

**MINUTES OF REGULAR MEETING OF THE CITY COMMISSION OF THE CITY OF LUFKIN, TEXAS, HELD ON THE 6TH DAY OF AUGUST, 1985, AT 7:30 P.M.**

On the 5th day of August, 1985, 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:

Pitser H. Garrison	Mayor
Percy Simonds, Jr.	Commissioner, Ward No. 1
Don Boyd	Commissioner, Ward No. 2
Lynn Malone	Commissioner, Ward No. 3
Pat Foley	Commissioner, Ward No. 4
Jack Gorden	Commissioner, Ward No. 5
Louis Bronaugh	Commissioner, Ward No. 6
Harvey Westerholm	City Manager
Ron Wesch	Public Works Director
Tommy Deaton	Asst. City Attorney
Nicholas Finan	City Planner
Ann Griffin	City Secretary

being present when the following business was transacted.

1. Meeting was opened with prayer by Rev. John Settlemyre, Associate Minister, First United Methodist Church, Lufkin.
2. Mayor Garrison welcomed visitors present.

**3. APPROVAL OF MINUTES**

Minutes of regular meeting of July 23, 1985, were approved on a motion by Commissioner Louis Bronaugh and seconded by Commissioner Don Boyd. A unanimous affirmative vote was recorded.

**4. CITY HALL - PRELIMINARY PLANS - BID OPENING, DATE ESTABLISHED**

Mayor Garrison stated that Jerry Hill, architect for the proposed City Hall, was present with final drawings for the City Commission to consider.

Jerry Hill stated that these were the final plans and that he wanted to bring the City Commission up to date on the proposed renovation and construction of the proposed City Hall. Mr. Hill stated that in the existing building the corridor walls would remain and interior walls would be removed before renovation began. Mr. Hill further stated that a ramp would be installed connecting the existing building to the new City Hall in an effort to lower the floor level of the new construction. Mr. Hill stated the elevators had been combined in the new building and the floor of the City Commission room will be sloped to allow better visibility from the rear of the Council Chambers. Mr. Hill stated that the foundation had been constructed to allow for future expansion to a third floor which would provide approximately 19,000 sq. ft. Mr. Hill stated that he had recently attended an Energy Conservation Seminar in Dallas and three (3) holding tanks would be installed under the parking lot to hold chilled water to be cooled during the night and circulated during the day by fans which should decrease the cost of cooling by one-half. Mr. Hill stated that by use of this new method for air conditioning the tonnage of the chiller could be reduced from 120 to 80 tons. Mr. Hill stated that the installation of the unit would be more expensive, but Texas Power & Light will give the City a rebate of approximately \$54,000 for installation of the new system. Mr. Hill further stated that there will be an override capability of the system to provide air conditioning for late City Commission meetings and the system will have the built-in capacity for the future third floor.

In response to question by Commissioner Lynn Malone, Mr. Hill stated that a boiler for heating would be installed and each chiller tank would hold 48,000 gallons of water.

Mr. Hill stated that his company would be ready for bids the first of September and would propose that the bid opening for construction be held October 10, 1985, at 2:00 P.M.

Motion was made by Commissioner Percy Simond and seconded by Commissioner Don Boyd that Mr. Hill be authorized to submit specifications to bid in September and that the bid opening be set for no later than October 10, 1985, at 2:00 P.M. A unanimous affirmative vote was recorded.

In response to question by Commissioner Jack Gorden, Mr. Hill stated that the present chiller in the existing building would also be placed on the new energy saving system to provide air conditioning for the Police Department.

**5. PUBLIC HEARING - ALLEY CLOSING - BEHIND CITY HALL - NEW CONSTRUCTION**

Mayor Garrison stated that because of the construction of the new City Hall it was necessary to have a Public Hearing in regard to the closing of an alley covering property located behind the City Hall between Third and Fourth Streets.

Mayor Garrison officially opened Public Hearing and requested that Jerry Hill provide information on why it was necessary to close the alley. Mr. Hill stated that the lobby of the new City Hall would be over the existing alley and an 18" water line would have to be removed from same.

Mayor Garrison officially closed Public Hearing due to lack of discussion and stated that the alley closing would be considered on First Reading at next meeting of City Commission.

