

**MINUTES OF THE REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF
LUFKIN, TEXAS HELD ON THE 3RD DAY OF NOVEMBER, 2020**

On the 3rd day of November, 2020 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:

Bob F. Brown	Mayor
Mark Hicks	Mayor Pro Tem
Guissippiina Bonner	Councilmember, Ward No. 1
Robert Shankle	Councilmember, Ward No. 2
Lynn Torres	Councilmember, Ward No. 3
Rocky Thigpen	Councilmember, Ward No. 5
Sarah Murray	Councilmember, Ward No. 6
Bruce Green	City Manager
Erika Neill	Acting City Attorney
Jason Arnold	Assistant City Manager – Public Works
Gerald Williamson	Assistant City Manager – Admin/Public Safety
Kara Andrepong	City Secretary
Rodney Ivy	Human Resource Director
David Thomas	Police Chief
Jesse Moody	Fire Chief
Belinda Melancon	Finance Director
Kevin Gee	Engineering Services Director
Scott Rayburn	Planning Director
Rudy Flores	Parks & Recreation Director
Brant Lee	Convention Services Director
Albert Duffield	Water & Sewer Director
Rick Smith	Fleet Maintenance Director
Scott Feaster	IT Director
Kent Havard	Solid Waste Director

being present when the following business was transacted.

INVOCATION – The meeting was opened with prayer by City Secretary, Kara Andrepong.

Mayor Bob Brown stated this was Councilmember Sarah Murray's last meeting as Councilmember for Ward No. 6. Mayor Brown thanked her for 9 ½ years of service to the City Council of Lufkin and presented her with a plaque honoring the occasion.

PUBLIC COMMENT – Mayor Brown opened the meeting for Public Comment on any posted agenda item at 5:03 p.m. There being no one who wished to speak, Mayor Brown closed the Public Comment portion of the meeting.

CONSENT AGENDA

1. **MINUTES OF THE REGULAR CITY COUNCIL MEETING HELD OCTOBER 20TH, 2020 – APPROVED.**
2. **SECOND READING OF AN ORDINANCE AUTHORIZING AN AMENDMENT TO THE 2020-2021 OPERATING BUDGET (BUDGET AMENDMENT NO. 2) APPROPRIATING THE FUNDING FOR THE 2020 CENSUS REVIEW – APPROVED.**
3. **ADOPTION OF THE ANNUAL INVESTMENT POLICY OF THE CITY OF LUFKIN – APPROVED.**
4. **LUFKIN POLICE DEPARTMENT 2020-2021 ANNUAL FORFEITURE BUDGET – APPROVED.**
5. **RESOLUTION AUTHORIZING THE LUFKIN POLICE DEPARTMENT TO APPLY FOR A HOMELAND SECURITY PREPAREDNESS GRANT THROUGH THE DEEP EAST TEXAS COUNCIL OF GOVERNMENTS (DETCOG) IN AN AMOUNT UP TO \$70,000 AND CHANGING THE AUTHORIZED SIGNATORIES IN REGARD TO THE SAME – APPROVED.**

6. **RESOLUTION AUTHORIZING ACCEPTANCE OF A HOMELAND SECURITY PREPAREDNESS GRANT THROUGH THE DEEP EAST TEXAS COUNCIL OF GOVERNMENTS (DETCOG) IN THE AMOUNT OF \$68,900 FOR THE LUFKIN POLICE DEPARTMENT AND FIRST READING OF AN ORDINANCE AUTHORIZING AN AMENDMENT TO THE 2020 - 2021 OPERATING BUDGET (BUDGET AMENDMENT NO. 4) APPROPRIATING THE FUNDING – APPROVED.**
7. **DONATION FROM ACADEMY SPORTS AND OUTDOORS TO THE LUFKIN POLICE DEPARTMENT IN THE AMOUNT OF \$2,000 AND FIRST READING OF AN ORDINANCE AUTHORIZING AN AMENDMENT TO THE 2020-2021 OPERATING BUDGET (BUDGET AMENDMENT NO. 5) APPROPRIATING THE FUNDING – APPROVED.**
8. **PURCHASE OF EQUIPMENT FOR NEW LUFKIN POLICE DEPARTMENT PATROL VEHICLES IN THE AMOUNT OF \$64,441.84 FROM DANA SAFETY SUPPLY, INC. – APPROVED.**

Mayor Brown stated all consent agenda items were considered routine by City Council and would be enacted by one motion due to their nature of being clerical, ministerial and/or routine. Mayor Brown furthered there would be no separate discussion of the items unless City Council requested an item be removed and considered separately. Mayor Brown added prior to voting, City Council could add additional items that were listed on the agenda.

