

**MINUTES OF THE REGULAR MEETING OF THE CITY COUNCIL OF THE CITY  
OF LUFKIN, TEXAS HELD ON THE 5<sup>th</sup>, DAY OF NOVEMBER, 2013.**

On the 5<sup>th</sup> day of November, 2013, 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:

Bob F. Brown	Mayor
Lynn Torres	Mayor Pro-Tem
Victor Travis	Councilmember, Ward No. 1
Robert Shankle	Councilmember, Ward No. 2
Don Langston	Councilmember, Ward No. 4
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
Kara Atwood	City Secretary
Rodney Ivy	Human Resources Director
Scott Marcotte	Police Chief
Gerald Williamson	Assistant Police Chief
Ted Lovett	Fire Chief
Belinda Southern	Finance Director
Steve Floyd	Public Works Director
Steve Poskey	Street Department Director

being present when the following business was transacted.

1. The meeting was opened with prayer by Pastor Lloyd Thurman, Victory Assembly of God.
2. Mayor Bob Brown welcomed visitors and recognized those present from Leadership Lufkin.
3. **APPROVAL OF MINUTES**

Minutes of the Regular Meeting held October 15<sup>th</sup>, were approved on a motion by Councilmember Lynn Torres and seconded by Councilmember Sarah Murray. A unanimous affirmative vote was recorded to approve the minutes as presented.

**NEW BUSINESS:**

4. **CONDUCT A PUBLIC HEARING AND FIRST READING OF AN ORDINANCE AMENDING THE ZONING ORDINANCE OF THE CITY OF LUFKIN, TEXAS, BY GRANTING A SPECIAL USE PERMIT FOR SELF-SERVICE STORAGE FACILITY WITHIN A "LOCAL BUSINESS" ZONING DISTRICT FOR A 3.499 ACRE AREA PROPERTY COMMONLY KNOWN AS 804 CROOKED CREEK DRIVE – APPROVED.**

Mayor Bob Brown stated that the first item under new business was to conduct a Public Hearing and consider on First Reading an Ordinance amending the Zoning Ordinance of the City of Lufkin, Texas, by granting a Special Use Permit for self-service storage facility within a "Local Business" zoning district for a 3.499 acre area property commonly known as 804 Crooked Creek Drive.

City Manager Paul Parker stated the applicant, Mr. Michael Hineman, had requested a Special Use Permit for 804 Crooked Creek Drive for use as a self-service storage facility. City Manager Parker stated this was Phase II of a 5.8 acre development which included the new shopping center that included Little Caesar's Pizza and other retail businesses. City Manager Parker furthered this facility would be located behind this development in the wooded area between the shopping center and adjacent residential area. City Manager Parker furthered that the applicant intended to leave a seventy-five foot (75') drainage easement in addition to a green, undisturbed area of twenty-five feet (25') for a buffer between the facility and residential area. City Manager Parker continued that there was no protest received in

regard to the request and both Staff and the Planning & Zoning Commission recommended approval of the request.

Mayor Brown opened the Public Hearing at 5:04 p.m. and asked anyone who wished to speak to please step forward. Mr. Michael Parker, on behalf of the applicant, stated he would be glad to answer any questions City Council may have. There were none.

Councilmember Don Langston questioned if detention area was included in the plat. City Manager Parker stated the detention area would be designed and submitted with the building permit.

Councilmember Don Langston moved to approve on First Reading an Ordinance amending the Zoning Ordinance of the City of Lufkin, Texas, by granting a Special Use Permit for self-service storage facility within a "Local Business" zoning district for a 3.499 acre area property commonly known as 804 Crooked Creek Drive. Councilmember Lynn Torres seconded the motion and a unanimous vote to approve was recorded.

5. **PUBLIC HEARING AND FIRST READING OF AN ORDINANCE AMENDING THE ZONING ORDINANCE NO. 3368, BY CHANGING THE ZONING FROM AN "AGRICULTURAL" DISTRICT TO A "COMMERCIAL" DISTRICT FOR LAWN APPEAL SUBDIVISION AND CHANGING THE 2001 COMPREHENSIVE PLAN FUTURE LAND USE MAP TO "COMMERCIAL" AND AUTHORIZING THE CITY PLANNER TO MAKE SUCH CHANGES – APPROVED.**

Mayor Bob Brown stated the next item was to conduct a Public Hearing and consider on First Reading an Ordinance amending the Zoning Ordinance No. 3368, by changing the zoning from an "Agricultural" district to a "Commercial" district for Lawn Appeal Subdivision and changing the 2001 Comprehensive Plan Future Land Use Map to "Commercial" and authorizing the City Planner to make such changes.

City Manager Paul Parker stated the owner, Joe Denman, was requesting a change from "Agricultural" to "Commercial" on this property. City Manager Parker furthered that this property was part of a recent large annexation, and the annexed property was initially designated "Agricultural", which is the practice with annexed areas. City Manager Parker stated that the surrounding area was mainly vacant, other than the apartments located nearby. City Manager Parker stated there had been no opposition to this request and both Staff and Planning & Zoning Commission recommended approval of the request.

