

MINUTES OF REGULAR MEETING OF THE CITY COMMISSION OF THE CITY OF LUFKIN, TEXAS, HELD ON THE 15TH DAY OF APRIL, 1986, at 5:00 P.M.

On the 15th day of April, 1986, 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
Don Boyd	Commissioner, Ward No. 2
Danny Roper	Commissioner, Ward No. 3
Pat Foley	Commissioner, Ward No. 4
Jack Gorden	Commissioner, Ward No. 5
Louis Bronaugh	Commissioner, Ward No. 6
Brian Boudreaux	Assistant City Manager
Ron Wesch	Public Works Director
Bob Flournoy	City Attorney
Atha Stokes	City Secretary

being present, and

Percy Simond	Commissioner, Ward 1
Harvey Westerholm	City Manager
Nick Finan	City Planner

being absent when the following business was transacted:

1. Meeting was opened with prayer by Assistant City Manager Brian Boudreaux.
2. Mayor Garrison welcomed visitors present.

3. APPROVAL OF MINUTES

Minutes of regular meeting of April 1, 1986, and special meeting of April 7, 1986, were approved on a motion by Commissioner Pat Foley and seconded by Commissioner Jack Gorden. A unanimous affirmative vote was recorded.

4. PRESENTATION OF RESOLUTION TO LYNN MALONE

Mayor Garrison stated that it was his special pleasure to acknowledge the presence of Mr. Lynn Malone, who has served for two years as a member of this Commission. Mayor Garrison stated that Mr. Malone's service has been conscientious and dedicated, and it has been a special pleasure for those of the Commission who have worked with him.

Mayor Garrison stated that he would also like to present Mr. Malone with a plaque reflecting the years of his service as a member of this Commission, and hoped that he would display the plaque and resolution with justifiable pride.

Mr. Malone stated the last two years as a member of the Commission had been an everlasting experience. Mr. Malone stated that he had had some rough times and good times, but the good times prevailed as the best times and that he was leaving the Commission on a positive note.

5. ORDINANCE - APPROVED - SECOND READING - ZONE CHANGE REQUEST - NILA NORRIS ROPER - 1311 PAUL AVENUE - RM TO C

Mayor Garrison stated that the Commission now had for consideration Second Reading of Ordinance for Zone Change Request by Nila Norris Roper covering property located at 1311 Paul Avenue from Residential Medium to Commercial.

Motion was made by Commissioner Don Boyd and seconded by Commissioner Louis Bronaugh that Ordinance be approved on Second and Final Reading as presented. The following vote was recorded: Aye - Commissioners Bronaugh, Boyd, Gorden, Foley, Mayor Garrison Commissioner Danny Roper recused himself because of family interests.

6. ORDINANCE - APPROVED - SECOND READING - ZONE CHANGE REQUEST - INEZ CALHOUN - 1006 WILSON STREET - NR TO C, SU (PRIVATE CLUB)

Mayor Garrison stated that the Commission now had for consideration Second Reading of Ordinance for Zone Change Request by Inez Calhoun covering property located at 1006 Wilson Street from Neighborhood Retail to Commercial, Special Use (Private Club).

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

7. ORDINANCE - APPROVED - SECOND READING - GARBAGE CONTAINERS

Mayor Garrison stated that the Commission now had for consideration Second Reading of Ordinance regulating specifications for garbage containers.

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

8. ORDINANCE - APPROVED - FIRST READING - ZONE CHANGE REQUEST - LARRY REED - 1313 E. DENMAN - LB TO C

Mayor Garrison stated that the Commission now had for consideration First Reading of Ordinance for Zone Change Request by Larry Reed covering property at 1313 E. Denman from Local Business to Commercial.

Mayor Garrison stated that he had observed from the minutes of the Planning & Zoning Commission that recommendation to the City Commission was unanimously approved after the applicant restricted the property depth of 175' with 145' frontage on East Denman. There was no opposition present.

Motion was made by Commissioner Danny Roper and seconded by Jack Gorden that Ordinance be approved on First Reading as presented. A unanimous affirmative vote was recorded.

9a. BID - APPROVED - PETROLEUM PRODUCTS - POLK OIL COMPANY

Mayor Garrison stated that the Public Works Department had recently solicited bids for petroleum products, and requested that Assistant City Manager Brian Boudreaux give staff recommendations.

Assistant City Manager Brian Boudreaux stated that bids had been let for no lead gasoline, regular gasoline, diesel fuel, engine oil and hydraulic oil. Assistant City Manager Boudreaux stated that three bids had been returned, and the low bid was from Polk Oil Company in the amount of \$127,905.

Motion was made by Commissioner Don Boyd and seconded by Commissioner Louis Bronaugh that bid from Polk Oil in the amount of \$127,905 be accepted as lowest and best bid. A unanimous affirmative vote was recorded.

9b. BID - APPROVED - RELOCATION OF WATER LINES - PAUL AVENUE - BIG STATE UTILITY SUPPLY, INC.

Mayor Garrison stated that the Commission now had for consideration purchase of material for relocation of water lines on Paul Avenue from Timberland Drive to Lubbock Street, and requested that Assistant City Manager Brian Boudreaux give staff recommendations.

Assistant City Manager Brian Boudreaux stated that bids were opened on April 7 for the purchase of pipe, materials, and fire hydrants for use in relocation of water lines on Paul Avenue. Assistant City Manager Boudreaux stated that eight bids were returned, and that the low bid had been received from Big State Utility Supply, Inc. in the amount of \$22,769.56.