Councilmember Lynn Torres moved to approve all items on the Consent Agenda as presented. Councilmember Guessippina Bonner seconded the motion and a unanimous vote to approve was recorded.

9. **PUBLIC HEARING AND SECOND READING OF AN ORDINANCE AMENDING THE ZONING ORDINANCE OF THE CITY OF LUFKIN, TEXAS, BY GRANTING A SPECIAL USE PERMIT FOR A COMMUNICATION TOWER ON A PORTION OF PROPERTY ADRESSED AS 506 TRENTON STREET – APPROVED.**

City Manager Green stated the applicant, Brandt Dozier with Jacobs Telecommunications and Engineering, proposed to construct a one hundred and forty foot (140') AT&T monopole cellular tower with related equipment. City Manager Green highlighted the location of the property on corresponding maps and provided information on current zoning of neighboring properties. City Manager Green concluded Staff recommended City Council conduct a Public Hearing and consider on Second Reading an Ordinance granting a Special Use Permit for a communications tower to be located on property addressed as 506 Trenton Street.

Mayor Brown opened the Public Hearing at 5:06 p.m. There being no one who wished to speak, Mayor Brown closed the Public Hearing and requested comments from Council.

Councilmember Robert Shankle moved to approve the Ordinance as presented. Councilmember Guessippina Bonner seconded the motion and a unanimous vote to approve was recorded.

10. **PUBLIC HEARING AND FIRST READING OF AN ORDINANCE AMENDING THE ZONING ORDINANCE OF THE CITY OF LUFKIN, TEXAS, BY CHANGING THE ZONING DESIGNATION TO “LOCAL BUSINESS” ON PROPERTY ADDRESSED AS 1612 SOUTH CHESTNUT STREET – APPROVED.**

City Manager Green stated the applicant, Gail Courtney, had requested a zone change from “Residential Large” to “Local Business” for part of 1612 S. Chestnut Street. City Manager Green furthered this would also include a Future Land Use Plan map change from “Neighborhood Commercial” and “Medium Density Residential” to a singular “Neighborhood Commercial” classification. City Manager Green explained the purpose of the zone change and associated future land use plan map change was to make the property more marketable. City Manager Green highlighted the location of the property on corresponding maps and provided information on current zoning of neighboring properties. City Manager Green stated the Planning and Zoning Commission had approved the request by a four (4) to one (1) vote during the October 26, 2020 meeting. City Manager Green concluded Staff recommended City Council conduct a Public Hearing and consider on First Reading an Ordinance changing the zoning to “Local Business” for property addressed as 1612 S. Chestnut Street.

Mayor Brown opened the Public Hearing at 5:08 p.m. There being no one who wished to speak, Mayor Brown closed the Public Hearing and requested comments from the Council.

Councilmember Mark Hicks moved to approve the Ordinance as presented. Councilmember Lynn Torres seconded the motion and a unanimous vote to approve was recorded.

11. FIRST READING OF AN ORDINANCE AUTHORIZING AN AMENDMENT TO THE 2020 – 2021 OPERATING BUDGET (BUDGET AMENDMENT NO. 3) APPROPRIATING REVENUES AND EXPENDITURES FOR THE LUFKIN CONVENTION AND VISITORS BUREAU – APPROVED.

City Manager Green stated the Lufkin Convention and Visitor's Bureau was originally set up to be a component unit of the City of Lufkin. City Manager Green furthered after review of the structure of the LCVB and its activities, it had been determined that there was no need for the LCVB to be recognized as a component unit, and that it functioned as a department of the City under Convention Services. City Manager Green concluded in order to better account for the activities related to convention services, Staff recommended that the LCVB fund be closed and combined with the Hotel/Motel Tax Fund in order for the LCVB's activities to be recorded under convention services.

