

MINUTES OF REGULAR MEETING OF THE CITY COMMISSION OF THE CITY OF LUFKIN, TEXAS, HELD ON 5th DAY OF JAN., 1965, AT 7:30 P.M.

On the 5th day of January, 1965, 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:

Jim Waters	Mayor
Jack W. Tucker	Commissioner, Ward No. 1
Dayle V. Smith	Commissioner, Ward No. 2
S. Harry Kerr	Commissioner, Ward No. 3
H. E. Rowin	Commissioner, Ward No. 4
Granville Wright	City Manager
Lynn Durham	City Secretary
David Walker	City Attorney

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

1. Meeting opened with prayer by Rev. A. M. Freeze, Pastor of Glad Tidings Assembly of God Church, Lufkin. Rev. Freeze was thanked by Mayor Waters for his participation and was invited to remain for entire meeting or to feel free to leave when he desired.
2. Minutes of previous meeting were read and approved.
3. Mayor Waters welcomed David Walker who was in attendance at the meeting for the first time since being appointed City Attorney.
4. Falcor Perry appeared before the City Commission to request approval to make application with Railroad Commission for installation of butane truck dispensing system on South Timberland Drive in City of Lufkin.

Mr. Perry stated that he desired to establish such a business in accordance with Railroad Commission rules and regulations if they approved same but, before making application to this group, it was necessary to have approval to do so by the City Commission.

Commissioner H. E. Rowin made motion that City Commission grant approval of Mr. Perry making application to Railroad Commission for installation of butane tank dispensing system as requested. Commissioner S. Harry Kerr seconded the motion and a unanimous affirmative vote was recorded.

5. Mayor called attention to petition from property owners to close alley (Kaiser Street) north of Conn Avenue which was considered by City Planning and Zoning Commission and who advised they had no objection to change as far as planning is concerned.

Three of the property owners, Mrs. J. W. Trout, Mrs. L. G. Pelky, and Mrs. Arch C. Durham, were present to answer any inquiries.

Commissioner H. E. Rowin made motion that alley be closed as requested and that Mayor and City Secretary be authorized to sign quit-claim deeds to property owners requesting same and provision be made for existing utility easements. Commissioner Dayle V. Smith seconded the motion and a unanimous affirmative vote was recorded. City Attorney to handle legal details for City.

6. City Attorney read caption of ordinance to be considered on first reading changing zone from R-3 District to A District by Mrs. Mary O. Hudgens covering tract of land located on south side of Laurel Street between Everett Street and North Timberland Drive and described in application by field notes.

City Secretary stated application was considered by City Planning and Zoning Commission by public hearing in regular meeting of December 10, 1964, and it was their unanimous recommendation that City Commission approve zone change.

Mr. Jim Cornelius, attorney representing Mrs. Hudgens, was present and requested City Commission approval. Commissioner Dayle V. Smith asked whether this could be considered spot zoning. Mr. Cornelius stated it was not spot zoning due to area involved and that subject property adjoins property already zoned "C". Mayor inquired if anyone present desired to object to change and there were no objections.

Commissioner Jack W. Tucker made motion that ordinance be passed on first reading. Commissioner S. Harry Kerr seconded the motion and a unanimous affirmative vote was recorded.

7. City Attorney read caption of ordinance to be considered on first reading changing zone from R-1 to C District by Dr. Basil Atkinson, Jr., and Chester Anding, Jr., covering tract of land located on west side of Loop No. 287 and north of State Highway 94 and described in application by field notes.

City Secretary stated City Planning and Zoning Commission conducted a public hearing on this application in regular meeting of December 10, 1964, and unanimously recommended City Commission approval.

Mr. Chester Anding, Jr., was present to answer any inquiries by City Commission members and requested approval of change. Mayor inquired if anyone present desired to object to change and there were no objections.

Commissioner Dayle V. Smith made motion that ordinance be passed on first reading. Motion seconded by Commissioner S. Harry Kerr and unanimous affirmative vote was recorded.

