

MINUTES OF REGULAR MEETING OF THE CITY COMMISSION OF THE CITY
OF LUFKIN, TEXAS, HELD ON 1st DAY OF JUNE, 1965, AT 7:30 P.M.

On the 1st day of June, 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
William F. Prince	Commissioner, Ward No. 1
Dayle V. Smith	Commissioner, Ward No. 2
Byron McNeil	Commissioner, Ward No. 3
H. E. Rowin	Commissioner, Ward No. 4
Granville Wright	City Manager
David Walker	City Attorney
Lynn Durham	City Secretary

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

1. In the absence of a Chaplain, meeting was opened with prayer by Commissioner Dayle V. Smith.
2. Minutes of previous meeting were read and approved.
3. Dr. W. J. Reid, M.D., along with several other doctors and persons who maintain clinics and houses on Ellis Avenue, appeared before the City Commission and presented petition signed by 26 property owners on this Avenue going on record as opposing any transformation of Ellis Avenue from the present status to a one-way thoroughfare leading East.

Mayor Waters advised Dr. Reid and the other visitors that the petition would be filed and would be given due consideration in the final decision.

4. Mrs. Joe Stegall who was present stated the proposed underpass should not be constructed on Dozier Avenue but should be constructed at South Raguet and Angelina and stated this suggestion should be considered before any work is done.

Mayor Waters advised Mrs. Stegall her suggestion would be given proper consideration. Mrs. Stegall also stated that study should be made of the traffic flow in the City of Lufkin, especially in regard to the one-way street layouts.

5. Mayor Waters opened/^{and}the City Manager read bids on two pickup trucks as follows:

Angelina Truck & Tractor Company, Lufkin, Texas	
2 - Pickup Trucks	\$3240.37
Angelina Chevrolet-Cadillac Company, Lufkin, Texas	
2 - Pickup Trucks	\$3173.98
Henderson-Medford Motor Company, Lufkin, Texas	
2 - Pickup Trucks	\$3248.00
Gibbs Motor Company, Lufkin, Texas	
2 - Pickup Trucks	\$3260.00
Joe Lackey Motor Company, Lufkin, Texas	
2 - Pickup Trucks	\$3424.02

City Manager requested authority to study bids before making a recommendation on Pickup Trucks to be purchased. Commissioner Byron McNeil made motion that City Manager's request be granted. Motion seconded by Commissioner Dayle V. Smith and a unanimous affirmative vote was recorded.

County, Texas, styled City of Lufkin vs. Vernon Jordan, and this permit is subject to the terms and conditions set out in that letter of January 25, 1965, from William Drew Perkins to Granville Wright, Manager of the City of Lufkin, Texas."

"I urge that the City act on this recommendation as soon as possible since time is important to Mr. Jordan."

"As usual, if you have any questions, please let me know."

Commissioner Dayle V. Smith seconded the motion and a unanimous affirmative vote was recorded.

11. City Attorney read ordinance and election order calling for and setting date of April 6, 1965, for the election of Mayor, Commissioner of Ward No. 1 and Commissioner of Ward No. 3, which included the following election officials:

Claud Cook	Judge
Falcor Perry	Assistant Judge
Sam Griffin	Assistant Judge
Mrs. Claud Green	Clerk
Mrs. Paul Green	Clerk
Mrs. Rose Moss	Clerk
Mrs. Basil Atkinson, Jr.	Clerk
Mrs. W. F. Roberts	Clerk
Mrs. Lorraine Webb	Clerk
Mrs. Ernest Medford	Clerk
Mrs. Barney Glade	Clerk
Mrs. Joe T. (Jane) Floyd	Clerk

Commissioner Jack W. Tucker made motion that ordinance and election be approved. Commissioner H. E. Rowin seconded the motion and a unanimous affirmative vote was recorded.

12. Mr. R. C. Musslewhite appeared before the City Commission in regard to zone change application from R-1 District to A District and Special Use by the Samaria Lodge, 480, I.O.O.F., covering 1.22 acres located on SW side of Loop No. 287, between old Bibell Highway and Turtle Creek Drive, adjacent from exit of Allendale to Loop No. 287, described in application by field notes, in as-much-as the City Commission in meeting of November 3, 1964, requested the City Attorney and Mrs. Musslewhite to study the situation to see what might be done to allow the construction of this Lodge building in a R-1 District.

Mr. Musslewhite stated that since Mr. Perkins was no longer City Attorney, he had not discussed the matter in any great detail with present City Attorney David Walker.

