

**MINUTES OF THE REGULAR MEETING OF THE CITY COUNCIL OF THE CITY
OF LUFKIN, TEXAS HELD ON THE 4th DAY OF OCTOBER, 2005**

On the 4th day of October 2005, 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
Rose Faine Boyd	Mayor pro tem
R. L. Kuykendall	Councilmember, Ward No. 1
Lynn Torres	Councilmember, Ward No. 3
Don Langston	Councilmember, Ward No. 4
Jack Gorden, Jr.	Councilmember, Ward No. 5
Dennis Robertson	Councilmember, Ward No. 6
Paul L. Parker	City Manager
Renee Thompson	City Secretary
Robert Flournoy	City Attorney
Keith Wright	Asst. City Manager/Public Works
Kenneth Williams	Asst. City Manager/Administrative Services
David Koonce	Human Resource Director
Beauford Chapman	Inspection Services Director
Scott Marcotte	Asst. Police Chief
Dorothy Wilson	Director of Planning
Doug Wood	Finance Director
Bill Cameron	City of Lufkin Webmaster
Pete Prewitt	Fire Chief

being present, when the following business was transacted:

1. The meeting was opened with prayer by Reverend James Townes, New Life Missionary Baptist Church.
2. Mayor Louis Bronaugh welcomed visitors present. Councilmember Lynn Torres recognized LHS students who were present, satisfying their government class requirement.

3. APPROVAL OF MINUTES

Minutes of the Regular Meeting on September 20, 2005 were approved on a motion by Councilmember Lynn Torres, and seconded by Councilmember Dennis Robertson. A unanimous affirmative vote was recorded.

OLD BUSINESS:

4. SECOND READING OF AN ORDINANCE AMENDING THE ZONING ORDINANCE OF THE CITY OF LUFKIN, TEXAS – APPROVED - BY GRANTING A “SPECIAL USE PERMIT” FOR A DOG KENNEL WITHIN A “COMMERCIAL” ZONING DISTRICT ON CERTAIN TRACTS OR PARCELS OF LAND WITHIN THE CORPORATE LIMITS OF THE CITY OF LUFKIN, TEXAS DESCRIBED AS TRACT 41 OF THE C. H. MCCLUNG SURVEY AND AUTHORIZING THE CITY PLANNER TO MAKE SUCH CHANGES ON THE OFFICIAL MAP

Mayor Louis Bronaugh stated that the next item for consideration was to consider on Second Reading an Ordinance amending the Zoning Ordinance of the City of Lufkin, Texas by granting a “Special Use Permit” for a Dog Kennel within a “Commercial” Zoning District on certain tracts or parcels of land within the corporate limits of the City of Lufkin, Texas described as Tract 41 of the C. H. McClung Survey and authorizing the City Planner to make such changes on the official map. City Manager Paul Parker stated that the Council was familiar with the Ordinance from the First Reading and reminded Council of the stipulations

of the Ordinance. City Manager Parker explained that the Ordinance included the following conditions:

1. Limitation to exclude domestic animals that are not "crate trained", such as pigs, goats, sheep, cows, horses, etc.
2. Animals will not eliminate waste on the grounds surrounding the business or in the vicinity of the business in a manner that would cause waste to interfere with pedestrians' enjoyment of the area around the business location.
3. No animals will board overnight.
4. The Animal Kennel "Special Use Permit" will be subject to a six-month period in which Staff will inspect and evaluate the business for compliance with the "Special Use Permit" requirements. Failure to comply with restrictions will result in revocation of the Permit.

City Manager Parker added that he would be happy to answer any questions that Council had concerning the item. Mayor Bronaugh then asked if there was anyone in the audience that wished to speak for or against this Ordinance. Jennifer Allen stated that she was the prospective business owner and would be happy to answer any questions that the Council had. Ms. Allen added that the business was basically dog and cat grooming.

Councilmember Don Langston moved to approve on Second Reading the Ordinance amending the Zoning Ordinance of the City of Lufkin, Texas by granting a "Special Use Permit" for a Dog Kennel within a "Commercial" Zoning District on certain tracts or parcels of land within the corporate limits of the City of Lufkin, Texas described as Tract 41 of the C. H. McClung Survey and authorizing the City Planner to make such changes on the official map. Councilmember Lynn Torres seconded the motion. The following vote was recorded:

Aye: Council Members Gorden, Torres, Langston, Robertson and Mayor Bronaugh

Nay: Council Members Kuykendall and Boyd

The motion carried with five affirmative votes.

