

MINUTES OF REGULAR MEETING OF THE CITY COMMISSION OF THE CITY OF LUFKIN, TEXAS, HELD ON THE 7TH DAY OF AUGUST, 1973, AT 7:30 P.M.

On the 7th day of August, 1973, the City Commission of the City of Lufkin, Texas, convened in regular meeting in the regular meeting place of said City, with the following members thereof, to-wit:

Pitser H. Garrison	Mayor
R. A. Brookshire	Commissioner, Ward No. 1
J. T. Hopson	Commissioner, Ward No. 2
Joe E. Rich	Commissioner, Ward No. 3
Edgar C. Wareing	Commissioner, Ward No. 4
W. O. Ricks, Jr.	Commissioner at Large, Place A
E. G. Pittman	Commissioner at Large, Place B
Harvey Westerholm	City Manager
Robert L. Flourney	City Attorney
Roger G. Johnson	City Secretary

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

1. Meeting opened with prayer by Rev. A. M. Freeze, Pastor of Glad Tidings Assembly of God Church, Lufkin, Texas.
2. Mayor Garrison welcomed a small group of visitors who were present in connection with items on the agenda or as visitors and introduced Richard Thompson, a member of the City Planning and Zoning Commission, who was invited to sit with members of the City Commission to assist in recommendations from the City Planning and Zoning Commission.
3. Open Hearing - Proposed Annexation & Permanent Zoning - Jerry Lumpkin, et al

Mayor Garrison stated that members of the Commission were familiar with request by Jerry Lumpkin, et al, to annex and permanently zone a portion of a certain 28.44 acres of land abutting on U. S. Highway 59 South near Angelina Junior College. Mayor Garrison explained that the City Planning and Zoning Commission had previously recommended annexation and permanent zoning of this area at a public hearing held on July 26, 1973. There were no persons present to speak in opposition to proposed annexation and permanent zoning of this property to C District as advertised in the Lufkin News on July 27, 1973.

Mayor Garrison declared hearing closed on proposed annexation and permanent zoning of tract as previously described above and further stated that this particular item would be placed on the agenda for first reading of ordinance at next regular City Commission meeting of August 21, 1973.

4. Open Hearing - Proposed Permanent Zoning - Kentwood Sub-Division Annexed by Ordinance #1586

Mayor Garrison stated that the Kentwood Sub-Division had been previously annexed by Ordinance #1586 and the City Planning and Zoning Commission had recommended permanent zoning of this area to R-1 District which was located East of U. S. Highway 59 and North of Whitehouse Road between U. S. Highway 59 and Forest Hills Sub-Division. There were no persons present appearing in objection to this proposed permanent zoning to R-1 District as recommended by the City Planning and Zoning Commission.

Mayor Garrison closed hearing on proposed permanent zoning of this area as advertised in the Lufkin News on July 22, 1973. Comm. E. C. Wareing made motion that Kentwood Sub-Division be permanently zoned to R-1 District in accordance with recommendation as submitted by the City Planning and Zoning Commission and ordinance be passed on first reading accordingly. Motion was seconded by Comm. E. G. Pittman and a unanimous affirmative vote was recorded.

5. Approval of Minutes

Comm. J. T. Hopson made motion that minutes of regular meeting of July 17, 1973, be approved. Motion was seconded by Comm. Joe E. Rich and a unanimous affirmative vote was recorded.

6. Blind Corners - Declaration of Moratorium

City Manager Westerholm stated that he had received a letter from Denzel Percifull, Traffic Safety Coordinator, regarding the declaration of a moratorium on existing "blind corners". City Manager Westerholm also stated that a copy of this letter had been circulated among members of the Commission recommending the City Commission consider a two-week program to eliminate "blind corners". Following a brief discussion, Comm. E. G. Pittman made motion that the City Commission declare a moratorium for a two-week period to eliminate "blind corners" in accordance with recommendation by the Traffic Safety Coordinator. Motion was seconded by Comm. J. T. Hopson and a unanimous affirmative vote was recorded.

7. Zone Change Application-Frances Miskell from R-1 to C District

Mayor Garrison stated that zone change application by Frances Miskell from R-1 District to C District had been recommended for approval by the City Planning and Zoning Commission during a previous meeting. Application was briefly reviewed and it was determined that property was located immediately East of Wallace Street and extending parallel to Loop 287, East of intersection with FM 58. There were no persons present appearing in objection to zone change application. Comm. R. A. Brookshire made motion that ordinance be passed on first reading approving zone change application by Frances Miskell from R-1 District to C District in accordance with recommendation as submitted by the City Planning and Zoning Commission. Motion was seconded by Comm. W. O. Ricks, Jr., and a unanimous affirmative vote was recorded.

8. Lufkin Housing Authority-Angelina County Chamber of Commerce

Mayor Garrison stated that the Angelina County Chamber of Commerce had previously requested to be placed on the City Commission agenda for this meeting, but further notification from the Chamber requested removal from the agenda until representatives could be present. Mayor Garrison suggested that the Angelina County Chamber of Commerce be placed on the City Commission agenda for the first meeting in September since next regular meeting was at 5:00 P. M. as agreed by members of the City Commission. Members of the City Commission were in unanimous agreement with suggestion as presented by Mayor Garrison and City Secretary was instructed to place Angelina County Chamber of Commerce on agenda as requested.

