

MINUTES OF REGULAR MEETING OF THE CITY COMMISSION OF THE CITY OF LUFKIN, TEXAS, HELD ON THE 7TH DAY OF DECEMBER, 1976, AT 7:30 PM

On the 7th day of December, 1976, the City Commission of the City of Lufkin, Texas, convened in regular meeting in the Council Room at City Hall with the following members thereof, to-wit:

Pitser H. Garrison	Mayor
R. A. Brookshire	Commissioner, Ward No. 1
Pat Foley	Commissioner, Ward No. 2
Jack McMullen	Commissioner, Ward No. 3
E. C. Wareing	Commissioner, Ward No. 4
W. O. Ricks, Jr.	Commissioner at Large, Place A
E. G. Pittman	Commissioner at Large, Place B
Harvey Westerholm	City Manager
Robert L. Flournoy	City Attorney
Roger G. Johnson	City Secretary

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

1. Meeting opened with prayer by Rev. Bill Hines, Pastor of Parkview Baptist Church, Lufkin, Texas.
2. Mayor Garrison welcomed a small group of visitors who were present in connection with items on the agenda or as observers.

3. Approval of Minutes

Comm. Pat Foley made motion that minutes of regular meeting of November 23, 1976, be approved. Motion was seconded by Comm. R. A. Brookshire and a unanimous affirmative vote was recorded.

4. Open Hearing-Community Development Block Grant-Preapplication Approved

Mayor Garrison explained that a previous initial hearing had been held on November 30, 1976, to consider certain target areas of the City where block grant funds could be utilized. Mayor Garrison stated that previous application, which had been approved, made it possible to complete construction of Keltys Street. Mayor Garrison stated that it was the burden of this Commission to determine what areas of the City should be considered in its preapplication which must be submitted by December 10, 1976.

A review was made of previous items which were considered during meeting of November 30, 1976, which included the following:

- (1) Sidewalk construction on Keltys Street
- (2) Improvement of Paul Avenue from Timberland Drive to Chestnut Street
- (3) Improvement of Chestnut Street from Paul Avenue to Lufkin Avenue
- (4) Extension of sewer service to target areas 2, 3, 7, 11 and 12
- (5) Separate City-wide drainage study

Comm. W. O. Ricks, Jr., requested that sidewalk construction not be included in the preapplication which, in his opinion, was not essential. Mayor Garrison expressed his opinion that sidewalks were probably the one item of the entire application which was least demanding, but other items as listed above were very important. Mayor Garrison stated that the construction of sidewalks would establish a precedent to which this Commission may not desire to initiate.

Comm. Pat Foley inquired of City Manager Westerholm as to whether or not there were more concentrated areas where the construction of sewer lines would be beneficial. City Manager Westerholm stated that the proposed areas as listed on available mapping prepared for City Commission involved the most highly concentrated areas.

The following information was reviewed by members of City Commission as proposal for preapplication:

Target Area No.	Location	Footage	Estimated Costs	Number of Houses	Cost Per House
2	Paul & Hubbard	1,900	\$11,400.00	8	\$1,425.00
3	Shady Pine & Sandy Lane	7,500	\$45,000.00	26	\$1,730.77
7	Sayers Street	1,800	\$10,800.00	7	\$1,542.86
11	Gipson & Jimmie	750	\$ 4,500.00	2	\$3,250.00
12	W.Williams, Tatum & Virginia Sts.	<u>1,000</u> 12,950	<u>\$ 6,000.00</u> \$77,700.00	<u>5</u> 48	\$1,200.00

Keltys Street Sidewalk - 1,000 sq.yds. @ \$10.00/sq.yd. - \$19,000.00
Paul Avenue 1,150' @ \$40.00/ft. plus \$40,000.00 bridge - \$86,000.00
Chestnut Street 1,900' @ \$50.00/ft. - \$95,000.00
Estimated drainage study = \$10,000.00

City Manager Westerholm explained that the information listed above, which may or may not be contained in the preapplication, should be acknowledged as accepted or not accepted within two to three months of submission date.

