

MINUTES OF REGULAR MEETING OF THE CITY COMMISSION OF THE CITY OF LUFKIN, TEXAS, HELD ON THE 3rd DAY OF OCTOBER, 1967, AT 7:30 P.M.

On the 3rd day of October, 1967, 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:

Earl Nisbet	Mayor
Carl Liese	Commissioner, Ward No. 1
Dayle V. Smith	Commissioner, Ward No. 2
Byron McNeil	Commissioner, Ward No. 3
Gene H. Nerren	Commissioner, at Large, Place A
Basil E. Atkinson, Jr., M.D.	Commissioner at Large, Place B
William E. Wolff	City Manager
Lynn Durham	City Secretary
David Walker	City Attorney

being present, and

Edgar C. Wareing	Commissioner, Ward No. 4
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being absent, constituting a quorum, when the following business was transacted:

1. Meeting opened with prayer by Rev. Paul Green, Minister of Education at the First Baptist Church, Lufkin, Texas. Mayor thanked Rev. Green for his participation and invited him to remain for the entire meeting or to feel free to leave when he so desired.
2. BMcN made motion that minutes of previous meetings be approved as written. DVS seconded the motion and a unanimous affirmative vote was recorded.
3. DW read Ordinance for first reading revising the present Water and Sewer Tapping Ordinance now in effect in the City of Lufkin, as recommended by WEW.

GHN made motion that Ordinance be passed on first reading as recommended by WEW. Some discussion developed in which BMcN stated that in his opinion all charges should be the same for such services. However, BMcN seconded the motion and stated an accurate check be kept on all charges for such services.

Further discussion developed regarding extensions of lines outside the City Limits and after recommendation by WEW, CL made motion that the above motion and second be amended to eliminate provisions in the Ordinance covering extensions of lines outside the City Limits. BEA seconded the motion. Vote on the amendment to motion was unanimous. Vote was then had on the amended motion and same was unanimous.

4. CL stated that Committee composed of GHN, BMcN and himself had met with Mr. Ernest Bartlett, Jr., of Bartlett, Baggett & Shands, to study proposals covering insurance on buildings and contents and had following recommendation to make:

That schedule be revised to reduce the amount of coverage on three Zoo Buildings (Bird and Small Animals Buildings and contents, Hippo House Building and Entrance Structure) which would result in a reduction in three-year premium on the Actual Cash Value-Specific Items schedule from \$5,588.61 to \$4,980.66 and a reduction in the Replacement Cost-Blanket Item plus Actual Cash Value-Specific Item premium from \$6,134.00 to \$5,459.00.

C. made motion that the latter schedule, the Replacement Cost-blanket items plus Actual Cash Value-Specific Item with premium of \$5,459.00 be approved. GHN seconded the motion and a unanimous affirmative vote was recorded.

5. CL stated that the question of liability insurance for Zoo property covering limits of 50,000.00 for each person, 100,000.00 each accident or personal injury and 10,000.00 on each property damage for an annual premium of \$90.00 was given serious consideration.

GHN made motion that this liability coverage be included at an annual premium of \$90.00. BACN seconded the motion and a unanimous affirmative vote was recorded.

6. Wk stated that he and City Engineer had met with Mr. J. Shands, Jr. regarding paving of Townsend Street and that an estimate had been received from Mr. Elwyn Jones of Temple Associates, Inc. proposing to do all excavation and grading work necessary for Townsend Street for the sum of \$1578.00. He further proposed to furnish all labor and materials to do paving per plans and specifications as prepared by the City of Lufkin for the sum of \$8065.00 making a total cost of \$9643.00. The City's portion of the above cost (1/3) being \$3,214.33.

WV recommended that the City be allowed to do the excavation and grading in the amount of \$1578.00 and pay \$1636.33 in cash which would amount to \$3214.33, or the City's portion of the cost, and then let Mr. Shands handle the entire project. This was discussed in considerable detail and BIA made motion that the above recommendation not be accepted and that the cost for paving and street work be advertised for bids. GHN seconded the motion and a unanimous affirmative vote was recorded.

7. Mr. Floyd Yancy, along with a number of other representatives of the Angelina Fresh Water Supply District No. 1, were present and Mr. Yancy acting as spokesman requested the City consider selling water to this District if sufficient line could be installed to connect with existing City main. Mr. Yancy stated there were approximately 60 families who would participate in purchasing this water and gave a complete background on work and study that has been done on this project prior to this meeting.

No action was taken by the City Commission except Mayor appointed a committee consisting of BIA, WV and FV to give the matter further study and discuss with all interested people and make recommendation at a later meeting.

8. V.V stated that approval had been given for the purchase of a new billing machine in the Water Office but had been advised by the National Cash Register Co. (NCR being the type of machines in use in this office) that such billing machine could not be delivered for approximately six months and requested City Commission approval to advertise for bids on this new equipment. City Commission gave City Manager authorization to get prices on this billing machine from several sources.

9. DV read Ordinance prepared at City Commission request ordering a special election to be held in the City of Lufkin, Texas on the question of the adoption of a one percent (1%) local sales and use tax within the City; designating the day of the election and the polling place; appointing election officials therefor; providing that all duly qualified resident electors shall be qualified to vote; prescribing form of ballot; providing for notice of election; containing other provisions relating to said election; providing for severability; and declaring an emergency.

