MINUTES OF REGULAR MEETING OF THE CITY COMMISSION OF THE CITY OF LUFKIN, TEXAS, HELD ON THE 7TH DAY OF JULY, 1970, AT 7:30 P.M.

On the 7th day of July, 1970, 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
Kenneth R. Crain	Commissioner, Ward No. 3
Edgar C. Wareing	Commissioner, Ward No. 4
W. O. Ricks, Jr.	Commissioner at Large, Place A.
Basil E. Atkinson, Jr., M.D.	Commissioner at Large, Place B.
Harvey Westerholm	City Manager
Robert L. Fluornoy	City Attorney
Hayne Stokes	Acting City Secretary

being present, and

Lynn Durham	City Secretary

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

1. Meeting opened by a prayer with Rev. Sidney Spain, pastor of the First Christian Church, Lufkin, Texas.

2. Mayor Garrison welcomed guests present.

3. Approval of Minutes of Previous Meetings

   Commissioner Ricks moved to approve the minutes of the meeting of June 2, 1970, as written and presented to the Commission prior to this meeting. Commissioner Leamon seconded. A unanimous affirmative vote was recorded.

   Commissioner Ricks moved and Commissioner Hopson seconded to approve the minutes of the meeting of June 16, 1970, as presented to the Commission prior to this meeting. A unanimous affirmative vote was recorded.

   Commissioner Hopson moved and Commissioner Leamon seconded to approve the minutes of the meeting of June 23, 1970, as presented to the Commission prior to this meeting. A unanimous affirmative vote was recorded.

4. Zone Change

   City Attorney Fluornoy read the caption only of an ordinance changing the zone from R-2 District to R-2 District and Special Use on Lot 10, Block 6, original townsite of Lufkin, Texas, located at 508 Grove, as requested by Mrs. Joyce Sandoval. Commissioner Crain moved and Commissioner Hopson seconded to pass the ordinance on second and final reading. A unanimous affirmative vote was recorded.

5. Junked Vehicles Ordinance

   City Attorney Fluornoy read the caption only of an ordinance regulating abandoned, wrecked, and junked vehicles. A discussion followed in which questions were asked by Commissioner Crain about the enforcement of the ordinance. City Attorney Fluornoy explained the provisions for enforcement. Commissioner Wareing stated that he opposed the wording in the ordinance describing an inoperative vehicle. Mayor Garrison expressed himself by saying that he looked at the wording as did Commissioner Wareing until he studied ordinances of other cities and found that all ordinances were worded about the same. City Attorney Fluornoy stated that the enforcement would have to be enforced with a certain amount of discretion, with all conditions being considered. After a brief discussion and other questions, Commissioner Atkinson moved and Commissioner Hopson seconded to pass the ordinance on second and final reading. Six affirmative votes were recorded and one negative vote cast by Commissioner Wareing.

6. Encasement Line under #287 at Lake Street

Mayor Garrison asked City Manager Westerholm to explain a letter from Henningson, Durham and Richardson concerning a proposed extra encasement under a new part of Loop 287 at Lake Street. City Manager Westerholm did so, and then recommended that the City place a 36" reinforced concrete conduit pipe 130 feet in length, under said Loop to provide a new line from our Water Treatment Plant to the City, if the necessity arises. The estimated costs of the line would be $1,950.00. Commissioner Ricks moved and Commissioner Hopson seconded that this work be authorized. A unanimous affirmative vote was recorded.

7. Swimming Pool Rates

Mayor Garrison stated that City Manager Westerholm had been instructed to make a report on swimming pool charges in other cities of the State and that the report furnished the Commission was very good, listing almost every city in Texas. Commissioner Crain asked if the City's pools paid their own way as a result of fees. City Manager Westerholm replied that they did not. Commissioner Atkinson expressed himself by saying that we should plan more pools. He said we now had $150,000.00 in bond monies that could be used in part for pool construction. Commissioner Crain agreed with Commissioner Atkinson. City Manager Westerholm said that a representative of the Governor's Office had called on him, and that it might be possible for Lufkin to obtain a grant for a Comprehensive Plan for the City. Mayor Garrison suggested that City Manager Westerholm make a study of Parks as well as "Pools" needs and report back to the Commission at a later date. Mayor Garrison said he believed no action should be taken on this matter at this time.

