

MINUTES OF REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF LUFKIN, TEXAS, HELD ON THE 6TH DAY OF SEPTEMBER, 1994 AT 5:00 P.M.

On the 6th day of September, 1994 the City Council of the City of Lufkin, Texas, convened in a Called Meeting in the Council Chambers of City Hall with the following members thereof, to wit:

Louis A. Bronaugh
Percy Simond
Don Boyd
Larry Kegler
Bob Bowman
Tucker Weems
C. G. Maclin
Ron Wesch
Darryl Mayfield
Bob Flournoy
Atha Stokes

Mayor
Councilman, Ward 1
Mayor pro tem
Councilman, Ward 3
Councilman, Ward 4
Councilman, Ward 6
City Manager
Asst. City Mgr./PW
Asst. City Mgr./Finance
City Attorney
City Secretary

being present, and

Jack Gorden, Jr.

Councilman, Ward 5

being absent when the following business was transacted.

1. Meeting was opened with prayer by Rev. Frank Starr, Minister, First Lutheran Church.

2. Mayor Bronaugh welcomed visitors present.

3. **APPROVAL OF MINUTES**

Motion was made by Councilman Don Boyd and seconded by Councilman Tucker Weems that minutes of regular meeting of August 16, 1994 and called meeting of August 19, 1994 be approved as presented. A unanimous affirmative vote was recorded.

4. **ORDINANCES - APPROVED - SECOND READING - ANNEXATION/ZONING - SOUTHAMPTON SUBDIVISION - FM 58/PLATT ROAD - DENNIS BISHOP - BRYAN TANNEHILL - TU ELECTRIC**

Mayor Bronaugh stated that the next item for consideration was First Reading of Ordinances for annexation and appropriate zoning of approximately 34.753 acres of land located west of FM 58 and south of Platt Road and known as the Southampton Subdivision as requested by Dennis Bishop, Bryan Tannehill and TU Electric.

Motion was made by Councilman Bob Bowman and seconded by Councilman Don Boyd that Ordinances for annexation of, and appropriate zoning for, 34.753 acres of land known as Southampton Subdivision be approved on Second and Final Reading as presented. A unanimous affirmative vote was recorded.

5. **ORDINANCES - APPROVED - SECOND READING - ANNEXATION/ZONING - BROOKHOLLOW NO. 14 AND 15 - COLUMBINE /COUNTY ROAD 58/GOBBLERS KNOB ROAD - R. H. DUNCAN**

Mayor Bronaugh stated that the next item for consideration was Second Reading of Ordinances for annexation and appropriate zoning of approximately 60.266 acres of land known as Brookhollow No. 14 and 15 and located west of Columbine, east of County Road 58 and north of Gobbler's Knob Road as requested by R. H. Duncan.

Motion was made by Councilman Bob Bowman and seconded by Councilman Don Boyd that Ordinances for annexation of, and appropriate zoning for, 60.266 acres of land known as Brookhollow No. 14 and 15 be approved on Second and Final Reading as presented. A unanimous affirmative vote was recorded.

6. ORDINANCE - APPROVED - SECOND READING - ZONE CHANGE - RESIDENTIAL LARGE TO COMMERCIAL - 2130 TULANE DRIVE - ROBBIE WARREN

Mayor Bronaugh stated that the next item for consideration was Second Reading of an Ordinance for a change of zoning from Residential Large to Commercial on approximately 1.391 acres of land known as 2130 Tulane Drive as requested by Robbie Warren.

Motion was made by Councilman Bob Bowman and seconded by Councilman Tucker Weems that Ordinance be approved on Second and Final Reading as presented. A unanimous affirmative vote was recorded.

7. ORDINANCE - APPROVED - SECOND READING - CITY OF LUFKIN GENERAL OBLIGATION BONDS - SERIES 1994 - PAYING AGENT/REGISTRAR AGREEMENT

Mayor Bronaugh stated that the next item for consideration was Second Reading of an Ordinance authorizing the issuance of "City of Lufkin, Texas, General Obligation Bonds, Series 1994" with Exhibit "A", Paying Agent/Registrar Agreement.

Motion was made by Councilman Don Boyd and seconded by Councilman Bob Bowman that Ordinance be approved on Second and Final Reading as presented. A unanimous affirmative vote was recorded.

