

**MINUTES OF THE REGULAR MEETING OF THE CITY COUNCIL OF THE CITY
OF LUFKIN, TEXAS HELD ON THE 6TH DAY OF SEPTEMBER, 2011**

On the 6th day of September, 2011, 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:

Jack Gorden, Jr.	Mayor
Don Langston	Mayor Pro-Tem
Victor Travis	Councilmember, Ward No. 1
Robert Shankle	Councilmember, Ward No. 2
Lynn Torres	Councilmember, Ward No. 3
Rufus Duncan	Councilmember, Ward No. 5
Sarah Murray	Councilmember, Ward No. 6
Paul L. Parker	City Manager
Keith Wright	Deputy City Manager
Bruce Green	City Attorney
Renee Thompson	City Secretary
Rodney Ivy	Human Resource Director
Scott Marcotte	Police Chief
Gerald Williamson	Asst. Police Chief
Ted Lovett	Interim Fire Chief
Belinda Southern	Finance Director
Dorothy Wilson	Planning Director
Steve Floyd	Public Works Director
Barbara Thompson	Main Street Director
Jim Wehmeier	Economic Development Director
Dale Allred	Inspection Services Director
Chuck Walker	Public Utilities Director

being present, when the following business was transacted:

1. The meeting was opened with prayer by Chaplain Rick Williams, Woodland Heights Medical Center.
2. Mayor Jack Gorden welcomed visitors present. Mayor Gorden then recognized and welcomed members of the Leadership Lufkin Class of 2011 which included Lisa Curington, Glenda Wynne, Krystal Riley, Patrick Castillo, Steve Bergman, Karen Lazarine, Michelle Briley, Jennifer McCall, Demetress Harrell and Councilmember Robert Shankle.

3. APPROVAL OF MINUTES

Minutes of the Regular Meeting of August 16, 2011, were approved on a motion by Councilmember Lynn Torres, and seconded by Councilmember Robert Shankle. A unanimous affirmative vote was recorded.

OLD BUSINESS:

4. PUBLIC HEARING AND SECOND READING OF AN ORDINANCE AMENDING THE ZONING ORDINANCE OF THE CITY OF LUFKIN, TEXAS, - APPROVED - BY CHANGING THE ZONING DESIGNATION OF CERTAIN TRACTS OR PARCELS OF LAND WITHIN THE CORPORATE LIMITS OF THE CITY OF LUFKIN, TEXAS, DESCRIBED AS 1508 KNIGHT STREET AND BEING APPROXIMATELY .27 ACRES OF LAND OF THE A-40 J.L. QUINALTY SURVEY, TRACT 173, ANGELINA COUNTY, FROM A "HEAVY MANUFACTURING" ZONING DISTRICT TO A "MANUFACTURED DWELLING" ZONING DISTRICT AND AUTHORIZING THE CITY PLANNER TO MAKE SUCH CHANGES ON THE OFFICIAL MAP

Mayor Jack Gorden stated that the next item for consideration was a Public Hearing and Second Reading of an Ordinance amending the Zoning Ordinance of the City of Lufkin, Texas, by changing the zoning designation of certain tracts or parcels of land within the corporate limits of the City of Lufkin, Texas, described as 1508 Knight Street and being approximately .27 acres of land of the A-40 J.L. Quinalty Survey, Tract 173, Angelina County, from a "Heavy Manufacturing" Zoning District to a "Manufactured Dwelling" Zoning District and authorizing the City Planner to make such changes on the official map.

City Manager Paul Parker stated that this was the Second Reading of the Ordinance and that the owner was planning to place a mobile home on the lot. City Manager Parker added that the Planning Staff and the Planning and Zoning Commission both recommended that the City Council approve the request to change the zoning from a "Heavy Manufacturing" zoning district to a "Manufactured Dwelling" zoning district on the property at 1508 Knight Street.

Mayor Gorden opened the Public Hearing at 5:16 p.m. and asked anyone who wished to speak on the item to please step forward. There appearing to be no one who wished to speak, Mayor Gorden closed the Public Hearing at 5:17 p.m.

Mayor Gorden asked for questions or comments from the Council.