**6. ORDINANCE - APPROVED - SECOND READING - ANNEXATION & PERMANENT ZONING - SABINE INVESTMENTS - PJD**

Mayor Garrison stated that City Commission had approved Ordinances to annex and zone property located east of City Limits at Champions Drive west of FM 58 and south of Brentwood Drive to PJD on First Reading at last meeting of this Commission.

Motion was made by Commissioner Pat Foley and seconded by Commissioner Jack Gorden that annexation ordinance be approved on Second and Final Reading as presented. A unanimous affirmative vote was recorded.

Motion was made by Commissioner Pat Foley and seconded by Commissioner Jack Gorden that ordinance zoning the property Planned Unit Development be approved on Second and Final Reading as presented. A unanimous affirmative vote was recorded.

**7. ORDINANCE - APPROVED - SECOND READING - ANNEXATION & PERMANENT ZONING - CAMELOT CIRCLE - RL**

Mayor Garrison stated that City Commission now had for consideration on Second Reading an Ordinance for Annexation and Permanent Zoning requested by property owners on Camelot Circle covering property located south of Centralia Avenue and west of Largent Street to be zoned Residential Large. Mayor Garrison stated that the property owners are willing to do all improvements to bring the subdivision up to City requirements such as installing the required utilities and completing the streets. Mayor Garrison stated that an agreement

has been signed by six of the seven property owners to pay the cost of the proposed improvements and the one owner that did not sign has an option on his property, is in favor of the annexation, and is willing for the City to place a lien on his property.

Motion was made by Commissioner Pat Foley and seconded by Commissioner Louis Bronaugh that Annexation Ordinance be approved on Second and Final Reading as presented. A unanimous affirmative vote was recorded.

Motion was made by Commissioner Louis Bronaugh and seconded by Commissioner Pat Foley that Ordinance zoning the property Residential Large be approved on Second and Final Reading as presented. A unanimous affirmative vote was recorded.

**8. AMENDMENT TO TAXICAB ORDINANCE - APPROVED - SECOND READING - S. M. LANGFORD d/b/a LUFKIN CAB COMPANY - REDUCTION OF LIABILITY INSURANCE RATES**

Mayor Garrison stated that an Amendment to the Taxicab Ordinance reducing the amount of liability required for the Taxicab franchise had been approved on First Reading at last meeting of this Commission.

Motion was made by Commissioner Pat Foley and seconded by Commissioner Jack Gorden that Amendment to the Taxicab Ordinance be approved on Second and Final Reading reducing the limits of liability to the State requirements of \$15/30/15. A unanimous affirmative vote was recorded.

**9. ORDINANCE - APPROVED - ZONE CHANGE - SECOND READING - SABINE INVESTMENTS - A, SU TO PUD**

Mayor Garrison stated that Zone Change Request by Sabine Investments covering property located on Lot 22, Block 2, Section 4 in Crown Colony from Apartment, Special Use to Planned Unit Development had been approved on First Reading at last meeting of this Commission. There was no opposition present.

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

**10. ORDINANCE - APPROVED - SECOND READING - TRAFFIC AT SCHOOL CROSSWALKS**

Mayor Garrison stated that an Ordinance regulating the traffic flow at school crosswalks had been approved on First Reading at last meeting of this Commission.

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

**11. AMENDMENT TO TRAFFIC ORDINANCE - APPROVED - SECOND READING - TIME OF SCHOOL CROSSWALKS OPERATION**

Mayor Garrison stated that an Amendment to the Traffic Ordinance changing the times for school crosswalk operation had been approved on First Reading at last meeting of this Commission.

Motion was made by Commissioner Pat Foley and seconded by Commissioner Jack Gorden that Amendment to the Traffic Ordinance be approved on Second and Final Reading as presented. A unanimous affirmative vote was recorded.

**12. WATER STUDY REPORT - TABLED - KINDLE STONE & ASSOCIATES**

Mayor Garrison stated that the Water Study Report from Kindle Stone & Associates had been considered in a Workshop session prior to this meeting. Mayor Garrison stated that the City Commission had considered the Water Study Report in detail with the representatives of Kindle Stone & Associates and the report was well prepared. Mayor Garrison stated that the City Commission was not ready at the present time to take any action until a final draft of the report was received and the item would be on a future agenda for consideration at a later date.