8. ORDINANCE - APPROVED - SECOND READING - TELEPHONE FRANCHISE AGREEMENT - LCTX

Mayor Bronaugh stated that the next item for consideration was Second Reading of an Ordinance updating the City's telephone franchise agreement with LCTX.

Motion was made by Councilman Don Boyd and seconded by Councilman Tucker Weems that Ordinance be approved on Second and Final Reading as presented. A unanimous affirmative vote was recorded.

9. ORDINANCE - APPROVED - SECOND READING - APPROPRIATIONS ORDINANCE

Mayor Bronaugh stated that the next item for consideration was Second Reading of the Appropriations Ordinance.

Motion was made by Councilman Tucker Weems and seconded by Councilman Bob Bowman that Ordinance be approved on Second and Final Reading as presented. A unanimous affirmative vote was recorded.

10. ORDINANCE - APPROVED - SECOND READING - TAX LEVYING ORDINANCE

Mayor Bronaugh stated that the next item for consideration was Second Reading of the Tax Levying Ordinance.

Motion was made by Councilman Tucker Weems and seconded by Councilman Bob Bowman that Ordinance be approved on Second and Final Reading as

presented. A unanimous affirmative vote was recorded.

11. ORDINANCE - APPROVED - SECOND READING - RESIDENTIAL AND COMMERCIAL WATER RATES REVISED

Mayor Bronaugh stated that the next item for consideration was Second Reading of an Ordinance revising residential and commercial water rates.

Motion was made by Councilman Bob Bowman and seconded by Councilman Don Boyd that Ordinance be approved on Second and Final Reading as presented. A unanimous affirmative vote was recorded.

12. ORDINANCE - APPROVED - SECOND READING - SEWER RATES REVISED

Mayor Bronaugh stated that the next item for consideration was Second Reading of an Ordinance revising sewer rates.

Motion was made by Councilman Don Boyd and seconded by Councilman Tucker Weems that Ordinance be approved on Second and Final Reading as presented. A unanimous affirmative vote was recorded.

13. ORDINANCE - APPROVED - SECOND READING - SOLID WASTE RATES REVISED

Mayor Bronaugh stated that the next item for consideration was Second Reading of an Ordinance revising solid waste rates.

Motion was made by Councilman Bob Bowman and seconded by Councilman Tucker Weems that Ordinance be approved on Second and Final Reading as presented. A unanimous affirmative vote was recorded.

14. ORDINANCE - APPROVED - FIRST READING - ZONE CHANGE - RESIDENTIAL LARGE TO LIGHT MANUFACTURING - LOOP 287/N. JOHN REDDITT DRIVE - DUNCAN CONSTRUCTION, INC.

Mayor Bronaugh stated that the next item for consideration was a request by Duncan Construction, Inc. for approval of a change of zoning from Residential Large to Light Manufacturing on approximately 17.62 acres of land fronting the inside of Loop 287 and located between 904 and 1014 N. John Redditt Drive.

Mayor Bronaugh stated that this property was purchased by the new industry that was announced at the First Friday luncheon.

City Manager Maclin stated that included in the Councilmembers packet is a memorandum from the City Planner regarding this request, and a unanimous recommendation by the Planning & Zoning Commission for approval of the zone change.

Motion was made by Councilman Bob Bowman and seconded by Councilman Don Boyd that Ordinance be approved on First Reading as presented. A unanimous affirmative vote was recorded.

15. ANIMAL CONTROL SERVICE AGREEMENTS - APPROVED - HUNTINGTON - HEMPHILL - DIBOLL

Mayor Bronaugh stated that the next item for consideration was renewal agreements for animal control services for the Cities of Huntington, Hemphill and Diboll.

City Manager Maclin stated that this is an annual update renewal of the agreements. City Manager Maclin stated that there were no significant changes, and the City of Lufkin will continue to provide the same level of service to these communities.

Motion was made by Councilman Bob Bowman and seconded by Councilman Don Boyd that renewal agreements for the Cities of Huntington, Hemphill and Diboll be approved as presented. A unanimous affirmative vote was recorded.

16. RESOLUTION - APPROVED - DWI STEP GRANT

Mayor Bronaugh stated that the next item for consideration was the DWI Step Grant Resolution.