9. Lowry Street Widening-St. Patrick's Church-Request by Petition

City Manager Westerholm stated that Father James F. Jacobson of the St. Patrick's Rectory had recently requested the widening of Lowry Street and a total of 160 signatures had been accumulated in approval of this request by petition. City Manager Westerholm further stated that the City Planning and Zoning Commission had recommended the widening of Lowry Street during regular meeting of July 26, 1973. City Manager Westerholm then made several comments from a prepared curb and gutter report indicating that this request must go in line with other requests for curb and gutter to take its turn accordingly. Members of the City Commission reviewed the curb and gutter report submitted by City Manager Westerholm which indicated various City streets being considered for curb and gutter paving. Comm. E. C. Wareing expressed his understanding that the request by Father Jacobson was three-

fold: a highway department study of intersection at this location, curb and gutter paving, and area of greatest concern, street widening. Comm. E. C. Wareing indicated his concern for the amount of street ROW at this location and members of the City staff informed Comm. E. C. Wareing that approximately 50 feet of ROW was available. Comm. E. C. Wareing then suggested that the City investigate the possibility of grading ditches at this location to allow a larger street surface and consider the use of oil base in lieu of concrete curb and gutter to temporarily solve the narrow street problem.

Mayor Garrison called on Charles Hartman, spokesman for Father Jacobson who could not be present at this meeting. Mr. Hartman explained that the primary concern of Father Jacobson's request was to widen Lowry Street. Mr. Hartman also explained other traffic congestion problems at this location. Mayor Garrison suggested that City officials could remedy this particular problem in accordance with recommendation as suggested by Comm. E. C. Wareing without official Council action. Members of the Commission were in agreement with suggestion as presented by Mayor Garrison, and City Manager Westerholm was instructed to assist in this matter accordingly.

10. Street Name Changed - Red Town Road to Peggy Lane

Mayor Garrison explained that the City Planning and Zoning Commission, during a previous meeting of July 26, 1973, had recommended Red Town Road (from Old Mill Road to Owens-Illinois gate) be changed to Peggy Lane due to the fact that this particular street name was causing difficulty in mail service and problems among residents along Red Town Road. Following a brief discussion, Comm. R. A. Brookshire made motion that Red Town Road (from Old Mill Road to Owens-Illinois gate) be changed to Peggy Lane in accordance with recommendation as submitted by the City Planning and Zoning Commission. Motion was seconded by Comm. E. C. Wareing and a unanimous affirmative vote was recorded.

11. Cablecom General, Inc. (Vumore) - Monthly Report

Mayor Garrison stated that Mr. Art Kempf was present representing the monthly report from Cablecom General, Inc., and prior to official recognition of Mr. Kempf, Mayor Garrison and other members of the City Commission made several comments regarding services by Cablecom General, Inc. Mayor Garrison stated that he had received several calls regarding the listing of Vumore in the local telephone directory pointing out the fact that customers were experiencing problems in locating correct phone numbers since Vumore had changed its name to Cablecom General, Inc. Comm. R. A. Brookshire suggested that phone numbers should be listed in local newspaper and television FCC poster. Mayor Garrison requested that Mr. Kempf consider the possibility of obtaining more telephone lines in order to accomodate calls from customers regarding poor service. Mayor Garrison then called on Mr. Art Kempf who expressed comments regarding statements made by members of the City Commission. Mr. Kempf stated that he had made necessary phone book changes in order to list Vumore and Cablecom General, Inc., without causing additional confusion. Mayor Garrison also requested that Mr. Kempf consider the possibility of assigning an individual to assist in the immediate correction of difficulties who would answer phone calls and attempt to correct problems as they occurred. Mayor Garrison then read a copy of letter submitted by Mr. Art Kempf indicating the current progress in the installation of new equipment by Cablecom General, Inc. Mayor Garrison thanked Mr. Kempf for being present and suggested that new equipment be installed as soon as possible after arrival.

