

MINUTES OF REGULAR MEETING OF THE CITY COMMISSION OF THE CITY OF LUFKIN, TEXAS, HELD ON THE 1ST DAY OF JULY, 1980, AT 7:30 P.M.

On the 1st day of July, 1980, the City Commission of the City of Lufkin, Texas convened in regular meeting in the Council Room at City Hall with the following members thereof, to-wit:

Pitser Garrison	Mayor
Percy A. Simond, Jr.	Commissioner, Ward No. 1(new plan)
Don Boyd	Commissioner, Ward No. 2(new plan)
Bob McCurry	Commissioner, Ward No. 3(new plan)
Pat Foley	Commissioner, Ward No. 4(new plan)
E. C. Wareing	Commissioner, Ward No. 4(old plan)
Richard Thompson	Commissioner at Large, Place B(old plan)
Harvey Westerholm	City Manager
Roger G. Johnson	Assistant City Manager
Robert L. Flournoy	City Attorney
Ann Griffin	Assistant City Secretary

being present when the following business was transacted.

1. Meeting opened with prayer by Rev. Bob Lewis, Pastor of First Assembly of God Church of Lufkin, Texas.
2. Welcome of Visitors by Mayor.
3. Minutes of regular meeting of June 17, 1980 and special meeting of June 20, 1980, were approved on motion by Commissioner Pat Foley with second by Commissioner E. C. Wareing, and a unanimous affirmative vote was recorded.
4. Presentation of Service Awards - Retiring Board Members

Mayor Garrison stated that the City Commission had the pleasure of presenting service awards to the following retiring Board Members:

L. D. "Bud" Barrett - Civil Service Commission  
Leeland Petty - Civil Service Commission  
James Gibbs - City Board of Development  
Dick McKay - Planning & Zoning Commission

Mr. Barrett and Mr. Petty were present to receive their awards. Mr. Gibbs and Mr. McKay were unable to attend the meeting.

5. Ordinance Approved - First Reading - Zone Change Application - R. H. Duncan Construction, Inc. - D to A

Mayor Garrison stated that ordinance on zone change application by R. H. Duncan from Duplex to Apartment District on property covering 2.841 acres located between Woodland Drive and Loop 287 had been recommended to City Commission by Planning and Zoning Commission. There was no opposition present. Motion was made by Commissioner Pat Foley and seconded by Commissioner Don Boyd that zone change be approved on first reading. A unanimous affirmative vote was recorded.

6. Ordinance Approved - First Reading - Zone Change Application - Mrs. Jack Kennedy - RL to RS

Mayor Garrison stated that ordinance on zone change application by Mrs. Jack Kennedy from Residential Large to Residential Small District on property fronting on Old Homer-Alto Road, west of Loop 287 had been recommended to City Commission by Planning and Zoning Commission. There was no opposition present. Motion was made by Commissioner E. C. Wareing and seconded by Commissioner Richard Thompson that zone change be approved on first reading. A unanimous affirmative vote was recorded.

Mrs. Kennedy asked that she be given permission to have utilities connected and move into mobile home. City Attorney Flournoy stated that Mrs. Kennedy should see Roger G. Johnson, Assistant City Manager, for this consideration.

7. Amendment to Pool Hall Ordinance - Wilson McVicker - Withdrawn

Mayor Garrison stated that the City Commission had received a request by Wilson McVicker on behalf of Walter Albro to consider an amendment to the Pool Hall Ordinance, but Mr. McVicker asked that this item be withdrawn and placed on agenda for next regular meeting of City Commission. It was reported that Mr. McVicker would like to conduct further research and present his amendment at next City Commission Meeting.

8. Executive Session - Land Acquisition for Street Construction - Fuller Springs Law Suit - Chambers Park Relocation

Mayor Garrison adjourned regular open meeting of City Commission at 7:50 p.m. to Executive Session for consideration of land acquisition for street construction, Fuller Springs Law Suit, and Chambers Park relocation.

Meeting was reconvened by Mayor Garrison at 8:55 p.m. Mayor Garrison announced that the City Commission had discussed the acquisition of land for right-of-way on a street within the corporate limits, location which would be announced at a later meeting when same was secured.

Mayor Garrison also stated that members of Commission had reviewed recent law suit regarding City of Fuller Springs, and no action had been taken. Mayor Garrison finally announced that members of Commission had also discussed Chambers Park relocation, and in view of recent action taken by the Lufkin Independent School District, Mayor Garrison invited comments from members of City Commission regarding this item.

Commissioner E. C. Wareing requested that City Attorney Flournoy read a proposed resolution expressing the feelings of the City Commission regarding Chambers Park relocation. City Attorney Flournoy then read the following minute resolution:

"The City of Lufkin has felt it advisable to relocate Chambers Park because it is becoming less desirable as a public park for reasons that have been publicly stated. It was thought that the Lufkin Independent School District would readily join in the removal of the Park because the move would provide a larger, better equipped and more serviceable park in a beautiful setting, in the same section of the City.

When the Chambers Park property was purchased by the City from the School a restriction was placed in the Deed that the property would be used only as a public park which indicated that the School was interested in a playground for the youngsters. Our proposal to move the park, we thought, would be in keeping with the intent of the School in making the restriction.

We are disappointed that the Lufkin Independent School District has chosen to demand a large percentage of the money which would be utilized for the relocation of the Park rather than join in a program to provide better and more desirable public park facilities.

In view of this development, in spite of the favorable results of the election, we have no alternative except to abandon our plans for the sale of the Park and request that Lufkin Industries permit us to rescind our invitation to bid. It is with regret that we are compelled to take this action."

Commissioner E. C. Wareing made motion that above stated resolution be approved. Motion was seconded by Commissioner Pat Foley and a unanimous affirmative vote was recorded.

9. City Planner - Agenda Item

Commissioner E. C. Wareing inquired of City Manager Westerholm as to the status of hiring a City Planner. City Manager Westerholm reported that a number of applications had been received of which he would recommend consideration of the most qualified individual who would require a higher salary than previously described.

Commissioner E. C. Wareing expressed opinion that the City Manager should be authorized to hire this individual at the higher amount in order to obtain the most qualified person for this job. Commissioner Pat Foley expressed his agreement with Commissioner E. C. Wareing and asked that this item be placed on the agenda for consideration at next regular meeting.

10. TML Region 16 Meeting - Liberty, Texas

Commissioner Pat Foley reminded members of City Commission that Region 16, TML meeting would be held July 10, 1980, in City of Liberty, Texas. City Manager Westerholm stated that he would check with each member of City Commission as soon as possible to determine who would be able to attend. Commissioner E. C. Wareing asked City Manager Westerholm to remind members of City Commission regarding this meeting on Wednesday of following week.

11. There being no further business for consideration, meeting was adjourned at 9:05 p.m.



ATTEST:

*Peter H. Harrison*  
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Mayor, City of Lufkin, Texas

*Ann Griffin*  
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Ann Griffin, Assistant City Secretary