**13. INVOICE - APPROVED FOR PAYMENT - LONG ASSOCIATES - FIRE DEPARTMENT STUDY**

Mayor Garrison stated that Long Associates had submitted its second invoice for work performed on the Fire Department Management Study in the amount of \$3,742.50.

Motion was made by Commissioner Pat Foley and seconded by Commissioner Don Boyd that invoice be authorized for payment. A unanimous affirmative vote was recorded.

In response to question by Commissioner Percy Simond, City Manager Harvey Westerholm stated that the study was 3 to 4 weeks away from being finalized and the company was presently receiving questionnaires completed by the firemen.

In response to question by Commissioner Percy Simond, City Manager Westerholm stated that the consultation with City Commissioners had not been included in the specifications. Commissioner Percy Simond stated that when the Police Department Management Study had been prepared by Arthur Young he had talked with the representatives of the firm and the Fire Department Management Study could not be completed without input from City Commissioners.

Mayor Garrison stated that it would be appropriate for Long Associates to speak with the City Commissioners and City Manager Westerholm could mention this fact to the representatives.

**14. ORDINANCE - APPROVED - FIRST READING - ZONE CHANGE - WAYNE JONES RL TO LB**

Mayor Garrison stated that Zone Change Request by Wayne Jones covering property located at 1524 South Chestnut from Residential Large to Local Business had been recommended to City Commission for approval by the Planning & Zoning Commission. There was no opposition present.

Motion was made by Commissioner Pat Foley and seconded by Commissioner Louis Bronaugh that Ordinance be approved on First Reading as presented. A unanimous affirmative vote was recorded.

**15. ORDINANCE - APPROVED - FIRST READING - ZONE CHANGE - L. J. CONNER RL TO C**

Mayor Garrison stated that Zone Change Request by L. J. Conner covering property located between Wallace and Ponderosa on South Medford Drive from Residential Large to Commercial had been recommended for approval by the Planning & Zoning Commission. There was no opposition present.

Motion was made by Commissioner Don Boyd and seconded by Commissioner Pat Foley that Ordinance be approved on First Reading as presented. A unanimous affirmative vote was recorded.

**16. ORDINANCE - APPROVED - FIRST READING - ZONE CHANGE - CITY OF LUFKIN - RL TO RL, SU (CITY BUILDING)**

Mayor Garrison stated that Zone Change Request by the City of Lufkin covering property located at the southwest corner of Hill Street and Windsor from Residential Large to Residential Large, Special Use (City Building) had been recommended to City Commission for approval by the Planning & Zoning Commission. There was no opposition present.

Motion was made by Commissioner Louis Bronaugh and seconded by Commissioner Don Boyd that Ordinance be approved on First Reading as presented. A unanimous affirmative vote was recorded.

**17. ORDINANCE - APPROVED - FIRST READING - ZONE CHANGE - CITY OF LUFKIN - CB TO CB, SU (CITY BUILDING)**

Mayor Garrison stated that Zone Change Request by the City of Lufkin covering property which included City Hall between Fourth Street and South Third from Central Business to Central Business, Special Use (City Building) had been recommended to City Commission for approval by the Planning & Zoning Commission. There was no opposition present.

Motion was made by Commissioner Louis Bronaugh and seconded by Commissioner Pat Foley that Ordinance be approved on First Reading as presented. A unanimous affirmative vote was recorded.

**18. MUNICIPAL JUDGE - APPOINTMENT - TABLED**

Mayor Garrison stated that the appointment of the Municipal Judge would be considered in Executive Session at the end of the existing agenda.

**19. APPOINTMENTS - APPROVED - DETCOG - ANGELINA COUNTY MEDICAL EDUCATION & RESEARCH FOUNDATION**

Mayor Garrison stated that the time had come for appointments to the Deep East Texas Council of Government's Board of Directors and the present representatives on this Board were Don Boyd, Lynn Malone, Louis Bronaugh and Jack Gorden.

Motion was made by Commissioner Percy Simond and seconded by Commissioner Pat Foley that representatives be reappointed to DETCOG. A unanimous affirmative vote was recorded.

Mayor Garrison stated that at the last meeting of the City Commission Commissioner Percy Simond had requested that a senior member of the City Commission be appointed to the Angelina County Medical Education & Research Foundation for the Family Residency Program.