Councilmember Don Langston moved to approve the Second Reading of the Ordinance amending the Zoning Ordinance of the City of Lufkin, Texas, by changing the zoning designation of certain tracts or parcels of land within the corporate limits of the City of Lufkin, Texas, described as 1508 Knight Street and being approximately .27 acres of land of the A-40 J.L. Quinalty Survey, Tract 173, Angelina County, from a "Heavy Manufacturing" Zoning District to a "Manufactured Dwelling" Zoning District and authorizing the City Planner to make such changes on the official map. Councilmember Robert Shankle seconded the motion. A unanimous affirmative vote was recorded.

NEW BUSINESS:

5. FIRST READING OF AN APPROPRIATIONS ORDINANCE ADOPTING A BUDGET – APPROVED - FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2011 AND ENDING SEPTEMBER 30, 2012

Mayor Jack Gorden stated that the next item for consideration was the First Reading of an Appropriations Ordinance adopting a Budget for the fiscal year beginning October 1, 2011 and ending September 30, 2012. Mayor Gorden stated that this was the culmination of several meetings and Public Hearings that had taken place during the summer.

City Manager Paul Parker stated that the Council would be considering several items that related to the Budget and the budget process. City Manager Parker added that this was the adoption of the 2011-2012 Fiscal Year Budget. City Manager Parker stated that the budget maintained the excellent quality of services that were provided to the citizens of Lufkin. City Manager Parker added that the City was able to do this under the City Council's direction and would keep the existing tax rate, which was .5138. City Manager Parker explained that the effective tax rate, which was the tax rate that would generate the same amount of revenue, excluding new growth, actually went up because of value loss within the City of Lufkin. City Manager Parker stated that the effective tax rate was .516611. City Manager Parker stated that by adopting the current tax rate the Council was adopting a tax rate that was lower than the tax rate that generated the same revenue as the previous year. City Manager Parker added that even though it didn't appear to be a tax decrease, it actually was when it was compared to the effective tax rate.

City Manager Parker stated that within the budget was a cost of living increase of 1.5% and a decrease in the cost of living for retirees on future payments from seventy percent (70%) of the Consumer Price Index to fifty percent (50%). City Manager Parker stated that also included in the budget was the third year of a six percent (6%) increase in water and sewer rates that was a result of the purchase of the Abitibi water rights. City Manager Parker added that the purchase would prove to be one (1) of the best decisions that the City of Lufkin had undertaken. City Manager Parker explained that the benefits to the citizens of Lufkin would continue because of the purchase of the water rights. City Manager Parker stated that to pay for the water rights the City had to increase rates by approximately twenty-five percent (25%). City Manager Parker explained that this was the third year of six percent (6%) increases to get the City to the status to pay for the bonds that were processed for the Abitibi water rights. City Manager Parker stated that there would be follow-up Ordinances relating to the purchase setting the water and sewer rates. City Manager Parker stated that Staff recommended that the City Council approve the adoption of the Fiscal Year 2011-2012 Budget.

Mayor Gorden asked for questions or comments from the Council. There were none.

Councilmember Don Langston moved to approve the First Reading of the Appropriations Ordinance adopting a Budget for the fiscal year beginning October 1, 2011 and ending

September 30, 2012. Councilmember Lynn Torres seconded the motion. A unanimous affirmative vote was recorded.

6. FIRST READING OF AN ORDINANCE LEVYING TAXES – APPROVED - FOR THE USE AND SUPPORT OF THE MUNICIPAL GOVERNMENT OF THE CITY OF LUFKIN AND PROVIDING FOR THE DEBT SERVICE FUND FOR THE FISCAL YEAR 2012 AND APPORTIONING EACH LEVY FOR THE SPECIFIC PURPOSE

Mayor Jack Gorden stated that the next item for consideration was the First Reading of an Ordinance levying taxes for the use and support of the Municipal Government of the City of Lufkin and providing for the Debt Service Fund for the fiscal year 2012 and apportioning each levy for the specific purpose.