City Manager Maclin stated that included in the Councilmembers packet is a copy of the Resolution that is required for the City of Lufkin to continue to participate in this program.

Chief Collins and Officers Alton Lenderman and Greg Denman were present in support of the Resolution.

Officer Denman stated that this is the third year of the three-year grant. Officer Denman stated that each year the amount of money provided by the State has been reduced. In response to question, Officer Denman stated that the City may ask for an extension of this grant.

Councilman Simond stated that he would like to see the Council go on record in opposition of the new Crime Bill, and would like to send this message to Congress when they reconvene in January.

Motion was made by Councilman Bob Bowman and seconded by Councilman Larry Kegler that Resolution be approved as presented. A unanimous affirmative vote was recorded.

17. RESOLUTION - APPROVED - SEAT BELT

Mayor Bronaugh stated that the next item for consideration was the Seat Belt Resolution.

Chief Collins stated that this is a 65/35 matching grant in the amount of \$7,692.

Motion was made by Councilman Don Boyd and seconded by Councilman Larry Kegler that Resolution be approved as presented. A unanimous affirmative vote was recorded.

18. RESOLUTION - APPROVED - TxDOT APPLICATION - ISTEAFUNDS - NATIONAL REGISTER - TxDOT COMPLEX/LUFKIN

Mayor Bronaugh stated the next item for consideration was a Resolution in support of a TxDOT application for ISTEAFUNDS to be used to improve the National Register structures located in the TxDOT complex in Lufkin.

City Manager Maclin stated that the local TxDOT has an office facility that was built in 1934, and they are applying to the ISTEAFUNDS Enhancement pool for funding to rehabilitate and preserve that structure. City Manager Maclin stated that passage of this Resolution is needed to provide some local historical commission support to their application.

City Manager Maclin stated that TxDOT is in competition with the City's downtown and Azalea Trail applications.

Motion was made by Councilman Tucker Weems and seconded by Councilman Bob Bowman that Resolution be approved as presented. A unanimous affirmative vote was recorded.

19. **BIDS - APPROVED - SERVICE STREET - RECYCLING CENTER - TROUT FELTS CONSTRUCTION CO. - CONTRACTOR'S SUPPLIES, INC.**

Mayor Bronaugh stated that the next items for consideration were bids for the street servicing the new Recycling Center.

City Manager Maclin stated that when staff went to bids for the new street that will service both the new Recycling Center and the new Industrial Park on FM 819, it was bid as a turnkey job, and secondly by breaking out the labor and installation separate from the materials. City Manager Maclin stated that due to an excellent bid by Trout Felts staff was able to see a substantial savings from the engineers original estimates by breaking it up in this manner. City Manager Maclin stated that staff's recommendation is to award the low bid of Trout Felts Construction in the amount of \$53,301.50, and to award the low bid of Contractor's Supplies, Inc. in the amount of \$144,562.85 for the materials.

In response to question by Councilman Boyd, City Manager Maclin stated that this bid also includes a short piece of road for the elevated storage tank.

Motion was made by Councilman Don Boyd and seconded by Councilman Larry Kegler that bids of Trout Felts Construction Co. in the amount of \$53,301.50 and Contractor's Supplies, Inc. in the amount of \$144,562.85 be approved as submitted. A unanimous affirmative vote was recorded.

20. **EXECUTIVE SESSION**

Mayor Bronaugh recessed Regular Session at 5:28 p.m. to enter into Executive Session. Regular Session reconvened at 6:13 p.m. and Mayor Bronaugh announced that Council had discussed attorney-client matters and appointments to boards. No decisions were made.


21. **COMMENTS**

Jimmie Stiles of TxDOT presented a plaque to Mayor Bronaugh for achieving 80% PLUS safety belt use.

City Manager Maclin stated that on the Council table is a packet for Friday's meeting.

Asst. City Manager Mayfield stated that on Thursday afternoon at 5:30 p.m. the Concerned Black Men of Lufkin will hold a reception in the City Hall atrium.

22. There being no further business for consideration, meeting adjourned at 6:15 p.m.


Mayor Louis A. Bronaugh

ATTEST:

Atha Stokes - City Secretary