

MINUTES OF REGULAR MEETING OF THE CITY COMMISSION OF THE CITY OF LUFKIN, TEXAS, HELD ON THE 16TH DAY OF NOVEMBER, 1971, AT 7:30 P. M.

On the 16th day of November, 1971, 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:

Pitser H. Garrison	Mayor
Roy L. Leamon, M.D.	Commissioner, Ward No. 1
J. T. Hopson	Commissioner, Ward No. 2
Joe E. Rich	Commissioner, Ward No. 3
Edgar C. Wareing	Commissioner, Ward No. 4
W. O. Ricks, Jr.	Commissioner at Large, Place A
B. E. Atkinson, Jr., M.D.	Commissioner at Large, Place B
Harvey Westerholm	City Manager
Robert L. Flournoy	City Attorney
Lynn Durham	City Secretary

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

1. Meeting opened with prayer by Rev. Roland Wiederaenders, Pastor of First Lutheran Church, Lufkin, Texas. Mayor Garrison called attention to the fact that Rev. Wiederaenders had just recently moved to Lufkin and welcomed him to the City and expressed appreciation for his participation in the meeting.
2. Mayor Garrison welcomed visitors who were present and expressed appreciation for their interest in the City's affairs.

3. Approval of Minutes

Comm. J. T. Hopson made motion that minutes of regular meeting of November 2, 1971, be approved. Comm. B. E. Atkinson, Jr., M.D., seconded the motion and a unanimous affirmative vote was recorded.

4. Sale of Fireworks Within City Limits

City Attorney Flournoy read caption of ordinance for second reading which amends and consolidates all prior ordinances regulating fireworks and the sale, storage and possession of same within the City Limits and within 300 feet outside City Limits. Comm. B. E. Atkinson, Jr., M.D., raised the question of inspection of fireworks that might be transported through the City. City Attorney Flournoy stated this would come under State Statutes and would not affect this ordinance. Comm. W. O. Ricks, Jr., made motion that ordinance be passed on second reading. Motion seconded by Comm. Roy L. Leamon, M.D., and a unanimous affirmative vote was recorded.

5. Amendment to Ordinance Regulating Weeds, Grass, Etc., to be Removed From Premises

City Attorney Flournoy read caption of ordinance for second reading amending present ordinance authorizing the City Manager or his designated agent, instead of City Commission, to order the removal of weeds, grass and rubbish by declaring same to be a public nuisance. Comm. B. E. Atkinson, Jr., M.D., thought the words "shrubs and trees" should be added in all four sections of the ordinance. City Commission members were in agreement and Comm. W. O. Ricks, Jr., made motion that ordinance be passed on second reading with the above word additions. Motion seconded by Comm. J. T. Hopson and a unanimous affirmative vote was recorded.

6. Zone Change Application from R-3 and LB Districts to MH District by W. C. Royle, Annie Jewel Royle and Rennie Mae Hickman

City Attorney Flournoy read ordinance covering zone change application by above applicants from R-3 and LB Districts to MH District covering property located North of Laurel Street and South of the present Mobile Home Park. Mayor Garrison stated that this zone change application had been considered in open hearing by the City Planning and Zoning Commission in regular meeting of October 28, 1971, and was recommended for approval by the City Commission.

There were no persons present to object to the zone change and Comm. W. O. Ricks, Jr., made motion that ordinance covering this zone change be passed on first reading. Comm. Roy L. Leamon, M.D., seconded the motion and a unanimous affirmative vote was recorded.

7. Zone Change Application from R-1 and R-3 Districts to A District by Mrs. L. M. Stubblefield

City Attorney Flournoy read ordinance changing zone from R-1 and R-3 Districts to A District covering property on the South side of U. S. Highway 69 East and East and Southeast of Sue Drive. Mayor Garrison stated this application was also considered by the City Planning and Zoning Commission in regular meeting of October 28, 1971, and was recommended for approval by the City Commission. There were no persons present to object to the zone change and Comm. Roy L. Leamon, M.D., made motion that ordinance be passed on first reading. Motion seconded by Comm. Joe E. Rich and a unanimous affirmative vote was recorded.

8. Proposed Widening of Chestnut Street from Timberland Drive to Denman Avenue (State Highway Department Minute Order #65443)

City Manager Westerholm presented resolution for approval by the City Commission accepting provisions of State Highway Department Minute Order #65443 covering the widening of Chestnut Street from Timberland Drive to Denman Avenue, a total of 8 feet on each side. The City would be responsible for providing for continuous curb and gutter construction, adjusting of utility lines as may be required, construction of driveways and sidewalks should same be necessary, maintain portion of work which it is responsible for in accordance with present maintenance agreement and to regulate traffic and parking. Comm. Roy L. Leamon, M.D., made motion that City Commission pass resolution accepting provisions of the above mentioned Minute Order #65443. Comm. Joe E. Rich seconded the motion and a unanimous affirmative vote was recorded.