Mr. Musslewhite was instructed by City Commission to bring this matter before the City Planning & Zoning Commission at their next meeting for further study and recommendations.

13. Mayor Pro Tem S. Harry Kerr read Minute Order No. 55441 covering work in connection with proposed Dozier Street underpass and street improvements in connection therewith which has been passed by the State Highway Commission and which should receive City Commission acceptance in order to go forward with the project.

Commissioner Dayle V. Smith made motion that this Minute Order No. 55441 be accepted on the part of the City. Commissioner Jack W. Tucker seconded the motion and a unanimous affirmative vote was recorded.

6. City Attorney read caption of ordinance changing zone from R-3 District to NR District on property located on East side of Setliff Street and South side of Birch Street by Mrs. Gertine King to be considered on second reading.

Mayor inquired if anyone present desired to object to the change but there were no objections.

Commissioner Dayle V. Smith made motion that ordinance be approved on second reading. Motion was seconded by Commissioner Byron McNeil and a unanimous affirmative vote was recorded.

7. City Manager advised that it was now in order to appoint a Tax Equalization Board to serve for the coming year and that Tax Assessor-Collector had recommended that the same Board be appointed that served last year, namely Harry T. Bowers, Lawrence E. Palmore and Earl Watts.

City Manager stated he concurred with Tax Assessor-Collector's recommendation and recommended the appointment of these gentlemen.

Commissioner Dayle V. Smith made motion that these three gentlemen be appointed as the Tax Equalization Board for the coming year. Commissioner Byron McNeil seconded the motion and a unanimous affirmative vote was recorded.

8. City Manager advised that he had received letter from Fred Woods with regard to operation of the Angelina County Humane Society which, in effect, requests additional assistance from the City.

City Manager stated that, inasmuch as Mr. Woods and Miss Winnie Berry were present, he would like for Mr. Woods to give a detailed report on the Angelina County Humane Society desires.

Mr. Woods stated that it would be necessary for the City to appropriate approximately \$200.00 monthly in order to hire a capable attendant to work at the shelter to keep it open permanently.

He stated that there was no sympathy locally for this cause and it may be necessary to ask City to run the program if assistance is not forthcoming soon.

Mayor stated the request would be given consideration and final decision made later.

9. City Manager read change order #1 from Bernard Johnson Engineers, Inc., covering water and sewer improvements to Bella Company of Beaumont amounting to decrease in contract cost of \$200.00.

This change order covered substitute 20" steel pipe in lieu of 24" steel casing specified for Item 9, Additive Alternate No. 1, and change concrete vault for air relief valve to brick manhole without shaped invert and manhole steps.

City Manager stated change order had been approved by Bernard Johnson Engineers, Inc., as well as our own City Engineer, and recommended official approval by the City Commission. Commissioner Byron McNeil made motion that change order be approved. Motion seconded by Commissioner Dayle V. Smith and a unanimous affirmative vote was recorded.

10. City Manager stated that Dr. Frank Leathers, Superintendent of Lufkin Independent School District had been in contact with him relative to purchase of land from City on Kurth Drive in 1956 but was unable to find deed to cover the purchase.

Mr. John Hanna, representing the School Board, was present and requested that City give consideration to quit-claim deed to this property. Mayor recommended that quit-claim deed be issued covering purchase of property on which school is now located and hold up on deed to other portion of property until City Manager and Dr. Leathers can study and make recommendation.

Commissioner Dayle V. Smith made motion to this effect. Motion seconded by Commissioner Byron McNeil and a unanimous affirmative vote was recorded.

11. City Manager requested approval to advertise for bids on two-ton truck for water and sewer department on which winch will be mounted and that money for this equipment was budgeted.

Commissioner H. E. Rowin made motion that City Manager's request be granted. Commissioner Byron McNeil seconded the motion and a unanimous affirmative vote was recorded.

12. City Manager stated he had checked into items at Jones Lake which were reported on at last meeting by committee composed of Elmer Redd, Percy Simond and Lawrence Kirksey and found that \$2,500.00 was the total amount budgeted for improvements in this Park and that only \$1,400.00 had been spent on the project.

In order to perform the improvements requested by this committee, it is estimated the cost would be approximately \$4,000.00 and we only have \$1,100.00 left in the budget.

Commissioner H. E. Rowin made motion that City Manager be authorized to proceed as far as he could with present budget. Motion seconded by Commissioner Byron McNeil and a unanimous affirmative vote was recorded.

