

MINUTES OF REGULAR MEETING OF THE CITY COMMISSION OF THE CITY OF LUFKIN, TEXAS, HELD ON THE 1st DAY OF OCTOBER, 1968, AT 7:30 P.M.

On the 1st day of October, 1968, 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:

Earl Nisbet	Mayor
Carl Liese	Commissioner, Ward No. 1
Dayle V. Smith	Commissioner, Ward No. 2
Byron McNeil	Commissioner, Ward No. 3
W. O. Ricks, Jr.	Commissioner at Large, Place A
Basil E. Atkinson, Jr., M.D.	Commissioner at Large, Place B
William E. Wolff	City Manager
Lynn Lurham	City Secretary
David Walker	City Attorney

being present, and

Edgar C. Wareing	Commissioner, Ward No. 4
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being absent, constituting a quorum, when the following business was transacted:

1. Meeting opened with prayer by Dr. Stewart Clendenin, Pastor of First Methodist Church, Lufkin, Texas.
2. Mayor welcomed a number of visitors who were present in connection with items on the Agenda or as observers.
3. BMCN made motion that minutes of meeting of September 17, 1968, be approved as written. BEA seconded the motion. Before vote was taken, LD stated there was a minor correction in Item 6 showing who made motion and second which would be made. A unanimous affirmative vote was then recorded on approval of minutes.
4. DW read caption of Ordinance for second reading changing zone from R-1 District to LM District covering property located on the Northeast side of Loop 287 and North of State Highway 94 and adjoining property now zoned LM -- application by L. E. Palmore and wife.

Mayor inquired if any persons present to object to change and there were none. BMCN made motion that Ordinance be passed on second reading. Motion was seconded by WOR and a unanimous affirmative vote was recorded.

5. DW read caption of Ordinance for second reading changing zone from R-1 District to A District and Special Use covering property located on the Northeast side of Loop 287 and North of State Highway 94 and adjoining property described in above zone change. This application also by L. E. Palmore and wife.

Mayor inquired if any persons present to object to this zone change and there were none. CL made motion that Ordinance be passed on second reading. Motion seconded by BMCN and a unanimous affirmative vote was recorded.

6. WEW stated had compiled and computed bids received at previous meeting on supplying the City with gasoline and lubricant requirements and that Gresham Temple, Sinclair Distributor, was low bidder and recommended that he be awarded the gasoline and lubricant requirements by the City of Lufkin for the year beginning October 1, 1968.

BMcN made motion that City Manager's recommendation of awarding bid to Gresham Temple, Sinclair Distributor, be approved. WOR seconded the motion. However, before vote was taken, DVS inquired as to whether this gasoline and lubricant supplies would be furnished from local bulk station or from an out-of-town bulk station.

LD checked by telephone with Mr. Temple and was advised that he had a local bulk station which would furnish these requirements. The ensuing vote was unanimously in the affirmative.

7. DW read Ordinance changing zone from R-1 District to C District covering Lots 5, 6, and 7 of the Thompson Addition and also caption of Ordinance changing zone from LB District to C District covering Lots 1, 2, 3, and 4 by Dr. B. D. Rhodes and Mrs. E. E. Read. DW stated that application for the above zone changes was submitted with one application; however, had covered the change in two Ordinances due to different beginning zone designations.

Mayor inquired if any persons present to object to the above changes and there were none. DVS made motion that Ordinance changing zone from R-1 District to C District covering Lots 5, 6, and 7 of the Thompson Addition by Dr. B. D. Rhodes and Mrs. E. E. Read be approved on first reading. CL seconded the motion and a unanimous affirmative vote was recorded.

DVS made motion that zone change from LB District to C District covering Lots 1, 2, 3 and 4 in the Thompson Addition be approved on first reading. Motion seconded by BMcN and a unanimous affirmative vote was recorded.

