MINUTES OF REGULAR MEETING OF THE CITY COMMISSION OF THE CITY OF LUFKIN, TEXAS, HELD ON THE 17TH DAY OF MARCH, 1992 AT 5:00 P.M.

On the 17th day of March, 1992 the City Commission of the City of Lufkin, Texas, convened in regular meeting in the Council Chambers of City Hall with the following members thereof, to wit:

Louis A. Bronaugh	Mayor
Percy Simond, Jr.	Commissioner, Ward No. 1
Don Boyd	Commissioner, Ward No. 2
Danny Roper	Commissioner, Ward No. 3
Bob Bowman	Commissioner, Ward No. 4
Jack Gorden	Commissioner, Ward No. 5
Paul Mayberry	Commissioner, Ward No. 6

being present when the following business was transacted.

1. Meeting was opened with prayer by Reverend Charles Treptow, Minister, Angel of Joy Lutheran Church.

2. Mayor Bronaugh welcomed visitors present and recognized Josh Shoffitt, Boy Scout Troop #140, who is working on his Citizenship in the Community Badge.

3. **APPROVAL OF MINUTES**

Minutes of Regular Meeting of March 3, 1992 were approved on a motion by Commissioner Danny Roper and seconded by Commissioner Paul Mayberry. A unanimous affirmative vote was recorded.

4. **PUBLIC HEARING - "REINVESTMENT ZONE"/TAX ABATEMENT - DAVID HEARNE - PATE BUILDING - FIRST STREET AND LUFKIN AVENUE**

Mayor Bronaugh opened Public Hearing to consider designation of "Reinvestment Zone" for Tax Abatement Program as requested by David Hearne for renovation of the Pate Building located at the southeast corner of First Street and Lufkin Avenue.

There was no one present to speak for or against the Tax Abatement request.

Mayor Bronaugh closed Public Hearing.

5. **ORDINANCE - APPROVED - SECOND READING - REPEALING ORDINANCE NO. 216 - REGULATING SPEED OF ENGINES, LOCOMOTIVES, AND RAILWAY TRAINS WITHIN CITY LIMITS**

Mayor Bronaugh stated that the next item for consideration was Second Reading of an Ordinance repealing Ordinance No. 216 regulating the speed of engines, locomotives, and railway trains within the City limits of the City of Lufkin.

Motion was made by Commissioner Paul Mayberry and seconded by Commissioner Jack Gorden that Ordinance be approved on Second and Final Reading as presented. A unanimous affirmative vote was recorded.

6. **ORDINANCE - APPROVED - SECOND READING - OFFICIAL INTENT TO REIMBURSE COST TO CITY OF LUFKIN - CITY'S WATER SYSTEM**

Mayor Bronaugh stated that the next item for consideration was Second Reading of an Ordinance expressing official intent to reimburse cost to the City of Lufkin, Texas for improvements to the City's water system.

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

7. **ORDINANCE - APPROVED - SECOND READING - ELECTION - COLLECTIVE BARGAINING - FIREFIGHTERS AND POLICEMEN**

Mayor Bronaugh stated that the next item for consideration was Second Reading of an Ordinance setting an election for Collective Bargaining for the firefighters and policemen in the City of Lufkin.

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

8. **ORDINANCE - APPROVED - SECOND READING - RESIDENTIAL SEWER RATE CHANGE**

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

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

9. **RESOLUTION - APPROVED - HOME MORTGAGE LOANS - BOND PROCEEDS - EAST TEXAS HOUSING FINANCE CORPORATION - 1992**

Mayor Bronaugh stated that the next item for consideration was a Resolution approving the making of home mortgage loans within the City from the proceeds of bonds issued by East Texas Housing Finance Corporation during calendar year 1992.

City Manager Maclin stated that included in the packet is a copy of a letter from Toni Chamberlain, Legal Assistant, who is with a law firm representing the East Texas Housing Finance Corporation. The Manager stated that this is something that the City has approved in the past and is basically just a legal procedure, and has no financial obligation or impact on the City of Lufkin.

