

MINUTES OF REGULAR MEETING OF THE CITY COMMISSION OF THE CITY OF LUFKIN, TEXAS, HELD
ON THE 22ND DAY OF MARCH, 1983, AT 5:00 P.M.

On the 22nd day of March, 1983, the City Commission of the City of Lufkin, Texas, convened in regular meeting in the Council Room at City Hall with the following members thereof to-wit:

Pitser H. Garrison	Mayor
Percy Simond	Commissioner, Ward No. 1
Don Boyd	Commissioner, Ward No. 2
Bob McCurry	Commissioner, Ward No. 3
Pat Foley	Commissioner, Ward No. 4
Richard Thompson	Commissioner, Ward No. 5
E.C. Wareing	Commissioner, Ward No. 6
Harvey Westerholm	City Manager
Robert Flournoy	City Attorney
Brian Boudreaux	Assistant City Manager
Libby Sims	Assistant City Secretary

being present, and

Ann Griffin	City Secretary
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being absent when the following business was transacted.

1. Meeting opened with prayer by Rev. Charles McIlveene, Pastor of First Baptist Church, Lufkin.
2. Welcome of visitors by Mayor.
3. Approval of Minutes

Mayor Garrison stated that minutes of March 8, 1983, were inadvertently omitted and would be deferred for approval until the next meeting of this Commission.

4. Ordinance - Approved - Second Reading - Curb and Gutter - O'Quinn Street

Mayor Garrison stated that ordinance for improvements of curb and gutter on O'Quinn Street had been approved on first reading at last meeting of City Commission. There was no opposition present.

Motion was made by Commissioner Richard Thompson and seconded by Commissioner Don Boyd that ordinance for improvements of curb and gutter on O'Quinn Street be approved on second and final reading as presented. A unanimous affirmative vote was recorded.

5. Ordinance - Approved - Second Reading - Zone Change and Permanent Mobile Home Permit - L.L. DePriest - RM to RS

Mayor Garrison stated that ordinance for zone change and permanent mobile home permit request by L.L. DePriest covering property located on Virgil Street between York Drive and Denman Avenue from Residential Medium to Residential Small had been approved on first reading at last meeting of City Commission. There was no opposition present.

Motion was made by Commissioner Richard Thompson and seconded by Commissioner Don Boyd that ordinance be approved on second and final reading as presented. A unanimous affirmative vote was recorded.

6. Ordinance - Approved - Second Reading - Zone Change - Jerry Hill - D & RS to A, SU (Townhouses)

Mayor Garrison stated that ordinance for zone change request by Jerry Hill covering lots 4 through 10 in the Springwood Addition between Howard and Lilac Avenue from Duplex and Residential Small to Apartment, Special Use (Townhouses) had been approved on first reading at last meeting of City Commission. There was no opposition present.

Motion was made by Commissioner Richard Thompson and seconded by Commissioner Don Boyd that ordinance be approved on second and final reading as presented. A unanimous affirmative vote was recorded.

7. Ordinance - Approved - Second Reading - Zone Change - William J. McCall - LB to LB, SU (Used Car Lot)

Mayor Garrison stated that ordinance for zone change application by William J. McCall covering property located at 1410 South First between Erwin and Lavan

Avenues from Local Business to Local Business, Special Use (Used Car Lot) had been approved on first reading at last meeting of City Commission. There was no opposition present.

Motion was made by Commissioner Richard Thompson and seconded by Commissioner Don Boyd that ordinance be approved on second and final reading as presented. A unanimous affirmative vote was recorded.

8. Ordinance - Approved - Second Reading - Zone Change - Paul Ryan - A to C

Mayor Garrison stated that ordinance for zone change application by Paul Ryan covering property located at Southeast corner of Myrna and Ward Streets from Apartment to Commercial had been approved on first reading at last meeting of City Commission. There was no opposition present.

Motion was made by Commissioner Richard Thompson and seconded by Commissioner Don Boyd that ordinance be approved on second and final reading as presented. A unanimous affirmative vote was recorded.

9. Ordinance - Approved - First Reading - Zone Change and Permanent Mobile Home Permit - Benny Sipes - RL to RS

Mayor Garrison stated that ordinance for zone change and permanent mobile home permit request by Benny Sipes covering property located at 1012 Shermell Street, north of Wayne Street from Residential Large to Residential Small had been recommended to City Commission for approval by the Planning and Zoning Commission. There was no opposition present.

Motion was made by Commissioner Bob McCurry and seconded by Commissioner E.C. Wareing that ordinance be approved on first reading as presented. A unanimous affirmative vote was recorded.

10. Ordinance - Approved - First Reading - Zone Change - Joseph Kwiatkowski - RL to C

Mayor Garrison stated that ordinance for zone change application by Joseph Kwiatkowski covering property located on Medford Drive, south of Shady Pine from Residential Large to Commercial had been recommended to City Commission for approval by the Planning and Zoning Commission. There was no opposition present.

Motion was made by Commissioner E.C. Wareing and seconded by Commissioner Pat Foley that ordinance be approved on first reading as presented. A unanimous affirmative vote was recorded.

11. Hearing Date Set - Lufkin Daily News - Tax Abatement Program

Mayor Garrison stated that Lufkin Daily News is requesting that their property be considered for participation in the Tax Abatement Program. Mayor Garrison further stated that authorization will be needed by the Commission to set a public hearing for the area to be included as Reinvestment Zone #7.

Motion was made by Commissioner Percy Simond and seconded by Commissioner E.C. Wareing that public hearing date be set for April 5, 1983. A unanimous affirmative vote was recorded.