Comm. E. C. Wareing expressed his personal opinion that application as prepared should include the construction of sidewalks inasmuch as sidewalk construction was left out of the initial application because necessary funds were not available. Comm. Wareing further stated that considerable feedback had been directed to his attention from property owners in this area who desired the construction of sidewalks and it was his personal opinion that there was a considerable need for same. Comm. Wareing further stated that, of all the items listed in the pre-application reviewed at this meeting, he had received more comments regarding the construction of sidewalks and the need for same than any particular item being considered. Comm. Wareing then suggested as an alternate proposal for the inclusion of sidewalks, that only part of Chestnut Street be constructed, which would involve 1,160 feet.

Comm. W. O. Ricks, Jr., restated his opinion that sidewalks were not an essential item and same should be financed by property owners, if desired. Comm. Wareing stated that these funds were considered exclusively for undeveloped areas or blighted areas and could not be compared to other areas of the City. Comm. Wareing further stated his interest in the welfare of the entire City, but reconfirmed his representation of property owners within this area and individual opinions received regarding support of the side walk construction.

Comm. Jack McMullen reconfirmed the opinion stated by Mayor Garrison that a precedent may be established by constructing sidewalks in this area of the City creating a future obligation to this Commission.

Mayor Garrison recognized Mr. Edgar Harding, a property owner living within this area at 1714 Fair Street. Mr. Harding expressed his opinion that sidewalks be included in the application inasmuch as they were not actually constructed as a part of the initially approved application which granted funds for Keltys Street improvements and other improvements in this area. Mr. Harding stated that sidewalks in this area were very necessary and Brandon Park should be completed. City Manager Westerholm reviewed the circumstances of the first approved block grant and explained that sidewalks were left out of the application to provide necessary funds for a more important project involving the construction of Keltys Street. City Manager Westerholm explained that \$15,000 was available for improvements to Brandon Park and same were being made immediately. Mayor Garrison also explained to Mr. Harding that money was not available for the entire project and sidewalks had been removed from the application. City Manager Westerholm further explained that in addition to funds allocated for the construction of Keltys Street, additional funds had been allocated from the Street Department budget to provide for the necessary engineering services.

Mayor Garrison stated, to his knowledge, that City funds had never been used to build sidewalks and property owners had always paid for

the construction of same. Mayor Garrison requested that City Manager Westerholm review necessary records to determine whether or not public funds had ever been used to build sidewalks in the City. Comm. E. C. Wareing stated that City funds were a different area from public funds and funds provided in the block grant application were considered public by definition.

Comm. R. A. Brookshire expressed his opinion that sidewalks, if constructed in any part of the city, would not be better utilized than in the Keltys area inasmuch as walking traffic was apparent. Comm. Brookshire then suggested, as an alternate proposal to provide for the construction of sidewalks, that members of Commission may desire to delete part of Chestnut Street as proposed by Comm. Wareing.

Mayor Garrison inquired of City Manager Westerholm if part of Chestnut Street could be deleted under the construction plans.

Comm. Pat Foley expressed his opinion that these funds provided through block grant were applicable and public hearings reflected the desire of property owners in this area for the construction of sidewalks. Comm. Foley stated that he was of the opinion that sidewalks should be constructed, but he did not personally advocate the use of City funds for same in the future unless money was received through similar circumstances.

Comm. Brookshire expressed his opinion that sidewalks were not for the property owner and same were used by pedestrian traffic. Comm. Brookshire stated that property owners should not, therefore, be obligated to pay for the construction of sidewalks which may become more essential in the future due to high cost of transportation.

Mayor Garrison expressed his opinion that members of this Commission should establish a priority inasmuch as preapplication involved allocating certain monies for improvements in qualified areas of the city and requested further suggestions from members of Commission.

Comm. E. G. Pittman inquired as to whether or not engineering was included for the construction of the sidewalks. City Manager Westerholm stated that he was not certain that sufficient engineering had been done for the construction of same. City Manager Westerholm stated that some additional engineering charges would be involved in the construction of the sidewalks, in his personal opinion.

