

MINUTES OF REGULAR MEETING OF THE CITY COMMISSION
OF THE CITY OF LUFKIN, TEXAS, HELD ON THE 2nd DAY
OF JANUARY, 1962, AT 7:30 P.M.

On the 2nd day of January, 1962, the City Commission of the City of Lufkin, Texas, convened in regular session in the regular meeting place in said City, with following members thereof, to-wit:

Jim Waters	Mayor
Beamon S. Cook	Commissioner, Ward No. 2
S. Harry Kerr	Commissioner, Ward No. 3
A. G. Welch	Commissioner, Ward No. 4
Harold Schmitzer	City Manager
Lynn Durham	City Secretary
William Drew Perkins	City Attorney

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

1. Meeting opened with prayer by City Manager.
2. Since minutes of previous meeting were not prepared in final form, approval was deferred until next regular meeting.
3. City Manager presented for approval by City Commission final agreement between State Highway Department and City of Lufkin covering City's share of cost for paving North Raguet Street amounting to \$17,200.00, this paving having been previously approved by City Commission. Commissioner S. Harry Kerr made motion that this final agreement be approved and the paving cost of \$17,200.00 be paid. Commissioner Beamon S. Cook seconded the motion and the vote was unanimous.
4. City Manager requested approval of the City Commission to advertise for bids on two police cars with standard shift, brakes and steering and one car for Fire Chief of compact variety. After some discussion, Commissioner Beamon S. Cook made motion that City Manager be authorized to advertise for bids as requested, seconded by Commissioner S. Harry Kerr and the vote was unanimous.
5. Open items were gone over and discussed.

In connection with straightening Ellis Avenue where it intersects with North Raguet, Commissioner Beamon S. Cook will contact Mr. Grimes and endeavor to obtain a price from him for his property facing Ellis and Commissioner S. Harry Kerr will again contact Campbell heirs and try to develop price desired for their property also facing on Ellis. Mayor Jim Waters stated that after this information was developed, decision could then be made by City Commission on this item as he felt Cavanaugh-Peden, who are now constructing a building on the north side of Ellis, would be interested in buying property now used for Ellis Avenue for parking purposes.

In connection with the conveyance of a certain tract of land now owned by the City of Lufkin and adjoining the Dunbar High School to the Lufkin Independent School District, the following resolution was unanimously adopted upon a motion by Commissioner S. Harry Kerr and seconded by Commissioner Beamon S. Cook, to wit:

"WHEREAS, representatives of the Lufkin Independent School District have appeared before the City Commission of the City of Lufkin, Texas, and requested that the City of Lufkin convey to them a certain tract of land lying and situated in the A. Varilla League in Angelina County, Texas, for the purposes of using the same as school grounds and as a site for a classroom building and,

WHEREAS, the City Commission of the City of Lufkin has considered the request and is of the opinion that the best interest of the citizens of the City of Lufkin would be served were the hereinafter described tract of land conveyed to the Lufkin Independent School District for the sole purpose of being utilized for a site for a classroom building and play ground facilities necessary thereto;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF LUFKIN, TEXAS, that the Honorable Jim Waters, the duly elected, qualified, and acting Mayor of the City of Lufkin, Texas, and Lynn Durham, the duly appointed, qualified, and acting City Secretary of the City of Lufkin be, and they hereby are, authorized to execute a General Warranty Deed conveying, subject to the reservation and reversion clause hereinafter stated, to the Lufkin Independent School District the hereinafter described tract of land, to-wit:

All that certain tract or parcel of land lying and situated in Angelina County, Texas, being out of the A. Varilla League, also being a part or portion of that certain 57 acre tract described in a deed from J. C. Everett; et ux, to the City of Lufkin, dated June 14, 1899, recorded in Vol. 1, on Page 573, Deed Records of Angelina County, Texas, to which reference is hereby made for all purposes, and the said part or portion being described by metes and bounds as follows; to-wit:

BEGINNING at a point 554.31 feet N 70 deg. 24 min. E. from the NE corner of the aforesaid referred to 57 acre tract, a concrete monument for corner in the NBL of said 57 acre tract;

THENCE N 70 deg. 24 min. E. with NBL at 636.87 feet, a concrete monument for corner in the West ROW line of a 80 ft. street known as Lake Street.

