

MINUTES OF THE REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF LUFKIN, TEXAS HELD ON THE 7TH DAY OF MAY, 2019

On the 7th day of May, 2019 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:

Bob F. Brown	Mayor
Guessippina Bonner	Councilmember, Ward No. 1
Robert Shankle	Councilmember, Ward No. 2
Lynn Torres	Councilmember, Ward No. 3
Rocky Thigpen	Councilmember, Ward No. 5
Sarah Murray	Councilmember, Ward No. 6
Keith Wright	City Manager
Bruce Green	City Attorney
Jason Arnold	Assistant to the City Manager
Kara Andrepont	City Secretary
Rodney Ivy	Human Resource Director
Gerald Williamson	Public Safety Director
David Thomas	Police Chief
Ted Lovett	Fire Chief
Belinda Melancon	Finance Director
Kevin Gee	Engineering Services Director
Barbara Thompson	Main Street Director
Michael Flinn	Parks & Recreation Director
Brant Lee	Convention Services Director
Albert Duffield	Water & Sewer Director
Kent Havard	Solid Waste Director
Bob Samford	Economic Development Director

being present; and

Mark Hicks

Mayor Pro Tem

being absent when the following business was transacted.

1. The meeting was opened with prayer by Rick Williams, Interim Pastor, Faith Family Church.
2. Mayor Bob F. Brown welcomed visitors and recognized those present with Leadership Lufkin.
3. **MINUTES OF THE REGULAR CITY COUNCIL MEETING HELD APRIL 16, 2019 – APPROVED**

Councilmember Lynn Torres moved to approve the minutes of the meeting as presented. Councilmember Sarah Murray seconded the motion and a unanimous vote to approve was recorded.

4. **PRESENTATION OF TINO VILLASANA LUFKIN FIRE DEPARTMENT SCHOLARSHIPS**

City Manager Wright gave the history and information regarding the scholarship fund. Mayor Bob Brown then presented scholarships to Hannah Grace, daughter of Firefighter Mack Grace; Breylon Garcia, son of Firefighter Desmond Garcia; Carson Stone, son of Lieutenant Scott Stone and Andrew Ehrlich, son of Captain Brad Ehrlich. Mayor Brown commended the Lufkin Fire Department for what they do for the kids and urged them to continue.

5. PRESENTATION OF TREE CITY USA CERTIFICATION

Mayor Bob Brown accepted the presentation of the Tree City USA Certification for the 29th year from Jennifer LaCorte with Angelina Beautiful Clean and Jordan Herrin with the Texas A&M Forest Service.

6. PUBLIC HEARING AND SECOND READING OF AN ORDINANCE OF THE CITY OF LUFKIN, TEXAS CHANGING THE ZONING TO “COMMERCIAL” AND FUTURE LAND USE CHANGE TO “COMMERCIAL CORRIDOR” AT 4604 SOUTH FIRST STREET – APPROVED

City Manager Wright stated that the owner, Skywalker Family Limited Partnership, had requested a zone change to “Commercial” to promote business development and allow a tractor sales business at this location. City Manager Wright furthered that currently the subject property was governed by a “Planned Unit Development.” City Manager Wright highlighted the location on the corresponding maps. City Manager Wright stated that the Future Land Use Maps recommended the subject property for mainly “Corridor Commercial” and that the subject property was currently vacant, wooded land and surrounded on all sides by the same. City Manager Wright furthered that the request was unanimously approved by the Planning and Zoning Commission during the meeting of April 8, 2019.

City Manager Wright concluded that Staff recommended City Council conduct a Public Hearing and approve on Second Reading an Ordinance changing the zoning to “Commercial” and Future Land Use change to “Commercial Corridor” for property located at 4604 South First Street.

Mayor Bob Brown opened the Public Hearing at 5:07 p.m. There being no one who wished to speak, Mayor Brown closed the Public Hearing and moved to comments from the City Council.

Councilmember Sarah Murray asked if there were any plans in place to prevent the creek at this location from flooding the Crown Colony area. Engineering Services Director Kevin Gee spoke and explained that on-site detention was required by Ordinance and the developers would be meeting this requirement.

Councilmember Rocky Thigpen moved to approve the Ordinance as presented. Councilmember Lynn Torres seconded the motion and a unanimous vote to approve was recorded.

7. CANVASS OF 2019 CITY OF LUFKIN MUNICIPAL ELECTION AND RESOLUTION DECLARING THE RESULTS OF THE SAME – APPROVED

City Manager Wright stated that State Law required the Mayor and City Council canvass the votes of the City of Lufkin General Election held May 4, 2019. City Manager Wright furthered that Staff recommended that City Council perform the required canvassing of votes of the election and approve a Resolution declaring the results. City Secretary Kara Andrepoint gave the vote totals for the City of Lufkin General Election held May 4, 2019; Councilmember Ward No. 1, Candidate Veronica L. Jones, 36 votes and Candidate Guessippina Bonner, 119 votes; Councilmember Ward No. 3, Candidate Lynn Powell Torres, 80 votes and Candidate Tino Villasana, 76 votes.