5. SECOND READING OF AN ORDINANCE OF THE CITY OF LUFKIN, TEXAS ESTABLISHING A CONSTRUCTION BOARD OF APPEALS - APPROVED - FOR THE HEARING OF APPEALS OF ORDERS, DECISIONS OR DETERMINATIONS MADE BY THE BUILDING OFFICIAL RELATIVE TO THE APPLICATION AND INTERPRETATION OF THE BUILDING CODES, ESTABLISHING PROCEDURE FOR ADOPTING RULES OF PROCEDURE FOR CONDUCTING ITS BUSINESS AND REPEALING ALL PRIOR ORDINANCES

Mayor Louis Bronaugh stated that the next item for consideration was the Second Reading of an Ordinance of the City of Lufkin, Texas establishing a Construction Board of Appeals for the hearing of appeals of orders, decisions or determinations made by the building official relative to the application and interpretation of the Building Codes, establishing procedure for adopting rules of procedure for conducting its business and repealing all prior Ordinances. City Manager Paul Parker stated that Council had discussed this Ordinance during an Executive Session and the First Reading. City Manager Parker added that Staff would answer any questions that Council had concerning the Ordinance.

Councilmember R. L. Kuykendall moved to approve on Second Reading the Ordinance of the City of Lufkin, Texas establishing a Construction Board of Appeals for the hearing of appeals of orders, decisions or determinations made by the building official relative to the application and interpretation of the Building Codes, establishing procedure for adopting rules of procedure for conducting its business and repealing all prior Ordinances. Councilmember Jack Gorden seconded the motion. A unanimous affirmative vote was recorded.

6. SECOND READING OF AN ORDINANCE OF THE CITY OF LUFKIN, TEXAS PROVIDING FOR AND ESTABLISHING CERTAIN STREETS OR PORTIONS OF STREETS AS "ONE-WAY STREETS"; AUTHORIZING THE INSTALLATION OF TRAFFIC CONTROL DEVICES AND TRAFFIC SIGNS TO CONTROL VEHICULAR TRAFFIC ON CERTAIN STREETS; AND PROVIDING A PENALTY

Mayor Louis Bronaugh stated that the next item for consideration was the Second Reading of an Ordinance of the City of Lufkin, Texas providing for and establishing certain streets or portions of streets as "One-Way Streets"; authorizing the installation of traffic control devices and traffic signs to control vehicular traffic on certain streets; and providing a penalty. City Manager Parker stated that this was again the Second Reading of the Ordinance and would put into Ordinance form the action that Council had previously taken by approving the reconstruction of the Downtown Streets. City Manager Parker stated that Staff recommended approval of the Ordinance.

Councilmember Lynn Torres commented that the streets that have been posted as "one-way" appear to be working well.

Councilmember Jack Gorden moved to approve on Second Reading the Ordinance of the City of Lufkin, Texas providing for and establishing certain streets or portions of streets as "One-Way Streets"; authorizing the installation of traffic control devices and traffic signs to control vehicular traffic on certain streets; and providing a penalty. Councilmember Rose Faine Boyd seconded the motion. A unanimous affirmative vote was recorded.

NEW BUSINESS:

7. BID FOR WHITEHOUSE DRIVE - APPROVED - PHASE II

Mayor Louis Bronaugh stated that the next item for consideration was a bid for Whitehouse Drive Phase II. City Manager Paul Parker stated the bids for Whitehouse Drive Phase II street improvements were recently opened. City Manager Parker explained that the project was divided into two (2) parts. City Manager Parker stated that the first part was for construction of water and sewer facilities and the second part was for streets, sidewalks, and drainage work. City Manager Parker added that the third part would be asphalt that would be laid by City Staff. City Manager Parker stated that the low bid for the water and sewer portion was from Angelina Excavating for \$77,848.40. City Manager Parker added that Allen Loggins and Sons was the low bidder for streets, sidewalks, and drainage for \$810,266. City Manager Parker stated that the total of the two contracts was \$888,112.40 and was \$369,437.60 below the allocated budget amount. City Manager Parker added that the City had spent approximately \$30,000 more on right-of-ways than was originally anticipated. City Manager Parker explained that after this project the City would then begin Phase III, which was the portion of the project that the City was somewhat leery of.