In response to question by Commissioner Pat Foley, Public Works Director Ron Wesch stated that eight inch lines were to be used in order to accommodate the capacity for future area growth.

Motion was made by Commissioner Pat Foley and seconded by Commissioner Louis Bronaugh that bid of \$22,769.56 from Big State Utility Supply, Inc. be accepted as the lowest and best bid.

Public Works Director Ron Wesch stated that the amount of the bid is over the budget, and that \$6,613.76 remaining from the funds provided for the relocation of the water mains on Highway 59 will be applied toward the purchase of these materials which would leave a shortage of approximately \$16,000. In response to question by Mayor Garrison, Finance Director Rita Jenkins stated that there was \$46,000 in the contingency fund at this time.

In response to question by Commissioner Louis Bronaugh, Mr. Wesch stated that he had not originally budgeted the relocation of lines on Paul Street, but it became necessary because of rewidening the street. Mr. Wesch stated that this completes all the scheduled projects of the Public Works Department for this fiscal year.

Motion was made by Commissioner Pat Foley and seconded by Commissioner Danny Roper that the balance of \$16,155.80 for the purchase of materials for relocation of water lines on Paul Street be taken from the contingency fund and the budget be amended accordingly. A unanimous affirmative vote was recorded.

10. INVOICE - APPROVED - EVERETT GRIFFITH & ASSOCIATES - STEP 3 - INTERCEPTOR

Mayor Garrison stated that the Commission now had for consideration the monthly bill for construction supervision and inspection of Waste-Water Treatment Plant improvements and the Cedar Creek Interceptor.

Assistant City Manager Brian Boudreaux stated that the invoice was for \$12,892.99 and included a \$211 charge for a letter written by Everett Griffith and Associates in response to protest from a vendor. Assistant City Manager Boudreaux stated that considerable research had been done by Griffith and Associates prior to writing the letter in response to Tenco-Hydro's protest in being eliminated from the bidding list. Mayor Garrison stated that this was the second time around in regard to responding to this protest and he wondered why the new research.

Motion was made by Commissioner Louis Bronaugh and seconded by Commissioner Don Boyd that invoice from Everett Griffith and Associates in the amount of \$12,892.99 be approved as presented. A unanimous affirmative vote was recorded.

11. SCOREBOARD - INSTALLATION - APPROVED - COCA COLA ADVERTISEMENT - MORRIS FRANK PARK

Mayor Garrison stated that the Commission had received a proposal to install a scoreboard at one of the fields at Morris Frank Park and part of the proposal was to carry with it an advertisement of the Coca Cola Company.

Mayor Garrison requested that W. A. Dempsey, representing the baseball association, present the proposal to the Commission. Mr. Dempsey stated that Lufkin Coca Cola had donated an 8' X 20' scoreboard with a Coca Cola advertisement to be installed at Garrison field at Morris Frank Park and were seeking the Commission's approval to do same.

Don Brister, representative of the Coca Cola Company, stated that his company not only would donate the scoreboard, but would be responsible for its maintenance.

Commissioner Bronaugh stated that there were other scoreboards at various fields that were in need of being refinished or refurbished.

Mayor Garrison stated since the new baseball complex was erected in 1979, it has been an unwritten policy not to have advertising on scoreboards or any other advertising at the baseball fields. Mayor Garrison stated that he personally subscribed to the policy of not having advertising which was exclusive to one firm, however, Coca Cola Company has made such a valuable contribution to the baseball program that he doesn't have any problem with this particular proposal.

Commissioner Pat Foley stated that perhaps some other sponsors would agree to refinish signs at other fields. Mayor Garrison stated that Parks and Recreation Director Don Hannabas could pursue same.

Motion was made by Commissioner Pat Foley and seconded by Commissioner Don Boyd to authorize the installation of the scoreboard at Garrison Field at Morris Frank Park with the Coca Cola advertising, and that maintenance of the scoreboard shall be the responsibility of the Coca Cola Company. A unanimous affirmative vote was recorded.

Mr. Dempsey stated that he had heard the baseball association was trying to schedule all baseball games at the new complex, and therefore, games at the Old Blue Field might be discontinued in the future.

Commissioner Pat Foley requested that Mr. Hannabas present a report to the Commission on the status of Old Blue Field.

Mayor Garrison stated that he would like to express the gratitude of the Commission to the Coca Cola Company for their fine contribution.

## 12. EXECUTIVE SESSION

Mayor Garrison stated that the Commission would now go into Executive Session to discuss litigation matters.

Mayor Garrison recessed formal open meeting of the City Commission at 5:30 P.M. Mayor Garrison reconvened meeting of the City Commission and made announcements to those present concerning results of the Executive Session at 6:20 P.M.

Mayor Garrison stated that the Commission had been discussing legal problems, one law suit in particular that City Attorney Bob Flournoy had reviewed for the Commission, and no plans were made to take action.

## 13. WATER PLANT DOWN - TP & L ADDITIONAL ELECTRICAL WORK

Public Works Director Ron Wesch stated that the Water Plant would be down for six hours on Sunday so that Texas Power & Light could do

additional electrical work in the plant. Mr. Wesch stated that the newspaper and television station had been notified of same.

In response to question by Mayor Garrison, newly elected Commissioner Danny Roper stated he had enjoyed his first meeting. Mr. Roper stated he had received one telephone call, however, the person who was calling was in Commissioner Pat Foley's Ward.

14. There being no further business for consideration, meeting adjourned at 6:23 P.M.

  
Pitser H. Garrison - Mayor

ATTEST:

  
Atha Stokes - City Secretary