8. DW read Ordinance in its entirety amending present Garbage and Refuse Ordinance setting charges as follows: For each private residence or dwelling house, \$2.00 per month; for apartment houses or units with separate water billing for each unit thereof, \$2.00 per month; for apartment houses or units with one water meter and a central location for garbage pickup, a minimum charge of \$2.67 per cubic yard and an additional charge of 25¢ per cubic yard over and above the first four cubic yards for all such garbage and refuse collected; for each business house and commercial establishment, or separate units thereof, the owner or occupants thereof shall pay the City of Lufkin a minimum charge of \$2.67 per month and an additional charge of 25¢ per cubic yard over and above the first four cubic yards for all such garbage and refuse collected and disposed of. DW further stated this Ordinance was prepared for first and final reading due to amended figures being included in the Budget.

WOR made motion that Ordinance be passed on first and final reading. CL seconded the motion and a unanimous affirmative vote was recorded.

9. DW read Ordinance amending present Water & Sewer Ordinance which increased the cost per thousand gallons beginning with 300,000 to 500,000 gallons from 17¢ to 35¢ inside city limits and 52½¢ outside city limits and all over 500,000 gallons from 15¢ to 30¢ per thousand gallons inside city limits and 45¢ outside city limits.

The sewer rates are increased from \$1.00 to \$2.00 per month inside city limits for residential customers and \$4.00 outside city limits. The sewer charge for water closets, urinals, sinks, etc. was doubled in each instance.

DVS made motion that this Ordinance, to increase water and sewer rates, be passed on first and final reading. WOR seconded the motion. However, before vote was taken several visitors in attendance desired to speak including Mr. Roy Herider of Poultry Processing Co. who stated the above increase would double their expense for water and sewer. He stated that his company was now paying from \$1,500.00 to \$1,600.00 per month and under the new rate schedule would pay approximately \$3,000.00. He requested consideration be given to having a more favorable rate for commercial businesses.

Mr. Jim Pluss of Pluss-Tex Poultry also requested reconsideration for more favorable rates to the poultry processing industry.

Mr. Elmer Tanner, who owns a washateria, desired information as to how this would affect his business and presented previous water bills which indicated that he would pay very little more under the new rate schedule.

Mayor called attention to letter quoted below which was received this date from Mr. William Busby, Vice-President Engineering, Texas Foundries, Inc. protesting the increased water and sewer rates:

"First, let me take this opportunity to commend each of you on the tremendous amount of time and effort you have taken recently from your own endeavors and given to the study and consideration of our City problems. Your recommendation for increased taxes and service charges reflect this effort.

However, your recommendation that the water rate for usage over 500,000 gallons per month be raised from 15 cents to 30 cents is an unreasonable increase. The statements used in recommending this raise to the community as one "which affects industrial users only" point to an industry-community relationship which should be carefully considered.

Industry is essential to the growth and prosperity of a community. Most communities recognize this by giving long term concessions to industry that will locate manufacturing facilities in their area.

There are four foundries, for example, which have either built, or are building, facilities in nereby states which will be in direct competition with Texas Foundries. All of these plants are being built and operated with special concessions from the community in which they located. Two of these now quoting attractive casting prices to our customers have a 20 year tax exemption agreement involving city and county and are producing castings in facilities built for them by the community.

Texas Foundries itself has grown extensively over the past several years. We are considering further expansion at the present time. All industrial expansions are made only after consideration of many pertinent factors, not the least of which will be the industry-community relationship and the economic climate therein.

Let us keep this climate healthy for all concerned. A 100 percent raise in water rates affecting industry only is in our opinion a step in the wrong direction."

Mayor called for vote on the above motion and second and same was unanimously in the affirmative.

10. DW read Ordinance amending present Traffic Ordinance #193 to prohibit parking of vehicles on both sides of Lufkin Avenue beginning at the intersection of Shepherd Street and Lufkin Avenue and extending to the intersection of Chestnut Street and Timberland Drive. He stated this Ordinance was to be considered for passage on first and final reading due to the emergency involved in regulating traffic as a result of the Frank Street Improvements.

EMcN made motion that Ordinance be passed on first and final reading. WOR seconded the motion and a unanimous affirmative vote was recorded.

11. DW brought the City Commission up-to-date on request by St. Louis Southwestern Railroad Co. to close certain alleys off Bonner Street in order that property could be leased to Wm. Cameron Co. for new warehouse. DW stated that the City had appraised the property at \$3,765.00 whereas the railroad had appraised it at \$1,756.00, which was too much difference and desired to know further steps to take in connection with this item. He stated as long as the two appraisals were within 15% of each other that he would consider them as being in line.

