

MINUTES OF REGULAR MEETING OF THE CITY COMMISSION OF THE CITY OF LUFKIN, TEXAS, HELD ON THE 7TH DAY OF NOVEMBER, 1972, AT 7:30 P.M.

On the 7th day of November, 1972, 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:

Pitser H. Garrison	Mayor
R. A. Brookshire	Commissioner, Ward No. 1
Joe E. Rich	Commissioner, Ward No. 3
Edgar C. Wareing	Commissioner, Ward No. 4
W. O. Ricks, Jr.	Commissioner at Large, Place A
E. G. Pittman	Commissioner at Large, Place B
Harvey Westerholm	City Manager
Robert L. Flournoy	City Attorney
Roger G. Johnson	City Secretary

being present, and

J. T. Hopson	Commissioner, Ward No. 2
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being absent, constituting a quorum, when the following business was transacted:

1. Meeting opened with prayer by Hayne Stokes, Director of Public Works.
2. Mayor Garrison welcomed a large group of visitors who were present in connection with items on the agenda or as observers and expressed appreciation for their interest.

3. Approval of Minutes

Comm. E. C. Wareing made motion that minutes of regular meeting of October 17, 1972, be approved. Motion was seconded by Comm. E. G. Pittman and a unanimous affirmative vote was recorded.

4. Curb & Gutter Petitions - Markus Avenue & Moore Street

City Attorney Flournoy read caption of ordinance for second reading declaring the necessity for and ordering the construction of curb and gutters on Markus Avenue, from Fairfield Street to Franklin Street, and Moore Street, from Bynum Street to Bledsoe Street. Comm. W. O. Ricks, Jr., made motion that ordinance on curb and gutters covering areas described by City Attorney Flournoy be passed on second and final reading. Motion was seconded by Comm. Joe E. Rich and a unanimous affirmative vote was recorded.

5. Zone Change Application - S. C. Childers & Wife, Blanche Childers from C District to LM District

City Attorney Flournoy read caption of ordinance for first reading changing zone from C District to LM District covering property located Southeast of Wilson Street and North of North Raguet Street. There were no persons present appearing in objection to this zone change application. Mayor Garrison called on Mr. Sumner Williams, Attorney, who was present in representation of zone change application. Mr. Williams briefly described the location of this property and explained circumstances involved. Following a brief discussion, Comm. E. C. Wareing made motion that zone change application by S. C. Childers & Wife, Blanche Childers, from C District to LM District be approved on first reading as read by City Attorney Flournoy and recommended by the City Planning and Zoning Commission. Motion was seconded by Comm. Joe E. Rich and a unanimous affirmative vote was recorded.

6. Vumore Cable TV - Request for Bi-Monthly Billing

City Manager Westerholm stated that the Vumore Company had requested to bill customers on a bi-monthly basis for Cable services instead of the usual monthly process. City Manager Westerholm further stated that Vumore had indicated that this procedure would

become effective November, 1972. Mayor Garrison called on Mr. Pete Kempf, Manager of Vumore (Cablecom General, Inc.). Mr. Kempf briefly explained the request by his Company to members of the Commission and stated that this bi-monthly process would not be mandatory for customers, but easier for his Company to bill. Mr. Kempf further stated that customers would only be obligated to the usual monthly billing process. Mr. Kempf also stated that 174 draft customers had already been notified and that the majority of these customers were in favor of a bi-monthly billing process. Mayor Garrison asked Mr. Kempf if he was aware of his Company's current franchise with the City, which indicated that customers were only obligated for a one-month service charge in advance for each single connection. Mayor Garrison further explained that this request by Vumore Company (Cablecom General, Inc.) should agree with the franchise and that customers be sent a separate letter of notification along with their new bill indicating that bi-monthly billing proposed no obligation. Comm. E. C. Wareing stated that recent letters received from Vumore Cable Company (Cablecom General, Inc.) by draft customers indicated that no choice was available under the bi-monthly billing procedure. Comm. E. C. Wareing further stated that since this letter recently received by draft customers was an obvious violation of the current franchise, a new franchise should be considered to include that customers would not be obligated under the bi-monthly billing procedures and that Vumore Cable Company (Cablecom General, Inc.) be permitted to bill on a bi-monthly basis by customer approval. Following considerable discussion, Comm. R. A. Brookshire suggested that City Attorney Flournoy be notified of Vumore Company's (Cablecom General, Inc.) request for amendment to franchise and current franchise be amended with City Attorney's approval. Comm. R. A. Brookshire further stated that the billing process for November and December should indicate bi-monthly payments were not mandatory, and that a separate letter be forwarded to indicate the same. Members of the Commission were in agreement with procedures described and suggested by Comm. R. A. Brookshire. Comm. E. C. Wareing then made motion that Vumore Cable Company (Cablecom General, Inc.) be authorized to proceed with their request and discuss the possibility of a new franchise with City Attorney Flournoy to accommodate future billing procedure, and current Vumore customers be forwarded a separate letter giving notice on envelope indicating no obligation for bi-monthly on November and December bills. Motion was seconded by Comm. R. A. Brookshire and a unanimous affirmative vote was recorded.