Mayor Brown opened the Public Hearing at 5:07 p.m. and asked anyone who wished to speak on the item to please step forward. There being no one who wished to speak, Mayor Brown closed the Public Hearing and asked for comments or motions from City Council.

Councilmember Don Langston moved to approve the First Reading of an Ordinance amending the Zoning Ordinance No. 3368, by changing the zoning from an "Agricultural" district to a "Commercial" district for Lawn Appeal Subdivision and changing the 2001 Comprehensive Plan Future Land Use Map to "Commercial" and authorizing the City Planner to make such changes. Councilmember Sarah Murray seconded the motion and a unanimous vote to approve was recorded.

6. **AGREEMENT BY AND BETWEEN THE CITY OF LUFKIN, TEXAS AND VALLEY VIEW CONSULTING, LLC – APPROVED.**

Mayor Brown stated Item No. 6 was to consider approval of an agreement by and between the City of Lufkin, Texas and Valley View Consulting, LLC.

City Manager Paul Parker stated as City Council was aware, Mr. Dick Long, the primary owner of Valley View Consulting had been the City's financial advisor for investments for numerous years. City Manager Parker stated the contract between Valley View and the City was expiring, and Staff recommended City Council approve the renewal of the contract. City Manager Parker continued that the rate for services would be eight percent (8%) of the City's investment portfolio. City Manager Parker stated that the City Council Finance Committee also recommended approval.

Councilmember Victor Travis stated that Mr. Long had been doing a great job and moved to approve an agreement by and between the City of Lufkin, Texas and Valley View Consulting, LLC. Councilmember Lynn Torres seconded the motion and a unanimous vote to approve was recorded.

7. **INVESTMENT POLICY FOR THE CITY OF LUFKIN, LUFKIN ECONOMIC DEVELOPMENT CORPORATION AND THE LUFKIN CONVENTION & VISITORS BUREAU – APPROVED.**

Mayor Bob Brown stated the next item was to consider approval of an Investment Policy for the City of Lufkin, Lufkin Economic Development Corporation and the Lufkin Convention & Visitors Bureau.

City Manager Paul Parker stated another responsibility of Mr. Long was to ensure the City's Investment Policy stayed current in accordance to pertinent laws. City Manager Parker stated the Policy was in essence the same document and would also be the Policy for the Lufkin Economic Development Corporation and the Lufkin Convention & Visitors Bureau. City Manager Parker stated that Staff recommended approval.

Councilmember Lynn Torres moved to approve an Investment Policy for the City of Lufkin, Lufkin Economic Development Corporation and the Lufkin Convention & Visitors Bureau. Councilmember Robert Shankle seconded the motion and a unanimous vote to approve was recorded.

8. **ACCEPTANCE OF A GRANT FROM THE KURTH FOUNDATION TO THE LUFKIN FIRE DEPARTMENT IN THE AMOUNT OF NINETY-TWO THOUSAND EIGHT HUNDRED DOLLARS (\$92,800) AND A RESOLUTION AUTHORIZING AN AMENDMENT TO THE 2013/2014 OPERATING BUDGET (BUDGET AMENDMENT NO. 2), PROVIDING FOR THE SUPPLEMENTAL APPROPRIATION OF FUNDS IN THE GENERAL FUND; AND PROVIDING AN EFFECTIVE DATE – APPROVED.**

Mayor Bob Brown stated Item No. 9 was to consider acceptance of a grant from the Kurth Foundation to the Lufkin Fire Department in the amount of ninety-two thousand eight hundred dollars (\$92,800) and a Resolution authorizing an amendment to the 2013/2014 Operating Budget (Budget Amendment No. 2), providing for the supplemental appropriation of funds in the General Fund; and providing an effective date.

City Manager Paul Parker stated the Lufkin Fire Department had recently receive a grant from the Kurth Foundation in the amount of ninety-two thousand eight hundred dollars (\$92,800) for the purchase of additional thermal imaging cameras. City Manager Parker stated that each camera cost approximately twelve thousand eight hundred thirty dollars (\$12,830), and Staff should be able to purchase at least seven (7) cameras for the Fire Department. City Manager Parker continued that Staff recommended approval of the grant and Budget Amendment No.2, and expressed the City's appreciation to the Kurth Foundation for their generous donation and support.

Mayor Bob Brown asked for questions or comments from City Council. Councilmember Don Langston questioned what the Department did with the old cameras. City Manager Parker stated they would continue to be used as supplemental equipment. Fire Chief Ted Lovett stated the cameras would be used for back up when needed.

Councilmember Robert Shankle moved to approve a grant from the Kurth Foundation to the Lufkin Fire Department in the amount of ninety-two thousand eight hundred dollars (\$92,800) and a Resolution authorizing an amendment to the 2013/2014 Operating Budget (Budget Amendment No. 2), providing for the supplemental appropriation of funds in the General Fund; and providing an effective date. Councilmember Rufus Duncan seconded the motion and a unanimous vote to approve was recorded.

