MINUTES OF THE REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF LUFKIN, TEXAS HELD ON THE 21st DAY OF SEPTEMBER, 2021.

On the 21st day of September, 2021 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:

Robert Shankle Mayor ProTem

Guessippina Bonner Councilmember, Ward No. 1
Lynn Torres Councilmember, Ward No. 3
Wes Suiter Councilmember, Ward No. 4
Rocky Thigpen Councilmember, Ward No. 5
Trent Burfine Councilmember, Ward No. 6

Bruce Green City Manager

Jason ArnoldAssistant City ManagerGerald WilliamsonAssistant City Manager

Kara Andrepont City Secretary

Rodney Ivy Human Resource Director Buddy Cross Assistant Police Chief

Jesse Moody Fire Chief

Ryan Watson Assistant Fire Chief
Jessica Pebsworth Communications Director

Belinda Melancon Finance Director
Scott Rayburn Planning Director
Calvin Toups Building Official

Rudy Flores Parks and Recreation Director
Brant Lee Convention Services Director
Bob Samford Economic Development Director

being present; and

Mark Hicks Mayor

being absent when the following business was transacted.

<u>INVOCATION</u> – The meeting was opened with prayer by Pastor Stephen Pinkney.

<u>PUBLIC COMMENT</u> – Mayor Pro Tem Robert Shankle opened the meeting for public comment on any posted agenda item at 5:01 p.m. There being no one who wished to speak; Mayor Pro Tem Shankle closed the public comment period.

CONSENT AGENDA

- 1. MINUTES OF THE REGULAR CALLED CITY COUNCIL MEETING OF SEPTEMBER 7, 2021–APPROVED.
- 2. SECOND READING OF AN ORDINANCE ADJUSTING RESIDENTIAL, COMMERCIAL, IRRIGATIOIN, INDUSTRIAL AND WHOLESALE WATER RATES IN THE CITY OF LUFKIN APPROVED.
- 3. SECOND READING OF AN ORDINANCE ADJUSTING SEWER RATES IN THE CITY OF LUFKIN APPROVED.
- 4. SECOND READING OF AN ORDINANCE AUTHORIZING AN AMENDMENT TO THE 2020-2021 OPERATING BUDGET (BUDGET AMENDMENT NO. 45) APPROPRIATING THE FUNDING FOR THE INSTALLATION OF GENERATOR COVERINGS FOR CITY WATER WELLS APPROVED.
- 5. FIRST READING OF AN ORDINANCE AMENDING ORDINANCE NO. 4702 OF THE CITY OF LUFKIN, TEXAS ADOPTING THE 2020 NATIONAL ELECTRIC CODE APPROVED.
- 6. FIRST READING OF AN ORDINANCE AMENDING ORDINANCE NO. 4202 OF THE CITY OF LUFKIN, TEXAS ADOPTING THE 2018 INTERNATIONAL BUILDING CODE APPROVED.

- 7. FIRST READING OF AN ORDINANCE AMENDING ORDINANCE NO. 4203 OF THE CITY OF LUFKIN, TEXAS ADOPTING THE 2018 INTERNATINAL EXISTING BUILDING CODE APPROVED.
- 8. FIRST READING OF AN ORDINANCE AMENDING ORDINANCE NO. 4204 OF THE CITY OF LUFKIN, TEXAS ADOPTING THE 2018 INTERNATIONAL RESIDENTIAL CODE APPROVED.
- 9. FIRST READING OF AN ORDINANCE AMENDING ORDINANCE NO. 4205 OF THE CITY OF LUFKIN, TEXAS ADOPTING THE 2018 INTERNATIONAL MECHANICAL CODE APPROVED.
- 10. FIRST READING OF AN ORDINANCE AMENDING ORDINANCE NO. 42026 OF THE CITY OF LUFKIN, TEXAS ADOPTING THE 2018 INTERNATIONAL FUEL GAS CODE APPROVED.
- 11. <u>FIRST READING OF AN ORDINANCE AMENDING ORDINANCE NO. 4207 OF THE CITY OF LUFKIN, TEXAS ADOPTING THE 2018 INTERNATIONAL FIRE CODE APPROVED.</u>
- 12. FIRST READING OF AN ORDINANCE AMENDING ORDINANCE NO. 4208 OF THE CITY OF LUFKIN, TEXAS ADOPTING THE 2018 INTERNATIONAL PLUMBING CODE APPROVED.
- 13. FIRST READING OF AN ORDINANCE AMENDING ORDINANCE NO. 4702 OF THE CITY OF LUFKIN, TEXAS ADOPTING THE 2018 INTERNATIONAL SWIMMING POOL CODE APPROVED.

Councilmember Lynn Torres moved to approve all items on the consent agenda as presented. Councilmember Wes Suiter seconded the motion and a unanimous vote to approve was recorded.

