

MINUTES OF REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF
LUFKIN, TEXAS, HELD ON THE
1ST DAY OF MAY 2001 AT 5:00 P. M.

On the 1st day of May 2001 the City Council of the City of Lufkin, Texas, convened in a regular meeting in the Council Chambers of City Hall with the following members thereof, to wit:

Louis Bronaugh	Mayor
R. L. Kuykendall	Mayor pro tem
Don Boyd	Councilmember, Ward No. 2
Lynn Torres	Councilmember, Ward No. 3
Bob Bowman	Councilmember, Ward No. 4
Jack Gorden, Jr.	Councilmember, Ward No. 5
Dennis Robertson	Councilmember, Ward No. 6
C. G. Maclin	City Manager
James Hager	Asst. City Manager/Finance
Atha Stokes Martin	City Secretary
Bob Flournoy	City Attorney
Keith Wright	City Engineer
Kenneth Williams	Director of Public Works
Stephen Abraham	Director of Planning

Being present when the following business was transacted.

1. Father Tom Huhn , St. Patrick's Catholic Church, opened meeting with prayer.
2. Mayor Bronaugh welcomed visitor's present and recognized Lufkin High School government students and Kyle Reynolds of Boy Scout Troop 121.

3. APPROVAL OF MINUTES

Motion was made by Councilmember Don Boyd and seconded by Councilmember Bob Bowman that minutes of the regular meeting of April 17, 2001 be approved as presented. A unanimous affirmative vote was recorded.

4. CAPITAL IMPROVEMENTS PROJECTS UPDATE

Mayor Bronaugh stated that the next item for consideration was the Capital Improvements Projects update.

City Manager Maclin stated that on the Council table there is a book entitled "City of Lufkin City Council Presentation Project Management Update May 2001". Mr. Maclin stated that the first page is a list of 29 projects. Mr. Maclin stated that the downtown project showing the preliminary expenditures on engineering is provided at the back of the book. Mr. Maclin stated that the breakdown on the first page shows the engineering firm, the project engineer, engineering cost-to-date, land acquisition cost to-date, estimated construction cost, the bid date, contractor, bid amount, construction cost to-date, construction start date, construction completion date and the percent complete.

Keith Wright, City Engineer, stated that some of the jobs listed are 100% complete and others are 99% complete based on punch list items staff is waiting on. Mr. Wright stated that Tulane has been completed with the addition of sidewalks that the residents had requested. Mr. Wright stated that the belt thickener project at the Wastewater Treatment Plant had been completed. Mr. Wright stated that the Kiln Street project had been completed, which came in under budget. Mr. Wright stated that the final clarifier projects have been completed and they came in under budget. Mr. Wright stated that the two million-water tank is 99% complete and should be finalized within the next week or two. Mr. Wright stated the Old Union Road Detention Pond is basically complete and is operational. Mr. Wright stated that the pipeline company is apparently not going to replace the pipeline. Mr. Wright stated that the Brentwood Drive/FM 58

sewer line is basically complete. Mr. Wright stated that they are working on the North Lufkin drainage improvement storm sewer, which is basically complete, but is on hold at this time due to some problems with the contractor. Mr. Wright stated that they are waiting on some pumps and equipment that was back ordered for the 69 Lift Station. Mr. Wright stated that the Civic Center panel fold doors are in, but there have been some problems.

Mr. Wright stated that on the Hurricane Creek detention projects staff has purchased almost all of the land and plans are moving forward on these projects. Mr. Wright stated that these projects could bid fairly rapidly depending on some approvals by the U. S. Corps of Engineers on wetlands permitting. Mr. Wright stated that the projects on Copeland and Culverhouse could be moved up with tentative dates for July. Mr. Wright stated that the funding for these projects would be broken out over two fiscal years as already scheduled in the CIP. Mr. Wright stated that asbestos water line projects #1 and #7 would bid May 17th. Mr. Wright stated that the construction plans for Darlington and Allendale are done and they are looking at starting on Darlington quickly. Mr. Wright stated that staff had bid out the Daniel McCall project today and the results would be on the May 8th Called Council meeting agenda. Mr. Wright stated that there would be other projects that would be added to the CIP like the downtown project and a project for the wastewater return line, which is on the agenda tonight for approval.

