

MINUTES OF SPECIAL MEETING OF THE CITY COMMISSION OF THE CITY OF LUFKIN, TEXAS, HELD ON THE 28th DAY OF OCTOBER, 1969, AT 7:30 PM

On the 28th day of October, 1969, the City Commission of the City of Lufkin, Texas, convened in special 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
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. Flourney	City Attorney
Lynn Durham	City Secretary

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

1. Meeting opened with prayer by BMcN.
2. Mayor stated meeting had been called as a public hearing on proposed annexation of certain property by City of Lufkin and requested RLF to read notice as carried in Lufkin News on October 15, 1969 as follows.

TRACT NO. 1: A strip 600 feet on each side of the right-of-way of U. S. Highway No. 69 East, extending for a distance of 4,370 feet from the existing city limits.

TRACT NO. 2: A tract of land lying East of the existing city limits between U. S. Highway 69 East and the existing city limits line South of Paul Avenue, and extending to the East right-of-way of the proposed extension of Loop 287.

3. Mayor welcomed a number of visitors and requested any comments from the visitors regarding proposed annexation of above property. The following comments were given by the visitors.

Albert Slack:

Stated he certainly was not against growth and expansion of City of Lufkin but the basic need for the area proposed for annexation was sewer and could not see how the City could handle within the foreseeable future due to prohibitive cost.

Asked if it was necessary for the City of Lufkin to have more territory in the City Limits in order to have a sewer bond issue election.

WOR advised Mr. Slack that, in his opinion, sewer services should be provided in the near future in the area, since the proposed sewer improvement program would include the area.

EN stated it was not necessary that the City annex additional territory in order to have a sewer bond issue election.

Hubert Dorsett:

Asked why a distance of 4,370 feet on U. S. Highway 69 East and stated he thought the sales tax which goes into effect January 1, 1970 was the reason -- necessitating several business in the area having to pay such tax.

WOR advised Mr. Dorsett that the City annexed territory on U.S. Highway 59 South in a similar circumstance.

HW stated the City would have control over zoning and the orderly growth of the area.

Mr. Dorsett stated he was against zoning in any form and thought a person should be able to use his property for any legitimate purpose other than restrictions contained in recorded plat.

BEA stated that citizens in the proposed area to be annexed would be entitled to services other than sewer and zoning such as, fire and police protection, etc.

DVS presented Mr. Dorsett with copy of Zoning Ordinance in booklet form and requested him to read it since he thought it was one of the best zoning ordinances now in effect anywhere.

Bobby McCurry:

Stated he lives at 2122 Paul Avenue which was taken into City Limits when Herty Area was recently annexed but owned approximately 60 acres in Tract No. 2 on which he grazed cattle which also had three ponds located thereon. He stated if this land could not still be utilized for this purpose, would be necessary to sell it due to increase in taxes and respectfully requested the City not to annex the property. Further stated there were very few homes in the area.

HW stated that under State Law, when a municipality takes property into the Corporate Limits, property that is primarily used for agricultural purposes, it may be rendered on the tax roles and valued as agricultural property.

RLF agreed with HW on the law.

DR. Eli Emrick:

Stated he owned 4 or 5 acres of land on Ford Chapel Road and had expended approximately \$1,000.00 this past summer on septic tanks which were operating satisfactorily. He also inquired about a small trading business he had as to zoning should the area be annexed. He was advised by ECW that such business would be non-conforming if property was annexed and could continue so long as type of business was not changed or enlarged upon.

L. E. Bass:

Stated he did not have any objection to being annexed if sewer service would be furnished immediately.

Odis Kendrick:

Stated he lived on Howard Street and objected to annexation as did not think City could furnish sewer service due to cost involved.

William D. Perkins:

Inquired if this was a public hearing and if such hearing had been advertised. EN stated it was a public hearing and was being held in conformity with Charter.

Did not believe City was financially able to furnish sewer services, etc., and called attention to citizens request for such services in Herty area recently.

Recommended this annexation not be made unless it could be furnished immediate service.

Clyde O. Moore:

Did not think area should be annexed until other areas such as Herty and Keltys have been served with city facilities.

DVS requested that information be furnished at next regular meeting regarding water contracts now in effect and right-of-ways for Loop 287 Extension.

Mayor stated that first reading of Ordinance would be on the Agenda for first reading at meeting of November 4, 1969, on this annexation.

Mayor thanked those in attendance for their comments and meeting was adjourned at 8:30 P.M.



Mayor - City of Lufkin, Texas

ATTEST:


City Secretary - City of Lufkin, Texas