

MINUTES OF REGULAR MEETING OF THE CITY COMMISSION OF THE CITY OF LUFKIN, TEXAS, HELD ON THE 20TH DAY OF MARCH, 1973, AT 7:30 P. M.

On the 20th day of March, 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. Flournoy	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. Earl Calloway, Chaplain of Woodland Hgts. Hospital, Lufkin, Texas.
2. Mayor Garrison welcomed a small group of visitors who were present in connection with items on the agenda or as observers.
3. Approval of Minutes

Comm. J. T. Hopson made motion that minutes of regular meeting of March 6, 1973, be approved. Motion was seconded by Comm. W. O. Ricks, Jr., and a unanimous affirmative vote was recorded.

4. Vumore Company (Cablecom General) - Discussion on New Equipment

Mayor Garrison called attention to the fact that Mr. Art Kempf of Vumore Company was present to give a report concerning the installation of new micro-wave equipment by Vumore Company. Mr. Kempf introduced Mr. Richard Clevenger, District Engineer with Vumore Company. Mr. Clevenger stated that he had surveyed Vumore Company's new micro-wave system and that three channels had been completely installed with remaining channels to be installed within approximately seven weeks. Mr. Clevenger further stated that the micro-wave system had been turned on, but alignment of antennas must be made prior to full operation of equipment. Members of the Commission asked Mr. Kempf and Mr. Clevenger a number of questions and it was determined that Channels 13, 11 and 8 should be operative by March 23, with Channels 39 and 2 in complete operation within seven weeks. It was also determined that two Shreveport stations, Channels 3 and 12, would remain under the present antenna system without improvements. Mayor Garrison instructed Mr. Kempf to keep City Manager Westerholm completely up to date regarding the progress of this up-date operation on a day-to-day basis. Comm. W. O. Ricks, Jr., asked Vumore guests if viewers would be notified when the new system was in operation. Mr. Kempf stated that advertisements would be run in the local paper and on television. Mr. Kempf also stated that during the connection of this equipment, Vumore channels may be disconnected for short periods. Comm. R. A. Brookshire asked Vumore guests if there were any particular reasons for Channel 8 being among the first three channels to receive improvement by March 23, 1973. Mr. Kempf stated that when new equipment was ordered, original request was for equipment to be used uniquely by Channel 8 and that alterations of original equipment order would add additional time delays. Mayor Garrison stated that one of the major complaints against Vumore was "interruption of programs". Mayor Garrison asked Vumore guests if this problem would be resolved by the addition of new equipment. Mr. Kempf stated that the Federal Communications Commission required the Cable TV not

to duplicate a telecast that the local TV station was telecasting. In the future, Vumore Company representatives informed members that they would display a card on various channels instructing viewers to change to another channel. Comm. Joe E. Rich stated that, on several occasions, citizens had complained about local newspaper TV scheduling conflicting with Vumore TV scheduling. Mr. Kempf stated that Vumore received program scheduling at their office approximately four weeks in advance and network TV stations many times altered program TV scheduling. Mayor Garrison thanked Mr. Kempf and Mr. Clevenger for their detailed report and Mr. Kempf stated that he and Mr. Clevenger were diligently working to complete this up-dating procedure within the time schedule of report submitted.