Mr. Wright stated that there is supporting documentation for each job that links back to the main page. Mr. Wright stated that there are some differences between some of the things that he has compared to some of the things that Mr. Hager will be going over and that is basically due to some differences in the time frame and the HTE software coming on line – the old accounting system versus the new accounting system.

Mr. Hager stated that this report is a financial management tool for Council and is what he terms as the Capital Projects Status Report. Mr. Hager stated that there are several groupings of capital projects – General Obligation Bonds that fund the tax supported projects, Utility Revenue Bonds that support the utility work, and also, Renewal and Replacement Funds for water/wastewater and solid works and recycling (Depreciation Funds). Mr. Hager stated that this last year staff included current capital projects and set up funds where he transfers money from the adopted budget that Council approves into a separate fund so that from year to year staff does not have to come back and revise the budget. Mr. Hager stated that this is a better accounting mechanism for doing that.

Mr. Hager discussed the Capital Project Status Report General Obligation Capital Project Funds. A copy of the report is on file in the City Secretary's Office.

In response to question by Councilmember Gorden, City Manager Maclin stated that on the downtown project surveying is underway and the contract and plans and specifications are being developed for the potential of going to bid at the end of this year or the first of next year. Mr. Maclin stated that staff had talked about trying to expedite some of the water and sewer line replacement to try to get something going this fall and that will depend on the plans and specifications by the engineering firm of KSA. Mr. Maclin stated that he would point out that on some of these items the revenue is not shown because they are reimbursing projects, meaning that the City spends the money and sends the reimbursement request for the asbestos/cement pipeline and the downtown project. Mr. Hager stated that page 11 relates to the asbestos/cement water line replacement.

5. ORDINANCE – TABLED – SECOND READING – ZONE CHANGE – RESIDENTIAL LARGE TO RESTRICTIVE PROFESSIONAL OFFICE – ALLENDALE DRIVE – KEITH L. GREEN – BILLIE SUE BROOKS

Mayor Bronaugh stated that the first item for consideration was Second Reading of an Ordinance to change the zoning from "Residential Large" to "Restrictive Professional Office" on approximately 3.0 acres of land located on the inside of Loop 287, approximately 475 feet north of Allendale Drive and has approximately 600 feet of frontage along the Loop 187 as requested by Keith L. Green on behalf of Billie Sue Brooks.

City Manager Maclin stated that staff had received a letter from Mr. Green requesting that this zone change be tabled and rescheduled for the May 15th City Council meeting.

Motion was made by Councilmember Don Boyd and seconded by Councilmember R. L. Kuykendall that Ordinance to change the zoning from "Residential Large" to "Restrictive Professional Office" on approximately 3.0 acres of land located on the inside of Loop 287, approximately 475 feet north of Allendale Drive and has approximately 600 feet of frontage along the Loop 287 as requested by Keith L. Green on behalf of Billie Sue Brooks be tabled at the request of the applicant and rescheduled for the May 15th City Council meeting. A unanimous affirmative vote was recorded.

6. RESOLUTION – APPROVED – NOMINATION OF INDUSTRIAL/COMMERCIAL PARK – TEXAS DEPARTMENT OF ECONOMIC DEVELOPMENT

Mayor Bronaugh stated that the next item for consideration was a Resolution nominating 55.140 acres as an industrial/commercial park pursuant to rules adopted by the Texas Department of Economic Development and Chapter 2303 Texas Government Code.

City Manager Maclin stated that this is the first step of a multi-step process needed for staff to reauthorize and recertify the City's Enterprise Zone. Mr. Maclin stated that back in 1991 the City began its first efforts to establish an Enterprise Zone to provide additional incentives for economic development, primarily in North Lufkin. Mr. Maclin stated that this particular Resolution is the first part relating to what's known as SouthPark, the industrial park located on FM 819. Mr. Maclin stated that on the Council table is a map and the shaded area is the proposed Enterprise Zone, which is very similar to the same Enterprise Zone that the City has had the past 10 years. Mr. Maclin stated that Mr. Abraham and the Planning Department have worked very diligently to identify the areas that would be eligible under current data so that the City could reapply and retain and continue those benefits that include franchise tax reduction and sales tax rebates that the State is able to offer as economic development incentives.