The Manager stated that this Resolution needs Commission approval so that the $30 million in tax exempt bonds to finance the purchase of qualifying single-family mortgage loans can be made to families in our County plus several other counties.

Motion was made by Commissioner Paul Mayberry and seconded by Commissioner Jack Gorden that Resolution approving the making of home mortgage loans within the City from the proceeds of bonds issued by the East Texas Housing Finance Corporation during calendar year 1992 be approved as presented. A unanimous affirmative vote was recorded.

10. **PAYMENT - APPROVED - TEXAS WATER COMMISSION - WATER QUALITY ASSESSMENT FEE - AMENDMENT - WATER POLLUTION CONTROL BUDGET**

Mayor Bronaugh stated that the next item for consideration was payment to the Texas Water Commission for a water quality assessment fee and amendment to the Water Pollution Control Budget.

City Manager Maclin stated that included in the packet is an invoice from the Texas Water Commission and an explanation of the fees that refers to SB 818 passed by the Texas Legislature in the 1991 regular session. The Manager stated that this is a program to do a comprehensive water quality assessment of all river basins in the State of Texas. The Manager stated that basically the River Authorities are the entities providing this comprehensive Water Quality Assessment in each river basin. The Manager stated that when the legislature approved SB 818 they did not approve any funding to pay for the comprehensive water quality assessment, and the main funding mechanism they use is these entities, including cities but not limited to cities, who have discharge permits relating to sewer effluent. The Manager stated that they have provided a formula they used based on the City of Lufkin's flow and discharge, and what is permitted in the discharge for the sewage treatment plant on Southwood Drive. The Manager stated that the total bill is for $7,257.

The Manager stated that he is requesting that the Commission authorize staff to pay the invoice and amend the water and sewer budget by $7,257 from the contingency fund.

Motion was made by Commissioner Paul Mayberry and seconded by Commissioner Jack Gorden approving payment of invoice from the Texas Water Commission in the amount of $7,257, and to amend the Water and Sewer Contingency Fund by this amount. A unanimous affirmative vote was recorded.

In response to question by City Manager Maclin, Molly Hicks, Director of Accounting, stated that there is approximately $61,000 in the Water and Sewer Contingency Fund at this time.

Commissioner Mayberry complimented staff on the new budget amendment form.

11. **AMENDMENTS - APPROVED - COMMUNITY CENTER FEE POLICIES - BENEVOLENT USAGE**

Mayor Bronaugh stated that the next item for consideration was amendments to the Community Center fee policies for benevolent usage.

City Manager Maclin stated that it was requested at the close of last meeting that staff consider some type of amendment to the City's fee policy in the community centers that would allow for some benevolent type uses of the facilities at no fee. The Manager stated that in reponse to the request he has included for consideration by the Commission an amendment or policy revision to the City's fee policies for community centers that shows the purpose and the policy revisions (copy on file in City Secretary's office).

Motion was made by Commissioner Percy Simond and seconded by Commissioner Don Boyd that amendments to the Community Center Fee Policies for benevolent usage be adopted as presented. A unanimous affirmative vote was recorded.

12a. **BID - APPROVED - COMPUTER LAN SYSTEM - TRIAD - WIRING - LCTX**

Mayor Bronaugh stated that the next item for consideration was bids for a Computer LAN System.

City Manager Maclin stated that last summer the Commission and staff discussed the need for some computerization in the City departments, and included in the lease purchase financing package some funds for personal computers and connection of those computers to a Local Area Network (LAN). The Manager stated that a consultant was brought in to make sure that the direction the City was going was sound and on a firm footing. The Manager stated that included in the consultant's services was a provision for bid specifications to meet the City's need, and a review of the bid specifications once bids had been placed and received and tabulated. The

Manager stated that staff recommendation is to award the low bid of Triad in the amount of $52,957.

Commissioner Simond stated that he was concerned that there was only one minority and one woman on the bid list. Mr. Mayfield stated that staff does not at the present time have a list of minority businesses from the State that would identify MBE or WBEs. Mr. Mayfield stated that he had attempted through the consultant and others who sell computers to contact and put on the City's bid list MBEs and WBEs. Commissioner Simond stated that he personally would like to see some effort made to catalog a number of minority firms around the country and give them a chance to bid.

