

MINUTES OF REGULAR MEETING OF THE CITY COMMISSION OF THE CITY OF LUFKIN, TEXAS, HELD ON THE 21ST DAY OF JULY, 1970, AT 7:30 P. M.

On the 21st 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. Flournoy	City Attorney
Hayne Stokes	Acting City Secretary

being present, and

Lynn Durham	City Secretary
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being absent, constituting a quorum, when the following business was transacted:

1. Meeting opened with a prayer lead by Rev. R. W. Koch, Pastor of St. Paul's Methodist Church, Lufkin, Texas.
2. Mayor Garrison welcomed guests.
3. Approval of Minutes of Previous Meeting

Commissioner Crain moved, Commissioner Atkinson seconded to approve the minutes of July 7, 1970 as written and presented to the Commission prior to this meeting. A unanimous affirmative vote was recorded.

4. United Gas Distribution Company Rate Adjustment Request

Mr. Jackson Hinds appeared before the Commission and again answered questions directed at him by Mayor Garrison and other members of the Commission. Commissioner Crain stated that he approved of the service that the Gas Company was providing, but that he was not qualified to say whether the company should have a rate adjustment or not. The Mayor and other commissioners expressed the same opinion. Commissioner Crain moved and Commissioner Hopson seconded to authorize City Manager Westerholm to investigate hiring a rate expert to give advice to the Commission concerning the rate adjustment and to report back at the next regular meeting. A unanimous affirmative vote was recorded.

5. Zone Change on Atkinson Drive

City Attorney Flournoy read an ordinance changing the zone from R-2 District to LB District on 2 one-acre tracts located east of Maxwell Street and fronting on the south side of SH 103 (Atkinson Drive). This was requested by E. W. Allen and recommended by the Planning and Zoning Commission. Commissioner Crain moved and Commissioner Hopson seconded to pass the ordinance on first reading. A unanimous affirmative vote was recorded.

6. Zone Change on Paul Avenue

City Attorney Flournoy read an ordinance changing the zone from R-1 District to R-3 District on two tracts of land (No. 1 and No. 2) as described by field notes. This was requested by Earl and Ross Sims and recommended by the Planning and Zoning

Commission. Commissioner Crain moved and Commissioner Hopson seconded to pass the ordinance on first reading. A unanimous affirmative vote was recorded.

7. Bids for Fuel

Commissioner Ricks moved and Commissioner Crain seconded to authorize the City Manager to advertise for bids for fuel for the 1970-1971 budget year. Bids would be opened August 18, 1970. A unanimous affirmative vote was recorded.

8. City Attorney's Remarks

City Attorney Flournoy read a resolution accepting monies by way of governmental grant for sewer and main line construction. Commissioner Crain moved and Commissioner Wareing seconded to pass the resolution. A unanimous affirmative vote was recorded.

City Attorney Flournoy pointed out two errors in the notice as published describing the proposed area to be annexed but added that there were no problems here that could not be corrected by himself and the City Secretary. Commissioner Wareing asked about the time of the hearing of annexation. A discussion followed in which it was decided that the hearing would be held at 7:30, to be followed by the regular meeting. Commissioner Ricks requested that the City Manager study the possibility of annexing City property lying outside of the present City Limits.

9. City Manager's Remarks

City Manager Westerholm presented a preliminary report pertaining to water and sewer rates and asked authorization to continue to study so that he might present an ordinance pertaining to the adjustment of such rates to the City Commission for their consideration. He stated that such ordinance is necessary to retire our proposed bond indebtedness. There was a discussion in which sewer rate problems were discussed between Mayor Garrison, members of the Commission, and Mr. Bill Perkins, attorney for the poultry processing businesses. Mr. Perkins stated that he would like very much to confer with the City Manager and the City Attorney at their earliest convenience. It was agreed by the Mayor and Commission members that City Manager Westerholm and City Attorney Flournoy discuss the problems of our sewer rate with Mr. Perkins and that the City Manager then present the outcome of this discussion to the Commission.

City Manager Westerholm explained several changes in our City employees' Personnel Policy which he recommended should be made at this time to have an up-to-date, current policy. The following changes were presented and acted upon by the City Commission:

- 1) If an employee works to retirement age under Texas Municipal Retirement System's rules and regulations, he may be paid up to 90 days accumulated sick leave at his regular rate of pay.
- 2) If an employee works to retirement age but is not eligible under TMRS, and he does not have the required 15 years of service, he will be paid a percentage of his accrued sick leave commensurate with the number of years of service.

Commissioner Crain moved and Commissioner Hopson seconded to accept the above two changes. A unanimous affirmative vote was recorded. Commissioner Atkinson asked that the City Manager investigate our insurance policy and advise the Commission as to the insurance being carried by the

City covering time missed by sickness or accident.

3) After 10 years' employment, a City employee would be entitled to three full calendar weeks with pay as an earned annual vacation. Commissioner Leamon moved and Commissioner Crain seconded to pass the above change, the effective date being October 1, 1970. A unanimous affirmative vote was recorded.

Holidays were considered, but it was decided that holidays would be left as they now exist in our employees' policy.

4) All City employees will retire at the end of the fiscal year in which they attain the age of 65 with no exceptions. No employee will be compelled to retire before September 30, 1972, because of age. Commissioner Crain moved and Commissioner Hopson seconded to approve the above change. A unanimous affirmative vote was recorded.

10. Commissioners' Remarks

Commissioner Ricks asked about buying additional storage in Lake Rayburn. A discussion followed in which the City Manager was asked to look into this possibility. Commissioner Leamon inquired about some expenses listed and investment of various monies. Commissioner Atkinson remarked about a blind corner at North First and Laurel Streets.

11. There being no further business for consideration, Commissioner Leamon moved and Commissioner Crain seconded to adjourn. The meeting was adjourned at 10:40 P. M.


Peter V. Barnes
Mayor - City of Lufkin, Texas

ATTEST:


Hayne Stokes
Acting City Secretary - City of Lufkin, Texas