MINUTES OF REGULAR MEETING OF THE CITY COMMISSION OF THE CITY OF LUFKIN, TEXAS, HELD ON THE 15th DAY OF APRIL, 1969, AT 7:30 P.M.

On the 15th day of April, 1969, 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
Edgar C. Wareing	Commissioner, Ward No. 4
W. O. Ricks, Jr.	Commissioner at Large, Place A
Basil E. Atkinson, Jr., M.D.	Commissioner at Large, Place B
David Walker	Acting City Manager - City Attorney
Lynn Durham	City Secretary

being present, constituting a quorum, when the following business was transacted:

1. Meeting opened with prayer by Major Charles LaRue, Salavation Army, Lufkin, Texas. Mayor thanked Major LaRue for his participation.

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 regular meeting of April 1, 1969 and special meeting of April 8, 1969, be approved as written. BEA seconded the motion and a unanimous affirmative vote was recorded.

4. DW stated that only one bid was received for repairing and painting two elevated water storage tanks as advertised by the City. This bid was received from National Steel Maintenance Corp. of Des Moines, Iowa.

   City Engineer, who was present, stated he would recommend that City Commission delay opening this bid until next regular meeting in order that he could contact other companies to see if they would submit bids as requested previously.

   CL made motion that the City Commission delay opening bids on this work until meeting of May 6, 1969. BEA seconded the motion and a unanimous affirmative vote was recorded.

   Mr. Andy Andrews, representing National Steel Maintenance Corp. was present, and stated his company's bid would stand as it is but would like to furnish a little information regarding a policy his company has in effect in other cities regarding maintenance of elevated storage tanks. He stated he would like for the City Commission to consider a proposal of his company of $900.00 per year on a 500,000 gallon storage tank which would cover the inspection once per year of the tanks and would clean out the tanks and other miscellaneous repair work and on the 5th year would paint the total exterior and interior of the tanks. On a 400,000 gallon tank they have a proposal of $800.00 per year to do the same type of work. He stated that on a 500,000 gallon tank the total price for 5 years would be $4,500.00 which in 20 years would be approximately what the City has budgeted for painting and repair at this time. He stated he had furnished this information previously to the City officials but would furnish a new proposal in writing.

5. Mr. Lynn S. Hill along with a group of citizens on Card Drive appeared before the City Commission to ask if any decision had been made on paving of Card Drive.

This developed into considerable discussion and DW stated that we were now paving Chestnut Street from the railroad to Lufkin Avenue with soil cement base and would establish a definite cost for this type of paving and will be available the early part of next week.

6. Mrs. Janie Chappell appeared before the City Commission to advise that a client of her's was in the process of selling her place on South Second Street but was unable to obtain a loan since the structure protruded into the street right-of-way 1 foot. She requested the City Commission give consideration either to furnishing her client a permanent easement of this 1 foot strip or to deed the 1 foot strip to the client.

CL and BEA were against the above proposal by Mrs. Chappell since it would set a precedent for future situations of this nature.

After considerable discussion, ECW made motion that City Attorney be authorized to negotiate a sale of this 1 foot section of South Second Street right-of-way. DVS seconded the motion and the following vote was recorded.

Voting Aye: EN, DVS, BMcN, ECW and WOR.

Voting Nay: CL and BEA.

7. DW read caption of Ordinance for first reading changing zone from R-3 District and Special Use to A District covering approximately 13 acres bounded on the North by Myrna Street, on the West by Church Street, and on the East by Jones Street and being described in application by field notes. Said change being requested by Paul and Peter Ryan.

Mr. Sumner Williams, Attorney, was present to answer any questions that might be asked by the City Commission members and stated his client would spend considerable money to construct an apartment complex which would rent from $10.00 to $20.00 more a month to other new comparable apartments in Lufkin.

Mr. H. E. Franklin was present and stated his property was within 200 feet and requested information as to why he was not furnished notice of hearing by City Planning and Zoning Commission when these notices were mailed out to other property owners within 200 feet of such property. Mr. Williams stated that through oversight Mr. Franklin's name was not furnished when he obtained list of property owners from City Tax Department. Mr. Franklin was not against the zone change and made no objection to it.

LD stated this zone change was unanimously recommended by the City Planning and Zoning Commission as per letter furnished each City Commission member but the City Planning and Zoning Commission recommended that before permits were issued for any construction that proper consideration be given to drainage in the area.

BMcN made motion that Ordinance covering the above zone change be passed on first reading as recommended by the City Planning and Zoning Commission. ECW seconded the motion and a unanimous affirmative vote was recorded.

8. DW read Ordinance covering zone change from R-1 District to C District and Special Use covering property located at intersection of Loop Lane and Loop 287, described in application by field notes, by J. W. Duke and L. E. Davis. One of the applicants, Mr. L. E. Davis was present, to answer any questions that might be asked by the City Commission.

L. D. stated this zone change application was also considered by the City Planning and Zoning Commission and it was their recommendation that same be approved by City Commission as contained in letter furnished each City Commissioner.

DVS made motion that Ordinance covering this zone change be approved on first reading as recommended by the City Planning and Zoning Commission. BMcN seconded the motion and a unanimous affirmative vote was recorded.

9. DW presented Estimate from Thomas & Thompson covering construction work done to date on new Fire Stations, 4 and 5, in the amount of $18,226.80 and stated same had been checked and approved by Jerry Hill, Architect, and L. E. Bass, Building Inspector, and they recommended approval for payment.