BUSINESS AGENDA

14. PUBLIC HEARING AND SECOND READING OF AN ORDINANCE AMENDING THE ZONING ORDINANCE OF THE CITY OF LUFKIN, TEXAS BY ADDING PROVISIONS CONCERNING RECREATIONAL VEHICLE PARKS – APPROVED.

City Manager Bruce Green stated it had become necessary to amend the Zoning Ordinance as it related to recreational vehicle (RV) parks. City Manager Green furthered other than defining "Recreational Vehicle Park" and limiting recreational vehicles to no more than thirty (30) consecutive days at a site, there were no regulations. explained the purpose of the amendment was to promote high quality recreational vehicle parks by adding development requirements as well as restrictions. City Manager Green stated the proposed amendment would also remove the current time limit of thirty (30) consecutive days and increase the time limit to ninety (90) days for an occupant. City Manager Green furthered Staff believed the proposed amendment would increase the number of high-quality parks and prevent recreational vehicles from becoming permanent living units. City Manager Green concluded Staff recommended City Council conduct a Public Hearing and consider the Second Reading of an Ordinance adding provisions concerning Recreational Vehicle Parks.

Mayor Pro Tem Robert Shankle opened the Public Hearing at 5:04 p.m. There being no one who wished to speak, Mayor Pro Tem Shankle closed the Public Hearing and moved to comments from City Council.

Councilmember Rocky Thigpen moved to approve the Ordinance as presented. Councilmember Lynn Torres seconded the motion and a unanimous vote to approve was recorded.

15. PRESENTATION OF THE CITY OF LUFKIN 2021-2022 DRAFT BUDGET, PUBLIC HEARING CONCERNING THE PROPOSED BUDGET AND SECOND READING OF AN APPROPRIATIONS ORDINANCE ADOPTING A BUDGET FOR THE FISCAL YEAR BEGINNING OCTOBER1, 2021 AND ENDING SEPTEMBER 30, 2022 – APPROVED.

City Manager Bruce Green stated City Staff was pleased to present to City Council the 2021-2022 Annual Fiscal Budget for the City of Lufkin. City Manager Green highlighted the significant changes and stated the complete list was included in the Council packet for review. City Manager Green

concluded Staff recommended City Council conduct a Public Hearing and approve the Second Reading of an appropriations Ordinance adopting a budget for the 2021-2022 Fiscal Year.

Mayor Pro Tem Robert Shankle opened the Public Hearing at 5:05 p.m. There being no one who wished to speak, Mayor Pro Tem Shankle closed the Public Hearing and moved to comments from City Council.

Councilmember Guessippina Bonner spoke and expressed concern with the possibility of a reduction in staffing for the fire department and the addition of a zookeeper position. Discussion ensued regarding her concerns.

Councilmember Lynn Torres moved to approve the Ordinance as presented. Councilmember Guessippina Bonner seconded the motion and a unanimous vote to approve was recorded.

16. PUBLIC HEARING AND SECOND READING OF AN ORDINANCE LEVYING TAXES FOR THE USE AND SUPORT OF MUNICIPAL GOVERNMENT OF THE CITY OF LUFKIN AND PROVIDING FOR THE DEBT SERVICE FUND FOR THE FISCAL YEAR 2021-2022 AND APPORTIONING EACH LEVY FOR THE SPECIFIC PURPOSE – APPROVED.

City Manager Bruce Green stated each year as part of the budget process, the Tax Assessor Collector calculated the No-New-Revenue Tax Rate in accordance with Texas Tax Code Chapter 26.04. City Manager Green furthered the current year's tax rate was \$0.531135 and the no-new-revenue tax rate calculated for Fiscal Year 2021-2022 was \$0.507780. City Manager Green stated the current tax rate would raise more total property taxes than the last year's budget by \$541,944 (5.33%), and of that amount \$130,851 was tax revenue to be raised from new property added to the tax roll this year. City Manager Green concluded Staff recommended City Council approve the First Reading of an Ordinance levying taxes for the 2021-2022 Fiscal Year.

Mayor Pro Tem Robert Shankle opened the Public Hearing at 5:12 p.m. There being no one who wished to speak, Mayor Pro Tem Shankle closed the Public Hearing and moved to comments from City Council.

Councilmember Guessippina Bonner moved that the property tax rate be increased by the adoption of a tax rate of 0.531135, which is effectively a 4.60 percent increase in the tax rate. Councilmember Lynn Torres seconded the motion. The following roll call vote was recorded:

•	Councilmember Lynn Torres	Aye
•	Councilmember Rocky Thigpen	Aye
•	Mayor Pro Tem Robert Shankle	Aye
•	Councilmember Guessippina Bonner	Aye
•	Councilmember Wes Suiter	Aye
•	Councilmember Trent Burfine	Aye

The motion passed unanimously.

