

MINUTES OF REGULAR MEETING OF THE CITY COMMISSION OF THE
CITY OF LUFKIN, TEXAS, HELD ON THE 20TH DAY OF JULY, 1982,
AT 5:00 P.M.

On the 20th day of July, 1982, the City Commission of the
City of Lufkin, Texas, convened in regular meeting in the
Council Room at City Hall with the following members thereof
to-wit:

Pitser H. Garrison	Mayor
Percy Simond	Commissioner, Ward No. 1
Don Boyd	Commissioner, Ward No. 2
Bob McCurry	Commissioner, Ward No. 3
Pat Foley	Commissioner, Ward No. 4
Richard Thompson	Commissioner, Ward No. 5
E. C. Wareing	Commissioner, Ward No. 6
Harvey Westerholm	City Manager
Robert Flournoy	City Attorney
Ann Griffin	City Secretary

being present, when the following business was transacted.

1. Meeting opened with prayer by Rev. Roger Lewis, Pastor of Glad Tidings Assembly, Lufkin.
2. Mayor Garrison welcomed visitors present.
3. Approval of Minutes

Minutes of regular meeting of July 6, 1982, were approved on motion by Commissioner Don Boyd and seconded by Commissioner Pat Foley. A unanimous affirmative vote was recorded.

4. Annexation & Permanent Zoning - Second Reading - Tabled - Duncan Construction - Hwy. 94

Mayor Garrison stated that annexation & permanent zoning request by Duncan Construction covering property fronting on Hwy. 94, west of Loop 287 to be zoned Commercial and Apartment was approved on first reading at last meeting of City Commission. Mayor Garrison stated that on-site public hearing had not been conducted and application would have to be deferred until completion of same.

Motion was made by Commissioner Don Boyd and seconded by Commissioner Pat Foley that annexation & permanent zoning request be tabled until next meeting of City Commission to allow time for on-site hearing. A unanimous affirmative vote was recorded.

5. Annexation & Permanent Zoning - Second Reading - Tabled - Angelina & Neches River Railroad - LM

Mayor Garrison stated that annexation & permanent zoning request by Angelina & Neches River Railroad covering property located north of Loop 287 and east of Davisville Road containing approximately 16 acres to be zoned Light Manufacturing was approved on first reading at last meeting of City Commission. Mayor Garrison stated that on-site public hearing had not been conducted and application would have to be deferred until completion of same.

Motion was made by Commissioner Don Boyd and seconded by Commissioner Pat Foley that annexation & permanent zoning request be tabled until next meeting of City Commission to allow time for on-site hearing. A unanimous affirmative vote was recorded.

6. Annexation & Permanent Zoning - Second Reading - Tabled - R. H. Duncan Construction, Inc. - Brook Hollow Addition - RL

Mayor Garrison stated that annexation & permanent zoning request by R. H. Duncan Construction, Inc. covering two (2) lots at west end of Copeland Street in Brook Hollow Addition No. 5, to be zoned Residential Large had been approved on first reading at last meeting of City Commission. Mayor Garrison stated that on-site public hearing had not been conducted and application would have to be deferred until completion of same.

Motion was made by Commissioner Don Boyd and seconded by Commissioner Pat Foley that annexation & permanent zoning request be tabled until next meeting of City Commission to allow time for on-site hearing. A unanimous affirmative vote was recorded.

7. Zone Change Application - Approved - Second Reading - Lehman's Pipe & Steel, Inc. - RL to LM

Mayor Garrison stated that zone change application by Lehman's Pipe & Steel, Inc., covering property located between Davisville Road and Highway 59 North, south of Loop 287 from Residential Large to Light Manufacturing District had been approved on first reading at last meeting of City Commission. There was no one present in opposition.

Motion was made by Commissioner E. C. Wareing and seconded by Commissioner Pat Foley that zone change application be approved on second and final reading as presented. A unanimous affirmative vote was recorded.