After discussing the Ordinance in detail, CL made motion that same be passed on first and second reading by application of the emergency clause with the revision of Section 2 to show the Central Fire Station at 314 E. Lufkin Avenue as the voting place for such election and that Claud Cook and Falcor Perry be appointed Presiding Judge and Alternate Presiding Judge respectively. DVS seconded the motion and the following vote was recorded.

Voting Aye: FN, CL, DVS, JHN and BACN.

Voting Nay: BKA.

Mayor declared motion carried by majority vote.

10. WY called attention to present Garbage Ordinance wherein it was legal to deposit garbage containers larger than what a pick-up man could effectively handle and called attention to an employee in the Garbage Department recently sustaining an injury as a result of handling a container of improper size.

This matter was discussed in some length and GHM made motion that Ordinance be prepared by DI to contain recommendation of WLN wherein present Garbage Ordinance would be amended to restrict the size of the residential garbage containers and that such Ordinance specify that containers not be left permanently at locations of pick-up. Motion seconded by DVS and a unanimous affirmative vote was recorded.

11. WY presented City Commission members a copy of list of unpaid ambulance charges for the period of October, 1966 thru August, 1967, totaling approximately \$16,000.00. He stated that collections for this period amounted to approximately 40%. He stated that in addition to the amount received for ambulance service from patients, the City also, in accordance with previous agreement, had been paid \$4,400.00 from the County, during this period. WY stated that from this report of unpaid ambulance bills that it could be seen that the City was giving free services to some at the expense of others and would like any suggestions or instructions from the City Commission that might assist in a better record of collections for this ambulance service.

After some discussion it was the decision of the City Commission that WY should prepare a form letter to be sent to persons having delinquent accounts advising that suit was to be filed later if same were not paid. WY will handle accordingly.

12. WY presented invoice that has been previously held up from Bernard Johnson Engineers, Inc. covering engineering services in connection with Ellis Street paving in the amount of \$152.21. WY stated the paving work had been completed in accordance with plans even though the intersection of Ellis and Raquet was not completely satisfactory.

CL made motion that invoice in the amount of \$152.21 be paid. GHM seconded the motion and the following vote was recorded.

Voting Aye: FN, BACN, JHN and C'.

Voting Nay: DVS and BKA.

Mayor declared motion carried by majority vote.

13. CL presented Estimate No. 2 from Temple Associates, Inc. covering work performed for period ending September 20, 1967 on City Hall and Police Station Building in the amount of \$29,215.49. He stated this estimate had been approved by Bernard Johnson Engineers, Inc. and recommended same for payment.

GHN made motion that Estimate No. 2 in the amount of \$29,215.49 be paid to Temple Associates, Inc. CL seconded the motion and a unanimous affirmative vote was recorded.

14. VIV presented Estimate No. 4 from Pit Construction Co. covering paving improvements to Angelina Street in the amount of \$58,115.24 and stated same had been approved by City Engineer although had not received official approval from Bernard Johnson Engineers, Inc.

GHN made motion that Estimate No. 4 in the amount of \$58,115.24 be approved for payment. Motion was seconded by CL and a unanimous affirmative vote was recorded.

15. GHN called attention to annual Texas Municipal League meeting scheduled November 5 thru 7 at the Shamrock-Hilton Hotel in Houston and made motion that Mayor, Mayor Pro-tem and City Manager be the only ones authorized to attend this meeting. He stated that in the past ten officials and wives attended these meetings and did not feel this should be followed in the future.

EN stated that the City participates in the Texas Municipal League financially and that the benefits received by participating was well worth the money spent and thought each one should attend if at all possible. DVS and LEW concurred in EN's statement.

GHN withdrew his motion after same was not seconded. GHN then made motion that City Commission members, City Manager and their wives be authorized to attend the Texas Municipal League meeting at the City's expense. However, no action was taken since second was not received to motion.

- 15.A CL called attention to the number of trailer houses being noted throughout the City and requested information on how these permits were issued. DW stated that Ordinance was passed on February 7, 1967, which authorized City Planning and Zoning Commission to administer permits for such trailer houses.

Discussion brought out that it was the intent of the City Commission at the time Ordinance was passed that the City Commission would not relinquish authority covering the administering of this Ordinance and BEA made motion that Ordinance granting authority to City Planning and Zoning Commission to administer same be amended to instruct that such requests for trailer house permits be brought before the City Commission for approval and to change Trailer Ordinance to include all trailer houses regardless of the zone location. CL seconded the motion but before any action was taken, EN suggested that a meeting be called with the City Planning and Zoning Commission to discuss this Ordinance. No action was taken on the Mayor's suggestion and vote on the motion and second was unanimous.

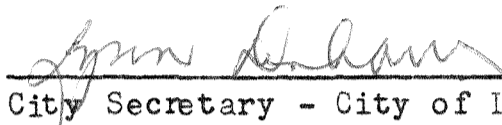
16. CL called attention to several discrepancies in rate increases contained in the approved Budget. City Manager will check these items out.

17. Discussion was had on Carnival Ordinance but no action was taken.
18. EN called City Manager's attention to a lot that needs further cleaning up in the area of the Armory. WEW will handle.
19. There being no further business for consideration, meeting was adjourned at 11:45 PM.



Mayor - City of Lufkin, Texas

ATTEST:



City Secretary - City of Lufkin, Texas