

**MINUTES OF THE REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF
LUFKIN, TEXAS HELD ON THE 4th DAY OF JANUARY, 2005**

On the 4th day of January 2005, the City Council of the City of Lufkin, Texas convened in a Regular Meeting in the Council Chambers of City Hall with the following members, thereof to wit:

Louis Bronaugh	Mayor
Rose Faine Boyd	Mayor pro tem
R. L. Kuykendall	Councilmember, Ward No. 1
Lynn Torres	Councilmember, Ward No. 3
Don Langston	Councilmember, Ward No. 4
Jack Gorden, Jr.	Councilmember, Ward No. 5
Dennis Robertson	Councilmember, Ward No. 6
Paul L. Parker	City Manager
Renee Thompson	City Secretary
Robert Flournoy	City Attorney
Keith Wright	City Engineer
Kenneth Williams	Public Works Director
Don Hannabas	Director- Parks and Leisure Services
Pete Prewitt	Fire Chief
Larry Brazil	Police Chief
David Koonce	Director of Human Resources
Doug Wood	Director of Accounting
Dorothy Wilson	City Planner
Jim Wehmeier	Director- Economic Development

being present, when the following business was transacted:

1. The meeting was opened with prayer by Reverend Jacqueline Hannan, First Presbyterian Church.
2. Mayor Louis Bronaugh welcomed visitors present. City Manager, Paul Parker then introduced Jim Wehmeier, Economic Development Director, as the newest addition to the City of Lufkin staff. City Manager Parker added that the Council would get the opportunity to visit with Mr. Wehmeier during the Executive Session about the details of his employment with the City of Lufkin. City Manager Parker added that plans are for Mr. Wehmeier to begin work on January 31st, 2005 and welcomed Mr. Wehmeier to the City staff.
3. **APPROVAL OF MINUTES**

Minutes of the Regular Meeting on December 21, 2004 were approved on a motion by Councilmember Lynn Torres, and seconded by Councilmember R. L. Kuykendall. A unanimous affirmative vote was recorded.

OLD BUSINESS:

4. **SECOND READING OF THE REQUEST OF KEVIN JONES, - APPROVED - ON BEHALF OF SABINE INVESTMENT, FOR AN AMENDMENT TO A "SPECIAL USE PERMIT (#3614)" FOR AN EXISTING OFF-PREMISE SIGN WITHIN A "CENTRAL BUSINESS ZONING DISTRICT" ON A PORTION OF AN APPROXIMATELY .3470 ACRE TRACT OF LAND OUT OF THE J. A. LONGARIO SURVEY (ABSTRACT NO. 24)**

Mayor Louis Bronaugh stated that the next item for consideration was the Second Reading of the request of Kevin Jones, on behalf of Sabine Investment, for an amendment to a "Special Use Permit (#3614)" for an existing off-premise sign within a "Central Business Zoning District" on a portion of an approximately .3470 acre tract of land out of the J. A. Longario Survey (Abstract No. 24). City Manager Paul Parker stated that this was a request from Best Western Inn and Suites, who is proposing to increase the maximum permitted height established under the original "Special Use" approval dated March 4, 2003. City Manager Parker reminded Council that this amendment would allow the Best Western Inn and Suites to raise their current sign from fifty (50) feet to sixty (60) feet so that their sign would not be in conflict with the Ralph and Kacoos sign.

Councilmember Rose Faine Boyd moved to approve on the Second Reading the request of Kevin Jones, on behalf of Sabine Investment, for an amendment to a "Special Use Permit (#3614)" for an existing off-premise sign within a "Central Business Zoning District" on a portion of an approximately .3470 acre tract of land out of the J. A. Longario Survey (Abstract No. 24). Councilmember R. L. Kuykendall seconded the motion. A unanimous affirmative vote was recorded.