Members of Commission reviewed in detail information previously discussed in preapplication proposal. Comm. Brookshire suggested, if it was possible, to only construct the bridge on Paul Avenue and complete street construction at a later date which would involve a savings of approximately \$46,000 which would be available for the use of sidewalk construction and balance could be used in other areas. Comm. Brookshire then made motion that proposed grant as previously reviewed in preapplication and information stated above be approved for submission by eliminating \$46,000 of expenses for street construction on Paul Avenue and adding necessary monies for the construction of Keltys Street sidewalks with the balance of this amount to be used in other areas of proposal as previously discussed. Motion was seconded by Comm. E. C. Wareing and a unanimous affirmative vote was recorded.

Mayor Garrison declared hearing formally closed and thanked individuals present for their comments regarding same.

5. Zone Change Approved 2nd Reading-C. M. Hicks from RL to A District

Mayor Garrison stated that zone change application by C. M. Hicks from RL to A District covering property located North of & fronting on Ford Chapel Road between Renfro Drive & Loop 287, had been approved on first reading of ordinance at last regular meeting.

There were no persons present appearing in opposition to same. Comm. Jack McMullen made motion that zone change application by C. M. Hicks from RL to A District be approved on second and final reading. Motion was seconded by Comm. R. A. Brookshire and a unanimous affirmative vote was recorded.

6. Zone Change Approved 2nd Reading-John Lee Slaughter from NR & RL to CB District

Mayor Garrison stated that zone change application by John Lee Slaughter from NR & RL to CB District covering property located South of Old Union Road & West of S. Bynum, existing Paint Store location, had been approved on first reading of ordinance at last regular meeting.

There were no persons present appearing in opposition to same. Comm. Jack McMullen made motion that zone change application by John Lee Slaughter from NR & RL to CB District be approved on second and final reading. Motion was seconded by Comm. R. A. Brookshire and a unanimous affirmative vote was recorded.

7. Zone Change Approved 2nd Reading-P. P. Stringer from RM to LM District

Mayor Garrison stated that zone change application by P. P. Stringer from RM to LM District covering property located North of & fronting on Kurth Drive between Culverhouse & Minnie Lou, had been approved on first reading of ordinance at last regular meeting.

There were no persons present appearing in opposition to same. Comm. Jack McMullen made motion that zone change application by P. P. Stringer from RM to LM District be approved on second and final reading. Motion was seconded by Comm. R. A. Brookshire and a unanimous affirmative vote was recorded.

8. Zone Change Approved 2nd Reading-Elliott Cavanaugh from RM to LB Dist.

Mayor Garrison stated that zone change application by Elliott Cavanaugh from RM to LB District covering property fronting on South side of Ellis, West of intersection with Raguet, had been approved on first reading of ordinance at last regular meeting.

There were no persons present appearing in opposition to same. Comm. Jack McMullen made motion that zone change application by Elliott Cavanaugh from RM to LB District be approved on second and final reading. Motion was seconded by Comm. R. A. Brookshire and a unanimous affirmative vote was recorded.

9. Zone Change Approved 2nd Reading-Fred Beauchamp from RS to RS & LB District, Special Use

Mayor Garrison stated that zone change application by Fred Beauchamp from RS to RS & LB District, Special Use (Upholstery Shop), covering property fronting on South side of Clark between Calvert & Moody, had been approved on first reading of ordinance at last regular meeting.

There were no persons present appearing in opposition to same. Comm. Jack McMullen made motion that zone change application by Fred Beauchamp from RS to RS & LB District, Special Use (Upholstery Shop), be approved on second and final reading. Motion was seconded by Comm. R. A. Brookshire and a unanimous affirmative vote was recorded.

10. Zone Change Approved 1st Reading-Mildred Zogg from RS to C District

Mayor Garrison stated that zone change application by Mildred Zogg from RS to C District covering property fronting on West side of Montrose at intersection with Finley, being Southwest corner of intersection, had been recommended for approval by the City Planning and Zoning Commission.