9. **PURCHASE OF A 2014 CHEVROLET DURAMAX FRAZER AMBULANCE REMOUNT IN THE AMOUNT OF NINETY-NINE THOUSAND FOUR HUNDRED**

**SEVENTY-FIVE DOLLARS (\$99,475) FROM KNAPP CHEVROLET THROUGH HGAC – APPROVED.**

Mayor Bob Brown stated the next item for consideration was the approval of the purchase of a 2014 Chevrolet Duramax Frazer Ambulance Remount in the amount of ninety-nine thousand four hundred seventy-five dollars (\$99,475) from Knapp Chevrolet through HGAC.

City Manager Paul Parker stated as City Council was aware, Staff included the replacement of one of the Lufkin Fire Department's front line ambulances each year. City Manager Parker stated this request was for the replacement of the chassis and the refurbishment of the ambulance box, which was referred to as "remount". City Manager Parker stated that one hundred five thousand dollars had been budgeted in the Amortization Schedule for this remount, however, the total price of this remount was ninety-nine thousand four hundred seventy-five dollars (\$99,475). City Manager Parker concluded that Staff recommended approval of the purchase of the ambulance remount from Knapp Chevrolet through HGAC.

Councilmember Victor Travis moved to approve the purchase of the Ambulance Remount as stated. Councilmember Sarah Murray seconded the motion and a unanimous vote to approve was recorded.

10. **DELETION OF A LIEUTENANT POSITION AND REPLACEMENT WITH A FIREFIGHTER POSITION WITHIN THE LUFKIN FIRE DEPARTMENT – APPROVED.**

Mayor Bob Brown stated the next item was to consider approval of the deletion of a Lieutenant position and replacement with a Firefighter position within the Lufkin Fire Department.

City Manager Paul Parker stated that since the elimination of the Fire Station on Atkinson Drive and the consolidation of personnel, there was now an abundance of Lieutenant positions. City Manager Parker stated that Fire Chief Ted Lovett recommended that the unneeded Lieutenant positions be eliminated by attrition and replaced by Firefighter positions.

Councilmember Lynn Torres moved to approve the deletion of a Lieutenant position and replacement with a Firefighter position within the Lufkin Fire Department. Councilmember Sarah Murray seconded the motion and a unanimous vote to approve was recorded.

11. **RESOLUTION AUTHORIZING AN AMENDMENT TO THE 2013/2014 OPERATING BUDGET (BUDGET AMENDMENT NO. 3), PROVIDING FOR THE SUPPLEMENTAL APPROPRIATION OF FUNDS IN THE GENERAL FUND, ELLEN TROUT ZOO BUILDING FUND AND WATER/WASTEWATER FUND AND PROVIDING AN EFFECTIVE DATE – APPROVED.**

Mayor Bob Brown stated the next item was to consider a Resolution authorizing an amendment to the 2013/2014 Operating Budget (Budget Amendment No. 3), providing for the supplemental appropriation of funds in the General Fund, Ellen Trout Zoo Building Fund and Water/Wastewater Fund and providing an effective date.

City Manager Paul Parker stated this Budget Amendment was referred to as the "rollover" budget amendment and stemmed from projects and purchases that were not completed prior to the end of the previous fiscal year. City Manager Parker concluded this simply moved funding from the previous year to the current year for incomplete projects and purchases. City Manager Parker concluded that Staff recommended approval of the Budget Amendment.

Councilmember Robert Shankle moved to approve the Resolution authorizing Budget Amendment No. 3. Councilmember Sarah Murray seconded the motion and a unanimous vote to approve was recorded.

12. **EXECUTIVE SESSION**

Mayor Bob Brown recessed the Regular Session at 5:18 p.m. to enter into Executive Session.

SEAL

Mayor Brown reconvened the Regular Session at 6:00 p.m.

13. **APPOINTMENT OF DEPUTY CITY MANAGER KEITH WRIGHT TO THE PINEYWOODS GROUNDWATER CONSERVATION DISTRICT BOARD OF DIRECTORS – APPROVED.**

Mayor Bob Brown stated the next item was to consider the appointment of Deputy City Manager Keith Wright to the Pineywoods Groundwater Conservation District Board of Directors.

Councilmember Rufus Duncan moved to approve the appointment of Deputy City Manager Wright to the Board. Councilmember Lynn Torres seconded the motion and a unanimous vote to approve was recorded.

14. **ECONOMIC DEVELOPMENT INCENTIVES FOR PROPOSED MEAT PROCESSING FACILITY – APPROVED.**

Mayor Bob Brown stated the next item was the consideration of Economic Development Incentives for a proposed meat processing facility.

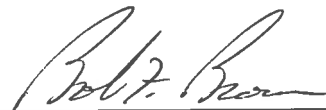
City Manager Paul Parker stated Staff recommended approval of the Incentives as discussed in Executive Session.

Councilmember Rufus Duncan moved to approve Economic Development Incentives as discussed in Executive Session. Councilmember Lynn Torres seconded the motion and a unanimous vote to approve was recorded.

15. **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 highlighted upcoming events and meetings on the calendar including Pines Theater and Chamber events.

16. There being no further business for consideration, the meeting adjourned at 6:05 p.m.



Bob F. Brown, Mayor



Kara Atwood, City Secretary