In response to question by Mayor Bronaugh, Mr. Mayfield stated that it was stated in the bid specifications that anyone bidding on the computers had to be a certified network engineer. Mr. Mayfield stated that it has been his experience that the keyboards and monitors are so cheaply priced at this time that it is not cost-effective to carry maintenance on them. Mr. Mayfield stated that it would be cheaper to replace these pieces of equipment. Mr. Mayfield stated that Triad is a vendor who is certified should the City have any problems with the equipment.

Motion was made by Commissioner Percy Simond and seconded by Commissioner Don Boyd that the bid of Triad in the amount of $52,957 be accepted as submitted. A unanimous affirmative vote was recorded.

After the Called Meeting for a Public Hearing on Redistricting, it was discovered that when the Computer LAN System was approved the bid for wiring by LCTX had not been approved by the Commission.

Motion was made by Commissioner Percy Simond and seconded by Commissioner Don Boyd to amend the motion previously made approving the bid of Triad in the amount of $52,957, and the bid of LCTX in the amount of $2,607 for wiring. A unanimous affirmative vote was recorded.

12b. **BID - APPROVED - FRONT END LOADER - RECYCLING DEPARTMENT - JOHN DEERE INDUSTRIAL EQUIPMENT**

Mayor Bronaugh stated that the next item for consideration was bids for a front end loader to be used in the Recycling Department.

City Manager Maclin stated that staff was recommending the low bid of John Deere Industrial Equipment in the amount of $102,018. The Manager stated that the front end loader was being purchased with funds from the TLL Temple Foundation Recycling Grant and exceeded the actual budgeted expenditures by $4,511.21.

Motion was made by Commissioner Don Boyd and seconded by Commissioner Bob Bowman that bid of John Deere Industrial Equipment in the amount of $102,108 be accepted as submitted. A unanimous affirmative vote was recorded.

12c. **BID - APPROVED - FIRE HOSE - FIRE DEPARTMENT - SNAP-TITE HOSE, INC.**

Mayor Bronaugh stated that the next item for consideration was bids for fire hose to be used in the Fire Department.

City Manager Maclin stated that staff recommendation is the bid of Snap-Tite Hose, Inc. in the amount of $7,020.

Motion was made by Commissioner Paul Mayberry and seconded by Commissioner Percy Simond that bid of Snap-Tite Hose, Inc. in the amount of $7,020 be accepted as submitted. A unanimous affirmative vote was recorded.

12d. **BID - APPROVED - SWIMMING POOL REPAIR - JONES PARK -**

PROGRESSIVE CHEMICALS, INC.

Mayor Bronaugh stated that the next item for consideration was bids for swimming pool repair at Jones Park.

City Manager Maclin stated that three bids were received and staff is recommending the low bid of Progressive Chemicals, Inc. in the amount of $96,000.

The Manager stated that this is also from the TLL Temple Foundation grant for Jones Park and is a little above what was originally budgeted. The Manager stated that staff has saved some money in other areas and feels comfortable that we will be able to stay within the overall total budget for funds at Jones Park. The Manager stated that some of the extra cost involved a price increase in stainless steel and some other problems were incurred due to the age of the pool.

Motion was made by Commissioner Don Boyd and seconded by Commissioner Percy Simond that low bid of Progressive Chemicals, Inc. in the amount of $96,000 be accepted as submitted, and that the City follow the recommendation of the engineer (Jose Gil) relating to insurance coverage. A unanimous affirmative vote was recorded.

12e. **BID - APPROVED - VARIABLE TORQUE FREQUENCY DRIVE UNIT - WASTEWATER TREATMENT PLANT- WATSON ELECTRIC SUPPLY CO.**

Mayor Bronaugh stated that the next item for consideration was bids for variable torque frequency drive unit for the Wastewater Treatment Plant.