There were no persons present appearing in opposition to same. Comm. E. G. Pittman made motion that zone change application by Mildred Zogg from RS to C District be approved on first reading of ordinance. Motion was seconded by Comm. E. C. Wareing and a unanimous affirmative vote was recorded.

11. Zone Change Approved 1st Reading-Ron Horton from C to CB District

Mayor Garrison stated that zone change application by Ron Horton from C to CB District covering property located South of & fronting on Loop 287, West of intersection of Ponderosa Drive, had been recommended for approval by the City Planning and Zoning Commission.

There were no persons present appearing in opposition to same. Comm. E. G. Pittman made motion that zone change application by Ron Horton from C to CB District be approved on first reading of ordinance. Motion was seconded by Comm. E. C. Wareing and a unanimous affirmative vote was recorded.

12. Zone Change Approved 1st Reading-Maurice Vincent from RS to LB District

Mayor Garrison stated that zone change application by Maurice Vincent from RS to LB District covering property located South of & fronting on Banks Street, North of Kurth Drive, had been recommended for approval by the City Planning and Zoning Commission.

There were no persons present appearing in opposition to same. Comm. E. G. Pittman made motion that zone change application by Maurice Vincent from RS to LB District be approved on first reading of ordinance. Motion was seconded by Comm. E. C. Wareing and a unanimous affirmative vote was recorded.

13. Bids Awarded for Various City Departments-Plastic Trash Liners, Backhoe, Civic Center Equipment, Vehicles

City Manager Westerholm explained that bids had been received and tabulations prepared for review by members of Commission for various City departments, to include the following:

<u>Name of Company</u>	<u>(PLASTIC TRASH LINERS)</u> <u>Sanitation Dept.</u>	<u>Bid Amount</u>
Benjamin Feld & Associates		\$2.844 Per Roll
Century Papers, Inc.		\$2.77 Per Roll
Winzen Research, Inc.		\$2.6715 Per Roll
Adams Industries, Inc.		\$2.58 Per Roll
Mobil Chemical Company		\$3.07 Per Roll
Pak-Rite Plastics Corp.		\$3.211 Per Roll
Bemis Company, Inc.		\$2.7935 Per Roll

City Manager Westerholm explained that bids on plastic trash liners as listed above had been reviewed and the recommendation of the City staff was to accept low bid submitted by Adams Industries in the amount of \$2.58 per roll. There was no discussion by members of Commission. Comm. W. O. Ricks, Jr., made motion that bid by Adams Industries in the amount of \$2.58 per roll for 1,000,000 plastic trash liners be accepted. Motion was seconded by Comm. E. C. Wareing and a unanimous affirmative vote was recorded.

City Manager Westerholm stated that the following bids were received for the purchase of a backhoe in the Water & Sewer Department:

<u>Name of Company</u>	<u>Bid Amount</u>	<u>Delivery Date</u>
Piney Woods Tractor & Imp., Inc.	\$23,200 (680E Alt.) \$14,600 (580C)	Not Indicated
Steele Machinery Corporation	\$17,960.02	45 Days
W. A. DuBose & Son Company	\$15,449.80	Not Indicated
E-Tex International	\$13,800.00	Immediately

City Manager Westerholm stated that Steele Machinery Corporation with a bid of \$17,960.02 met specifications presented by the City and should receive award of bid. Comm. W. O. Ricks, Jr., made motion that Steele Machinery Corporation be awarded bid in the amount of \$17,960.02 for the purchase of one backhoe for the Water & Sewer Department. Motion was seconded by Comm. E. C. Wareing and a unanimous affirmative vote was recorded.