7. State Department of Public Welfare - Request for Additional Office Space - Old City Hall Building

City Manager Westerholm stated that he had received a letter from Mrs. Gladys Hampton, Regional Administrator of the State Department of Public Welfare. City Manager Westerholm further stated that Mrs. Hampton had requested additional office space in the old City Hall building which was available on the first floor. City Manager Westerholm also informed members of the Commission that if this request for additional space was granted, it should be under the same terms as the previous request by the State Department of Public Welfare. City Manager Westerholm recommended that the State Department of Public Welfare be allowed this additional office space in accordance with request. Comm. W. O. Ricks, Jr., then made motion that the State Department of Public Welfare be authorized to fill the remaining space available on the first floor in accordance with recommendation by City Manager Westerholm. Motion was seconded by Comm. Joe E. Rich and a unanimous affirmative vote was recorded.

8. Police Dept. - Awarding of Bids - 8 New Police Units

City Manager Westerholm stated that bids for the Police Department's 8 new Police units were opened November 3, 1972, and tabulated for consideration from the following local companies:

<u>Company</u>	<u>Total for Eight Units</u>
Sewell Buick-Pontiac, Inc.	\$20,850.56
Ralph New Motor Company	\$26,294.08
Doug Williamson Dodge	\$22,889.04
Tipton-Billingsley Ford	\$22,600.00

City Manager Westerholm recommended that Sewell Buick-Pontiac, Inc., with a bid of \$20,850.56 be awarded bid for eight new Police units. City Manager Westerholm also stated that Sewell Buick-Pontiac, Inc., met specifications as advertised. Following a brief discussion, Comm. R. A. Brookshire made motion that Sewell Buick-Pontiac, Inc., with a bid of \$20,850.56 be awarded low bid for 8 new Police units in accordance with specifications as advertised and recommended by City Manager Westerholm. Motion was seconded by Comm. W. O. Ricks, Jr., and a unanimous affirmative vote was recorded.

9. Sewer Department - Awarding of Bids - Materials

City Manager Westerholm stated that bids were opened October 23, 1972, for various materials to be used in the Sewer Department, and also that these bids had been tabulated for consideration by members of the Commission from the following companies:

<u>Company</u>	<u>Items</u>	<u>Amount</u>
Hydrotex Utility Supply Corp.	500 Linear Feet Precast Manholes, 50 Manhole Cones, 50 Manhole Frames & Covers	\$15,782.90
East Texas Service Corp.	"	\$15,207.15
East Texas Service Corp.	25,000 Ft. 6-Inch VCP Pipe, 500 Ft. 8-Inch VCP Pipe, 1,700 Ft. 10-Inch VCP Pipe	\$21,253.26
W. S. Dickey Clay Mfg. Company	"	\$20,677.02
Can-Tex Industries	"	\$21,253.26
Johns-Manville Sales Corp.	"	\$20,552.56

City Manager Westerholm stated that a new type fiberglass manhole was being considered for use by the City and recommended that bids on manholes not be awarded until the City had an opportunity to consider the use of this new type manhole. Following discussion, Comm. E. G. Pittman made motion that bids from Hydrotex Utility Supply Corporation and East Texas Service Corporation for manholes, cones, frames and covers, not be considered in accordance with recommendation by City Manager Westerholm until new fiberglass type manholes were tested. Motion was seconded by Comm. W. O. Ricks, Jr., and a unanimous affirmative vote was recorded.