9. Open Hearing on Proposed Annexation of Property Owned by Lufkin Independent School District and Other Property East of Loop 287 and South of Lufkin Avenue (FM 325) & Also Brookhollow #5 Addition

City Manager Westerholm stated that Lufkin Independent School District had requested all of their property mentioned above be annexed to the City as soon as possible and that the City Planning and Zoning Commission had given study to annexing this and other property and recommended proper procedure be started by the City Commission for final annexation of same. Comm. W. O. Ricks, Jr., made motion that date of December 7, 1971, at 7:30 P.M., be set for public hearing by the City Commission of the Lufkin Independent School District property mentioned above and other property adjoining to square the area up with present City Limits and that legal notice be furnished to Lufkin News. Comm. E. C. Wareing seconded the motion and a unanimous affirmative vote was recorded.

Comm. E. C. Wareing made motion that the date of December 7, 1971, at 7:30 P. M., be also set for public hearing by the City Commission for the possible annexation of Brookhollow #5 Addition and that necessary legal notice be furnished Lufkin News. Motion seconded by Comm. Joe E. Rich and a unanimous affirmative vote was recorded.

10. Amendment to Zoning Ordinance (Article XV, Special Uses, Sections 16 and 19 Covering Private Clubs, Dance Halls, etc.)

City Attorney Flournoy read ordinance amending Article XV, Sections 16 and 19, to allow private clubs and community buildings in an A District or any less restrictive district with a Special Use Permit and delete the requirement of 3 acres or more in any district; and Section 19 to allow dance halls in a C District or any less restrictive district with a Special Use Permit and delete the requirement of 10 acres or more in any district. Some discussion developed on zone changes in general and the possibility of a continuing review by the City Commission members on certain changes. This was a matter that the City Commission members

thought should be given more study and possible action by the City Commission at a later date. Comm. E. C. Wareing made motion that the above ordinance proposed by City Attorney Flournoy amending Article XV, Special Uses, of Zoning Ordinance, Sections 16 and 19, be passed on first reading. Motion seconded by Comm. Roy L. Leamon, M.D., and a unanimous affirmative vote was recorded.

11. Proposed Lighting of Loop 287 Intersections

City Manager Westerholm presented information from Texas Power and Light Company showing the number of lights and the annual cost for five intersections on the Loop as requested by the City Commission at a previous meeting. It was noted that a total of 56 additional lights at an annual cost of \$1,400 for lighting would be incurred by the City if such installation of lights was made. After a brief discussion, Comm. Roy L. Leamon, M.D., made motion that authorization be given for the installation of lights at the following intersections of Loop 287:

U. S. Highway 69 East	8 Lights	\$200 Annual Cost
Farm-to-Market Rd. 841	12 "	300 " "
Farm-to-Market Rd. 325	12 "	300 " "
Paul Avenue	<u>6</u> "	<u>150</u> " "
TOTAL	38 "	\$950 " "

Comm. E. C. Wareing seconded the motion and a unanimous affirmative vote was recorded.

12. Request of Central Church of Christ, North Second & Polk Street to Close Alley between Second Street and First Street

City Manager Westerholm stated that the Central Church of Christ on North Second Street had requested the closing of alley between First and Second Streets and to have this alley deeded to the Church in order that they might expand their facilities by building over this alley. City Manager Westerholm further stated that this item had been considered by the City Planning and Zoning Commission and it was their recommendation that the City honor the request of the Central Church of Christ but maintain easement for utilities. After a brief discussion, Comm. W. O. Ricks, Jr., made motion that the City enter into an agreement with the Central Church of Christ to allow use of the above alley for expansion purposes as requested with the City maintaining easement rights in the alley. Motion seconded by Comm. J. T. Hopson and a unanimous affirmative vote was recorded.

13. Street Names on Streets Serving Parkview Baptist Church Property

City Manager Westerholm recommended that the streets leading from Pershing Street to Parkview Baptist Church property be named Parkview Circle. City Manager Westerholm further stated that Parkview Circle was a new name and did not conflict with present street names throughout the City. Comm. J. T. Hopson made motion that the name Parkview Circle be given to the above streets. Comm. Joe E. Rich seconded the motion and a unanimous affirmative vote was recorded.

14. City of Lufkin Landfill Property

City Manager Westerholm stated that the Texas Highway Department desired to be allowed continued disposal privileges at our Sanitary Landfill and City Parks Department desired portions of the property for park use. City Manager Westerholm recommended these requests be granted. Comm. E. C. Wareing made motion that the Texas Highway Department be allowed continued disposal privileges at the City's Sanitary Landfill and the City Parks Department be allowed to use portions of this property for park use. Comm. Roy L. Leamon, M.D., seconded the motion and a unanimous affirmative vote was recorded.