City Manager Paul Parker stated that this Ordinance was for the adoption of the tax rate. City Manager Parker added that the City of Lufkin would maintain the current tax rate of 0.5138, which was below the effective tax rate of 0.516611. City Manager Parker stated that many of the city's commercial and industrial properties lost value in the current year. City Manager Parker added that overall the value within the City was lower than it had been in past years. City Manager Parker explained that this was the first time in several years that the City of Lufkin had a decrease in tax value. City Manager Parker stated that instead of raising rates to generate the same income, the City Council had requested that the existing tax rate of 0.5138 be maintained. City Manager Parker added that Staff recommended that the City Council pass the Ordinance levying the tax rate for the 2011-2012 Fiscal Year.

Mayor Gorden asked for questions or comments from the Council. There were none.

Councilmember Lynn Torres moved to approve the First Reading of the Ordinance levying taxes for the use and support of the Municipal Government of the City of Lufkin and providing for the Debt Service Fund for the fiscal year 2012 and apportioning each levy for the specific purpose. Councilmember Robert Shankle seconded the motion. A unanimous affirmative vote was recorded.

7. FIRST READING OF AN ORDINANCE AMENDING CHAPTER 51.111 OF THE CODE OF ORDINANCES OF THE CITY OF LUFKIN, TEXAS; - APPROVED - MAKING CERTAIN CHANGES IN THE SEWER RATES; REPEALING ALL ORDINANCES IN CONFLICT THEREWITH; AND PROVIDING AN EFFECTIVE DATE

Mayor Jack Gorden stated that the next item for consideration was the First Reading of an Ordinance amending Chapter 51.111 of the Code of Ordinances of the City of Lufkin, Texas; making certain changes in the Sewer Rates; repealing all Ordinances in conflict therewith; and providing an effective date.

City Manager Paul Parker stated that the comments on this item and the following item were the same. City Manager Parker added that whenever the City of Lufkin purchased the

Abitibi water rights the City of Lufkin had to issue bonds to pay for it. City Manager Parker added that the City also issued five million dollars (\$5,000,000) in bonds for sewer improvements that were required by the Texas Commission on Environmental Quality (TCEQ), with the understanding that there would more than likely be another five (5) year bond issue in the coming year to finish the improvements required by TCEQ. City Manager Parker explained that this was all built into a rate study by Freese and Nichols that the City had done two (2) years earlier. City Manager Parker stated that Freese and Nichols had recommended a twenty-five percent (25%) rate increase over a three (3) year period. City Manager Parker added that the City Council, in an effort to try to minimize the impact on the residents, chose to utilize nine hundred ninety-eight thousand ninety-two dollars (\$998,092) from the Water and Sewer Fund Reserve to try to buy down the front end cost and spread twenty-four percent (24%) over four (4) years, instead of twenty-five percent (25%) over three (3) years. City Manager Parker stated that this made it a lot easier for the citizens to accept and adapt to. City Manager Parker stated that this year was the third year of a four (4) year phase-in to pay for the water improvements to Abitibi and the ten million dollars (\$10,000,000) in sewer improvements.

Mayor Gorden asked for questions or comments from the Council. There was some discussion among the Council regarding the increase in rates.

Councilmember Victor Travis moved to approve the First Reading of the Ordinance amending Chapter 51.111 of the Code of Ordinances of the City of Lufkin, Texas; making certain changes in the Sewer Rates; repealing all Ordinances in conflict therewith; and providing an effective date. Councilmember Rufus Duncan seconded the motion. A unanimous affirmative vote was recorded.

8. FIRST READING OF AN ORDINANCE AMENDING CHAPTER 52.15, (A), (1), (2), (3), (B), (1), (2), (3), (C), (1), (2), (3), (D), (1), (2), AND (E) OF THE CODE OF ORDINANCES OF THE CITY OF LUFKIN, TEXAS; - APPROVED - MAKING A CHANGE IN THE RESIDENTIAL, COMMERCIAL, IRRIGATION; INDUSTRIAL AND WHOLESALE WATER RATES; REPEALING ALL ORDINANCES IN CONFLICT THEREWITH; AND PROVIDING AN EFFECTIVE DATE

Mayor Jack Gorden stated that the next item for consideration was the First Reading of an Ordinance amending Chapter 52.15, (A), (1), (2), (3), (B), (1), (2), (3), (C), (1), (2), (3), (D), (1), (2), and (E) of the Code of Ordinances of the City of Lufkin, Texas; making a change in the Residential, Commercial, Irrigation; Industrial and Wholesale Water Rates; repealing all Ordinances in conflict therewith; and providing an effective date.