5. **SECOND READING OF THE REQUEST OF SHEILA RUNNELS, - APPROVED - OF THE MOSAIC CENTER, ON BEHALF OF THE DAVID BOLES FAMILY, IN GRANTING A "SPECIAL USE PERMIT" FOR AN INSTITUTION OF RELIGIOUS, EDUCATIONAL, OR PHILANTHROPIC NATURE WITHIN A "RESIDENTIAL SMALL" ZONING DISTRICT ON LAND DESCRIBED AS BLOCK 1, LOT 3 OUT OF THE LONG BELL LUMBER COMPANY #2 SURVEY, AND MORE COMMONLY KNOWN AS 1302 LUFKIN AVENUE**

Mayor Louis Bronaugh stated that the next item for consideration was the Second Reading of the request of Sheila Runnels, of the Mosaic Center, on behalf of the David Boles Family, in granting a "Special Use Permit" for an institution of religious, educational, or philanthropic nature within a "Residential Small" Zoning District on land described as Block 1, Lot 3 out of the Long Bell Lumber Company #2 Survey, and more commonly known as 1302 Lufkin Avenue. City Manager Paul Parker reminded Council that this would be for a Christian based Counseling and Life Skills Center for women.

Councilmember Lynn Torres moved to approve on the Second Reading the request of Sheila Runnels of the Mosaic Center, on behalf of the David Boles Family, in granting a "Special Use Permit" for an institution of religious, educational, or philanthropic nature within a "Residential Small" Zoning District on land described as Block 1, Lot 3 out of the Long Bell Lumber Company #2 Survey, and more commonly known as 1302 Lufkin Avenue. Councilmember Jack Gorden seconded the motion. A unanimous affirmative vote was recorded.

6. SECOND READING OF THE REQUEST OF AGUSTIN AGUILAR, - APPROVED - IN GRANTING A "SPECIAL USE PERMIT" FOR A RESTAURANT WITH A PRIVATE CLUB ON PROPERTY ZONED "LIGHT MANUFACTURING" AND "HEAVY MANUFACTURING" AND DESCRIBED AS "PINEYWOODS COLUMBUS CLUB, INC. SUBDIVISION", AND MORE COMMONLY KNOWN AS 2011 SPENCE STREET

Mayor Louis Bronaugh stated that the next item for consideration was the Second Reading of the request of Agustin Aguilar in granting a "Special Use Permit" for a restaurant with a private club on property zoned "Light Manufacturing" and "Heavy Manufacturing" and described as "Pineywoods Columbus Club, Inc. Subdivision", and more commonly known as 2011 Spence Street. City Manager Paul Parker stated that this property is what is commonly known as the Knights of Columbus Club and the applicant is requesting to occupy this property as a restaurant that will serve alcoholic beverages. City Manager Parker added that the emphasis is the restaurant would be a full service restaurant in order to serve the alcoholic beverages. City Manager Parker stated that the Planning and Zoning Commission unanimously recommended this be approved. Mayor Bronaugh then asked if there was anyone in the audience that wished to speak for or against this Ordinance. There was none.

Councilmember Lynn Torres moved to approve on the Second Reading the request of Agustin Aguilar, in granting a "Special Use Permit" for a restaurant with a private club on property zoned "Light Manufacturing" and "Heavy Manufacturing" and described as "Pineywoods Columbus Club, Inc. Subdivision", and more commonly known as 2011 Spence Street. Councilmember Rose Faine Boyd seconded the motion. A unanimous affirmative vote was recorded.

NEW BUSINESS:

7. ADOPTED A RESOLUTION AUTHORIZING AN AMENDMENT TO THE 2004/2005 OPERATING BUDGET (BUDGET AMENDMENT NO. 8) - APPROVED - PROVIDING FOR THE SUPPLEMENTAL APPROPRIATION OF FUNDS IN THE SPECIAL RECREATION FUND; AND PROVIDING AN EFFECTIVE DATE

Mayor Louis Bronaugh stated that the next item for consideration was to consider adopting a Resolution authorizing an amendment to the 2004/2005 Operating Budget (Budget Amendment No. 8) providing for the supplemental appropriation of funds in the Special Recreation Fund; and providing an effective date. City Manager Paul Parker stated that when the Parks and Recreation Department was purchasing two new tractors for Kit McConnico Park earlier in the year, Council had requested that staff review options for storing the new equipment. City Manager Parker added that the Parks and Recreation Department developed a plan for a concrete block building with a metal roof consisting of two bays with roll-up garage doors and a single passage door. City Manager Parker stated that the total cost of the structure would be \$46,000 and would be located in close proximity to the archery structure. City Manager Parker added that the funding would come from the "Special Recreation Fund" that has been accumulating from fees and recreation activities from the Parks and Recreation Department. City Manager Parker explained that the "Special Recreation Fund" has a sufficient fund balance to cover the cost of this structure and that Staff recommends that Council allow Staff to go to bid for this facility.