12. Landscape Ordinance - Endorsed

Mayor Garrison stated that a request has been made for endorsement of a Landscape Ordinance. Mayor Garrison further stated that the purpose of this Resolution is to suggest the advisability of requiring certain landscape techniques, to tract development exceeding a certain acreage, and to provide for enhanced flood protection. Mayor Garrison asked if there were any comments from Members of the Commission.

Commissioner E.C. Wareing stated that the updating of the Zoning Ordinance has nothing to do with landscaping. Commissioner Wareing further stated that it may be some time before the zoning ordinance will be completed, and he suggested that this Resolution be passed at this time.

Motion was made by Commissioner E.C. Wareing and seconded by Commissioner Pat Foley that Landscape Ordinance be approved as presented. A unanimous affirmative vote was recorded.

13. Resolution - Endorsed - Future Cultural Arts Complex

Mayor Garrison stated that a request has been made for endorsement of a proposed plan for the development and construction of a Cultural Arts Complex consisting

of a Museum Building and a Performing Arts Auditorium. Mayor Garrison further stated that a complex of this size would be very beneficial to the City of Lufkin. Mayor Garrison stated that he would like to see a fund created for building this complex by means of donations.

Mrs. Carol Allen, Member of the Board of Trustees, stated there is definitely a need for a Cultural Arts Complex. Mrs. Allen further stated at the present time we have no such place for plays or special programs. Mrs. Allen stated that the Civic Center is not adequate for these types of performances.

Motion was made by Commissioner Percy Simond and seconded by Commissioner Don Boyd that Resolution be endorsed for future Cultural Arts Complex. A unanimous affirmative vote was recorded.

14. Naming of Kit McConnico Park Road - Approved

Mayor Garrison stated that the road into Kit McConnico Park has never been named. Mayor Garrison further stated that Don Hannabas, Parks and Recreation Director, has suggested the road be named McConnico Drive.

Motion was made by Commissioner Pat Foley and seconded by Commissioner Richard Thompson that road into Kit McConnico Park be named McConnico Drive. A unanimous affirmative vote was recorded.

15. Police Study - Discussed

Mayor Garrison stated that the Police Study had been completed and asked that Mr. Ted Holmes of Arthur Young & Company give a short summary of the study.

Mr. Holmes stated the following items were found to be problem areas within the Lufkin Police Department:

- a. No documented rules.
- b. High level of turnover.
- c. Lack of inservice training.
- d. Lack of support from the Community.
- e. More public exposure on part of Chief Latham and the men.
- f. Public concern with the Police Department.

Mayor Garrison asked if there were any comments from Members of the Commission.

Commissioner Percy Simond stated that he felt the funds were well spent and he could see a need for expansion of the Police facilities.

Commissioner Bob McCurry stated he was glad to see that our Police Department compared favorably with departments in other cities. Commissioner McCurry further stated he felt the problems listed in the study could be corrected with the proper guidelines.

Commissioner Don Boyd stated that without any written policies for the Police Department, the men really have nothing to go by. Commissioner Boyd further stated he felt this should be the number one project to be corrected before anything else. Commissioner Boyd stated that more communication between Chief Latham and the men was needed. Commissioner Boyd further stated that he liked the idea of having an Officer of the Month in order to give the men some incentive.

Commissioner Foley stated he felt a good job had been done by Arthur Young and Co. Commissioner Foley further stated he would like the City Manager and Chief Latham report back to the Commission in 90 days to advise what progress has been done thus far.

Mayor Garrison stated that a new City Hall should be considered as soon as possible. Mayor Garrison further stated that a new City Hall needed to be built in order to provide space for all departments to be under one roof.

16. Executive Session - Right-of-Way Discussed

Mayor Garrison stated that it was necessary for the City Commission to adjourn into executive session to discuss attorney-client matters. Mayor Garrison recessed formal open meeting of the City Commission at 5:53 p.m. At 6:37 p.m., Mayor Garrison reconvened regular meeting of the City Commission and made announcement to individuals present regarding results of the executive session.

Mayor Garrison stated there was a right-of-way problem that was giving them much concern. Mayor Garrison stated that the City Commission had discussed the problem and provided the City Attorney with counsel and guidance regarding same. Mayor

Garrison stated that there is hope of a compromise and a decision will be announced at a later date.

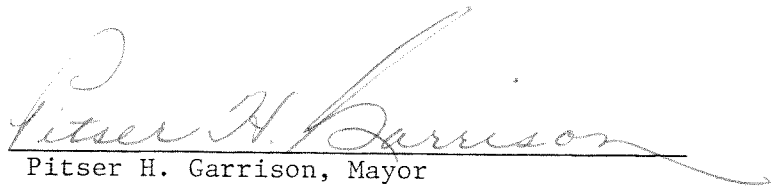
17. Subdivision Ordinance - Community Development Block Grant Scores - Contractor Bonds

Commissioner Pat Foley stated that he disagrees with some of the Subdivision Ordinance and there is a need for revisions. Commissioner Foley stated that the ordinance pertaining to streets and curbs needs to be more specific.

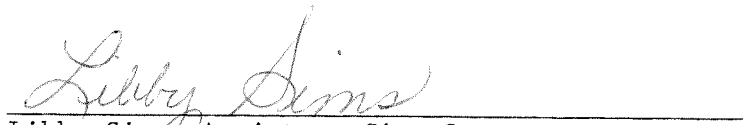
Commissioner Don Boyd asked if the City Manager ever received the scores on the Community Development Block Grant. City Manager Westerholm stated that sheets were received, but the ones showing the scores and the meaning of the scores was not included.

Commissioner Percy Simond stated that he would like to see an ordinance written to protect people from unlicensed contractors. Commissioner Simond stated that several people have lost money with contractors who have taken their money and left the city.

18. There being no further business for consideration, meeting adjourned at 6:53 p.m.


Pitser H. Garrison, Mayor




Libby Sims, Assistant City Secretary