City Manager Paul Parker stated that this agenda item was the water portion of the previous comments.

Mayor Gorden asked for questions or comments from the Council. There were none.

Councilmember Lynn Torres moved to approve the First Reading of the Ordinance amending Chapter 52.15, (A), (1), (2), (3), (B), (1), (2), (3), (C), (1), (2), (3), (D), (1), (2), and (E) of the

Code of Ordinances of the City of Lufkin, Texas; making a change in the Residential, Commercial, Irrigation; Industrial and Wholesale Water Rates; repealing all Ordinances in conflict therewith; and providing an effective date. Councilmember Robert Shankle seconded the motion. A unanimous affirmative vote was recorded.

9. FIRST READING OF AN ORDINANCE PROVIDING FOR INCREASED PRIOR AND CURRENT SERVICE ANNUITIES UNDER THE ACT GOVERNING THE TEXAS MUNICIPAL RETIREMENT SYSTEM FOR RETIREES AND BENEFICIARIES OF DECEASED RETIREES OF THE CITY OF LUFKIN. – APPROVED - REPEALING CONFLICTING PROVISIONS; AND PROVIDING AN EFFECTIVE DATE

Mayor Jack Gorden stated that the next item for consideration was the First Reading of an Ordinance providing for increased prior and current service annuities under the Act governing the Texas Municipal Retirement System for retirees and beneficiaries of deceased retirees of the City of Lufkin. Repealing conflicting provisions; and providing an effective date.

City Manager Paul Parker stated that the caption and Ordinance on the item referred to an increase, but was actually a decrease in the cost of living from seventy percent (70%) of the Consumer Price Index to fifty percent (50%) of the Consumer Price Index. City Manager Parker added that if the City of Lufkin had gone to the full rate the actuarial studies had indicated, the contribution rate would be 19.13% of the salaries for the full seventy percent (70%). City Manager Parker added that by dropping to fifty percent (50%) of the Consumer Price Index, the City would contribute 16.70%, or a savings of 2.43%. City Manager Parker stated that this was a savings of approximately four hundred seventy-five thousand dollars (\$475,000). City Manager Parker added that as salaries went up each year the savings would also go up proportionally. City Manager Parker stated that this was a significant savings for the City of Lufkin, but was not a major decrease in benefits for the City's employees.

City Manager Parker stated that the contribution rate for the previous year was 17.48% (based on the seventy percent (70%) Consumer Price Index), thus the reduction of the benefit to fifty percent (50%) of the Consumer Price Index would actually result in a budget decrease of one hundred sixteen thousand two hundred nineteen dollars (\$116,219). City Manager Parker added that the Firemen's Retirement Fund matched TMRS and Social Security payments, so this would decrease this fund and result in a savings of twenty-nine thousand five hundred sixteen dollars (\$29,516).

City Manager Parker stated that Staff recommended that the City Council amend the TMRS benefits and decrease the cost of living for retirees from seventy percent (70%) of the Consumer Price Index to fifty percent (50%).

Mayor Gorden asked for questions or comments from the Council. There was some discussion among the Mayor and City Manager regarding the wording of the Ordinance.

Councilmember Rufus Duncan moved to approve the First Reading of the Ordinance providing for increased prior and current service annuities under the Act governing the Texas Municipal Retirement System for retirees and beneficiaries of deceased retirees of the City of Lufkin. Repealing conflicting provisions; and providing an effective date. Councilmember Lynn Torres seconded the motion. A unanimous affirmative vote was recorded.

10. REPAIR OF WATER WELL NO. 6 IN THE AMOUNT OF ONE HUNDRED THIRTY-ONE THOUSAND TWO HUNDRED FIFTY-SEVEN DOLLARS (\$131,257) TO LAYNE CHRISTENSEN COMPANY - APPROVED - FROM THE CITY OF LUFKIN WATER AND SEWER CONTINGENCY FUND

Mayor Jack Gorden stated that the next item for consideration was the repair of Water Well No. 6 in the amount of one hundred thirty-one thousand two hundred fifty-seven dollars (\$131,257) to Layne Christensen Company from the City of Lufkin Water and Sewer Contingency Fund.

