

MINUTES OF REGULAR MEETING OF THE CITY COMMISSION OF THE CITY
OF LUFKIN, TEXAS, HELD ON 15th DAY OF DECEMBER, 1964, 7:30 PM

On the 15th day of December, 1964, the City Commission of the City of Lufkin, Texas, convened in regular meeting in the regular meeting place of said City, with the following members thereof, to-wit:

Jim Waters	Mayor
Jack W. Tucker	Commissioner, Ward No. 1
Dayle V. Smith	Commissioner, Ward No. 2
S. Harry Kerr	Commissioner, Ward No. 3
H. E. Rowin	Commissioner, Ward No. 4
Granville Wright	City Manager
Lynn Durham	City Secretary
William Drew Perkins	City Attorney

being present, constituting a quorum, when the following business was transacted:

1. Meeting opened with prayer by William Drew Perkins, City Attorney, in absence of Chaplain.
2. Minutes of previous meeting were read and approved after one correction.
3. City Attorney read caption of ordinance regulating trailer houses in City of Lufkin, copy of which had been furnished members of City Commission previously for study.

After some discussion, Commissioner Dayle V. Smith made motion that ordinance be passed on first reading. Motion seconded by Commissioner H. E. Rowin and a unanimous affirmative vote was recorded.

4. City Manager stated he had contacted builder of several houses in the Henderson-Jordan Addition in North Lufkin which had septic tanks installed and on which complaints have been received and was advised that these septic tanks had been repaired and would be kept in good operating condition.

Commissioner Jack W. Tucker inquired as to City's regulations regarding installation and inspection of septic tanks and field lines and discussion brought out the fact that no definite set of instructions exist.

Commissioner Jack W. Tucker made motion that City Attorney and Building Inspector prepare ordinance for consideration by City Commission, setting out rules and regulations covering installation of septic tanks and field lines in City of Lufkin. Commissioner S. Harry Kerr seconded the motion and a unanimous affirmative vote was recorded.

5. City Manager stated he had written to all consignees and distributors furnishing gasoline and oil to City requesting a discount allowance of at least 2-1/2¢ per gallon on tank wagon prices for gasoline.
6. City Manager stated Mr. Ralph Riley had been furnished with paving petition for use by home owners on Card Drive to request paving of same.
7. City Manager stated that Water Well #3 was out of operation and did not have information as to cause but cost to repair same could run from \$3,000.00 to \$10,000.00 and recommended that work be authorized to get well back in operation.

Commissioner S. Harry Kerr made motion that this work be authorized. Commissioner H. E. Rowin seconded the motion and a unanimous affirmative vote was recorded.

8. Open items were gone over and status noted.

Mr. Simon Purvis was present to get decision on his previous request of Building Inspector to issue building permit for house on property in R-1 District which had less square foot area than zone ordinance required.

Building Inspector was present and stated he could not issue the permit in violation of zoning ordinance.

After a considerable amount of discussion, Commissioner Jack W. Tucker made motion that City Commission comply with Building Inspector's ruling that request for building permit be denied. Commissioner S. Harry Kerr seconded motion and a unanimous affirmative vote was recorded.

9. Commissioner H. E. Rowin made motion that invoices for month be ordered paid. Commissioner S. Harry Kerr seconded the motion and a unanimous affirmative vote was recorded.

10. Mayor stated that budget for year 1964-65 had been advertised for hearing at this meeting and was officially calling such hearing and inquired if anyone present desired to ask any questions or make any comments and there were none.

Commissioner H. E. Rowin made motion that hearing be closed. Commissioner S. Harry Kerr seconded the motion and a unanimous affirmative vote was recorded.

Commissioner S. Harry Kerr made motion that budget be approved as advertised. Commissioner H. E. Rowin seconded motion and a unanimous affirmative vote was recorded.

11. City Attorney read ordinance covering tax levy for fiscal year 1964-65 to be passed on first and second reading by suspension of rules; this levy being \$1.5750 per \$100.00 valuation for General Fund and \$0.1750 per \$100.00 valuation for Tax Bond Interest and Sinking Fund.