15. Appointment of Members to Planning and Zoning Board of Adjustment and Appeals

City Manager Westerholm stated that Carl Liese and Rev. L. D. Bell were initially appointed to the above Board for a term of one year and that their term had now expired and recommended that they be reappointed for a term of two years. City Secretary Durham stated he had contacted these men and they were willing to continue to serve as members of this Board. Comm. W. O. Ricks, Jr., made motion that Mr. Carl Liese and Rev. L. D. Bell be reappointed to the Planning and Zoning Board of Adjustment and Appeals for a two-year period. Comm. E. C. Wareing seconded the motion and a unanimous affirmative vote was recorded.

16. Purchase of 8-Cylinder Pickup Truck & Pipe Fittings

City Manager Westerholm stated had received bids on an 8-cylinder half-ton pickup truck with power steering and brakes as follows:

Tipton-Billingsley Ford, Lufkin, Texas	\$2,989.09
Angelina Truck & Tractor, Inc., Lufkin, Texas	\$2,911.03

City Manager Westerholm recommended purchase of this truck from Angelina Truck & Tractor, Inc., Lufkin, at a price of \$2,911.03, same being the low bid. Comm. Roy L. Leamon, M.D., made motion to this effect, which was seconded by Comm. Joe E. Rich and a unanimous affirmative vote was recorded.

City Manager Westerholm stated had received bids as follows on pipe and fittings for sewer service:

<u>Name of Co.</u>	<u>Cleanouts</u>	<u>Manhole Frames &amp; Covers</u>	<u>Pre-Cast Manholes</u>	<u>6" Clay Sewer Pipe</u>	<u>8" Clay Sewer Pipe</u>
Central Utility Supply Company	\$13.25/ea.	\$26.72/ea.	\$106.02-48" Cones \$33.57-ea. Addn. Ft.		
W. S. Dickey Clay Mfg. Co.				67¢ per ft.	98¢ per ft.
East Texas Service Corp.	\$15.10/ea.	\$30.50/ea.	\$22.50 per ft.	67¢ per ft.	97¢ per ft.
Utility Supply Company	\$20.00/ea.		\$35.20 per ft.		

City Manager Westerholm recommended that the cleanouts and manhole frames and covers be purchased from Central Utility Supply Company, the low bidder. Comm. W. O. Ricks, Jr., made motion that City Manager Westerholm's recommendation for purchase of these cleanouts and manhole frames and covers be followed. Motion seconded by Comm. J. T. Hopson and a unanimous affirmative vote was recorded.

City Manager Westerholm recommended that pre-cast manholes and 8" clay sewer pipe be purchased from East Texas Service Corporation, same being the low bidder, with the exception that the price quoted on 6" clay sewer pipe was the same as price quoted by W. S. Dickey Clay Mfg. Company. Comm. B. E. Atkinson, Jr., M.D., made motion that the pre-cast manholes be purchased from East Texas Service Corporation. Comm. W. O. Ricks, Jr., seconded the motion and a unanimous affirmative vote was recorded.

Comm. W. O. Ricks, Jr., made motion that the 6" clay sewer pipe be purchased from W. S. Dickey Mfg. Company. Comm. J. T. Hopson seconded the motion and a unanimous affirmative vote was recorded.

Comm. E. C. Wareing made motion that the 8" clay sewer pipe be purchased from East Texas Service Corporation. Comm. Joe E. Rich seconded the motion and a unanimous affirmative vote was recorded.

17. Office Space - City Hall (Texas Alcoholic Beverage Commission)

City Manager Westerholm stated that the Texas Alcoholic Beverage Commission desired to secure office space in our City Hall building to be used in conjunction with the Police Department. City Manager Westerholm stated the space requested was now being used by the City Police Department and if the Texas Alcoholic Beverage Commission was allowed to use the same space in conjunction with the Police Department, it would be of mutual assistance to both agencies. He stated that the above Commission desired to start using the space as of January 1, 1972. City Manager Westerholm recommended we allow them this privilege on a temporary basis at no cost. Comm. W. O. Ricks, Jr., made motion that the Texas Alcoholic Beverage Commission be allowed to use office space in the City Hall as stated above. Motion seconded by Comm. Roy L. Leamon, M.D., and a unanimous affirmative vote was recorded.

18. Street Improvements - Wildbriar, Shadybrook, Skip, Robdelk & Evans

City Manager Westerholm stated that engineering work had been completed on the above streets, which was recently approved by ordinance for curb and gutter and paving, and the estimated cost, if the work was contracted out, would be \$144,000 and that the City would recover in assessments \$34,000, leaving a total of \$110,000 to be funded. He further stated that if the City purchased a loader and dump truck, which is included in our Budget, hire one extra supervisor and five extra men and then utilize Budgeted labor and equipment, that this entire improvement job could be handled by the City forces for \$70,000, and recommended that the City be allowed to do this work. Comm. W. O. Ricks, Jr., made motion that the City be authorized to follow the City Manager's recommendation and do the street improvement work as outlined above. Motion seconded by Comm. Roy L. Leamon, M.D., and a unanimous affirmative vote was recorded.

