

**MINUTES OF REGULAR MEETING OF THE CITY COUNCIL OF
THE CITY OF LUFKIN, TEXAS, HELD ON THE
6TH DAY OF DECEMBER, 1994 AT 5:00 P. M.**

On the 6th day of December, 1994 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
Percy Simond	Councilman, Ward No. 1
Don Boyd	Mayor pro tem
Larry Kegler	Councilman, Ward No. 3
Bob Bowman	Councilman, Ward No. 4
Jack Gorden, Jr.	Councilman, Ward No. 5
Tucker Weems	Councilman, Ward No. 6
C. G. Maclin	City Manager
Ron Wesch	Asst. City Manager/Public Works
Darryl Mayfield	Asst. City Manager/Finance
Bob Flournoy	City Attorney
Atha Stokes	City Secretary

being present when the following business was transacted.

1. Meeting was opened with prayer by Asst. Pastor Allen Tilley, Harmony Hill Baptist Church.
2. Mayor Bronaugh welcomed visitors present.
3. **APPROVAL OF MINUTES**

Motion was made by Councilman Don Boyd and seconded by Councilman Larry Kegler that minutes of Regular Meeting of November 15, 1994 be approved as presented. A unanimous affirmative vote was recorded.

4. **CERTIFICATES OF APPRECIATION - ADOPT-A-STREET PROGRAM**

Mayor Bronaugh presented Certificates of Appreciation to Jim Carswell on behalf of the Lufkin Optimist Club, Doug Kervin on behalf of Georgia Pacific Resins, Lovey Lane on behalf of Top Teens of America, and Truey Smith on behalf of the Top Ladies of Distinction for their participation in the Adopt-A-Street Program.

4a. **VIDEO - MAIN STREET ACTIVITIES**

A video of Main Street activities, narrated by Main Street Director Dawn Glover, was shown to Council.

5. **ORDINANCE - APPROVED - FIRST READING - ZONE CHANGE - RESIDENTIAL LARGE TO RESTRICTIVE PROFESSIONAL OFFICE ZONING DISTRICT - LOOP 287 BETWEEN COPELAND STREET AND HANKS STREET - GENCO - J & S DEVELOPMENT**

Mayor Bronaugh stated that the first item for consideration was request of Philip W. Goodwin, on behalf of Genco and J & S Development to change the zoning on approximately 2.289 acres of land fronting the outside of Loop 287 (S. John Redditt Drive) between Copeland Street and Hanks Street from Residential Large to a Restrictive Professional Office Zoning District.

City Manager Maclin stated that included in the packet is a memorandum from the City Planner with a unanimous recommendation by the Planning & Zoning Commission for approval of this request. City Manager Maclin stated that the RPO provides for an excellent total balance between commercial and residential areas.

There was no opposition to the request.

Motion was made by Councilman Don Boyd and seconded by Councilman Bob Bowman that Ordinance be approved on First Reading as presented. A unanimous affirmative vote was recorded.

6. ORDINANCE - APPROVED - FIRST READING - SPECIAL USE PERMIT - MOTOR BANK FACILITY - LOOP 287 BETWEEN COPELAND STREET AND HANKS STREET - GENCO - J & S DEVELOPMENT

Mayor Bronaugh stated that the next item for consideration was request of Philip W. Goodwin on behalf of Genco and J & S Development for approval of a Special Use Permit for a Motor Bank Facility on approximately 2.289 acres of land fronting the outside of Loop 287 (S. John Redditt Drive) between Copeland Street and Hanks Street.

City Manager Maclin stated that the RPO allows for the Credit Union facility subject to site plan approval. The Special Use Permit is required only for the inclusion of the motor bank facility in this development proposal. City Manager Maclin stated that the Special Use Permit will serve as the required site plan.

There was no opposition to this request.

Motion was made by Councilman Bob Bowman and seconded by Councilman Larry Kegler that Ordinance be approved on First Reading as presented. A unanimous affirmative vote was recorded.

7. ORDINANCE - APPROVED - FIRST READING - SPECIAL USE PERMIT - DAY CARE FACILITY - NEIGHBORHOOD RETAIL ZONING DISTRICT - SOUTH FIRST STREET

Mayor Bronaugh stated that the next item for consideration was request of Jacqueline Sudds for approval of a Special Use Permit for a Day Care Facility at 1130 South First Street within a Neighborhood Retail Zoning District.

City Manager Maclin stated that a memorandum from the City Planner had been included in the Councilmember's packets. City Manager Maclin stated that the Planning & Zoning Commission recommends approval of this request with the condition that the driveway be widened to approximately twenty (20) feet to allow two directional traffic.

Motion was made by Councilman Don Boyd and seconded by Councilman Jack Gorden, Jr. that Ordinance be approved on First Reading as presented. A unanimous affirmative vote was recorded.

In response to question by Councilman Boyd, Mr. Sudds stated that there would not be a problem in complying with the widening of the driveway.

8. EXECUTIVE SESSION

Mayor Bronaugh recessed Regular Session at 5:24 p. m. to enter into Executive Session. Regular Session reconvened at 6:13 p. m. and Mayor Bronaugh announced that Council had discussed appointments to Boards and attorney-client matters including the investment matters that the City has been investigating.

City Attorney Flournoy stated that the investigation is on-going and will continue to be for some period of time. Mr. Flournoy stated that the City has adequate information concerning the brokerage firm that sold the investments to the City. Mr. Flournoy stated that he was very confident after having employed the services of the firm that has been hired to pursue the investigation. Mr. Flournoy stated

that there were a series of reports indicating that there were a number of violations of the securities laws that were made to the City that misled Mr. Mayfield into making these investments. Mr. Flournoy stated that he feels that there is a cause of action against the brokerage firm that he would like to be authorized to pursue through legal channels, primarily to file a law suit against the brokerage house and the brokers that were involved.

Motion was made by Councilman Tucker Weems and seconded by Councilman Bob Bowman authorizing the City Attorney to pursue a law suit against the brokerage firm of Deitchler, Morris Securities, and the subsidiary Mutual Money Desk Securities. A unanimous affirmative vote was recorded.

9. APPOINTMENTS - TABLED - LUFKIN BOARD OF DEVELOPMENT

Motion was made by Councilman Bob Bowman and seconded by Councilman Larry Kegler that appointments to the Lufkin Board of Development be tabled at this time. A unanimous affirmative vote was recorded.

10. COMMENTS

City Manager Maclin stated that on Friday morning DETDA will host a meeting at Crown Colony regarding the water transfers from deep East Texas area lakes.

City Manager Maclin stated that the monthly DETCOG meeting will be held in Jasper on December 16.

Councilman Bowman stated that there will be a reception hosted by the Chamber of Commerce at the Red Barn on December 8 for Drew Nixon at 5:00 p.m.

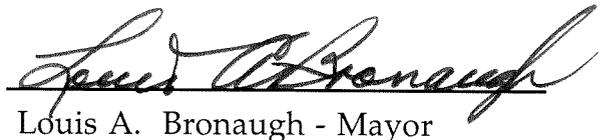
Mayor Bronaugh stated that he will be attending a Keep America Beautiful luncheon in Houston on Friday, December 9 and that the Lufkin AB/C will be receiving a national award.

11. There being no further business for consideration, meeting adjourned at 6:18 p.m.

ATTEST:



Atha Stokes - City Secretary



Louis A. Bronaugh - Mayor