Councilmember Rocky Thigpen moved to accept the canvass of the 2019 City of Lufkin Municipal Election and approve the Resolution declaring the results of the same. Councilmember Sarah Murray seconded the motion and a unanimous vote to approve was recorded.

8. OATH OF OFFICE – COUNCILMEMBER GUESSIPPINA BONNER AND COUNCILMEMBER LYNN POWELL TORRES

County Court at Law Judge Joe Lee Register issued the Oath of Office to Councilmember Guessippina Bonner. District Judge Bob Inselmann issued the Oath of Office to Councilmember Lynn Torres.

9. FIRST READING OF AN ORDINANCE PROVIDING FOR THE SALE OF UNDEVELOPED PORTION OF RIGHT-OW-WAY IN THE HOMEWOOD ADDITION AND PROVIDING FOR THE CITY MANAGER TO CONVEY THE CITY'S INTEREST TO THE ABUTTING PROPERTY OWNER – APPROVED

City Manager Wright stated that Engineering Services had received a request from Mr. Jimmy Miles to purchase a portion of undeveloped right-of-way near Homewood Drive and Duncan Avenue. City Manager Wright highlighted the location of the property on the corresponding map. City Manager Wright furthered that the fair market price had been determined to be \$4,150 which included the value of the property as determined by William J. Lyon & Associates, Inc. as well as the appraisal cost. City Manager Wright stated that all adjacent property owners were notified and given the opportunity to purchase corresponding parts of the alley. City Manager Wright furthered that only Mr. Miles had shown an interest. City Manager Wright stated that once payment was received, the City would issue a non-warranty deed to the purchaser for the property.

City Manager Wright concluded that Staff recommended City Council approve the First Reading of an Ordinance providing for the sale of undeveloped portion of right-of-way in the Homewood Addition and providing for the City Manager to convey the city's interest to the abutting property owner.

Councilmember Guessippina Bonner moved to approve the Ordinance as presented. Councilmember Robert Shankle seconded the motion and a unanimous vote to approve was recorded.

10. ACCEPTANCE OF A GRANT FROM THE GEORGIA PACIFIC FOUNDATION FOR THE LUFKIN FIRE DEPARTMENT AND FIRST READING OF AN ORDINANCE AUTHORIZING AN AMENDMENT TO THE 2018-2019 OPERATING BUDGET (BUDGET AMENDMENT NO. 19) APPROPRIATING THE FUNDING - APPROVED

City Manager Wright commended the Georgia Pacific Foundation for giving numerous grants over the years to the City and the Lufkin Fire Department. City Manager Wright stated that the Lufkin Fire Department had recently received a grant in the amount of \$8,000 from the Georgia Pacific Foundation. City Manager Wright furthered that the funds were provided to support the mission of providing emergency response to Georgia Pacific facilities. City Manager Wright stated that the funding would be allocated in the Operations Equipment budget for the purchase of equipment.

City Manager Wright concluded that Staff recommended City Council accept the grant in the amount of \$8,000 from the Georgia Pacific Foundation and approve the First Reading of an Ordinance authorizing Budget Amendment No. 19 appropriating the funding.

Councilmember Robert Shankle moved to accept the grant and approve the Ordinance as presented. Councilmember Sarah Murray seconded the motion and a unanimous vote to approve was recorded.

11. PUBLIC HEARING AND RESOLUTION AUTHORIZING AN APPLICATION FOR FUNDING IN THE AMOUNT OF \$11,200 THROUGH THE U.S. DEPARTMENT OF JUSTICE BULLETPROOF VEST PARTNERSHIP PROGRAM FOR THE LUFKIN POLICE DEPARTMENT –APPROVED

City Manager Wright stated that the Lufkin Police Department had requested to apply for funding from the U.S. Department of Justice, Bureau of Justice Assistance Bulletproof Vest Program in the amount of \$11,200. City Manager Wright furthered the grant would require a 50% match in the amount of \$5,600 from the City. City Manager Wright stated that the funds would be used to assist in the purchase of bulletproof vests for the Police Department. City Manager Wright furthered that a Public Hearing was also required for the grant.

City Manager Wright concluded that Staff recommended City Council conduct a Public Hearing and consider approval of a Resolution authorizing an application for funding in the amount of \$11,200 through the U.S. Department of Justice Bulletproof Vest Partnership program for the Lufkin Police Department.

Mayor Brown opened the Public Hearing at 5:19 p.m. There being no one who wished to speak, Mayor Brown closed the Public Hearing and moved to comments from the City Council.

Councilmember Lynn Torres moved to approve the Resolution as presented. Councilmember Sarah Murray seconded the motion and a unanimous vote to approve was recorded.

12. RESOLUTION BY THE CITY OF LUFKIN DENYING THE PROPOSED RATE INCREASE BY ONCOR ELECTRIC DELIVERY COMPANY, LLC – APPROVED

City Manager Wright explained the proposed rate increase as filed on April 8, 2019 by Oncor Electric Delivery, LLC in detail as well as the need for representation by Herrera Law & Associates, PLLC as part of the Alliance of Oncor Cities. City Manager Wright stated this was necessary in order for the rate case to be carefully reviewed and appealed if necessary.