5. Revenue Sharing Funds - Discussion of Budget

Mayor Garrison stated that City Manager Westerholm had prepared a recommended budget for Revenue Sharing Funds to be considered by members of the City Commission. Mayor Garrison invited comments from members of the Commission concerning proposed recommendations. Comm. W. O. Ricks, Jr., stated that even though he believed the Angelina Street improvement project should receive first priority, he would recommend, as previously mentioned in last regular meeting, that the City extend Cunningham Drive to Ford Chapel Road since this improvement was on the Comprehensive Master Plan and would greatly aid the traffic problem at this location. Comm. E. C. Wareing was in agreement with suggestion as proposed by Comm. W. O. Ricks, Jr., and requested that the City use its own equipment to begin construction at this location without depleting current fiscal year budget monies. Other members of the Commission were in unanimous agreement with suggestion as proposed by Comm. W. O. Ricks, Jr., and Comm. E. C. Wareing and City Manager Westerholm was instructed to begin operation accordingly. Comm. Joe E. Rich asked City Manager Westerholm if the estimated cost of widening Pershing Street bridge could be re-estimated to indicate a lower estimation than \$46,000. City Manager Westerholm stated that Moore Brothers Construction Company had assisted in this project estimation, and he believed that actual construction would be slightly less than the proposed \$46,000. City Manager Westerholm further stated that he had been in communication with the Texas Highway Department regarding the possibility of the City receiving TOPIC Improvement Funds within the Pershing Street area. City Manager Westerholm also reported that the City's possibility of receiving TOPIC funds within the Pershing Street area seemed favorable providing adequate R.O.W. could be obtained along Pershing Street. Comm. W. O. Ricks, Jr., stated that City should not have any major problem in obtaining R.O.W., particularly along the west portion of Pershing Street, since this area was more undeveloped. It was concluded that this study would take approximately one and one-half years. Comm. E. C. Wareing stated that, in review of priorities from last meeting with the Texas Highway Department, widening received third or fourth priority. Comm. E. G. Pittman stated that widening had received priority number eight. Comm. E. C. Wareing then informed members that these priorities were subject to alteration and alignment with City priorities in many instances. Comm. E. C. Wareing also informed members of the Commission that City streets, at intersections with state highways, could receive .4 of a mile street improvements from intersection by the Texas Highway Department. Mayor Garrison expressed his concern that the one-way narrow bridge on Pershing Street should be corrected, and Comm. R. A. Brookshire agreed with Mayor Garrison and stated that its improvement should be moved higher on the list of priorities. Comm. E. C. Wareing suggested that the City alter its proposal to widen Pershing Street bridge and obtain R.O.W. for street widening to allow the possibility of bridge improvements being paid by the Texas Highway Department. It was concluded that a temporary widening of the bridge should be constructed within this area to relieve present dangerous situation. Mayor Garrison suggested that the City reserve the \$46,000 for Pershing Street bridge improvements until a further study could be made on right-of-ways, etc.; and further, that the City transfer this \$46,000 to a Contingency Fund to be held in abeyance. Comm. E. C. Wareing

asked City Manager Westerholm if answers regarding this study could be made available for review by the Commission within the next two weeks. City Manager Westerholm stated that this study could be made available for review and briefly explained the purpose for improvements to the Community Center for this area. Comm. J. T. Hopson asked City Manager Westerholm if the sewer project on Atkinson Drive was in a progressive state. City Manager Westerholm stated that, with the completed installation of lift stations within this area, sewer lines would be made operational within a one-year period. Comm. E. C. Wareing asked City Manager Westerholm several questions regarding Revenue Sharing Funds and it was concluded that the proposed \$450,000 being considered for budget at this time must be budgeted for the current fiscal year and the City would receive more Revenue Sharing money on October 5 to be budgeted in the next annual budget. Comm. W. O. Ricks, Jr., then made motion that the \$450,000 budget, as recommended by City Manager Westerholm, be approved and that \$46,000 be held in abeyance and transferred to the Contingency Fund in accordance with suggestion as presented by Mayor Garrison. Motion was seconded by Comm. E. C. Wareing and a unanimous affirmative vote was recorded.

6. Zone Change Application-Kerves Owens from LM District to LM District & Special Use (Private Clubs, Art. XV, Sec. 16, Zoning Ord.)

Mayor Garrison stated that this particular zone change application had received a unanimous favorable recommendation by the City Planning and Zoning Commission. There were no persons present appearing in objection to this application. City Attorney Flournoy read caption of ordinance for first reading changing zone from LM District to LM District & Special Use (Private Clubs, Art. XV, Section 16, Zoning Ordinance) covering property located South of James Street and North of Abney Avenue between Cottonbelt Railroad and Keltys Street. Comm. E. C. Wareing then made motion that zone change application by Kerves Owens from LM District to LM District and Special Use be approved on first reading as read by City Attorney Flournoy and recommended by the City Planning and Zoning Commission. Motion was seconded by Comm. W. O. Ricks, Jr., and a unanimous affirmative vote was recorded.