City Manager Paul Parker stated that Staff authorized the program to go forth under an emergency item. City Manager Parker explained that Water Well No. 6 ceased operations approximately two (2) weeks earlier. City Manager Parker added that the process to renovate the well would take approximately four (4) to six (6) weeks to complete, and that Staff thought that they needed to go forth and begin the work and were actually asking the Council to confirm the decision of spending the funds from the Contingency Fund. City Manager Parker explained that there was one hundred fifty thousand dollars (\$150,000) budgeted in the Annual Budget for those types of repairs.

City Manager Parker stated that Layne Christensen Company performed most of the maintenance on the water wells for the City of Lufkin. City Manager Parker added that the repairs on Water Well No. 6 would include a total rework in the amount of one hundred thirty-one thousand two hundred fifty-seven dollars (\$131,257). City Manager Parker stated that Staff was concerned about keeping all of the water wells functioning, especially with the recent drought conditions, and were requesting the Council to award the repair of Water Well No. 6 in the amount of one hundred thirty-one thousand two hundred fifty-seven dollars (\$131,257) to Layne Christensen Company.

Mayor Gorden asked for questions or comments from the Council. There were none.

Councilmember Don Langston moved to approve to repair Water Well No. 6 in the amount of one hundred thirty-one thousand two hundred fifty-seven dollars (\$131,257) to Layne Christensen Company from the City of Lufkin Water and Sewer Contingency Fund. Councilmember Robert Shankle seconded the motion. A unanimous affirmative vote was recorded.

11. DONATION OF A 1993 INTERNATIONAL FIRE ENGINE (PUMPER) - APPROVED - THAT HAS BEEN RETIRED FROM SERVICE TO THE TEXAS FOREST SERVICE HELPING HANDS PROGRAM

Mayor Jack Gorden stated that the next item for consideration was the donation of a 1993 International Fire Engine (pumper) that has been retired from service to the Texas Forest Service Helping Hands Program.

City Manager Paul Parker stated that the pumper was previously the City's backup unit, but the City had recently gotten a new pumper and replaced the backup unit and therefore did not need the older unit. City Manager Parker stated that the City could generate some income from scrapping or selling the vehicle, but Staff thought that the City would receive more value from the unit by retiring it and letting the Texas Forest Service Helping Hands receive the unit. City Manager Parker explained that the Texas Forest Service Helping Hands Program would then send it to the Central Volunteer Fire Department and this would take the City of Lufkin out of the liability loop for the vehicle. City Manager Parker added that in return for the donation the City had a Mutual Aid Agreement with the Central Volunteer Fire Department, and would then have the benefit of having the pumper in the area if it was needed. City Manager Parker stated that at the same time this would help Lufkin's neighbors in Central with fire protection and would be a better use for the equipment than the small amount of money that the City of Lufkin would receive for the unit.

Mayor Gorden asked for questions or comments from the Council. There were none.

Councilmember Victor Travis moved to approve the donation of a 1993 International Fire Engine (pumper) that has been retired from service to the Texas Forest Service Helping Hands Program. Councilmember Don Langston seconded the motion. A unanimous affirmative vote was recorded.

12. RESOLUTION OF THE CITY OF LUFKIN, TEXAS AUTHORIZING ACCEPTANCE OF THE U. S. DEPARTMENT OF JUSTICE, OFFICE OF JUSTICE PROGRAMS, BUREAU OF JUSTICE ASSISTANCE, FY2011 EDWARD BYRNE JUSTICE ASSISTANCE GRANT PROGRAM IN THE AMOUNT OF SIXTEEN THOUSAND FOUR HUNDRED NINETY-FOUR DOLLARS (\$16,494); AUTHORIZING THE CITY MANAGER TO ACT ON BEHALF OF THE CITY OF LUFKIN IN ALL MATTERS RELATED TO THE GRANT; AND PLEDGING THAT THE CITY OF LUFKIN WILL COMPLY WITH ALL GRANT REQUIREMENTS AND A RESOLUTION AUTHORIZING AN AMENDMENT TO THE 2010/2011 OPERATING BUDGET (BUDGET AMENDMENT NO. 39), - APPROVED - PROVIDING FOR THE SUPPLEMENTAL APPROPRIATION OF FUNDS IN THE GENERAL FUND; AND PROVIDING AN EFFECTIVE DATES