Assistant City Manager/Public Works and City Engineer Keith Wright stated that there would be some increase over what was estimated for asphalt, due to the rising prices in asphalt. Mr. Wright stated that he expects to see an approximate twenty percent (20%) increase in cost which would come to approximately \$40,000. Mr. Wright stated that the City should still see an approximate \$300,000 savings.

Councilmember Dennis Robertson asked if this would include sidewalks for one side of the street. Mr. Wright stated that there were two added alternates that were being recommended. Mr. Wright stated that one alternate had sidewalks from the cemetery to FM 58 and the other alternate was from the cemetery to Academy.

Councilmember Dennis Robertson moved to approve the bid for Whitehouse Drive Phase II. Councilmember Rose Faine Boyd seconded the motion. A unanimous affirmative vote was recorded.

8. City Manager Paul Parker stated that he had a couple of items to highlight to the Council. City Manager Parker stated that Council had been given reports of the hotel usage in Lufkin and the budget of the Angelina County Appraisal District. City Manager Parker explained that he wanted Council to review this budget before it went before their board for approval.

City Manager Parker stated that he wanted to explain what had happened during the "Hurricane Rita" Event in Lufkin. City Manager Parker stated that the Council and Management Team could be extremely proud of the employees of the City of Lufkin. City Manager Parker explained that the City Staff did an outstanding job during the event. City Manager Parker stated that the event included members from every area in the City. City Manager Parker added that it included the phone bank that was maintained at City Hall to

Animal Control taking in over three hundred (300) animals from evacuees. City Manager Parker added that Doug Wood and Jim Wehmeier maintained the warehouse of produce and food items. City Manager Parker explained that every department was working during the event. City Manager Parker stated that preparation began a week before the Hurricane hit East Texas. City Manager Parker explained that Staff concentrated on the drainage to avoid flooding in the City. City Manager Parker stated that Staff also checked generators, passed out food, ice and water, and set up generators for the Civic Center which was the "Special Needs" Shelter. City Manager Parker added that the Street Department and Public Works provided sand for residents. City Manager Parker stated that over fifty (50) tons of sand was dispensed to residents of Lufkin. City Manager Parker stated that the City Staff was staged in four (4) quadrants in the City to prepare for possible flooding or downed trees. City Manager Parker commented that he was extremely proud of the preparations made for the event. City Manager Parker added that no single employee of the City of Lufkin refused to come to work during the event. City Manager Parker added that many employees spent the night in the four (4) quadrants set up around the City of Lufkin. City Manager Parker stated that it was a traumatic event but before the wind had quit, the staff was out on the streets clearing debris. City Manager Parker added that Police and Fire had maintained a steady vigil throughout the event. City Manager Parker stated that the Friday before the Hurricane made landfall was the most traumatic day of the event as the City came to a gridlock with evacuees entering Lufkin. City Manager Parker added that no fuel could be found, shelters were at capacity, and there were approximately seventy (70) buses and one thousand (1000) cars at the Lufkin High School check-in point. City Manager Parker stated that there was no place to put the evacuees. City Manager Parker stated that School Superintendents and Assistant City Managers were there passing out water and the Texas Department of Transportation worked to fuel them so they could leave town and out of harms way. City Manager Parker stated that the City was set up to hold approximately 8,500 evacuees and it was estimated that there were approximately 20,000 evacuees in our City. City Manager Parker added that the "faith based" community was very helpful as they opened their churches and served the evacuees. City Manager Parker commented that there were also many homes opened by individuals and families in Lufkin. City Manager Parker stated that Street Department, Sanitation, and Parks and Recreation crews were still working on picking up debris in neighborhoods and in parks around Lufkin. City Manager Parker added that the City was still working with Red Cross who was still operating a few shelters in the area. City Manager Parker stated that there were of course things that could have been done better and added that there would be a critique by Staff of the event. City Manager Parker added that overall he would give the City an "A".