City Manager Westerholm stated that bids were received for the purchase of Civic Center equipment to include the following:

<u>Name of Company</u>	<u>Item</u>	<u>Bid Amount</u>
Federal Sign Company	Marquees	\$4,843.20
Quality Sign Company	Marquees	\$4,948.88
Dealers Electric Company	Spot Light	\$ 827.00 (I) \$ 782.00 (II)
Interface Interior Company	Draperies	\$4,396.65

Mayor Garrison recognized Mr. Jerry Hill representing Hill, Weiner, Morgan & O'Neal Architectural firm who explained that above listed bids involved the purchase of two marquees for the Civic Center which would be 8'x10' in size and he would recommend the acceptance of bid submitted by Quality Sign Company in the amount of \$4,948.88 and Proposal No. 1 submitted by

Dealers Electric Company for the purchase of a spotlight which appeared to be a better buy for the money involved.

In review of items listed above and recommendations submitted by Mr. Hill, Comm. E. G. Pittman made motion that bids submitted by Quality Signs in the amount of \$4,948.88 for the erection of two marquee signs be approved. Motion was seconded by Comm. Pat Foley and a unanimous affirmative vote was recorded.

Comm. Jack McMullen made motion that Proposal No. 1 submitted by Dealers Electric for the purchase of a spotlight in the amount of \$827.00 be approved as recommended. Motion was seconded by Comm. E. G. Pittman and a unanimous affirmative vote was recorded.

Comm. Pat Foley made motion that Interface Interiors be awarded bid for the purchase of Civic Center draperies in the amount of \$4,396.65. Motion was seconded by Comm. W. O. Ricks, Jr., and a unanimous affirmative vote was recorded.

The following bids were reviewed for the purchase of two dump trucks for use in the Street Department:

<u>Name of Company</u>	<u>Bid Amount</u>	<u>Delivery Date</u>
Barrett Mack Sales & Service	\$20,454.50 - Alt.	90-120 Days
Gibbs GMC Truck Company	\$10,429.00 - Base	30-90 Days
E-Tex International	\$11,625.00 - Base	70-100 Days
	\$25,864.00 - Alt.	85-110 Days
Lufkin White Trucks	\$28,727.00 - Alt.	Not Indicated
Greater Lufkin Ford Sales	\$10,483.90 - Base	45-60 Days
	\$21,075.81 - Alt.	"
Angelina Chevrolet-Cadillac	\$11,437.38 - Base	Not Indicated

City Manager Westerholm stated that the City had not budgeted necessary amount for purchase of diesel dump truck and members of Commission may desire to consider the purchase of same.

Following a brief discussion, Comm. W. O. Ricks, Jr., made motion that low bid submitted by Gibbs GMC Truck Company in the amount of \$10,429.00 per truck be approved for the purchase of two gasoline motor dump trucks. Motion was seconded by Comm. Pat Foley and a unanimous affirmative vote was recorded.

The following bids were reviewed for the purchase of two tractor trucks for use in the Sanitation Department:

<u>Name of Company</u>	<u>Bid Amount</u>	<u>Delivery Date</u>
Greater Lufkin Ford	\$ 9,872.53 - Base	45-60 Days
	\$19,823.53 - Alt.	"
Angelina Chevrolet-Cadillac	\$10,581.88 - Base	60 Days
Lufkin White Trucks	\$26,518.00 - Alt.	Not Indicated
E-Tex International	\$10,320.00 - Base	70-85 Days
	\$24,216.00 - Alt.	Not Indicated
Gibbs GMC Truck Company	\$ 9,920.91 - Base	30-90 Days
	\$20,452.00 - Alt.	"
Barrett Mack Sales & Ser.	\$18,875.60 - Alt.	90-120 Days

City Manager Westerholm recommended low bid submitted by Gibbs GMC Truck Company. Comm. E. G. Pittman suggested that members of Commission consider the purchase of one diesel and one gasoline truck. Comm. R. A. Brookshire made motion that low bid submitted by Greater Lufkin Ford Sales for a diesel tractor truck in the amount of \$19,823.53 be approved and low bid submitted by Gibbs GMC Truck Company in the amount of \$9,920.91 for a gasoline tractor truck be approved to provide the purchase of both a gasoline and diesel vehicle. Motion was seconded by Comm. Pat Foley and a unanimous affirmative vote was recorded.