8. Zone Change Application - Approved - Second Reading - Angelina & Neches River Railroad - RL to LM

Mayor Garrison stated that zone change application by Angelina & Neches River Railroad covering property located between Loop 287 and Kit McConnico Park containing approximately 5.6 acres from Residential Large to Light Manufacturing District had been approved on first reading at last meeting of City Commission. There was no one present in opposition.

Motion was made by Commissioner E. C. Wareing and seconded by Commissioner Pat Foley that zone change application be approved on second and final reading as presented. A unanimous affirmative vote was recorded.

9. Resolution - Approved - Health Facilities Development Corporation

Mayor Garrison stated that a request had been received from Memorial Hospital to consider the formation of a Health Facilities Development Corporation which would authorize the issuance of tax exempt bonds for construction of health care facilities. Mayor Garrison further stated that this Corporation would resemble the Industrial Development Authority which allows the issuance of tax free bonds for construction of industry. Mayor Garrison recognized Horace Cardwell, Memorial Hospital Administrator.

Mr. Cardwell stated that Memorial Hospital was proposing an expansion program in two (2) phases; the first in the amount of \$7,000,000, the second in the amount of \$2,000,000. Mr. Cardwell further stated that approval had been received from the State Hospital Commission of the statement of need, and the hospital board had approved expansion project.

Allen Moon, attorney representing Memorial Hospital, stated that he would assure the City Commission that all papers are in order to create the corporation and the City would not assume any liability in the issuance of the bonds.

Commissioner E. C. Wareing stated that the Industrial Development Board had functioned very smoothly with the City Commission members serving as the Board. Motion was made by Commissioner E. C. Wareing and seconded by Commissioner Pat Foley that Resolution for creation of the Hospital Facilities Development Corporation be approved and the Board of Directors be the same as the members of the present City Commission. A unanimous affirmative vote was recorded.

Mr. Moon stated that the approval of the resolution authorized the initial Articles of Incorporation to be submitted to the Secretary of State.

Mayor Garrison stated that the organizational meeting of the Health Facilities Development Corporation would be conducted on July 27, 1982, when the City Commission and the Industrial Development Board would be meeting. Mayor Garrison requested that Articles of Incorporation, By-Laws, and supporting information be provided the City Attorney for distribution to the City Commission before the Organizational Meeting.

10.a. Bid-Data Processing Equipment - Approved - IBM - Microfilm Equipment - Tabled

Mayor Garrison stated that bids had been solicited for the purchase of data processing equipment for the Police Department, but only one (1) had been received. City Manager Westerholm stated that the equipment would be integrated into the present computer system of the City which is IBM equipment. City Manager Westerholm stated that IBM's bid was recommended for approval in the amount of \$25,059.50.

Motion was made by Commissioner Richard Thompson and seconded by Commissioner Bob McCurry that bid of IBM be accepted as presented in the amount of \$25,059.50. A unanimous affirmative vote was recorded.

City Manager Westerholm stated that two (2) bids had been received for the purchase of Microfilm equipment for use in the Police Department, and Police Chief Latham recommended that the high bid of 3M Company be approved because of the following advantages over Bell & Howell equipment:

- a. Camera processor is one (1) unit.
- b. Files are always current as processed film is instantly available at the time reports are filmed.
- c. 100% dry copy with an up-dated machine.
- d. No developer is needed in duplicator.
- e. Screen is 13.5" x 14".
- f. All equipment is supplied by the 3M Company.

City Manager Westerholm further stated that Chief Latham had studied the equipment for two (2) weeks before making the recommendation, and the purchase was financed by a 75% Criminal Justice Grant.

City Manager Westerholm further stated that the rental of the high speed camera and film for same had been deleted.

Mayor Garrison stated that 3M was the high bidder on the equipment, and he was opposed to accepting high bids unless there is a good reason to do so. A representative was present from 3M and Bell & Howell. Mayor Garrison requested that each representative make a presentation in writing to the City Commission before the special meeting on July 27, 1982, where consideration could once again be given to the purchase of microfilm equipment.