THENCE S with the West ROW line of said Lake Street at 770.23 ft., a concrete monument for corner from which the SW corner of a 11.66 acre tract, described in deed from Jeff L. Singleton, et ux, to the Lufkin Independent School District, dated March 19, 1949, recorded in Vol. 141, on page 107, Deed Records of Angelina County, Texas, bears E 80.0 feet;

THENCE W at 600.00 ft., a concrete monument for corner;

THENCE N and parallel with the aforesaid referred West ROW line of Lake Street at 556.59 ft., the point and place of beginning, containing 9.138 acres of land, more or less.

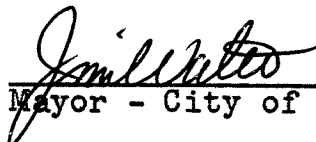
BE IT FURTHER RESOLVED that such deed contains a reversionary clause whereby such tract of land shall unconditionally revert to the City of Lufkin, Texas, its assigns and successors, should the above described tract of land cease to be used for the purposes of a classroom building site or playground/^{Site} by the Lufkin Independent School District or its successors."

6. Mayor Jim Waters requested City Commission to appoint a Mayor Pro Tem to replace E. Kurl Shirey who recently resigned as Commissioner of Ward No. 1. Commissioner Beamon S. Cook made motion that Commissioner A. G. Welch be appointed as Mayor Pro Tem. Motion seconded by Commissioner S. Harry Kerr and the vote was unanimous.
7. Mayor Jim Waters requested the City Commission to appoint an Acting City Secy. to sign documents and affix seal of City during the absence of City Secretary. Discussion brought out that Mrs. Rita Jenkins is now authorized to sign checks in the absence of City Secretary. Commissioner A. G. Welch made motion that Mrs. Rita

Secy to sign

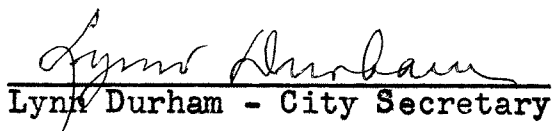
Jenkins be appointed Acting City documents and affix seal of City in the absence of City Secretary. Commissioner S. Harry Kerr seconded the motion and the vote was unanimous.

8. Mayor Jim Waters stated that City Attorney had reported there was some apparent dissatisfaction over the selection of Judge to handle the Special City Election to be held on January 9th, 1962, to fill the vacancy on the City Commission due to resignation of E. Kurl Shirey as Commissioner of Ward No. 1. City Attorney stated that Billy Lee Thompson, Attorney, had contacted him advising that he was representing five local citizens who were not satisfied with the selection. City Attorney further stated that he was responsible for the selection in that he had instructed Mrs. Florence O'Connor of City Secretary's office (City Secretary being absent on vacation) to type the name of the Judge who had served on previous City Elections, Hershel Dixon, in the Ordinance and Election Notice that were approved in regular meeting of December 19, 1961, after contacting Mr. Dixon to see if he would serve. Mr. Dixon agreed to serve and then gave Mrs. O'Connor a list of persons who agreed to assist him in the election. Commissioner Beamon S. Cook stated the City Commission should approve the selection of the Judge and his assistants. City Attorney stated this was the correct procedure and the matter had been handled in this manner in the past; the Judge and his assistants being contacted by City Secretary and their names typed in the Ordinance and Election Notice and approved by City Commission. However, due to the time element, the City Commission approved the preparation of Ordinance and Election Notice at meeting of Dec. 19, 1961, before the Judge and assistants had been determined. City Attorney further stated Dan Melton had been suggested as Judge and also he be appointed as Assistant Judge. Mayor Jim Waters stated that since Mr. Dixon had been contacted and he had agreed to serve, and also since he had served in this capacity on previous elections, was definitely in favor of maintaining him. Mayor Waters also stated he did not think the City Commission decision should be changed by the five citizens mentioned above. Commissioner S. Harry Kerr made motion that Hershel Dixon be appointed as Judge and Dan Melton as Assistant Judge to hold the Special City Election on January 9, 1962. Motion seconded by Commissioner A. G. Welch and the vote was unanimous.
9. Mayor Jim Waters inquired as to date City Commission desired to meet to canvass the returns of the Special City Election to be held on January 9, 1962. City Commission decided to meet at 8:00 P.M. on January 9, 1962, for this purpose.
10. There being no further business for consideration, meeting was adjourned at 8:30 P.M.



Mayor - City of Lufkin, Texas

ATTEST:



Lynn Durham - City Secretary