself from voting.

Motion carried with six affirmative votes.

6. **BUDGET AMENDMENT NO. 3 – APPROVED – ADDITIONAL FUNDS – INFORMATION TECHNOLOGY DEPARTMENT**

Mayor Bronaugh stated that the next item for consideration was Budget Amendment No. 3 for additional funds in the Information Technology Department.

City Manager Maclin stated that included in the Council packet is a memorandum of explanation from the Director of Accounting provided with a budget amendment request from the Director of Information Technology and the appropriate Resolution.

Mr. Maclin stated that about a year and a half ago the City implemented the voice over Internet protocol telephone system. Mr. Maclin stated that there has been some issues due to the fact that at the time we purchased the equipment and made the installation there were certain router cards that Cisco did not make at the time and they now make those cards, which gives us a more uniform utilization of Cisco hardware. Mr. Maclin stated that the City has experienced some problems in outlying department connectivity (Parks & Rec, Wastewater Treatment), where you are on a phone conversation and there are words out of a sentence dropped. Mr. Maclin stated that is a droppage of what is called voice data packets and as you are talking it is sending the voice data packets over the phone lines and unfortunately due to these cards not being 100% compatible and not being updated to the current standards, that is the culprit along with a compression factor. Mr. Maclin stated that one of the items that is listed in the proposal is called a DSP forming compression system for Cisco voice over IP. Mr. Maclin stated that basically this is a hardware device that will take the packets that go as 56K voice data packets and it compresses them to 8K, thereby making it less likely to have packet drops and to send greater amounts of data in a short amount of time, thereby minimizing any inferior quality in the City's phone system. Mr. Maclin stated that this is a combination of correcting some things that really go all the way back to the original installation, updating the software to current standards, and the additional installation of the compression units to help minimize future problems.

Mr. Maclin stated that the total cost is $38,515 and would have to be amended to the Information Technology Department budget. Mr. Maclin stated that he would like to point out that our records show that since we went to the phone system, our phone bill with the local provider has dropped from an average of over $20,000 to an average of under $7,000 per month. Mr. Maclin stated that is a measurable, accurate savings of not less than $156,000 per year. Mr. Maclin stated that this has been a great investment for the City. Currently, the Fortune 100 companies are using this phone system, and the Fortune 500 companies are in the process of implementing it. Mr. Maclin stated that to his knowledge there are no other cities using this technology. Mr. Maclin stated that this is what he would call an interim tune up and updating to get the City where it needs to be to insure that we have 100% total quality in our phone system.

Mr. Maclin stated that he personally does not experience these types of problems in City Hall and the employees in City Hall do not, but the outlying areas do. Mr. Maclin stated that, in his opinion, by changing out these cards and routers in these remote locations that this will correct the problem.

In response to question by Councilmember Boyd, Mr. Maclin stated that this equipment would probably be good for another three years. Mr. Maclin stated that that is not to say that every three years we will have to upgrade at this expense – there may be other software upgrades that are the same kind of software upgrades that we are doing in the HTE system and even in our PC systems. Mr. Maclin stated that he did not anticipate this being a regular expense. Mr. Maclin stated that this is a technology catch up.

In response to question by Councilmember Gorden, Mr. Maclin stated that he did have an ongoing relationship with the company that installed this system for the City. Mr. Maclin stated that the company has changed hands a couple of times, and he has just had a phone call from a prospective buyer asking about the City's experience and the service provided. Mr. Maclin stated that the IT Department has a close working relationship with the Cisco people out of Houston. Mr. Maclin stated that with the outstanding dedication of the IT Department we have overcome a lot of issues.

Motion was made by Councilmember Rose Faine Boyd and seconded by Councilmember Jack Gorden, Jr. that Budget Amendment No. 3 for additional funds for the Information Technology Department be approved as presented. A unanimous affirmative vote was recorded.

7. **BID – APPROVED – WHITE AVENUE LIFT STATION IMPROVEMENTS – DUPLICHAIN CONTRACTORS**

Mayor Bronaugh stated that the next item for consideration was bids for the White Avenue lift station improvements.

City Manager Maclin stated that included in the Council packet is the bid tabulation and recommendation from our project engineer, Stephen Dorman, of KSA. Mr. Maclin stated that the bid did come in under the construction budget estimate, and staff is recommending the low bid of Duplichain Contractors in the amount of $129,567.

Mr. Maclin stated that Mr. Dorman was present if any of the Council had specific questions.

In response to question by Mayor Bronaugh, Mr. Dorman stated that the White Avenue lift station is close to the Post Office off of Largent Street. Mayor Bronaugh stated that there had been a lot of problems with this lift station.

Motion was made by Councilmember Don Langston and seconded by Councilmember R. L. Kuykendall that the bid of Duplichain in the amount of $129,567 for improvements to the White Avenue lift station be approved as submitted. A unanimous affirmative vote was recorded.

8. **APPOINTMENT – APPROVED – PLANNING & ZONING COMMISSION – DALE GREEN**

Motion was made by Councilmember Lynn Torres and seconded by Councilmember R. L. Kuykendall that Dale Green be re-appointed to the Planning & Zoning Commission. A unanimous affirmative vote was recorded.

9. **APPOINTMENTS – APPROVED – ZONING BOARD OF ADJUSTMENT AND APPEALS – JERRY BENSON – AL MEYER – LUTHER DEBERRY – LACY CHIMNEY**

Motion was made by Councilmember R. L. Kuykendall and seconded by Councilmember Dennis Robertson that Jerry Benson, Al Meyer, Luther DeBerry and Lacy Chimney be re-appointed to the Zoning Board of Adjustment and Appeals. A unanimous affirmative vote was recorded.

10. **CALENDAR NOTATIONS FROM MAYOR, COUNCILMEMBERS AND CITY MANAGER**

City Manager Maclin stated that Thursday, June 19 at 10 a.m. DETDA would have their quarterly meeting at Crown Colony where there would be a legislative update and an overview of what is happening in Austin.

City Manager Maclin stated that the next DETCOG meeting would be held on June 26th in Nacogdoches.

City Manager Maclin stated that this is the time that Council would be considering dates for workshop meetings. It was the consensus of opinion that the dates for the workshop would be Tuesday, July 15th at 8 a.m., Wednesday the 16th at noon and Thursday the 17th at 8 a.m. Mr. Maclin stated that after the meeting on the 17th, staff would begin to put together the budget draft and then the last week of July there would be a Called Meeting to present Council the budget draft. Mr. Maclin stated that at the first Council meeting in August we would host a Public Hearing to the budget and at the second meeting in August we would have the First Reading of the Ordinances related to the budget. Mr. Maclin stated that at the first meeting in September we would have the Second and Final Reading of the Ordinance related to the budget. Mr. Maclin stated that this is the tentative time schedule from now until the first meeting in September related to the budget.

11. There being no further business for consideration, meeting adjourned at 6:00 p.m.

Louis A. Bronaugh

Louis A. Bronaugh – Mayor

ATTEST: Atha Martin

Atha Martin – City Secretary