City Manager Parker also highlighted some organizations or businesses that came to the aid of the City of Lufkin. City Manager Parker stated that the partnership with the Lufkin Independent School District was tremendous as shelters were opened in many schools as well as the "check-in" that was at Lufkin High School. City Manager Parker added that Superintendents Sharp and Knight along with Assistant City Manager/Administrative Services Kenneth Williams worked to pass out water and diffuse a real potential problem as evacuees descended on Lufkin High School with no shelters available. City Manager Parker added that the Department of Public Safety and the Texas State Guard came in and helped the City during the crisis with traffic control, handing out food and water, unloading trucks, and working security at the shelters. City Manager Parker stated that many local restaurants donated food for workers in the Emergency Operation Center.

City Manager Parker stated that he also wanted to highlight two individuals that were invaluable to the City during the event. City Manager Parker explained that the City came very close to losing water to the City of Lufkin. City Manager Parker added that one pump on one of the water wells failed. City Manager Parker explained that Bob Brown along with TXU Electric worked diligently to get the power to the water wells. City Manager Parker also wanted to extend gratitude to Carl Ray Polk. City Manager Parker stated that the City of Lufkin lost power to the vendor who provides fuel to the City and Mr. Polk came to the City and offered to provide the City fuel for City vehicles. City Manager Parker explained that Mr. Polk set aside a service station that was full of fuel for the City and County during the event. City Manager Parker added that Mr. Polk turned the account in to Exxon who stated that it appeared that Exxon would reimburse the City for the entire amount of fuel under the emergency program that they had. City Manager Parker added that there were so many people that needed to be thanked and added that the Red Cross and Salvation Army were also vital during the event.

City Manager Parker then turned the meeting over to Bill Cameron, Webmaster for the City of Lufkin who gave a video presentation of the events surrounding Hurricane Rita. The video gave an excellent account of the hard work, time and effort that went into the event.

Mayor Louis Bronaugh then stated that the previous Monday, Jack Sweeney, from Diboll asked him to attend a presentation of checks to Angelina County, the City of Diboll, and the City of Lufkin. Mayor Bronaugh added that the City of Lufkin received a check in the amount of \$50,000 from Temple Inland to help defray the cost to the City during Hurricane Rita, and commented that Temple Inland was, as usual, being a good corporate neighbor. Mayor Bronaugh also pointed out that when Governor Rick Perry was in Lufkin, he presented the Salvation Army with a check for \$100,000. Mayor Bronaugh stated that he was extremely proud of the Staff of the City of Lufkin and commented on strolling through the City Hall and noticing cots in offices that enabled Staff to work around the clock during the crisis.

9. Mayor Louis Bronaugh recessed the Regular Session at 5:31 p.m. to enter into Executive Session.

EXECUTIVE SESSION: In accordance with the Texas Government Code Section 551.071 (2) Consultation with City Attorney on any Regular Session Agenda item requiring confidential, attorney/client advices necessitated by the deliberation or discussion of said items (as needed), and real estate, appointment to boards and personnel may be discussed.

Mayor Louis Bronaugh reconvened the Regular Session at 6:07 p.m.

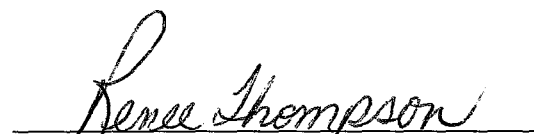
10. Mayor Louis Bronaugh stated that the next item for consideration was to appoint members to the Construction Board of Appeals.

Councilmember Dennis Robertson moved to table the appointment to the Construction Board of Appeals. Councilmember Rose Faine Boyd seconded the motion. A unanimous affirmative vote was recorded.

11. City Manager Parker asked Council to notify City Secretary Renee Thompson if they would be attending the First Friday Luncheon. City Secretary Thompson notified Council that the NASA "Mission Complete" Event that was originally scheduled for October 6th, 2005 had been postponed and that NASA was working to reschedule the event and would advertise it when a decision had been made. Mayor Louis Bronaugh reminded the Council of the "Fly In" that would be held at the Angelina County Airport on Saturday, October 8th, 2005 at 10:00 a.m.

12. There being no further business for consideration, the meeting adjourned at 6:12 p.m.


Louis A. Bronaugh – Mayor


Renee Thompson – City Secretary