Commissioner H. E. Rowin made motion that ordinance be passed on first reading. Commissioner Jack W. Tucker seconded motion and a unanimous affirmative vote was recorded.

Commissioner Dayle V. Smith made motion that ordinance be passed on second reading. Motion seconded by Commissioner S. Harry Kerr and a unanimous affirmative vote was recorded.

12. Don Adams, Attorney, along with Mr. A. B. Youngblood, appeared before City Commission and Mr. Adams presented easement which had been prepared for execution by City for water and sewer line across Mr. Youngblood's property.

City Attorney read the easement and stated he was not in agreement with provision regarding payment to Mr. Youngblood for cost of timber destroyed in laying line inasmuch as this would be the responsibility of Contractor and Mr. Youngblood would have protection for such loss under standard contract.

City Manager was not in agreement for provision in easement of allowing one free sewer tap since a precedent would be set for future easements.

Mr. Adams stated his understanding was that provisions in the easement were agreed upon by Mr. Youngblood and representatives of the City before easement was written.

Discussion developed that City Commission was in accord with City Manager and City Attorney and Mr. Youngblood agreed to delete the provisions in the easement with regard to sewer tap and cost of timber. Mr. Adams stated he would have easement rewritten as outlined above.

Commissioner S. Harry Kerr made motion that easement be approved by City Commission subject to deletion of paragraphs regarding cost of timber and sewer tap. Commissioner Dayle V. Smith seconded the motion and a unanimous affirmative vote was recorded.

13. City Attorney read caption of ordinance changing zone from R-3 District to A District by A. B. Youngblood covering Lots 1 and 2, Block 33, and the abutting north half of the alley in Block 33 of the Denman Addition to the City of Lufkin, Angelina County, Texas, for consideration of second reading.

Commissioner S. Harry Kerr made motion that ordinance be passed on second reading. Commissioner Dayle V. Smith seconded the motion and a unanimous affirmative vote was recorded.

14. Commissioner Jack W. Tucker called attention to hazardous condition on South Angelina Street near the Lufkin Foundry due to employees of Foundry parking on both sides of the street; also condition on Southwood Drive due to obstruction of vision by parking of cars. City Manager instructed to check on these and other conditions and correct.

15. Mayer read letter from City Attorney William Drew Perkins requesting that the retainer agreement between his firm and City be terminated as of December 31, 1964. This letter is quoted below:

Honorable Jim Waters
Mayer, City of Lufkin, Texas

Dear Mayer Waters:

In view of the action of the City Commission at its regular meeting of November 17, 1964, changing the basis of compensation for the City's legal services, I would like to respectfully request that the retainer agreement our law firm has with the City of Lufkin be terminated effective December 31, 1964.

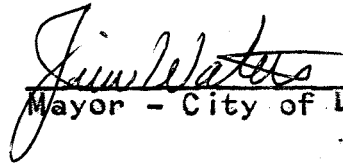
I have enjoyed immensely my relationship with you, various members of the Commissions, the administration and personnel of the city. I found the law governing municipalities both interesting and challenging and have acquired a close affinity for our city government and wish it continual success.

Sincerely yours,

(signed) William Drew Perkins

Commissioner S. Harry Kerr made motion that retainer agreement be terminated as requested by Mr. Perkins and that resolution be passed complimenting and thanking Mr. Perkins for the fine service rendered the City of Lufkin during his tenure of office. Commissioner Dayle V. Smith seconded motion and a unanimous affirmative vote recorded.

16. Commissioner S. Harry Kerr made motion that City Commission recommend that David Walker be employed as City Attorney as of December 16, 1964. Commissioner Dayle V. Smith seconded the motion and a unanimous affirmative vote was recorded.
17. Commissioner Dayle V. Smith stated that it was not always possible to get answers to questions by members of City Commission at meetings. Discussion was had on this subject which should result in more satisfactory information being furnished in future.
18. There being no further business for consideration, meeting adjourned at 10:15 P.M.



Mayor - City of Lufkin, Texas

ATTEST:



City Secretary - City of Lufkin, Texas