Motion was made by Commissioner Percy Simond and seconded by Commissioner Don Boyd that approval of bid for microfilm equipment be tabled until the special meeting on July 27, 1982. A unanimous affirmative vote was recorded.

10.b. Bid - Fuel Conversion Kits - Approved - L.E. Klein Co.

Mayor Garrison stated that the City of Lufkin had been considering an alternate fuel source for City Vehicles and had requested bids for Fuel conversion kits for Liquified Petroleum Gas. Mayor Garrison stated that the following companies had submitted bids in the following amounts:

Petrolane	\$30,662.92
L. E. Klein	\$29,297.34
Dual Fuels	\$32,681.57
Gas Tec	\$36,579.33

Public Works Director, Ron Wesch, stated that delivery of a few kits could be received within a week's time and the City Mechanic assisted by a training officer from the low bidder, L.E. Klein, would begin conversion immediately averaging one (1) kit installation a day with the anticipated conversion of 51 vehicles completed within two (2) months.

Motion was made by Commissioner Pat Foley and seconded by Commissioner Richard Thompson that low bid of L.E. Klein in the amount of \$29,297.34 be approved and conversion begin immediately. A unanimous affirmative vote was recorded.

City Manager Westerholm stated that the budget should be amended for purchase of the kits, and at Mayor Garrison's suggestion, he would study budget and report at a future meeting how money should be obtained.

11. Resolution - Approved - Leeland Petty & Lester Atkinson - Commended

Mayor Garrison stated that the local Hotel-Motel Association of the Chamber of Commerce has elected to have a testimonial dinner commending Leeland Petty and Lester Atkinson for their contribution to the Community, and the City Commission had been requested to consider a resolution commending same for the betterment of the Community.

Motion was made by Commissioner Pat Foley and seconded by Commissioner E. C. Wareing that resolution be approved, and City Attorney be authorized to prepare same. A unanimous affirmative vote was recorded.

Mayor Garrison stated that resolution would be formally signed at special meeting of City Commission on July 27, 1982.

12. EXECUTIVE SESSION - Attorney/Client Matter - Discussed

Mayor Garrison stated that it was necessary for the City Commission to adjourn into Executive Session to discuss Attorney/client matters. Mayor Garrison recessed formal open meeting of the City Commission at 6:05 p.m. At 6:30 p.m., Mayor Garrison reconvened regular meeting of the City Commission and made announcement to individuals present that City Attorney Flournoy had informed the City Commission of recent developments on two (2) items of litigation pending and no formal action was required. Mayor Garrison stated that no formal action was needed at present.

13. Report on Building Construction - John Duke

John Duke stated that he had now completed construction on his building at 210-212 North First Street which was a Tax Abatement Zone. Mr. Duke stated that he wanted to thank the different City Departments who helped with the construction, i.e. Inspection Department, Public Works Department, Water & Sewer Department. Mr. Duke invited the City Commission to inspect the completed building.

14. Development of Brentwood Drive - Discussed

Commissioner E. C. Wareing stated that the letter received from the Chamber of Commerce regarding cooperation by the City of Lufkin in the development of Brentwood Drive was confusing. Commissioner Wareing further stated that the condition of Brentwood Drive should have been addressed in the planning stages of the proposed school addition. He also noted that while the school is inside the City Limits, Brentwood Drive is outside the City Limits.

Mayor Garrison stated that the suggestion for cooperation by the City might have been offered by the School Board because Dr. Kent, member of the school board, had visited with him in this regard. Mayor Garrison further stated that the point of view of the school board should be ascertained.

Commissioner E. C. Wareing stated that the City has done their part by developing a subdivision inside the City Limits.

Mayor Garrison requested that City Manager Westerholm obtain information from the school board regarding what they would like the City to accomplish on Brentwood Drive.

15. There being no further business for consideration, meeting adjourned at 6:45 p.m.



ATTEST

Ann Griffin
Ann Griffin, City Secretary

Pitser H. Garrison
Pitser H. Garrison, Mayor