City Manager Maclin stated that this is an automatic pump device that adjusts according to the flow coming into the Plant. The Manager stated that the pump currently being used at the Plant is not functioning properly and that is why it is being replaced. The Manager stated that there are two units at $5,159.95 for a total of $10,311.90.

The Manager stated that staff recommendation is to accept the low bid of Watson Electric Supply Company in the amount of $10,311.90.

Motion was made by Commissioner Jack Gorden and seconded by Commissioner Bob Bowman that low bid of Watson Electric Supply Co. in the amount of $10,311.90 be accepted as submitted. A unanimous affirmative vote was recorded.

13. **EXECUTIVE SESSION**

Mayor Bronaugh recessed regular session at 5:40 p.m. to enter into Executive Session. Regular session was reconvened at 6:03 p.m. and Mayor Bronaugh stated that real estate matters had been discussed.

14. **COMMENTS**

In response to question by Commissioner Simond, the Manager stated that the property at the corner of Abney and Martin Luther King Drive will need to be purchased in the future for the widening of MLK.

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

Louis A. Bronaugh

Louis A. Bronaugh - Mayor

ATTEST:

Atha Stokes

Atha Stokes - City Secretary

CALLED CITY COMMISSION MEETING
PUBLIC HEARING
MARCH 17, 1992 AT 6:00 P.M.

On the 17th day of March, 1992 at 6:00 P.M., the City Commission 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 Bronaugh	Mayor
Percy Simond, Jr.	Commissioner, Ward No. 1
Don E. Boyd	Commissioner, Ward No. 2
Danny Roper	Commissioner, Ward No. 3
Bob Bowman	Commissioner, Ward No. 4
Jack Gorden	Commissioner, Ward No. 5
Paul Mayberry	Commissioner, Ward No. 6

being present when the following business was transacted.

1. Meeting was called to order by Mayor Louis Bronaugh.

City Manager Maclin stated that staff had posted the Redistricting map in the atrium at City Hall, and it has been available for public viewing since the date was set for this Public Hearing. City Manager Maclin stated that notification had been sent to numerous minority organizations to make them aware of the Public Hearing being held tonight in an effort to give full opportunity for input from the public.

2. REDISTRICTING REPORT-DR. LEON HALLMAN-DR. RON CLAUNCH

Dr. Hallman stated that with the Plan having been posted, and the statistics having been made available through the media, it is his opinion that it is more important that the City Commission hear from any constituents than from the consultants.

3. PUBLIC HEARING -REDISTRICTING OF CITY WARD LINES

Mayor Bronaugh officially opened the Public Hearing relating to redistricting of City Ward lines.

There was no one present to speak for or against redistricting of City Ward lines. (One gentleman arrived late but stated that he did not wish to make a comment.)

Mayor Bronaugh closed Public Hearing.

4. COMMENTS FROM MAYOR AND COMMISSIONERS

Commissioner Gorden stated that Dr. Hallman and Dr. Claunch have done a very good and fair job of evaluating and dividing the population of the City in an attempt to meet all the rules and regulations that must be met for redistricting. Commissioner Gorden stated that he would like to commend the consultants on a job well done.

Commissioner Simond stated that he had met with several groups of his constituents and they all liked the Plan.

Mayor Bronaugh stated that he was apprehensive when the redistricting process started because he had never been through a redistricting before, but it had turned out to be very easy, thanks to the hard work of the consultants, Dr. Hallman and Dr. Claunch.

City Attorney Flournoy stated that the City was privileged to have had such immensely qualified gentlemen to help the City in this process.

5. APPROVAL OF REDISTRICTING PLAN

Motion was made by Commissioner Bob Bowman and seconded by Commissioner Don Boyd to accept the Redistricting Plan for the City of Lufkin, Texas, as submitted by Dr. Leon Hallman and Dr. Ronald Claunch, and to request them to submit the necessary documents to the Department of Justice for approval. A unanimous affirmative vote was recorded.

6. Meeting adjourned at 6:09 P.M.

Louis Bronaugh

Louis Bronaugh-Mayor

ATTEST:

Atha Stokes

Atha Stokes-City Secretary