8. United Gas Company's Request for Rate Adjustment

Mr. Jackson Hinds, President of United Gas, presented the Gas Company's request for a rate adjustment. He introduced Mr. Wiggs, Mr. Douglas and Mr. Perdue, his associates. Mr. Hinds stated, along with a lengthy explanation, that this was the first time in 15 years that the United Gas Company had requested a rate adjustment,other than the fuel cost adjustment. Mr. Hinds distributed several papers with facts and figures concerning the Gas Company's current condition. Mr. Hinds then took his request to the Commission and explained it in lengthy detail, answering questions as he talked. Commissioner Leamon stated that he believed the Gas Company was providing an excellent service to the citizens of Lufkin, but he was concerned just why the Gas Company had waited until now to ask for a rate adjustment. Mr. Hinds replied that the high rate of interest as well as new ownership of the company was responsible for their action at this time. Commissioner Ricks expressed himself by stating that he agreed with Commissioner Leamon. After a lengthy discussion, Mayor Garrison thanked Mr. Hinds for his appearance. Commissioner Ricks moved and Commissioner Wareing seconded to instruct City Attorney Fluornoy to prepare an ordinance setting forth rate adjustments to be presented at the next regular meeting. A unanimous affirmative vote was recorded. It was also recorded that a public hearing be set for the first regular meeting in August, 1970.

9. Presentation of Preliminary Water Report

Mr. Robert E. Hogan of the firm of Henningson, Durham and Richardson, Inc., Consulting Engineers, presented his associates, Mr. Richard Phelps and Bob Pierce. Using his prepared report, Mr. Hogan went over the report, explaining the firm's findings as he proceeded. He introduced Mr. Richard Phelps, who had prepared the water supply report. Mr. Phelps stated that there was approximately 32 M.G.D. available in our underground water sands and that at the present time, there was being taken some 26.7 M.G.D. He stated that at this rate, our supply of water from wells will be in severe trouble in the near future. He said that we would then have to take our water from Sam Rayburn Lake. There was a discussion in which methods of financing the proposed project were discussed. Mr. Tom Wolf, with First Southwest Company (our fiscal agent), spoke of several ways of financing the proposed 8 million dollar water supply project. It was suggested by Commissioner Wareing that a schedule of action be set up and carried out. City Manager Westerholm stated that proper permits should be obtained to remove water from Sam Rayburn Lake, and then a lengthy discussion followed.

Mr. Hogan presented a work order to proceed on the sewer project. Commissioner Wareing moved and Commissioner Ricks seconded that the Mayor be instructed to sign a work order authorizing the firm of Henningson, Durham and Richardson to proceed with plans and specifications on the proposed sewer plant and mainlines. A unanimous affirmative vote was recorded.

10. City Attorney Remarks

Gilbert Bourrous Butane Company requested through the City Manager to place a 1000 gallon butane tank on North Raguet. Commissioner Crain moved and Commissioner Hopson seconded to waive objections to placing the tank. A unanimous affirmative vote was recorded.

11. Remarks and Recommendations of the City Manager

City Manager Westerholm reminded the Commission of the Planning and Zoning Commission's recommendation to annex the area from #69 South to #59 North from the existing City Limits to 300' beyond the outer loop. Commissioner Wareing moved and Commissioner Atkinson seconded to annex 600' each side of the new loop and nothing in between. Three affirmative votes (Commissioners Wareing, Atkinson and Leamon) and four negative votes (Mayor Garrison and Commissioners Hopson, Ricks and Crain) were recorded. The motion failed. Commissioner Ricks moved and Commissioner Hopson seconded to annex all areas from the present City Limits to 300' beyond the proposed Loop #287 from #69 South to #59 North. Six affirmative votes were recorded and one negative vote (Commissioner Atkinson) was recorded.

City Manager Westerholm asked authorization to pay a bill of $13,756.93 from Utility Supply Company for materials on the Industrial Foundation Water Line. Commissioner Crain moved and Commissioner Ricks seconded to authorize the payment of said invoice. A unanimous affirmative vote was recorded.

City Manager Westerholm asked authorization to pay $10,125.00 to Dorothy Hill Flechtner and $648.00 to R. L. Card and Mary Helen Card for right-of-way at Farm Road 58 and Loop 287. Commissioner Crain moved and Commissioner Hopson seconded to authorize said payments. A unanimous affirmative vote was recorded.

City Manager Westerholm asked authorization to approve soil tests at the proposed sewer plant site. Commissioner Wareing moved and Commissioner Ricks seconded to authorize the taking of soil tests at the proposed site of the new sewer plant. A unanimous affirmative vote was recorded.

12. Adjournment

There being no other business, the Mayor declared the meeting adjourned at 11:48 P.M.

Peter W. Garrison

Mayor - City of Lufkin, Texas

ATTEST:

Wayne Stokes

Acting City Secretary - City of Lufkin, Texas