17. <u>RESOLUTION OF THE CITY OF LUFKIN, TEXAS AUTHORIZING THE CITY MANAGER</u> TO EXECUTE THE PURCHASE OF PROPERTY – APPROVED.

City Manager Bruce Green stated a public need existed for additional off-street parking in Downtown that was free and allowed access to downtown, City buildings and pocket parks, including the Pines Theater and Cotton Square. City Manager Green furthered Staff had determined that the City block located at West Shepherd Street and Angelina would serve as a good location to fulfill the public parking need based upon its size and location. City Manager Green noted the City block was identified in the corresponding attachment. City Manager Green stated the property was currently occupied by buildings and some of the buildings were in disrepair and vacant. City Manager Green furthered the resolution would authorize the City Manager to take any and all action, including power of imminent domain if necessary, to acquire property in Downtown Lufkin for the use of public parking. City Manager Green concluded Staff recommended City Council adopt a Resolution authorizing the City Manager to take any and all action to initiate the acquisition of the property.

Councilmember Guessippina Bonner asked questions concerning properties currently occupied by any existing business. City Manager Green responded and a discussion ensued.

Councilmember Guessippina Bonner moved to approve the Resolution as presented. Councilmember Rocky Thigpen seconded the motion and a unanimous vote to approve was recorded.

18. <u>LUFKIN ECONOMIC DEVELOPMENT GRANT FOR</u> \$100,000 TO THE ANGELINA COUNTY AIRPORT – APPROVED.

City Manager Bruce Green stated on September 7, 2021, the Lufkin Economic Development Board voted unanimously to award the Angelina County Airport Board a one-time grant of \$100,000 for a new taxiway. City Manager Green furthered Lufkin Economic Development Director, Bob Samford, had stated "The airport was a vital component in our future success in the City's economic development game plan. As the city continues to attract new businesses, we need to be forward thinking to grow our infrastructure at the airport." City Manager Green explained Section 505.155(1) of the Economic Development Act allowed for a project that promotes or develops new or expanded business enterprises that create or retain primary jobs providing certain facilities and improvements. City Manager Green furthered Section 505.155(2) was written broadly to allow support for any other project that the board of directors in the board's discretion determined promoted or developed new or expanded business enterprises that created or retained primary jobs. City Manager Green stated that was the basis on which the Lufkin Economic Development Corporation proceeded and the basis for bringing it to City Council for approval as a project.

Councilmember Wes Suiter moved to approve the grant as presented. Councilmember Guessippina Bonner seconded the motion and a unanimous vote to

19. <u>DISCUSSION AND CONSIDER POSSIBLE ACTION REGARDING PROPOSED CONTRACT WITH ANGELINA ARTS ALLIANCE AND THE PINES THEATRE – APPROVED.</u>

City Manager Bruce Green stated the City of Lufkin had previously entered into a contract with the Angelina Arts Alliance to manage the Pines Presents Series at the Pines Theater and the contract was up for renewal. City Manager Green furthered City Administration had requested the Arts Alliance expand its responsibilities to include all Pines Theater events under a new contract beginning October 1, 2021. City Manager Green highlighted elements of the proposed renewal and expanded contract. City Manager Green concluded Staff recommended City Council discuss and consider possible action regarding a contract with the Angelina Arts Alliance and the Pines Theater.

Councilmember Trent Burfine stated he would like to see a City of Lufkin representative on the Angelina Arts Alliance executive board. City Manager Green addressed the request and discussion ensued. Councilmember Guessippina Bonner expressed concerns that no other entity had the opportunity to bid on the contract. Councilmember Wes Suiter commented that he would like to see an increase in movies for children shown at the Pines Theater.

Councilmember Lynn Torres moved to approve the contract as presented. Councilmember Wes Suiter seconded the motion. Councilmember Guessippina Bonner requested a roll call vote.

The following roll call vote was recorded:

•	Councilmember Lynn Torres	Aye
•	Councilmember Rocky Thigpen	Aye
•	Mayor Pro Tem Robert Shankle	Aye
•	Councilmember Guessippina Bonner	No
•	Councilmember Wes Suiter	Aye
•	Councilmember Trent Burfine	No

The motion passed with a vote of four (4) – two (2).

20. <u>PRESENTATION OF THE 2020 COMPREHENSIVE ANNUAL FINANCIAL REPORTAPPROVED.</u>

Susan Murrell with Alexander, Lankford & Hiers presented the 2020 City of Lufkin Comprehensive Annual Financial Report and offered to answer any questions. There were none.

Councilmember Lynn Torres moved to approve the report as presented. Councilmember Rocky Thigpen seconded the motion and a unanimous vote to approve was recorded.

21. FINANCIAL STATUS REPORT

City Manager Bruce Green offered to answer any questions. There were none.

There being no further business, Mayor Pro Tem Robert Shankle adjourned the meeting at 5:34 p.m.

Mark Hicks, Mayor