Comm. E. G. Pittman inquired of City Manager Westerholm as to how much money would be involved over the budgeted figure for this amount. City Manager Westerholm stated that this would involve a budget overage of approximately \$6,000, but Commissioners were saving approximately \$4,000 on the purchase of plastic trash liners as previously approved.

Comm. Pat Foley requested that City Manager Westerholm keep necessary records on both diesel and gas operation within the ensuing year to compare gasoline savings on vehicles for future reports to this Commission.

Members of Commission then reviewed bids for the purchase of six economy sized cars for various City departments:

Name of Company	Type of Car	Bid Amount	Delivery Date
Morrow Buick-Pontiac	Honda	\$3,050.00 - Base	2-15-77
		\$3,396.00 - Alt.	"
	Astre	\$3,380.00 - Base	"
		\$3,585.00 - Alt.	"
Lufkin Motors, Inc.	Toyota 1511	\$3,453.95 - Base	Jan. 1977
	Toyota 1512	\$3,681.95 - Alt.	"
Swindle-Satterwhite	Rabbit	\$4,550.00 - Base	10 Days
		\$4,800.00 - Alt.	45 Days
Greater Lufkin Ford	Pinto	\$3,439.30 - Base	40-60 Days
		\$3,728.94 - Alt.	"
Angelina Chevrolet	Chevette	\$3,145.20 - Base	45 Days
		\$3,351.04 - Alt.	"
Bill Duncan Subaru	Subaru	\$3,329.35 - Base	10 Days

City Manager Westerholm stated that the City staff would prefer automatic transmissions in these vehicles, if possible, inasmuch as in-town gas savings was significant and same were more convenient to operators.

Mayor Garrison inquired as to whether or not members of Commission desired to purchase three automatics and three standard transmission economy vehicles to create a comparison inasmuch as the use of these vehicles would be a trial for the City. City Manager Westerholm stated that he was not aware as to whether or not this would make any difference to bidders.

Comm. R. A. Brookshire made motion that low bid submitted by Morrow Buick-Pontiac in the amount of \$3,050.00 per vehicle for standard transmission Hondas be approved for the purchase of six vehicles. Motion was seconded by Comm. Pat Foley and a unanimous affirmative vote was recorded.

Members of Commission then reviewed bids for the purchase of 3 economy sized pickups for use in the Water Collection & Parks Departments:

Name of Company	Type of Vehicle	Bid Amount	Delivery Date
Angelina Chevrolet	Luv	\$3,628.60 - Base	45 Days
		\$3,883.60 - Alt.	"
Greater Lufkin Ford	Courier	\$3,542.46 - Base	45-60 Days
		\$3,803.46 - Alt.	"
Lufkin Motors, Inc.	Toyota	\$3,695.00 - Base	Jan. 1977
		\$4,096.00 - Alt.	"

Prior to review of bids, Comm. W. O. Ricks, Jr., expressed his opinion as to whether or not members of City staff desired to purchase these light trucks inasmuch as the process of passing on a vehicle to other departments may involve heavy weight use to which same were not capable of withstanding. City Manager Westerholm stated that these vehicles were proposed for use in the City Garage and by the Parks & Recreation Director who did not haul heavy loads and these trucks would not be passed on to other departments in the future. Comm. Pat Foley then made motion that low bid submitted by Greater Lufkin Ford Sales for the purchase of two 1976 Couriers in the amount of \$3,542.46 each be approved for purchase of 3 vehicles. Motion was seconded by Comm. R. A. Brookshire and a unanimous affirmative vote was recorded.

14. Legislative Tax Study Committee-Authorization Granted for Use of Civic Center

Mayor Garrison explained that the Legislative Committee on property tax study was conducting hearings across the state and had scheduled one for Lufkin on December 16, 1976. Mayor Garrison further stated it had been requested that the Civic Center be used as a location for this activity in the lobby area with fees waived. Comm. W. O. Ricks, Jr., made motion that the Legislative Committee on Property Tax Study be granted authority to use the Civic Center lobby for this activity. Motion was seconded by Comm. Pat Foley and a unanimous affirmative vote was recorded.