13. City Manager stated that Sullivan Packing Company would like to purchase the small strip of land which was in dispute between Sullivan Packing Company and the City and which ruling was given by Court in favor of City. City Manager stated he was authorized in last regular meeting to advertise for bids on this property but would like to withhold this advertisement in order to see what Sullivan Packing would offer.

Mayor recommended that City Manager's request be granted. Motion to this effect was made by Commissioner Byron McNeil. Motion was seconded by Commissioner H. E. Rowin and a unanimous affirmative vote was recorded.

14. City Manager stated it would be necessary that we advertise for bids from local banks as City Depository for the two year period beginning July 1, 1965, in accordance with City Charter and State Laws and that such bids will be received not later than 5:00 P.M., June 15, 1965, and to be opened at regular meeting on this date. Commissioner Dayle V. Smith made motion that City Manager be authorized to advertise for bids as requested. Motion seconded by Commissioner Byron McNeil and a unanimous affirmative vote was recorded.

15. Curtis W. Fenley, Jr., who was not on the agenda, appeared before the City Commission to request consideration be given to amending a 99 year lease the City gave to the Negro Chamber of Commerce in 1956 covering land for an office building. The Negro Chamber of Commerce now desires to rewrite the lease or amend it to incorporate the Day Nursery along with the office.

City Attorney recommended that present lease be amended as requested. Commissioner Byron McNeil made motion that lease be amended as requested, and recommended by City Attorney, to include the Day Nursery. Motion seconded by Commissioner Dayle V. Smith and a unanimous affirmative vote was recorded.

16. Mr. Curtis W. Fenley, Jr., advised that the City Commission in recent regular meeting agreed to close and abandon certain streets in the Englewood Terrace Sub-Division which Bryan-Stewart, Inc., is developing but requested that this action be covered by Resolution and the City furnish deed covering such abandoned streets.

Commissioner H. E. Rowin made motion that Resolution be approved covering this action and that deed be written covering abandonment of such streets. Motion seconded by Commissioner Byron McNeil and a unanimous affirmative vote was recorded.

17. Mr. Curtis W. Fenley, Jr., requested the City Commission:

- (a) Consider allowing Bryan-Stewart, Inc., to deposit with the City of Lufkin money covering paving in Englewood Terrace Sub-Division in phases instead of the full amount of the paving cost. These phases are 1, 2 and 3 and amount to approximately \$33,000.00 each. City Attorney stated he had no objection to this arrangement so long as deposits were made immediately when the preceeding phase was completed.
- (b) Consider allowing Bryan-Stewart, Inc., to be permitted, under the paving contract, to move on the job and complete same should the contractor leave the job or stop work. City Attorney stated he had no objection except the City may not be able to release the money on deposit.

Commissioner Dayle V. Smith made motion that above two requests be granted. Commissioner Byron McNeil seconded the motion and a unanimous affirmative vote was recorded.

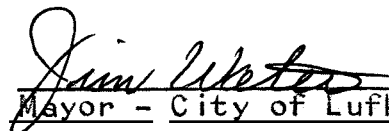
18. Rufus Duncan who was not on the agenda appeared before the City Commission to determine what action the City Commission desired to take on his previous request that City pay for lift station pump in his Brookwood Addition, the cost of which would be approximately \$2375.00 installed, and that he in return would dedicate the water and sewer lines in this Addition as well as in Wooded Estates Addition 1 and 2, and there would be no more disagreement as to the "tap fee" on Mr. Duncan's part.

City Manager advised budget did not include expenditure for such lift station pump. Mr. Duncan stated it would be satisfactory to withhold such payment until budget for 1965-66 is made up.

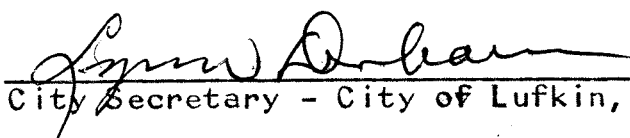
Commissioner Byron McNeil made motion that pump be included in 1965-66 budget. Motion seconded by Commissioner H. E. Rowin and a unanimous affirmative vote was recorded. Mr. Duncan advised he would write City Attorney and City Manager ad letter setting out in detail the above dedications and other matters.

19. Commissioner William F. Prince called attention to broken sewer line in creek crossing Cordelia Street and was wondering if, under the new bond issue, this condition might be rectified. This matter was discussed in considerable detail with no decision reached on final solution.

20. There being no further business for consideration, meeting was adjourned at 10:30 P.M.


Mayor - City of Lufkin, Texas

ATTEST:


City Secretary - City of Lufkin, Texas