8. City Attorney read caption of ordinance regulating trailer houses in City of Lufkin for second reading.

Commissioner Jack W. Tucker made motion that no action be taken at this meeting in order to give members opportunity to study further and that ordinance be considered at next meeting. Commissioner S. Harry Kerr seconded motion and a unanimous affirmative vote was recorded.

9. City Manager submitted sketch showing proposed widening of Shepherd Avenue to 40 feet from Montrose to Lufkin Avenue at an estimated cost to City of \$8,200.00 which would be charged to budgeted item of street improvement.

Commissioner S. Harry Kerr made motion that City Manager be authorized to proceed with project. Commissioner H. E. Rowin seconded the motion and a unanimous affirmative vote was recorded.

10. City Manager presented invoice from Bernard Johnson Engineers, Inc., in the amount of \$6,501.78 covering engineering services for Sanitary Sewer and Water Line Improvements and which was 35% complete and in accordance with contract approved Sept. 22, 1964. City Manager stated same had been checked with City Engineer and was found to be in line and recommended payment.

Commissioner S. Harry Kerr made motion that this invoice be ordered paid. Commissioner H. E. Rowin seconded motion and a unanimous affirmative vote was recorded.

11. City Manager stated he was employing five men as part-time employees to work as school crossing patrolmen as authorized in budget but desired City Commission approval.

These men are: Dewitt Fenley, Charles Marberry, W. C. Main, Jodie Rouse and Roy Hassell.

Commissioner Dayle V. Smith made motion that City Manager's action be approved. Commissioner S. Harry Kerr seconded motion and a unanimous affirmative vote was recorded.

12. Open items were gone over and status developed.

13. Dr. J. H. Wade, along with a large group of citizens who own property on Frank Avenue and who were not on the agenda, appeared before the City Commission and Dr. Wade, acting as spokesman, presented petition to City Commission signed by such property owners present and others not present protesting the proposal now under consideration of making Frank Avenue a four-lane divided highway to west side of City limits which is in conjunction with proposed underpass.

Dr. Wade's remarks briefly were:

- (1) His group in favor of underpass; but
- (2) If Frank Avenue is widened for this purpose, cost of right-of-way would be prohibitive.
- (3) If right-of-way taken from one side of Frank Avenue only, would render improvements on this side worthless; and if taken on each side, traffic would be within few feet of front doors and would destroy value of property.
- (4) Suggested that underpass be built at location satisfactory to City of Lufkin and that Frank Avenue be made a one-way street going in direction of both hospitals.

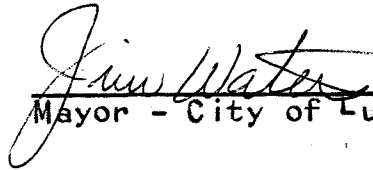
Mayor gave a background on work and study that had been given to this matter and that same was now in the process of study by State Highway Department and Consulting Engineers in order that this and other proposed improvements might be submitted to voters of City for approval at a later date. However, above protests could and would be discussed by all concerned before final decision reached.

14. Mr. James Cornelius, attorney, presented easement on Water and Sewer Line by A. B. Youngblood, et al, that had been rewritten in accordance with agreement reached at City Commission meeting of December 15, 1964.

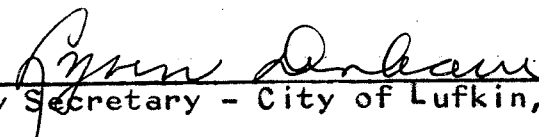
City Attorney read portion of easement that had been rewritten which met with approval of City Commission and Mr. Cornelius will have executed and given to City Attorney.

15. Commissioner Dayle V. Smith called attention to some old ice boxes on Townsend Street that created traffic hazard. City Manager to handle with owner of property to get removed.

16. City Attorney stated for benefit of City Commission, he had received unofficial verbal information that District Judge did not grant injunction to keep rest home on Moody Street from reopening as requested by City through regular legal process and that official details would be forthcoming from Mr. William D. Perkins, attorney, who handled the case for the City.
17. There being no further business for consideration, meeting adjourned at 9:15 P.M.

  
\_\_\_\_\_  
Mayor - City of Lufkin, Texas

ATTEST:

  
\_\_\_\_\_  
City Secretary - City of Lufkin, Texas