Stephen Abraham, Director of Planning, stated that the next step in this process will be to hold a Public Hearing and that is scheduled for noon on May 8th. Mr. Abraham stated that following that step, because the rules will not allow Council to consider the Ordinance on the same day that the Public Hearing is held, the First Reading of the Ordinance nominating this proposed Enterprise Zone will be May 15 and the second meeting will be the first Council meeting in June. Mr. Abraham stated that as shown on the map, SouthPark is not contiguous with the remaining portions of the Enterprise Zone. Mr. Abraham stated that when establishing an Enterprise Zone in a geographic area you have to follow the census tract and block groups and use the unemployment and poverty numbers, etc. from the census tract. Mr. Abraham stated that the unemployment level inside the Zone has to be 1 ½ times the State's unemployment rate for the preceding year. Mr. Abraham stated that with this configuration, that has been accomplished. Mr. Abraham stated that the unemployment rate within that Zone for 2000 was 6.4. Mr. Abraham stated that the criteria has been met but we have to establish this SouthPark as an industrial or commercial park so that he does not have to use the numbers in this census tract and block group. Mr. Abraham stated that you can only have a maximum of 10 square miles and we are at 9.6 with this configuration.

Mr. Abraham stated that at the May 8th meeting he would discuss the incentives that are to be offered in the Enterprise Zone.

Motion was made by Councilmember Bob Bowman and seconded by Councilmember R. L. Kuykendall that Resolution nominating 55.140 acres as an industrial/commercial park pursuant to rules adopted by the Texas Department of Economic Development and Chapter 2303 Texas Government Code be approved as presented. A unanimous affirmative vote was recorded.

**7. ORDINANCE – WITHDRAWN – FIRST READING – ZONE CHANGE –
PLANNED UNIT DEVELOPMENT TO LOCAL BUSINESS – TULANE DRIVE
BETWEEN LOOP 287 AND HARMONY HILL DRIVE**

Mayor Bronaugh stated that the next item for consideration was the request of Card-Miles Enterprise, LLC to change the zoning from "Planned Unit Development" zoning district to a "Local Business" zoning district on approximately 28.75 acres of land having frontage on the east side of Tulane Drive between Loop 287 and Harmony Hill Drive.

City Manager Maclin stated that the applicant has withdrawn this request and is trying to find solutions that will be acceptable to all parties involved. Mr. Maclin stated that no action is required by Council at this time until the request goes back to the Planning & Zoning Commission and they forward it with a recommendation.

8. PRESENTATION BY LANDSCAPE TASK FORCE

Mayor Bronaugh stated that the next item for consideration was a presentation by the Landscape Task Force.

City Manager Maclin stated that a copy of the presentation is on the Council table. Mr. Maclin stated that a group of citizens have joined together forces and ideas and visions of ways to enhance the first impression and aesthetic quality of life in Lufkin through landscaping projects. Mr. Maclin stated that this group has been meeting for several weeks now and brainstorming and trying to identify ways that they can make a positive impact in the appearance of Lufkin. Mr. Maclin stated that in past years the City Council has discussed at the retreat about enhancing and improving the entrances and high visibility areas of the City, and this group is attempting to find some tangible affordable ways of achieving that.

Jay Schwartz, Chairman of the Landscape Task Force acknowledged the following supporters of this citizens effort: Marcelle Cannon, Dr. Sid Roberts, Jeanetta Stewart, Verna Griffith, Paul and Lee Mayberry, Mary Jo Gorden, Connie Estes, Genie Flournoy, David Miles, Lela Simmons, Elizabeth Jenkins, Dora Johns, Carol Riggs, Christine Diamond and Rita Breckenridge.

Mr. Schwartz stated that the Landscape Task Force is a private/public community effort. Mr. Schwartz stated that the Mission Statement of the group is to contribute to the well being of the citizens of Lufkin through the artistic use of landscaping, to evoke civic pride, to develop a lasting memory for visitors and to develop a living museum for enjoyment and education of the natural world.

Mr. Schwartz stated that the focus of the group would be tourism, economic development and quality of life for the citizens of Lufkin. Mr. Schwartz stated that first impressions count and humans are uniquely visual creatures. That visitors will form opinions and impressions about Lufkin based on what they see. Mr. Schwartz stated that we can tell what an interesting and entertaining community we have a million times but they will believe and tell others only what they see. What they see in Lufkin will positively influence their feelings and attitudes about their stay here.