Councilmember Rose Faine Boyd moved to approve adopting a Resolution authorizing an amendment to the 2004/2005 Operating Budget (Budget Amendment No. 8) providing for the supplemental appropriation of funds in the Special Recreation Fund; and providing an effective date. Councilmember Dennis Robertson seconded the motion. A unanimous affirmative vote was recorded.

8. ESTABLISHED A FORFEITED FUNDS BUDGET FOR FY2005 - APPROVED - FOR POLICE DEPARTMENT

Mayor Louis Bronaugh stated that the next item for consideration was to establish a Forfeited Funds Budget for FY2005 for the Police Department. City Manager Paul Parker stated that Chief Brazil was in attendance to present to the City Council the 2005 Forfeiture Fund Budget and added that Council had a copy of the budget in their packet. City Manager Parker added that the "Forfeiture Funds" under Texas State Law can be expended solely at the discretion of the Chief of Police. City Manager Parker explained that Chief Brazil proposed to set up funds to pay off seized vehicles in the amount of \$12,000, office furniture- \$2,000, equipment- \$17,000, training- \$10,000, and partial payment for 2005 Patrol Cars- \$35,000. City Manager Parker reminded Council that Chief Brazil volunteered to use part of the forfeiture funds this year to pay one year's installment on the Police Patrol cars to help offset

some of the City's General Fund and also helps offset some of the training and equipment that would also come out of the General Fund. Chief Brazil stated that this was the same budget that was usually proposed with some differing amounts but reminded Council that the Police Department falls under the same purchasing policy as all other departments, so there are guidelines that would be followed. City Councilmember Lynn Torres thanked Chief Brazil for the assistance to the City by offsetting what would come from the budget.

Councilmember Lynn Torres moved to approve the Forfeited Funds Budget for FY2005 for Police Department. Councilmember R. L. Kuykendall seconded the motion. A unanimous affirmative vote was recorded.

9. Mayor Louis Bronaugh recessed the Regular Session at 5:11 p.m. to enter into Executive Session.

EXECUTIVE SESSION: In accordance with the Texas Government Code Section 551.071 (2) Consultation with City Attorney on any Regular Session item requiring confidential attorney/client privileges necessitated by the deliberation of discussion or said item (as needed), and appointments to Boards and Commissions may be discussed.

Mayor Louis Bronaugh reconvened the Regular Session at 5:55 p.m.


10. **APPOINTMENT – APPROVED - TO PINEYWOODS CONSERVATION DISTRICT BOARD**

Mayor Louis Bronaugh stated that the next item for consideration was to appoint someone to the Pineywoods Conservation District Board and asked Council for nominations for the position.


Councilmember Don Langston moved to appoint Keith Wright to the Pineywoods Conservation District Board. Councilmember Rose Faine Boyd seconded the motion. A unanimous affirmative vote was recorded.

11. City Manager Paul Parker reminded Council that the Angelina Chamber of Commerce Banquet would be held on January 27th, 2005 and asked Council to let the City Secretary, Renee Thompson, know if they planned to attend. City Manager Parker also reminded Council about the Concerned Citizens Annual Banquet that would be held at the Hope Center on January 16th, 2005. Mayor Bronaugh added that a table would be reserved for all of the Council to be able to sit together. City Manager Parker added that Councilmembers were also issued the current two-week calendar of events.

12. There being no further business for consideration, the meeting adjourned at 5:57 p.m.


Louis A. Bronaugh – Mayor

ATTEST:


Renee Thompson – City Secretary