7. Zone Change Application - Southland Federal Credit Union from R-3 District to LB District

Mayor Garrison pointed out the fact that this zone change application had also received a unanimous favorable recommendation by the City Planning and Zoning Commission. There were no persons present appearing in objection to this zone change application. City Attorney Flournoy read caption of ordinance for first reading changing zone from R-3 District to LB District covering property located South of State Highway 103 East between Neches Street and Myrtie Street. Comm. J. T. Hopson then made motion that zone change application by Southland Federal Credit Union from R-3 District to LB District be approved on first reading as read by City Attorney Flournoy and recommended by the City Planning and Zoning Commission. Motion was seconded by Comm. E. G. Pittman and a unanimous affirmative vote was recorded.

8. Stephens Contracting & Steel Construction Company, Inc. - Change Orders - Authorization

Mayor Garrison called on City Manager Westerholm to explain Change Orders #1 and #2 as received from Stephens Contracting & Steel Construction Company, Inc. City Manager Westerholm stated that change orders reflected additions of \$13,029 and \$14,221 and a deduction of \$44,579 for a net deduction of \$17,329 to the Stephens Contracting & Steel Construction Company contract. Members of the Commission had no further questions regarding work order changes and Comm. W. O. Ricks, Jr., made motion that Change Orders #1 and #2 from Stephens Contracting & Steel Construction Company, Inc., be approved as explained and recommended by City Manager Westerholm. Motion was seconded by Comm. J. T. Hopson and a unanimous affirmative vote was recorded.

9. Wildbriar Drive - V. G. Koch - R.O.W. Agreement

City Manager Westerholm informed members of the Commission that the lower 306 feet of Wildbriar Drive near Loop 287 had only 30 feet of R.O.W. and was under an improvement project. A similar condition existed on Reen Drive prior to its improvement. City Manager Westerholm further stated that 30-foot R.O.W. extended through V. G. Koch's property and that Mr. Koch deeded an additional 10 feet on either side of Reen Drive to allow a 50-foot R.O.W. and the City had installed curb and gutter at no cost to the individual. City Manager Westerholm requested that the City Commission consider a similar proposal with Mr. Koch on the lower 306 feet of Wildbriar Drive. Following a brief discussion, Comm. W. O. Ricks, Jr., made motion that proposal by Mr. Koch as presented to City Commission and recommended by City Manager Westerholm be approved in accordance with procedures described above. Motion was seconded by Comm. J. T. Hopson and a unanimous affirmative vote was recorded.

10. First Southwest Company - Payment of Invoice

City Manager Westerholm stated that the City had received invoice from Mr. Thomas J. Wolf, Jr., of the First Southwest Company, Dallas, Texas, in the amount of \$8,912.57. City Manager Westerholm stated that this was in accordance with contract agreement, and requested authority that invoice be paid accordingly. Comm. J. T. Hopson then made motion that invoice from First Southwest Company, in the amount of \$8,912.57, be paid in accordance with recommendation of City Manager Westerholm. Motion was seconded by Comm. W. O. Ricks, Jr., and a unanimous affirmative vote was recorded.

11. Traffic Hazard-Kurth Drive-Intersection of Bank & Lake Streets

Comm. E. C. Wareing informed members of the Commission that after having discussed a traffic safety problem at the intersection of Kurth Drive, Lake and Bank Streets with the City Manager and Public Works Director, he would recommend Bank Street be re-routed to extend North of the existing water tower to its junction with Lake Street to correct the dangerous traffic situation. Comm. E. C. Wareing further stated that no additional R.O.W. would be involved since the City owned property immediately North of the water tower. Following a brief discussion, Comm. E. C. Wareing made motion that the City Manager be authorized to re-route Bank Street North of the existing water tower at this location to its junction with Lake Street. Motion was seconded by Comm. E. G. Pittman and a unanimous affirmative vote was recorded.