Mr. Schwartz stated that the next slide was a newspaper clipping from The Daily Sentinel in Nacogdoches stating that their Azalea Trail was a statewide attraction. Mr. Schwartz stated that he had taken his children to the Azalea Trail and they had been impressed and had suggested taking some visitors there. He stated that the children at Brandon School had developed a gardening project after seeing the Azalea Trail in Nacogdoches. The next slide was of a group of 60 tourists from Waco who visited the Ruby M. Mize Azalea Garden on Saturday as part of this year's Azalea Trail activities.

Mr. Schwartz stated that the next slide was a picture of the Tyler Azalea Trail that has now expanded into two weeks of festivities. Mr. Schwartz stated that it would be a natural progression to continue these types of activities down to the Lufkin area.

Mr. Schwartz stated that as far as economic development, the Task Force's opinion was that dollars spent on quality, low maintenance beautification efforts are a solid investment in the economic future of our community. Mr. Schwartz showed a "before

and after" slide of the sign at SouthPark Industrial Park. Mr. Schwartz stated that three volunteers had removed the weeds, planted and watered the flowers and had spent just under \$20 for the transformation. Mr. Schwartz stated that in the near future the BlueBell Distribution Center would be located at the SouthPark Industrial Park

Mr. Schwartz stated that quality of life is important to the Landscape Task Force. He quoted: "Quality is never an accident; it is always the result of high intention, sincere effort, intelligent direction and skillful execution; it represents the wise choice of many alternatives".

The next slide was of a Kid's Garden at DisneyWorld. Mr. Schwartz stated that the Task Force envisions having a sign like this one constructed by teenagers in a school shop class. Mr. Schwartz stated that the Task Force wants to involve the community in each of its proposed projects. Mr. Schwartz stated that the options are endless for the City of Lufkin.

Mr. Schwartz stated that the Task Force was present tonight to let Council know of their intentions and immediately they would like to facilitate some improvements along Gaslight Boulevard. Mr. Schwartz stated that secondly, as a group, they would like to ask for Council support and then finally, they would like to ask for the opportunity to come back before Council during the budget process and ask for some commitment of City funds. Mr. Schwartz stated that the Task Force would like to ask that they be allowed to plant some trees along the SouthPark Industrial Boulevard, hopefully to be donated by the National Arbor Day Foundation and planted by City forces.

Councilmember Robertson stated that he was real excited about this group making this presentation. Councilmember Robertson stated that he had lived in Lufkin now for 11 years and feels that we need to spend more effort in the public areas and the private businesses to really beautify some areas. Councilmember Robertson stated that there are many opportunities around the City and in the parks to make an impression on folks when they come to Lufkin and it will make them want to come back. Councilmember Robertson stated that if we can get this off the ground and make some things happen in Lufkin, it would increase the tourism dollars. Councilmember Robertson stated that he would like to thank this group for making the effort to form this Task Force.

Councilmember Bowman stated that, in his opinion, this is an excellent program. Councilmember Gorden concurred.

City Manager Maclin that perhaps Council would take a vote to support this group in their efforts. Mr. Maclin stated that they view the Gaslight Boulevard from Frank to Pershing as a pilot project for this group to get it established and to establish a referencing point. Mr. Maclin stated that what they would be seeking from the City is use of City personnel for the installation of a sprinkler system. Mr. Maclin stated that this would be timed with the new water line that will be installed down Gaslight for the asbestos/cement replacement program so the taps and bores could be done at the same time as that construction to minimize inconvenience. Mr. Maclin stated that this is a very high-density usage street because of the visitation that comes from a 60-mile radius here to Dr.'s office and the hospital and they feel that it gets a tremendous amount of visibility. Mr. Maclin stated that the Task Force would be seeking the utilization of some City personnel, staff manpower to help accomplish this project. Mr. Maclin stated that he is under the impression that it is the Task Force's intent to raise the majority of the funds through private sources, businesses in the area, etc. Mr. Maclin stated that if we have this on record then they could use this as a pilot project to prove themselves and based on that come back at a later date to look at other potential for long term maintenance and operation of some of these improvements.

Motion was made by Councilmember Lynn Torres and seconded by Councilmember Bob Bowman to provide some staff support to the Landscape Task Force and to consider at a future date other financial involvement of the City based on the successful utilization of the Task Force on the Gaslight Boulevard project. A unanimous affirmative vote was recorded.