Mayor Jack Gorden stated that the next item for consideration was the Resolution of the City of Lufkin, Texas authorizing acceptance of the U. S. Department of Justice, Office of Justice Programs, Bureau of Justice Assistance, FY2011 Edward Byrne Justice Assistance Grant Program in the amount of sixteen thousand four hundred ninety-four dollars (\$16,494); authorizing the City Manager to act on behalf of the City of Lufkin in all matters related to the Grant; and pledging that the City of Lufkin will comply with all grant requirements and a Resolution authorizing an amendment to the 2010/2011 Operating Budget (Budget

Amendment No. 39, providing for the supplemental appropriation of funds in the General Fund; and providing an effective dates.

City Manager Paul Parker stated that this item had been before the City Council recently for permission for the Police Department to apply for the FY 2011 Edward Byrne Memorial Justice Assistance Grant. City Manager Parker added that they were successful in receiving the grant in the amount of sixteen thousand four hundred ninety-four dollars (\$16,494), with no matching requirement from the City. City Manager Parker stated that the Police Department was recommending that the City accept the funds and purchase Autocite Citation devices. City Manager Parker explained that the devices were the automatic ticket writing machines that would download into the Municipal Court System and assisted the officers, as well as the Court. City Manager Parker added that the real savings was on the Court level. City Manager Parker then recommended that the City Council accept the grant and authorize Budget Amendment No. 39, which would add the funds and authorize expenditures from the current budget.

Mayor Gorden asked for questions or comments from the Council. There were none.

Councilmember Lynn Torres moved to approve the Resolution of the City of Lufkin, Texas authorizing acceptance of the U. S. Department of Justice, Office of Justice Programs, Bureau of Justice Assistance, FY2011 Edward Byrne Justice Assistance Grant Program in the amount of sixteen thousand four hundred ninety-four dollars (\$16,494); authorizing the City Manager to act on behalf of the City of Lufkin in all matters related to the Grant; and pledging that the City of Lufkin will comply with all grant requirements and a Resolution authorizing an amendment to the 2010/2011 Operating Budget (Budget Amendment No. 39, providing for the supplemental appropriation of funds in the General Fund; and providing an effective dates. Councilmember Robert Shankle seconded the motion. A unanimous affirmative vote was recorded.

13. INTER-LOCAL AGREEMENT WITH ANGELINA COUNTY - APPROVED - FOR LANDFILL SERVICES BEGINNING OCTOBER 1, 2011 THROUGH OCTOBER 1, 2016

Mayor Jack Gorden stated that the next item for consideration was the Inter-Local Agreement with Angelina County for landfill services beginning October 1, 2011 through October 1, 2016.

City Manager Paul Parker stated that the City Council was aware that the City had a five (5) year contract with the Angelina County to dispose of all of the City's waste, with the exception of recyclables that would expire October 1, 2011. City Manager Parker added that the present contract measured the waste based on yardage. City Manager Parker explained that the City learned about the amount of void and air space that was in a container when filled with tree limbs and debris, and what the difference in tonnage and yardage made after the hurricane events and following debris pickup when the City was reimbursed by FEMA. City Manager Parker added that FEMA reimbursed by volume and void in the containers.