Without motion the City Commission instructed DW to advise the Railroad that the City would proceed on the City's appraisal and would not accept the Railroad's appraisal.

Mr. Lillard of Wm. Cameron Co. was present and inquired if the City would assist his Company in anyway in paving streets and furnishing water and sewer to the proposed new location. WEW stated this was a matter that would have to be discussed and suggested that Mr. Lillard call on City Engineer in order that an estimate of cost could be made on these improvements and that same would be on a participation basis.

- 11A DW read letters from C. E. Brazil, Attorney, dated September 12 and September 26, 1968, advising that Dr. W. D. Thames, Jr. and Mrs. Ina McCall do not wish to give any property on the Old Diboll Highway for right-of-way purposes for Farm to Market Road. DW stated that was for information only, since we have approximately 90 days from date of Minute Order from State Highway Department to act on same with regard to this right-of-way acquisition.

12. WEW called attention to the flooding conditions in property in R. H. Duncan's Addition off Loop 287 and inquired as to what disposition the City desired to take with regard to cleaning out the creek and spending up to \$3,000.00, this being amount agreed to by the County.

This was discussed in considerable detail with Mr. Howard Watson who was present, and no action was taken other than City Manager, City Attorney and City Engineer instructed to contact R. H. Duncan, Developer, about the proposed work for \$6,000.00, since DW questioned the right of City spending money for drainage improvements outside city limits.

13. WEW gave some information on the probability of contracting street repair work and gave a report on the type of paving that would be desired in patching streets.

Mayor stated this was a matter that needed immediate attention and he thought the City should put forth special efforts and get started in bringing our streets up to standard conditions since we are receiving more criticism on this particular phase of our City Improvements than any other.

WEW will bring definite cost information of such repairs at next meeting.

14. WEW stated that City Engineer had developed price for paving Chestnut Street from Lufkin Avenue to railroad tracks, a total distance of approximately 750 feet which was estimated to be \$2,600.00.

Without motion, WEW was instructed to contact property owners along this street to see if they will participate in such cost.

15. WEW stated that Dan Shull of Euless, Texas, would be through with sewer line from the Junior College to the Texas Power and Light transmission easement within two days and recommended authority to pay \$6,500.00 for this work when completed. CL made motion that WEW be authorized to make this payment to Dan Shull in the amount of \$6,500.00 when the job was complete. WOR seconded the motion and a unanimous affirmative vote was recorded.

16. WEW stated that Budget called for replacement of a number of automotive units within the City and would like authority to advertise for some pickup trucks as soon as possible.

Without motion, WEW was authorized to do this by the City Commission.

17. BMCN inquired as to when John Mugno of Mugno & Company would be back in town in order that the City Commission could schedule a meeting with him. WEW advised would arrange for this meeting.

18. Mayor stated that the golf professional at the Country Club stated raw sewage was running across fairways and also draining into lake near club house and thought same was coming from overloaded lift station. WEW will have checked out.

19. Mayor stated that merchants held a meeting today after action was taken by City Commission last night to remove parking meters and that they were very disturbed about this action since it was their understanding after leaving the meeting on September 30, 1968, that the parking meters would be left as is and fines not changed.

This was discussed in some detail and WOR made motion that we go back to the use of parking meters with 25¢ fines for period of 90 days and during this time the City as well as the merchants could make a study to determine whether or not these meters would be continued after that period of time. DVS seconded the motion and a unanimous affirmative vote was recorded.

20. DVS stated that the City should give attention to see that areas downtown are cleaned up and called attention particularly to lot back of Marcus Cafe. WEW will handle.
21. DVS stated that the Southern Pacific Railroad was now in the process of repairing crossings in the downtown area.

22. B^{ACN} called attention to dirt accumulation on South Raguet Street near the Junior High School. WEW will handle.
23. As a matter of information, DW stated that the City had completed the purchase of property adjoining the City dump as authorized previously.
24. There being no further business for consideration, meeting was adjourned at 10:00 P.M.



Mayor - City of Lufkin, Texas

ATTEST:



City Secretary - City of Lufkin, Texas