9. CANVASS OF CITY ELECTION – SETTING OF DATE

Mayor Bronaugh stated that the next item for consideration was setting the date for canvassing the May 5th election.

City Manager Maclin stated that as is customary the Council typically uses the first Tuesday after the election to canvass the ballots. Mr. Maclin stated that staff is proposing that Council do that a week from today on May 8th at noon. Mr. Maclin stated that there are a couple of other items that staff would like to place on the agenda.

City Manager Maclin stated that Early Voting concluded this afternoon at 5:00 p.m. and there were approximately 360 people who voted early.

Motion was made by Councilmember Don Boyd and seconded by Councilmember Bob Bowman that Tuesday, May 8, 2001 be set as the date for canvassing the election results of May 5th. A unanimous affirmative vote was recorded.

10. APPOINTMENTS – APPROVED – DETCOG BOARD OF DIRECTORS – MAYOR BRONAUGH – DENNIS ROBERTSON – LYNN TORRES – DON BOYD

Mayor Bronaugh stated that the next item for consideration was appointments to the DETCOG Board of Directors.

Motion was made by Councilmember R. L. Kuykendall and seconded by Councilmember Bob Bowman that Mayor Bronaugh, Jack Gorden, Jr., Dennis Robertson and Don Boyd be reappointed to serve as the City's representatives on the DETCOG Board of Directors. A unanimous affirmative vote was recorded.

11. AMENDMENT – APPROVED – ABANDONED AND JUNKED VEHICLE ORDINANCE

Mayor Bronaugh stated that the next item for consideration was an Amendment to the Abandoned and Junked Vehicle Ordinance.

City Manager Maclin stated that included in the Council packet is a memorandum from the Director of Inspection Services regarding a minor update in a City Penal Code.

Beauford Chapman, Director of Inspection Services, stated that the Abandoned and Junked Vehicle Ordinance that the City currently has follows the Transportation Code of the State of Texas, however, the Ordinance for some reason was written in detail where specific dates were spelled out and specific time periods. Mr. Chapman stated that when they recently revised the Transportation Code and the Junked Vehicle Code they changed it from 45 days in which a vehicle could sit on private property before it can be towed to 30 days. Mr. Chapman stated that this requires the City to change its Junked Vehicle Ordinance. Mr. Chapman stated that in talking with the City Attorney the best thing would be to stream line the Ordinance and adopt the Texas Motor Vehicle Law as our Junked Vehicle Ordinance.

Motion was made by Councilmember Bob Bowman and seconded by Councilmember Jack Gorden, Jr. that Amendment to the Abandoned and Junked Vehicle Ordinance be approved on First Reading as presented. A unanimous affirmative vote was recorded.

12. AMENDMENT – APPROVED – FIRST READING – CODE ENFORCEMENT ORDINANCE - WATER AND SEWER LEAKS

Mayor Bronaugh stated that the next item for consideration was an Amendment to the Code Enforcement Ordinance relating to water and sewer leaks.

Beauford Chapman, Director of Inspection Services, stated that the City's current Ordinance stipulates that the City has 72 hours after official notification before an individual is required to do something with a sewage leak. Mr. Chapman stated that it is his opinion that there are some cases where that is not adequate because they need

to move on some cases quicker. Mr. Chapman stated that he wanted to add item "C" of Penal Ordinance 379 which reads: Whenever any condition described above is found to exist on any premises (a sewer leak) within the City, and in the opinion of a Code Enforcement Officer or the Building Official, it constitutes an immediate and present health hazard, the owner may be required to abate the conditions within 24 hours by written or verbal notification. Mr. Chapman stated that if after 24 hours they have not corrected the leak then the City could site them and take them to Municipal Court.

In response to question by Councilmember Gorden, Mr. Chapman stated that if the sewer leak is at a motel or an apartment building they will have to move quickly to keep the sewage from going out on the ground and into the ditch when people's health is at risk.

Councilmember Robertson stated that, in his opinion, the City should have to repair a leak within 72 hours if the homeowner is required to meet those requirements; otherwise we will have a double standard. Mr. Wright stated that that will depend on the number of leaks that come in on a particular day and that they will start with the bigger lines first. Mr. Wright stated that it comes down to a manpower issue. Mr. Wright stated that in the upcoming budget he and Mr. Williams would be asking for some things that will help them to alleviate some of those problems. Mr. Wright stated that he will be asking for an additional two-man crew that will come behind the leak crew and repair the pavement and the yard, so the leak crew can move on faster.