WOR made motion that this estimate in the amount of $18,226.80 be authorized for payment. ECW seconded the motion and a unanimous affirmative vote was recorded.

10. DW presented invoice from Henningson, Durham and Richardson, Consulting Engineers, on the City's sewer plant study in the amount of $4,305.48. BEA inquired if this was the procedure agreed to on paying estimates for this work since he was of the opinion that the entire bill of $10,000.00 per contract would be paid when work was complete.

DW stated that we signed a work order and presented same as well as contract out-lining the procedure to be followed in paying such invoices and stated this was in accordance with instructions contained in this work order. DVS made motion that no action be taken on this invoice at this meeting. BEA seconded the motion and a unanimous affirmative vote was recorded.

11. DW presented two invoices from Axley and Rode Accounting Firm who recently completed the audit of the City books. One of the invoices was for $3,000.00 covering the audit and $850.00 covering conferences with City Manager, City Engineer, Bond Attorney for special work on Bond Ordinances. No action was taken on these two invoices until a meeting could be held with this accounting firm's representatives on audit and this date was set for Monday, April 21, 1969, at 7:00 P.M. at which time the discussion would be had on these two invoices.

12. DW presented invoices from Everett Griffith, Jr. and Associates as follows:

$1,106.68 covering office and survey work on Cedar Creek from Copeland to Gobblers Nob Road.

$1,848.36 for topographic work and design on sewer system and Lift Station from Slack Elementary School to Loop 287.

$5,307.51 for design and field work on following streets: Reen and Roseneath Streets, $2,405.15; Smith Street, $1,122.55; Chambers Street, $554.21; Joplin Street, $614.76 and Wilson Street, 610.84.

The invoice of $1,106.68 was discussed first and it was the decision of the City Commission that this invoice should be paid after recommendation by DW but the amount should be deducted from the $3,000.00 authorized previously by the City Commission for the City's portion of cost of drainage work on Cedar Creek which amount was matched by the County in this project.

CL made motion that DW's recommendation be accepted and authorization be given to pay this invoice in the amount of $1,106.68 with the provision that this amount will be deducted from the $3,000.00 recently authorized by the City Commission on this drainage project and to be participated in by like amount by Angelina County as the invoice was based on previous estimate which was in line. BEA seconded the motion and a unanimous affirmative vote was recorded.

A considerable amount of discussion was then had on engineering work and Coy Milligan, City Engineer, who was present was questioned in detail by BEA and WOR as to field work that might be done by the City forces instead of contracting with outside local engineering firms to do such work. City Engineer stated that he was instructed by the City Manager to get the engineering work done since the City did not have the organization to handle such work and that it would take from 3 to 5 men for a field party to do this work.

ECW made motion that in the future no work that is normally or could be performed by any City Department be contracted for with any outside parties for over $250.00 without first obtaining approval by the City Commission based on bid or estimated cost. BEA seconded the motion and a unanimous affirmative vote was recorded.

CL made motion that DW be authorized to pay the invoice of $5,307.50 covering design and field work for streets. ECW seconded the motion and a unanimous affirmative vote was recorded. CL also made motion that DW be authorized to pay the invoice in the amount of $1,848.36 for topographic and design work on sewer system and Lift Station from Slack School to Loop 287. WOR seconded the motion and a unanimous affirmative vote was recorded.

13. DW called attention to speed limits on U.S. 59 South at Junior College and stated he would discuss this matter further with Mr. J. M. York before any action was taken.

14. CL called attention to a bad street condition at Englewood and Jones Streets in Englewood Terrace Addition where concrete slab has raised up considerably which should have immediate attention. Also to a drainage condition on Englewood Street as well as Linkwood and Lakeview Streets. This was discussed with the City Engineer.

15. DVS requested DW to see that airconditioning units are inspected to see what is causing the heat being experienced at this meeting. He stated that the amount of money invested in the airconditioning equipment should not allow conditions of this nature.

16. BEA requested DW to check with State Highway Department regarding maintenance of Farm Roads inside City Limits and had in mind particularly Bynum Street which is in bad condition near Woodland Heights Hospital. DW will discuss with Mr. J. M. York, District Engineer.

17. BEA inquired as to policy being followed by City employees as to sick leave. DW stated 15 days per year sickleave is accrued and if any one is absent due to sickness before accumulating sufficient sick leave credit, that same had to be approved by City Manager.

18. BEA asked City Engineer if any inspection had been made of drainage condition of Barto Street near Texas Foundry. City Engineer stated inspection was made but no correction measures taken as yet.

19. BMcN called attention to accumulation of dirt in street on South Raguet Street near Junior High and desired to see it cleaned off. DW will handle.

20. WOR requested DW to check into the purchase the City is making of plastic meter boxes and did not think they would give the service of other types of boxes. DW will check this item to completion.

21. EN stated he had received a call from Billy Collmorgan who lives on Shermell Street regarding the City tieing on a new customer to a sewer line owned jointly by several property owners and on which an agreement was executed with City that no one would be tied on before permission from the signers of this agreement.

DW stated that this property was now in the City Limits and City had to tie a customer on but would check the agreement and call to the attention of Mr. Collmorgan.

22. EN inquired as to when City would start fogging for mosquitoe eradication. DW stated that this was being started immediately and an additional truck had been purchased giving us two fogging trucks for this purpose.

23. There being no further business for consideration, meeting was adjourned at 11:45 P.M.

Mayor - City of Lufkin, Texas

ATTEST:

City Secretary - City of Lufkin, Texas