15. Kelly Newman Appointed as New City Judge to Replace David M. Cook

City Manager Westerholm explained that the present City Judge, David M. Cook, would be leaving the services of the City effective December 31, 1976, to assume his new duties as County Judge. City Manager Westerholm explained that he had selected Mr. Kelly Newman, presently employed with Fenley, Bate & Newman attorneys in Lufkin, to replace Mr. Cook as City Judge. City Manager Westerholm explained that Mr. Newman would be employed for \$1,000 per month which was considerably less than salary of Mr. Cook inasmuch as Mr. Cook had also been appointed as assistant to the City Attorney and had established offices in the Judge's quarters of the Municipal Building. City Manager Westerholm explained that Mr. Newman would be leaving his present firm in the near future to establish a private practice of his own and would work at the City each day to complete necessary duties and then return to his private practice.

Comm. W. O. Ricks, Jr., then made motion that City Manager Westerholm's appointment of Mr. Kelly Newman as the new City Judge effective January 1, 1977, be approved. Motion was seconded by Comm. Jack McMullen.

Prior to vote on motion, Comm. Pat Foley inquired as to whether or not members of Commission desired more time to review appointment as discussed. Mayor Garrison reviewed the difficulties of appointment to this position as indicated in the Charter requirements and a brief discussion developed regarding charter requirements for appointment to this position.

Comm. Pat Foley inquired of City Manager Westerholm as to whether or not Mr. Newman would accept this position on a full-time basis. Mr. Westerholm stated that Mr. Newman did not desire to accept this position on a full-time basis.

Previous motion and second to confirm appointment by City Manager Westerholm of Mr. Kelly Newman as new City Judge received the following vote:

Voting Aye: Mayor Garrison, Comms. R. A. Brookshire, Jack McMullen, E. C. Wareing, W. O. Ricks, Jr., and E. G. Pittman

Voting Nay: Comm. Pat Foley

Mayor Garrison declared motion approved by majority vote of six to one.

16. Texas Water Quality Board Hearing Date Announced

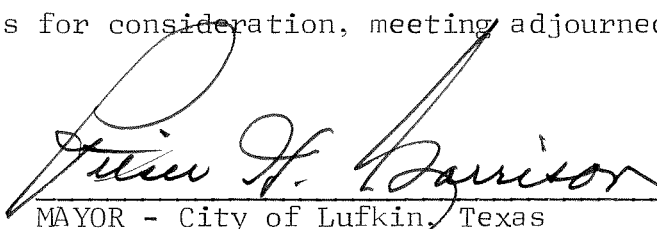
City Attorney Flournoy reported that the Texas Water Quality Board would hold a hearing on December 16 at which he, Bobby Mott and City Manager Westerholm would attend. City Attorney stated that this hearing did not involve the need for any particular Commissioner to attend unless they desired. City Attorney stated that proposed hearing would involve a report on previous hearing.

17. Sale of Used City Equipment - Disc. of Policy

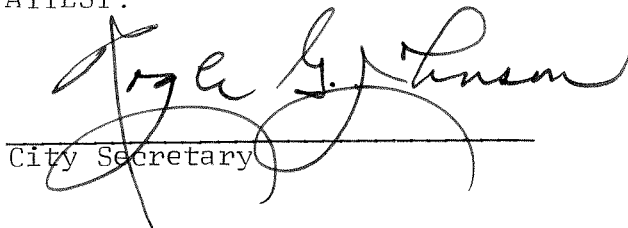
Comm. R. A. Brookshire stated that the City staff should have at least annual sales of equipment in a large quantity and establish same as a policy to provide necessary utilization of used equipment toward the purchase of new equipment. Comm. W. O. Ricks, Jr., stated that some of the old equipment should be repaired for use as standby and care for emergency breakdown situations. City Manager Westerholm stated that he would review a proposed policy for submission to Commission at a later date.

18. Adjournment

There being no further business for consideration, meeting adjourned at 9:30 p.m.


MAYOR - City of Lufkin, Texas

ATTEST:


City Secretary