Councilmember Guessippina Bonner asked about the disbursement of funds and assets regarding the dissolution of the LCVB as a 501C organization and discussion ensued.

Councilmember Robert Shankle moved to approve the Ordinance as presented. Councilmember Sarah Murray seconded the motion and a unanimous vote to approve was recorded.

12. FIRST READING OF AN ORDINANCE AMENDING ORDINANCE NO. 3214 REGARDING THE CANCELLATION OF THE CURBSIDE RECYCLING PROGRAM – APPROVED.

City Manager Green stated as Ordinance No. 3214 was currently written, the City of Lufkin was the exclusive provider of curbside recycling collection. City Manager Green furthered the Ordinance conflicted with the creation of a residential recycling hauler's permit. City Manager Green stated the amendment allowed for the elimination of curbside recycling collection by the City while creating an avenue for private entities to provide the same service within City limits. City Manager Green furthered the amendment simply exempted the collection of recycling from being an exclusive service right of the City of Lufkin. City Manager Green concluded Staff recommended City Council approve the First Reading of an Ordinance amending Ordinance No. 3214 regarding the elimination of the curbside recycling program.

Councilmember Guessippina Bonner moved to approve the Ordinance as presented. Councilmember Sarah Murray seconded the motion and a unanimous vote to approve was recorded.

13. FIRST READING OF AN ORDINANCE AMENDING ORDINANCE NO. 3795 REGARDING THE CANCELLATION OF THE CURBSIDE RECYCLING PROGRAM AND ESTABLISHING A RESIDENTIAL RECYCLING HAULER'S PERMIT – APPROVED.

City Manager Green stated Ordinance No. 3795 had multiple sections that referred to specifics regarding the proper type, proper placement, collection schedules, and possible penalties associated with curbside recycling collection. City Manager Green furthered these amendments would place Ordinance No. 3795 in line with the elimination of curbside recycling collection by the City while creating an avenue for private entities to provide the same service within City limits. City Manager Bruce Green concluded Staff recommended City Council approve the First Reading of an Ordinance amending Ordinance No. 3795 regarding the elimination of the curbside recycling program.

Councilmember Guessippina Bonner moved to approve the Ordinance as presented. Councilmember Robert Shankle seconded the motion and a unanimous vote to approve was recorded.

EXECUTIVE SESSION

14. DELIBERATION REGARDING REAL PROPERTY AND CONSULTATION WITH CITY ATTORNEY RELATED TO THE EXERCISE OF RIGHT OF FIRST REFUSAL ON PROPERTY IN MORRIS FRANK PARK. (DELIBERATION OF REAL PROPERTY, 551.072; CONSULTATION WITH CITY ATTORNEY, 551.071).

Councilmember Lynn Torres recused herself from Executive Session.

Mayor Brown recessed the Regular Session at 5:17

Mayor Brown reconvened the Regular Session at 5:38

15. CONSIDER WHETHER TO EXERCISE A RIGHT OF FIRST REFUSAL TO PURCHASE THE MORRIS FRANK PARK PROPERTY OWNED BY THE LUFKIN INDEPENDENT SCHOOL DISTRICT UPON LISD'S CEASING TO USE SUCH PROPERTY FOR BASEBALL, SOFTBALL AND SUPPORT SERVICES.

City Manager Green stated this item resulted from a 2002 contract in which there was an exchange of property between the Lufkin Independent School District and the City of Lufkin. City Manager Green furthered there was a provision in the contract which allowed for either party to dispense of the property and offer right of first refusal to the other party to allow them to purchase back the property. City Manager Green concluded the determination of whether to exercise the right of first refusal rested entirely with the City Council.

Councilmember Lynn Torres recused herself from participating in the vote. Councilmember Guessippina Bonner made the motion that City Council not exercise their right of first refusal at this time and that the matter be left under the guidance of the City Manager and the City Attorney. Councilmember Robert Shankle seconded the motion and a unanimous vote to approve was recorded.

There being no further business, Mayor Bob Brown adjourned the meeting at 5:41 p.m.

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Bob F. Brown

ATTEST:

A handwritten signature of Kara Andrepon is shown above a horizontal line. Below the line, the name "Kara Andrepon, City Secretary" is printed in a standard font.

Kara Andrepon
Kara Andrepon, City Secretary