

MINUTES OF REGULAR MEETING OF THE CITY
COMMISSION OF THE CITY OF LUFKIN, TEXAS,
HELD ON JANUARY 3, 1961, AT 7:30 P.M.

On this the 3rd day of January, A.D. 1961, the City Commission of the City of Lufkin, Texas, convened in regular session in the regular meeting place in said City, with following members thereof, to wit:

Jim Waters	Mayor
E. Kurl Shirey	Commissioner, Ward No. 1
Beamon S. Cook	Commissioner, Ward No. 2
Bayo Hopper	Commissioner, Ward No. 3
A. G. Welch	Commissioner, Ward No. 4
Harold Schmitzer	City Manager
Lynn Durham	City Secretary
William D. Perkins	City Attorney

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

1. Meeting opened with prayer by City Manager.
2. Minutes of previous meeting were read and approved.
3. Mayor Waters instructed City Attorney to read ordinance covering control of vicious dogs in order that consideration might be given to its final passage. There was a large group of citizens present to vigorously protest passage of the ordinance and each person who desired to express an opinion was given the opportunity to do so by the Mayor. There was also a number of citizens present in favor of passage of ordinance and they, too, were given opportunity by Mayor Waters to express an opinion. After hearing all the pros and cons, it was the Mayor's suggestion, concurred in by other Commission members, that action be delayed until information could be developed on measures taken by other cities in Texas of comparable size to Lufkin, and City Manager was instructed to write Texas Municipal League to obtain this information.
4. Commissioner Beamon S. Cook made motion that ordinance covering establishment of Civil Defense Department be passed on second and final reading. Commissioner A. G. Welch seconded the motion and vote was unanimous.
5. R. B. Stroud, District Manager of Texas Power & Light Company appeared before the City Commission to present a new franchise agreement ordinance for fifty years duration to replace present franchise agreement which has fourteen years to go before its expiration. Mr. Stroud stated this new franchise agreement was desired in that his Company was now remodeling their building in Lufkin and were going to spend \$1,000,000.00 within next two years on lines coming into Lufkin. Some discussion developed and Commissioner Beamon S. Cook made motion that ordinance be passed on first reading, seconded by Commissioner A. G. Welch and vote was unanimous.
6. Lee Butler, News Director of KTRE-TV and Radio appeared before the Commission and advised that his Company would present written request shortly for permission to broadcast City Commission meetings live or tape for later broadcasting. Mayor Waters said matter would be given serious thought and decision given at proper time.
7. City Manager presented following two monthly estimates by Howard Pool Company covering work performed on our sewer improvement program which have been approved by Mr. R. E. L. Johnson of Turner & Collie and certified to by our City Engineer, and recommended approval to pay:

Contract #1, Estimate #12 \$ 7,062.05

Commissioner Bayo Hopper made motion that estimate be paid, seconded by Commissioner E. Kurl Shirey and voted unanimously.

Contract #2, Estimate #11 \$10,525.69

Commissioner E. Kurl Shirey made motion that estimate be paid, seconded by Commissioner A. G. Welch and voted unanimously.

8. City Manager read letter from St. Louis Southwestern Railroad Co. to which was attached lease agreement covering crossing of City's sewer line under their tracks at Mile Post E-634.420 at Keltys, Texas, and requested approval on part of City by Mayor. City Manager recommended this action be taken by City Commission. Commissioner Bayo Hopper made motion that Mayor Waters be granted authority to sign agreement on part of City. Commissioner A. G. Welch seconded the motion and the vote was unanimous.
9. City Manager read letter from Shell Oil Company in Houston requesting letter from City of Lufkin authorizing use of driveway on Lots 13 and 14, Block 2, Andrews Addition, at corner of Timberland and Atkinson for filling station purposes. City Attorney stated that it would be in order to grant request as long as City did not need for any municipal purpose. Commissioner E. Kurl Shirey made motion that this matter be approved by Resolution and that Shell Oil Company be furnished copy of Resolution. Commissioner Beamon S. Cook seconded motion and the vote was unanimous.
10. David Walker, local attorney, along with Buford Maddux, appeared before Commission to present additional information regarding Mr. Maddux's recent application for zone change which was heard by Zone Board and recommendation made by it to City Commission that application be rejected and this recommendation followed by City commission in regular meeting of December 20, 1960. Mr. Walker stated that two of the property owners within 200' who vigorously protested before Zone Board hearing had zone change applications approved in past from District "A" (residential) to District "F" and "G" (commercial). Mr. Walker felt this matter should be sent back to Zone Board for reconsideration in view of above developed facts which did not come before Zone Board their hearing. Commissioner Beamon S. Cook made motion that due to fact application has previously been rejected by City Commission at recommendation of Zoning Board, that no further action be taken at this meeting. Motion seconded by Commissioner Bayo Hopper with following vote recorded:

Voting Aye:

Commissioner Bayo Hopper
Commissioner Beamon S. Cook

Voting Nay:

Mayor Jim Waters
Commissioner E. Kurl Shirey
Commissioner A. G. Welch

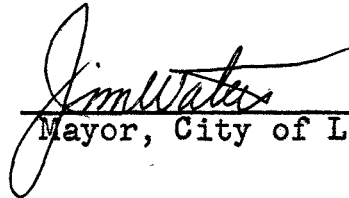
Mayor Waters stated motion failed to carry by majority vote. On advice from City Attorney, Mayor Waters advised Mr. Walker to resubmit application to Zone Board for another hearing.

11. City Manager requested permission to advertise for bids on following equipment which is covered in present budget:

2 - 1961 Police Cars
2 - 20 cubic yard Compaction Trash Trucks
2 - Truck Chassis on which trash bodies are to be mounted

Commissioner E. Kurl Shirey made motion that City Manager be given permission to advertise for bids as requested. Commissioner Bayo Hopper seconded motion and vote was unanimous.

12. Open items were gone over and discussed.
13. There being no further business for consideration, the meeting was adjourned.



Mayor, City of Lufkin, Texas

ATTEST:



City Secretary, City of Lufkin, Texas