Mr. Chapman stated that this falls under the same Penal Ordinance for water and sewer leaks but this particular Amendment only deals with the sewer leaks. Mr. Chapman stated that it is still 72 hours on water leaks.

Mr. Chapman stated that the critical word in this Amendment is where it says that the Building Official "may" take any action deemed appropriate to abate the condition. Mr. Flournoy stated that this Amendment addresses leaks that are creating a health hazard.

Motion was made by Councilmember Don Boyd and seconded by Councilmember Dennis Robertson that Amendment to the Code Enforcement Ordinance relating to water and sewer leaks be approved on First Reading as presented. A unanimous affirmative vote was recorded.

13. **BID – APPROVED – SEWER MAIN EXTENSION – WAL-MART SITE – COBURN SUPPLY**

Mayor Bronaugh stated that the next item for consideration was award of bid for sewer main extension at the new Wal-Mart site.

City Manager Maclin stated that included in the Council packet is the bid tabulation and a memo from the City Engineer recommending that we award the low bid of Coburn Supply in the amount of \$10,038.85. Mr. Maclin stated that this project would be done by City forces and only one-third of it will be netted to the City; the remainder will be reimbursed to the City by the developers at the new Wal-Mart site. Mr. Maclin stated that because the total of the pipe was over \$10,000, Council authorization was needed to award this bid.

Motion was made by Councilmember Bob Bowman and seconded by Councilmember Jack Gorden, Jr. that the bid of Coburn Supply in the amount of \$10,038.85 for materials for the sewer main extension at the new Wal-Mart site be approved as submitted. A unanimous affirmative vote was recorded.

14. **BID – APPROVED – DUMP TRUCK – WATER UTILITIES DEPARTMENT – HOUSTON FREIGHTLINER**

Mayor Bronaugh stated that the next item for consideration was bid for a dump truck to be used in the Water Utilities Department.

City Manager Maclin stated that staff recommendation is to award the low bid of Houston Freightliner in the amount of \$39,675.00

Motion was made by Councilmember Don Boyd and seconded by Councilmember Bob Bowman that the bid of Houston Freightliner in the amount of \$39,675 for a dump truck to be used in the Water Utilities Department be approved as submitted. A unanimous affirmative vote was recorded.

15. **BID – APPROVED – DITCH WITCH – WATER UTILITIES DEPARTMENT – COOK SAW**

Mayor Bronaugh stated that the next item for consideration was a Ditch Witch machine to be used in the Water Utilities Department.

City Manager Maclin stated that the staff recommendation is to award the low bid of Cook Saw in the amount of \$40,900.

Motion was made by Councilmember R. L. Kuykendall and seconded by Councilmember Dennis Robertson that the bid of Cook Saw in the amount of \$40,900 for a Ditch Witch machine to be used in the Water Utilities Department be approved as submitted. A unanimous affirmative vote was recorded.

16. **BID – APPROVED – WASTEWATER TREATMENT PLANT RECYCLE LINE – DOUGHTIE CONSTRUCTION**

Mayor Bronaugh stated that the next item for consideration was bids for the Wastewater Treatment Plant recycle line.

City Manager Maclin stated that included in the Council packet is the bid tabulation. Mr. Maclin stated that this is a project that is required as part of the City's wastewater treatment system and staff is recommending the low bid of Doughtie Construction in the amount of \$91,076.24.

Mr. Wright stated that the next agenda item addresses this also. Mr. Wright stated that this was an item that was not originally planned for and he is asking for a budget amendment.

Motion was made by Councilmember Don Boyd and seconded by Councilmember R. L. Kuykendall that the bid of Doughtie Construction in the amount of \$91,076.24 for the wastewater treatment plant recycle line be approved as submitted. A unanimous affirmative vote was recorded.

17. **BUDGET AMENDMENT NO. 2 – APPROVED – DEPRECIATION FUND – WASTEWATER TREATMENT PLANT RECYCLE LINE – EQUIPMENT TRANSPORTATION DELIVERY TRUCK**

Mayor Bronaugh stated that the next item for consideration was budget amendments to the Depreciation Fund for Wastewater Treatment Plant recycle line and for the purchase of equipment transportation delivery truck.