City Manager Wright concluded that Staff recommended City Council approve a Resolution denying the proposed rate increase by Oncor Electric Delivery, LLC and authorizing representation by Herrera Law and Associates

Councilmember Robert Shankle moved to approve the Resolution as presented. Councilmember Sarah Murray seconded the motion and a unanimous vote to approve was recorded.

13. RESOLUTION ADOPTING A WATER CONSERVATION PLAN FOR THE CITY OF LUFKIN – APPROVED

City Manager Wright stated that in accordance with the guidelines of the Texas Water Development Board (TWDB), the City of Lufkin must adopt a Water Conservation Plan every five (5) years. City Manager Wright furthered that it must be completed in order to comply with the requirements of the Texas Commission on Environmental Quality (TCEQ). City Manager Wright stated that the Water Conservation Plan would authorize the City to implement, enforce and administer the program. City Manager Wright furthered that as an appendix to the plan there would also be a Drought Contingency Plan to cover the actions that would occur in case of a drought and water shortage. City Manager Wright stated that the City, through adoption of the Water Conservation Plan, hoped to reduce per capita consumption of water within the City service area, and also to reduce the volume of unaccounted for water which was produced and treated but not sold. City Manager Wright furthered that there were approximately 15% - 17% of unaccounted for and believed to be City facilities because the City facilities were not metered. City Manager Wright stated that in the future the City would work on placing meters at City facilities to monitor the water usage at those locations.

City Manager Wright concluded that Staff recommended City Council approve a Resolution adopting the Water Conservation Plan for the City of Lufkin.

Councilmember Guessippina Bonner moved to approve the Resolution as presented. Councilmember Rocky Thigpen seconded the motion and a unanimous vote to approve was recorded.

14. DONATION OF THIRTY-FIVE (35) SELF CONTAINED BREATHING APPARATUS FROM THE LUFKIN FIRE DEPARTMENT TO THE TEXAS FOREST SERVICE HELPING HANDS PROGRAM – APPROVED

City Manager Wright stated that the Lufkin Fire Department had requested to donate thirty-five (35) Self Contained Breathing Apparatus that have been retired from service to the Texas Forest Service Helping Hands Program. City Manager Wright furthered that this would allow the equipment to be transferred to the Angelina College Fire Academy and release the City of Lufkin from any liability. Fire Chief Ted Lovett confirmed the recent purchase of new equipment and that the equipment must be replaced every fifteen (15) years.

City Manager Wright concluded that Staff recommended City Council approve the donation of thirty-five (35) Self Contained Breathing Apparatus from the Lufkin Fire Department to the Texas Forest Service Helping Hands program.

Councilmember Robert Shankle moved to approve the donation as presented. Councilmember Sarah Murray seconded the motion and a unanimous vote to approve was recorded.

15. ECONOMIC DEVELOPMENT INCENTIVE FOR PROJECT ELSA – APPROVED

City Manager Wright asked Economic Development Director, Bob Samford, to give a brief overview of the proposed incentive. Director Samford stated that Hammer Equipment had approached the City concerning moving their corporate headquarters to Lufkin. Director Samford furthered that the during the 4B Meeting held at noon on May 7, 2019 a unanimous vote to approve the one time Economic Development incentive payment of \$100,000 for Hammer Equipment had been recorded. Director Samford stated that the Hammer Equipment building would exceed \$1,000,000 in cost and employee at least fifteen (15) employees.

Councilmember Guessippina Bonner asked for clarification as to the name “Project Elsa.” Director Samford explained that each project was given a code name to protect the confidentiality of the project prior to being voted on by the 4B Board. Councilmember Bonner asked for the location of the new project. Director Samford explained that the location would be on Highway 59 South and that it was the zone change that Council had voted on during the earlier part of the meeting. Councilmember Guessippina Bonner asked what the annual projected revenue would be from this business. Director Samford stated that the company was projected to bring several million dollars in property taxes to the tax roll and that there would be no tax abatement for the project.

City Manager Wright concluded that Staff recommended City Council approve the Economic Development incentives for Project Elsa.

Councilmember Lynn Torres moved to approve the incentives as presented. Councilmember Rocky Thigpen seconded the motion and a unanimous vote to approve was recorded.

16. EXECUTIVE SESSION:

An Executive Session was not needed.

17. ITEMS OF COMMUNITY INTEREST FROM MAYOR, CITY COUNCILMEMBERS AND STAFF

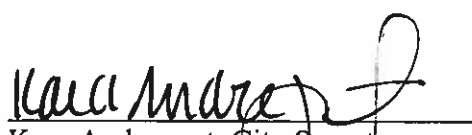
City Manager Wright highlighted events and upcoming meetings on the Calendar.

18. ~~There being~~ no further business for consideration, the meeting adjourned at 5:33 p.m.




Bob F. Brown, Mayor

ATTEST:


Kara Andrepont, City Secretary