City Manager Westerholm stated that Johns-Manville Sales Corporation had submitted bid for VCP pipe and further informed members that this Company's bid was for plastic VCP pipe and did not meet City's specifications. City Manager Westerholm recommended that W. S. Dickey Clay Mfg. Company be awarded bid in the amount of \$20,677.02. Comm. E. G. Pittman then made motion that W. S. Dickey Clay Mfg. Company, with a bid of \$20,677.02, be awarded bid for VCP pipe in accordance with City's advertisement and recommendation by City Manager Westerholm. Motion was seconded by Comm. R. A. Brookshire and a unanimous affirmative vote was recorded.

10. Parks Dept. - Awarding of Bids - Tractor & Rotary Cutter

City Manager Westerholm stated that bids were opened November 3, 1972, for a tractor and rotary cutter to be used in the Parks and Recreation Department and the following bids were received from local companies:

Company	Tractor	Rotary Cutter
W. A. DuBose & Son Co.	\$3,032.64	\$565.84
Angelina Truck & Tractor Company	\$3,533.53	\$476.00
Piney Woods Tractor & Implement, Inc.	\$3,340.88	\$494.60

City Manager Westerholm recommended that W. A. DuBose & Son Company, with a bid of \$3,032.64 for one tractor and \$565.84 for one cutter, be awarded bid. Following discussion, Comm. W. O. Ricks, Jr., made motion that W. A. DuBose & Son Company be awarded bids in accordance with recommendation by City Manager Westerholm. Motion was seconded by Comm. R. A. Brookshire and a unanimous affirmative vote was recorded.

11. Street Department - Awarding of Bids - Rotary Cutter, Tractor, Dump Trucks, Pickups

City Manager Westerholm stated that bids were opened November 3, 1972, for equipment to be used in the Street Department and the following bids were tabulated for consideration by members of the City Commission:

Company	"3" Dump Trucks	"3" Pickups
Angelina Chevrolet-Cadillac Company	\$7,003.00/Ea.	\$3,029.00/Ea.
Gibbs Motor Company	\$6,819.00/Ea.	\$2,979.00/Ea.
Angelina Truck & Tractor, Inc.	\$6,696.22/Ea.	\$2,947.70/Ea.
Doug Williamson Dodge	\$6,907.86/Ea.	\$3,038.85/Ea.
Tipton-Billingsley Ford	\$6,376.41/Ea.	\$3,019.00/Ea.

Company	Tractor	Rotary Cutter	Sickle Mower
Angelina Truck & Tractor, Inc.	\$3,533.53	\$476.00	\$490.00
W. A. DuBose & Son Company	\$3,032.64	\$565.84	\$428.38
Piney Woods Tractor & Implement, Inc.	\$3,340.88	\$494.60	\$550.75

City Manager Westerholm recommended that Tipton-Billingsley Ford be awarded bid of \$6,376.41 each for three dump trucks. Comm. E. G. Pittman then made motion that Tipton-Billingsley Ford be awarded bid for three dump trucks in accordance with recommendation by City Manager Westerholm. Motion was seconded by Comm. R. A. Brookshire and a unanimous affirmative vote was recorded.

City Manager Westerholm recommended that Angelina Truck and Tractor, Inc., be awarded bid of \$2,947.77 each for three pickups. Comm. Joe E. Rich made motion that Angelina Truck and Tractor, Inc., be awarded bid in accordance with recommendation by City Manager Westerholm. Motion was seconded by Comm. E. C. Wareing and a unanimous affirmative vote was recorded.

City Manager Westerholm recommended that W. A. DuBose & Son Company be awarded bids for tractor, rotary cutter and sickle mower. Comm. W. O. Ricks, Jr., then made motion that W. A. DuBose & Son Company be awarded bids for tractor, rotary cutter and sickle mower in accordance with recommendation by City Manager Westerholm. Motion was seconded by Comm. E. G. Pittman and a unanimous affirmative vote was recorded.

12. International Aerial Mapping Co. - Approval of Invoice

City Manager Westerholm stated that the City had received invoice from International Aerial Mapping Company in the amount of \$9,802.73 for professional services toward the completion of aerial maps for the City. Following discussion, Comm. E. C. Wareing made motion that invoice from International Aerial Mapping Company in the amount of \$9,802.73 be approved in accordance with recommendation by City Manager Westerholm. Motion was seconded by Comm. W. O. Ricks, Jr., and a unanimous affirmative vote was recorded.