City Manager Maclin stated that included in the Council packet is a memo from the Assistant City Manager entitled Amendment No. 2 that delineates all of these items for Council consideration. Mr. Maclin stated that this is appropriate in order to provide the appropriate documentation for budget and audit purposes.

Motion was made by Councilmember Bob Bowman and seconded by Councilmember R. L. Kuykendall that budget amendments to the Depreciation Fund for Wastewater Treatment Plant recycle line and for the purchase of equipment transportation delivery truck be approved as presented. A unanimous affirmative vote was recorded.

17. CONTRACT – APPROVED – UTILITY RATE ANALYSIS – CAPITAL IMPROVEMENTS FOR SAM RAYBURN RESERVOIR – REED & STOWE

Mayor Bronaugh stated that the next item for consideration was the award of a contract for the provision of utility rate analysis for water and sewer rates and potential of Capital Improvements for Sam Rayburn Reservoir.

City Manager Maclin stated that when Council approved last year in the budget process some funds for continuing implementation of the Sam Rayburn water project feasibility study one of the things that was included in that was the rate analysis of the water utility. Mr. Maclin stated that this is something that has not been done by the City in the 10 years he has been here. Mr. Maclin stated that what the analysis will do initially is to evaluate our current rates and confirm appropriate responsibility for commercial and residential customers so there is an equitable, fair basis of payment on a rate per thousand for each category. Mr. Maclin stated that the main portion of their work will be to help analyze and make recommendations as far as what rate increases would be required and how would be the most cost effective affordable methodology of implementing those rate increases to our customers when the debt is issued for the Capital Improvements needed for Sam Rayburn.

Mr. Maclin stated that three proposals were received and all three firms were very well experienced in rate analysis. Mr. Maclin stated that it is staff's opinion that Reed and Stowe gave the best proposal and recommend their bid in the amount not to exceed \$33,500.

Motion was made by Councilmember Don Boyd and seconded by Councilmember Jack Gorden, Jr. that the proposal of Reed & Stowe for services not to exceed \$33,500 be approved as presented. A unanimous affirmative vote was recorded.

City Manager Maclin complimented James Hager, Assistant City Manager, for drafting the specifications for this proposal.

18. EXECUTIVE SESSION

Mayor Bronaugh recessed Regular Session at 6:18 p.m. to enter into Executive Session. Regular Session reconvened at 6:41 p.m. and Mayor Bronaugh stated that appointments to Boards had been discussed.

19. APPOINTMENTS – APPROVED – PLANNING & ZONING COMMISSION – JAMES FEARS – PAUL PEREZ

Motion was made by Councilmember Dennis Robertson and seconded by Councilmember Don Boyd that James Fear and Paul Perez be reappointed to the Planning & Zoning Commission. A unanimous affirmative vote was recorded.

20. APPOINTMENT – APPROVED – CIVIL SERVICE BOARD – ROYCE GARRETT

Motion was made by Councilmember Jack Gorden, Jr. and seconded by Councilmember Bob Bowman that Royce Garrett be reappointed to the Civil Service Commission Board. A unanimous affirmative vote was recorded.

21. APPOINTMENTS – APPROVED – TREE BOARD – JOHN COURTENAY – JOE PASE – LYNN TORRES – DENNIS ROBERTSON – R. L. KUYKENDALL

Motion was made by Councilmember Don Boyd and seconded by Councilmember Bob Bowman that John Courtenay, Joe Pase, Lynn Torres, Dennis Robertson and R. L. Kuykendall be reappointed to the Tree Board. A unanimous affirmative vote was recorded.

22. CALENDAR NOTATIONS FROM THE MAYOR, COUNCILMEMBERS AND CITY MANAGER

City Manager Maclin stated that the National Day of Prayer would be observed at noon on Thursday at the entrance of City Hall on Third Street.

City Manager Maclin stated that the speaker for the First Friday luncheon would be Bob Brown who would speak on deregulation of electric companies.

City Manager Maclin stated that the City employee's picnic would be at the Exposition Center on Saturday, May 12th from 9:00 a.m. until noon.

City Manager Maclin reminded Councilmembers of the Council Planning Retreat at Pine Island on May 22nd.

23. There being no further business for consideration, meeting adjourned at 6:50 p.m.



Louis A. Broughton
Mayor

ATTEST:



Atha Martin - City Secretary