City Manager Parker stated that the City looked at most landfill operations around the State and that most cities paid by the ton for trash instead of yardage. City Manager Parker added that when the Staff went out for proposals they asked the County to consider a per ton charge. City Manager Parker stated that the City received a quote back from Angelina County for twenty-two dollars and two cents (\$22.02) per ton. City Manager Parker added that the Texas Commission on Environmental Quality (TCEQ) recommended tonnage as a measure to get a true weight for the solid waste materials. City Manager Parker stated that the City of Lufkin had worked with Angelina County and that the only change from the previous contract the City had with the County would be that the cost would be based on tonnage instead of yardage. City Manager Parker added that the County had agreed to put scales at the landfill, but didn't have scales at the present time. City Manager Parker stated that the County would use the City of Lufkin's scales until the County's scales arrived. City Manager Parker added that there was a caveat in the Ordinance that if for some reason the County did not get their scales, or if weather didn't permit the scales to be installed, the County would continue to use the City's scales until their scales were in place. City Manager Parker stated that the City had been working with the County and Public Works Director Steve Floyd and his staff along with County Commissioner Rick Harrison and his staff worked together to weigh all of the City's trucks and containers so that the transactions would take place in a faster and more efficient manner. City Manager Parker added that the solid waste would now be weighed and charged based on tonnage instead of yardage, which would give the City a true cost. City Manager Parker furthered that the loads would also be measured as either full or three quarters full. City Manager Parker stated that rates for sludge and grit would still be measured based on yardage. City Manager Parker added that there was still an annual CPI built into the contract, based on seventy-five percent (75%) of the Houston, Texas CPI calculated in June of each year. City Manager Parker stated that this rate could go up or down based on the CPI. City Manager Parker explained that any fluctuations in the CPI over the last five (5) years were absorbed without raising any Solid Waste Rates. City Manager Parker stated that Staff recommended that the City Council approve an agreement with Angelina County to provide landfill services based on a cost of twenty-two dollars and two cents (\$22.02) per ton and the sludge and grit cost as outlined.

Mayor Gorden asked for questions or comments from the Council. There was some discussion regarding the cost for landfill services.

Councilmember Don Langston moved to approve the Inter-Local Agreement with Angelina County for landfill services beginning October 1, 2011 through October 1, 2016. Councilmember Lynn Torres seconded the motion. A unanimous affirmative vote was recorded.

13. Mayor Jack Gorden recessed the Regular Session at 5:42 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, demolition of buildings, or appointments to boards and personnel may be discussed.

Mayor Pro Tem Don Langston reconvened the Regular Session at 7:06 p.m.

13. DISCUSSION OF ITEMS OF COMMUNITY INTEREST, INCLUDING EXPRESSIONS OF THANKS, CONGRATULATIONS OR CONDOLENCE; INFORMATION REGARDING HOLIDAY SCHEDULES; HONORARY RECOGNITIONS OF CITY OFFICIALS, EMPLOYEES OR OTHER CITIZENS; REMINDERS ABOUT UPCOMING EVENTS SPONSORED BY THE CITY OR OTHER ENTITY THAT IS SCHEDULED TO BE ATTENDED BY CITY OFFICIALS OR EMPLOYEES; AND ANNOUNCEMENTS INVOLVING IMMINENT THREATS TO THE PUBLIC HEALTH AND SAFETY OF THE CITY

Mayor Pro Tem Don Langston stated that the next item for consideration was the discussion of items of community interest, including expressions of thanks, congratulations or condolence; information regarding holiday schedules; honorary recognitions of City officials, employees or other citizens; reminders about upcoming events sponsored by the City or other entity that is scheduled to be attended by City officials or employees; and announcements involving imminent threats to the public health and safety of the City.

City Manager Paul Parker stated that the Lufkin Bistro would be held on Saturday, October 1, 2011 at 7:00 p.m. and asked the City Council to let City Secretary Renee Thompson know if they were interested in attending. City Manager Parker stated that City Councilmember Rufus Duncan would be celebrating his birthday on Saturday, September 10, 2011. City Manager Parker stated that there were several ribbon cuttings on the calendar and that the Texas Forestry Museum would be hosting the Treemendous Celebration on Thursday, September 15, 2011 at the Lufkin Pitser Garrison Civic Center. City Manager Parker added that the Social Hour would begin at 5:00 p.m. with dinner and the program following at 6:00 p.m. City Manager Parker stated that the City's Building Committee would meet on Wednesday, September 7, 2011 at 10:00 a.m. at the Lufkin City Hall, City Manager's Conference Room.

14. There being no further business for consideration, the meeting adjourned at 7:08 p.m.

Jack Gorden, Mayor

Renee Thompson – City Secretary