Motion was made by Commissioner Percy Simond and seconded by Commissioner Louis Bronaugh that Mayor Garrison be appointed to the Board of the Foundation for the Family Residency Program. A unanimous affirmative vote was recorded.

**20. AMENDMENT TO TRAFFIC ORDINANCE - TULANE DRIVE - US 59**

Mayor Garrison stated that a speed study had been conducted by the City of Lufkin on Tulane Drive and recommended increasing speed to 35 mph, and that a recommendation had been received from the Texas Department of Highways and Public Transportation that the speed limit on Highway 59 south of Loop 287 be reduced from 55 mph to 50 mph.

Motion was made by Commissioner Don Boyd and seconded by Commissioner Louis Bronaugh that speed on Tulane Drive be increased from 30 mph to 35 mph from Armory Drive south to Loop 287 as an Amendment to the Traffic Ordinance. A unanimous affirmative vote was recorded.

Motion was made by Commissioner Don Boyd and seconded by Commissioner Louis Bronaugh that speed on U. S. 59 south of Loop 287 to Brentwood and McCall Drive from 55 mph to 50 mph be approved as an Amendment to the Traffic Ordinance. A unanimous affirmative vote was recorded.

**21. RESOLUTION - APPROVED - AMENDMENT - 1984 TEXAS COMMUNITY DEVELOPMENT PROGRAM GRANT - LUFKIN AND HERTY AREAS - WATER IMPROVEMENTS**

Mayor Garrison stated that the bid from Eiserer Construction to complete improvements to the water system in Herty and Lufkin Land areas had been \$61,920 under the amount awarded to the City of Lufkin by the Texas Department of Community Affairs, and in order for the City to spend the balance a Resolution to the TDCA must be approved. Mayor Garrison stated that the Resolution would allow similar type water distribution improvements on Dale, Wood, Long and Knight streets at a cost of approximately \$53,050 and the remaining \$8,870 would be budgeted for a contingency fund.

Motion was made by Commissioner Pat Foley and seconded by Commissioner Jack Gorden that Resolution amending the 1984 TDCA Grant be approved as presented. A unanimous affirmative vote was recorded.

**22. U.S. CONGRESS - SOUTH AFRICA APARTHEID POLICY**

Mayor Garrison stated that Commissioner Percy Simond had requested that a Resolution be considered for adoption by the City Commission urging the U. S. Congress to consider its official protest to apartheid in South Africa nation.

Commissioner Percy Simond stated that he was not advocating economic sanctions but merely expressing his protest against the system of apartheid. Commissioner Simond stated that he had drafted a Resolution for consideration by the City Attorney which states his objections to the practice of apartheid in South Africa.

Motion was made by Commissioner Percy Simond and seconded by Commissioner Don Boyd that Resolution be adopted as presented. A unanimous affirmative vote was recorded.

**23. EXECUTIVE SESSION - CITY JUDGE APPOINTMENT, DISCUSSED**


Mayor Garrison stated that the City Commission would now go into Executive Session to discuss appointment of the City Judge. Mayor Garrison recessed formal opening meeting of the City Commission at 8:40 p.m. Mayor Garrison reconvened meeting of City Commission and made announcement to those present regarding results of the Executive Session at 9:15 p.m.

Mayor Garrison stated that the City Commission had discussed possible appointment of a City judge for which several applications had been received, and because of different points of view, the City Commission was not in a position to take any action at tonight's meeting.


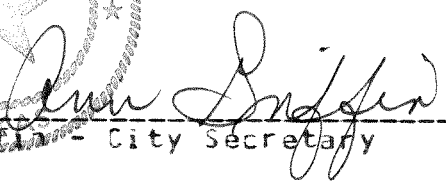
**24. INTERCEPTOR LINE - SEWER PLANT - 6 MONTHS EXTENSION, DISCUSSED**

City Manager Harvey Westerholm stated that the City of Lufkin had been authorized to award the bid for the interceptor line, and had received information from the Attorney General's office that there would be no objection to the six (6) month extension for construction of the proposed sewer plant. City Manager Westerholm further stated that there would be more information in regard to the six (6) month extension at next meeting of the City Commission.

25. There being no further business for consideration, meeting adjourned at 9:23 p.m.

  
Pitser H. Garrison - Mayor

ATTEST:

  
  
Ann Griffin - City Secretary