12. South First Street & Denman Avenue Intersection - Discussion

Comm. E. G. Pittman inquired as to the status of construction at the intersection of South First Street. City Manager Westerholm explained that the City had new light facings ordered. Lights at this location were not being properly actuated, said City Manager Westerholm, and further explained that the actuating elements imbedded in the pavement were being relocated to work properly.

13. Broadmoor Addition - Storm Drainage Improvements - Discussion

Mayor Garrison explained, as a matter of record, he would like to report to the City Commission that the storm drainage problem in the Broadmoor Addition had received complete attention as previously requested by property owners. Mayor Garrison further stated that property owners who had previously appeared before the City Commission to register complaints regarding flooding in this area had been forwarded letters from the City Manager explaining work progress to include the construction of an additional drop inlet box and storm sewer at the lower end of Broadmoor. It was also stated that an 8-inch sanitary sewer main along Frank Avenue had been constructed to collect sewage from Judson Center and Memorial Hospital facilities, thereby relieving the line that previously overflowed on occasion.

14. Beautify Texas Program - Discussion of Implementation

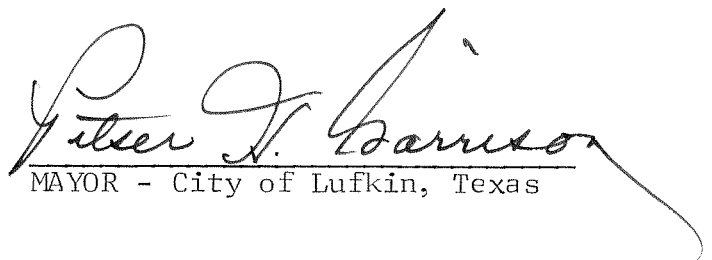
Mayor Garrison stated that more effort should be made to beautify the City and the City should show community involvement. Mayor Garrison explained that the Beautify Texas Council, which issued awards to competing Cities on an annual basis, would be a good program for the City of Lufkin. Mayor Garrison suggested that a Beautify Lufkin Council be appointed by the City Commission and that City Manager Westerholm consider plans for organization of this Council. Mayor Garrison also stated that many Civic groups could make this beautification effort by the City a successful adventure, and the completion of a combined effort would be of a great benefit to the City. Comm. E. G. Pittman stated that he had recently visited the City of Odessa and noticed efforts had been made along these same lines toward beautification which appeared to be a great asset to the community.

15. Chambers Park-Repair to Playground Equipment-Mrs. Ann Love

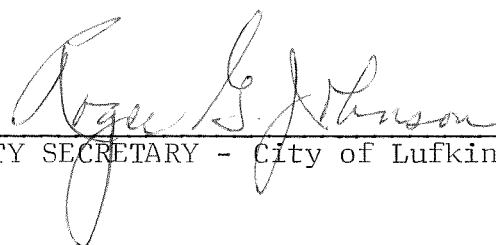
Mayor Garrison called on Mrs. Ann Love who stated that she was unaware of City procedures to be placed on the official City Commission agenda. Mayor Garrison recognized Mrs. Love only due to her emergency request. Mrs. Love stated that she lived at 108 Englewood, and was present to inform members about a dangerous children's slide located at Chambers Park which had been patched with tin. Mrs. Love further stated that this tin had broken loose and was creating a dangerous situation for children who played within this area. Mrs. Love recommended that members of the City Commission consider repair of this particular slide. Mayor Garrison informed Mrs. Love that both City Manager Westerholm and Parks & Recreation Director, Max Griffin, were present and these individuals would correct this problem. Mayor Garrison further informed Mrs. Love to simply call either of these individuals for similar problems of this nature in the future.

16. 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