13. C Mark Charity & Social Club - Repairs to Brandon School for Neighborhood Community Center

City Manager Westerholm stated that he had received a letter from Max Griffin, Superintendent of Parks and Recreation Department, indicating that the C Mark Charity and Social Club had made a request to the City of Lufkin to repair the old Brandon School building for use as a neighborhood community center. City Manager Westerholm also informed members of the Commission that a list of estimates for repairing the Brandon Park Center was provided members for consideration. City Manager Westerholm further stated that the Parks and Recreation Department would conduct most of the carpentry work in this building and the C Mark Charity & Social Club would help in the up-keep of the building. City Manager Westerholm indicated that monies for this project must come from the Contingency Fund. Considerable discussion developed among members of the Commission and it was concluded that complete cost estimates had not been made available. Comm. Joe E. Rich then made motion that decision to grant assistance on the reconstruction of the old Brandon School building be withheld until total cost estimates were made available for consideration. Motion was seconded by Comm. R. A. Brookshire and a unanimous affirmative vote was recorded.

14. Fire Department - Resolution

City Manager Westerholm stated that Texas A & M University's Texas Firemen's Training School had implemented the use of the Lufkin Fire Department's "Lufkin Skid" method of loading fire hose. City Manager Westerholm further stated that the implementation of this loading method was a compliment to the ingenuity of the City's Fire Department. Comm. E. G. Pittman made motion that City Attorney Flournoy be authorized to prepare a resolution commending the Lufkin Fire Department for their efforts and recent recognition by Texas A & M University's Firemen's Training School. Motion was seconded by Comm. W. O. Ricks, Jr., and a unanimous affirmative vote was recorded.

Mayor Garrison recognized that Billy Stephens, Lufkin's new Fire Chief, was present and congratulated his recent appointment and commended the entire Fire Department for their ingenuity.

15. Parks & Recreation Department - Resolution

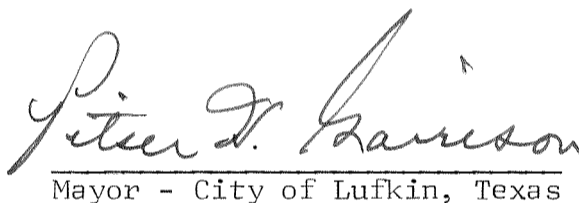
City Manager Westerholm stated that the Parks & Recreation Department had recently received an award for excellence in Parks & Recreation Management and displayed a plaque among members of the Commission received by the Parks & Recreation Department. Mayor Garrison also recognized the presence of Max Griffin, Parks & Recreation Director, and expressed appreciation for an outstanding accomplishment in his Department. Comm. E. C. Wareing made motion that City Attorney Flournoy be authorized to prepare a resolution commending the Parks & Recreation Department for their accomplishments. Motion was seconded by Comm. E. G. Pittman and a unanimous affirmative vote was recorded.

16. Bobby Cooksey - Lufkin Telephone Exchange - Complaint

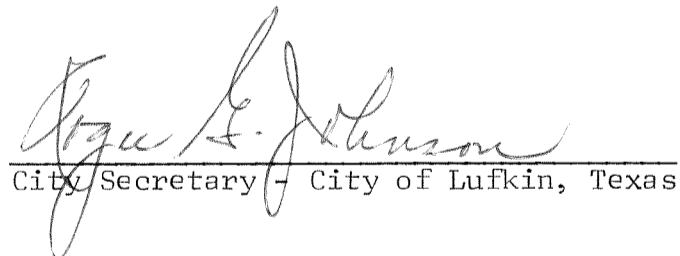
Mayor Garrison called on Mr. Bobby Cooksey, 411 Lynn Street, a new resident to the City. Mr. Cooksey explained that he had recently moved to the City and upon contacting Lufkin Telephone Exchange to receive a telephone connection, he was delayed immediate service. Mayor Garrison informed Mr. Cooksey that complaints of this nature were normally filed with the City Manager, who would research the situation and report to the Commission at a later date, if necessary. Mayor Garrison informed Mr. Cooksey that complaints regarding local utilities were compiled and normally considered prior to approval of new franchises by the City Commission.

17. Adjournment

There being no further business for consideration, meeting was adjourned at 8:25 P. M.

  
Peter D. Garrison  
Mayor - City of Lufkin, Texas

ATTEST:

  
J. E. Johnson  
City Secretary - City of Lufkin, Texas