12. Water Pollution Control Plant-Change Order-Foundation Soils

City Manager Westerholm reported that construction on several buildings at the Water Pollution Control Plant had been stopped until engineers could re-examine possible solutions to soil problems which had prevailed as discovered by Carrothers Construction Company. City Manager Westerholm explained that members of the City staff had met with HDR engineers in regard to soil problems at the Water Pollution Control Plant. City Manager Westerholm further explained that previous soil tests completed at this location indicated no problems for the construction of buildings at this location, but Carrothers contractors had recently reported that soils in this area would not substantiate an adequate slab foundation for buildings scheduled for construction. City Manager Westerholm also said the engineers stated that excessive moisture conditions prevailing between initial soil tests and construction caused the changed conditions which had not been anticipated when the plans and specifications were prepared. City Manager Westerholm also stated that recommendations had been made by HDR representatives involving two alternatives: drill piers on a cement stabilized base or remove the unstable soil from under the proposed structures and replace it with a stable soil. City Manager Westerholm further informed members of the Commission that he had received a telephone call from Bobby Scalff this date indicating HDR's recommendation that the City of Lufkin consider alternative number two, removal of base and replacement with sandy clay to correct existing soil deficiency. City Manager Westerholm indicated that alternative number two had been recommended based on the fact that additional moisture content, between time of initial testing and construction, had caused natural soil in this area to become unstable. Considerable discussion developed among members of the City Commission and Mayor Garrison requested a more accurate figure on cost of soil stabilization. City Manager Westerholm stated that approximately \$10,000 should be considered to complete soil stabilization and should not exceed \$500 beyond this figure. Comm. E. C. Wareing recommended that members of the City Commission request expert advice prior to making final decision on recommendation as submitted by HDR engineers. City Manager Westerholm stated, however, with the exception of the City Commission, City officials had already met with expert engineers concerned with this subject who agreed that accumulated moisture content had been the problem. City Manager Westerholm recommended that members of the City Commission consider recommendation on this matter accordingly with reservations on cost in an attempt to continue construction at this location. Comm. E. G. Pittman requested that HDR engineers be reviewed on information as discussed by members of the City Commission as soon as possible and if HDR representatives did not agree, a special meeting could be called by members of the City Commission to consider another alternative. Comm. E. G. Pittman then made motion that payment for cost of base stabilization be held out of HDR engineering fees until liability for the additional cost could be made and that a change order be authorized in contract to prepare a more stable base not to exceed approximately \$10,000 limit. Motion was seconded by Comm. R. A. Brookshire and a unanimous affirmative vote was recorded. Members of the Commission unanimously agreed that City Manager Westerholm review this decision by members of the City Commission with HDR representatives as soon as possible and a special meeting be called to make a final decision if HDR engineers did not agree.

13. HDR Invoices

City Manager Westerholm stated that invoices D#-5690, #D5696 and #D-5654 had been received from Henningson, Durham & Richardson, Inc. City Manager Westerholm further stated that copies of invoices had been distributed among members of the City Commission for review and consideration.

14. Pershing Street & FM 324 (Bynum Street) and Ellis Avenue & FM 324 (Bynum Street) - Traffic Study - Improvement

City Manager Westerholm stated that he had received a letter from Denzel Percifull, Traffic Safety Coordinator, regarding traffic studies which had been made at the intersections of Pershing Street & FM 324 (Bynum Street) and Ellis Avenue & FM 324 (Bynum Street). City Manager Westerholm further stated that in accordance with recommendations by Traffic Safety Coordinator and Texas Highway Department Engineer, Frank D. Galloway, fixed time signals were not warranted at the above described intersections in accordance with the 1971 manual on Uniformed Traffic Control Devices. Following a brief discussion among members of the City Commission, Comm. E. G. Pittman made motion that recommendations from Texas Highway Department and Traffic Safety Coordinator be authorized and installation of "four-way stop signs" and "blinking red signal" be made at the intersection of Pershing Avenue & FM 324 on all approaches to the intersection. Motion was seconded by Comm. E. C. Wareing and a unanimous affirmative vote was recorded.

15. Mosquito Control - Discussion

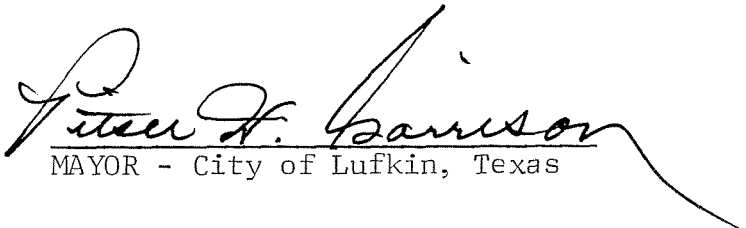
Comm. E. C. Wareing asked City officials if mosquitos were not being sprayed throughout the City due to ecology measures. City Manager Westerholm explained that available chemicals for mosquito control could be used and were being used to some extent, but limited use of these chemicals was being made by the City due to high cost.

16. Kentwood Sub-Division - Sewer Services - Discussion

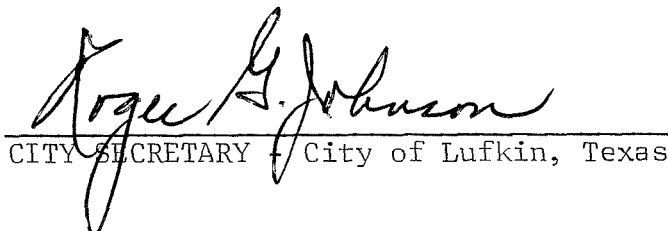
Comm. E. C. Wareing asked City Manager Westerholm for the anticipated completion date of sewer services in the Kentwood Sub-Division area. City Manager Westerholm stated that two other projects currently held priority, but anticipated completion date was fall of 1973.

17. Adjournment

There being no further business for consideration, meeting was adjourned at 8:45 P. M.


MAYOR - City of Lufkin, Texas

ATTEST:


CITY SECRETARY - City of Lufkin, Texas