19. Group Hospitalization & Life Insurance

City Manager Westerholm called attention to a report by Finance Director, John E. Wilkins, which had been furnished to members of the City Commission, which states that cost for the above group hospitalization and life insurance program with present carrier had increased 30% effective November 1, 1971, which created an additional cost to the City of \$5,000. The report also stated that an employee's cost for his wife and one dependent increased from \$9.44 to \$12.27 per month and that an employee's cost for his entire family was increased from \$16.62 to \$21.61 per month. The report further stated that Blue Cross-Blue Shield had furnished information showing that if the City changed to their coverage, a large amount of money would be saved by the City and its employees. In addition, Blue Cross processes all claims whereas the City now performs all of these functions. City Manager Westerholm stated it was his recommendation that the City change to Blue Cross-Blue Shield plan. This brought on considerable discussion and Comm. E. C. Wareing made motion that this change be made contingent upon approval by Comm. B. E. Atkinson, Jr., M.D., who served on the Committee that picked the present carrier, the Lincoln National Life Insurance Company. Comm. B. E. Atkinson, Jr., M.D., thought the matter should be advertised for bids. Comm. Roy L. Leamon, M.D., made motion that City Manager Westerholm be authorized to prepare specifications for group hospitalization and life insurance coverage and advertise for bids. Comm. B. E. Atkinson, Jr., M.D., seconded the motion and a unanimous affirmative vote was recorded.

20. Region 16 Meeting - Texas Municipal League

City Manager Westerholm called attention to meeting of Region 16, Texas Municipal League, scheduled to be held in Jasper, Texas, next Thursday evening, and suggested that all who could attend this meeting and arrangements would be worked out for transportation.

21. East Texas City Managers' Association Meeting

City Manager Westerholm called attention to scheduled meeting of East Texas City Managers' Association for Friday at the Angelina Hotel and invited Mayor and members of the City Commission to be in attendance.

22. Up-Dating of Comprehensive Master Plan

Comm. E. C. Wareing called attention to the possible up-dating in 1972 of the City's Comprehensive Master Plan and suggested that City Manager Westerholm make a study of possible engineering firms to handle such work and report his findings at next regular meeting.

23. Membership in Area Council of Government

Comm. B. E. Atkinson, Jr., M.D., stated that the membership of the City of Lufkin in above Area Council of Government had been discussed in the past on several occasions and was making motion that the City of Lufkin join this organization. Motion seconded by Comm. E. C. Wareing and a unanimous affirmative vote was recorded.

24. Signal Lights Near Entrance to Woolco on U. S. Highway 59

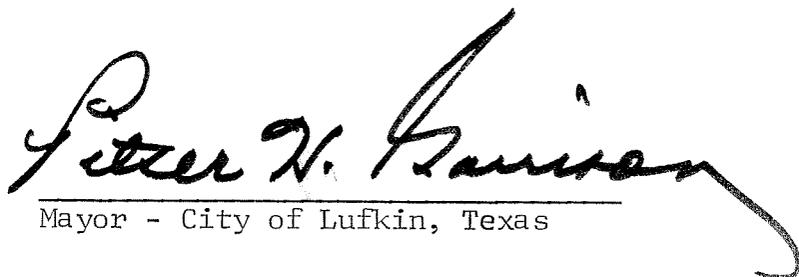
Comm. B. E. Atkinson, Jr., M.D., stated that the signal lights recently installed near the entrance to Woolco at the Angelina Mall were operating on Sunday, which he did not think was necessary. City Manager Westerholm will check on this item and correct same.

25. Street Repairs

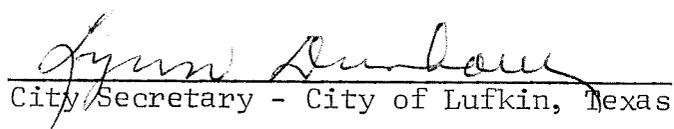
Comm. B. E. Atkinson, Jr., M.D., stated he wished to compliment the Public Works Director on repairs to Feagan Drive and the railroad crossing on Lazy Lane, which were certainly great improvements. He also inquired if repairs to Atkinson Drive could not be made by the Texas Highway Department under the TOPICS Program. Public Works Director Stokes stated this could not be handled under the Program but the City would do some of this repair work.

26. Adjournment

There being no further business for consideration, meeting was adjourned at 8:45 P. M.

  
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Mayor - City of Lufkin, Texas

ATTEST:

  
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City Secretary - City of Lufkin, Texas