

**MINUTES OF THE REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF
LUFKIN, TEXAS HELD ON THE 4th DAY OF JUNE, 2013.**

On the 4th day of June, 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 Brown	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
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
Dorothy Wilson	Planning Director
Steve Floyd	Public Works Director
Chuck Walker	Public Utilities Director
Steve Poskey	Street Department Director
Dale Allred	Inspection Services Director
Barbara Thompson	Main Street Director

Being present; and

Bruce Green	City Attorney
-------------	---------------

Being absent when the following business was transacted.

1. Mayor Bob Brown asked that a moment of silence be observed in remembrance of the four Houston Firefighters who recently lost their lives. The meeting was then opened with prayer by Pastor Sylvester McClain, Miracle Temple Church of God in Christ.
2. Mayor Bob Brown welcomed visitors present.
3. **APPROVAL OF MINUTES**

Minutes of the Regular Meeting of May 21st, 2013 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.

4. **GRADUATION CEREMONY OF THE 4TH ANNUAL LUFKIN FIRE DEPARTMENT CITIZEN'S FIRE ACADEMY.**

Mayor Bob Brown stated the next item was to conduct a graduation ceremony for the 4th Annual Lufkin Fire Department Citizen's Fire Academy participants.

City Manager Paul Parker called on Lufkin Fire Department Captain Ledford to present information regarding the Academy. Captain Ledford gave a brief overview of the program and thanked the graduates for their interest and participation. Graduation certificates were then presented to those who participated in the program.

OLD BUSINESS:

5. **SECOND READING OF AN ORDINANCE GRANTING TO CENTERPOINT ENERGY RESOURCES CORP., DBA CENTERPOINT ENERGY TEXAS GAS OPERATIONS, THE RIGHT, PRIVILEGE AND FRANCHISE TO CONSTRUCT, INSTALL, EXTEND, REMOVE, REPLACE, ABANDON, OPERATE AND MAINTAIN ITS FACILITIES**

WITHIN THE PUBLIC RIGHTS-OF-WAY OF THE CITY OF LUFKIN, TEXAS FOR THE TRANSPORTATION, DELIVERY, SALE, AND DISTRIBUTION OF NATURAL GAS; CONTAINING OTHER PROVISIONS RELATING TO THE FOREGOING SUBJECT; PROVIDING FOR SEVERABILITY AND PROVIDING AN EFFECTIVE DATE – APPROVED.

Mayor Bob Brown stated that the next item of business was to consider on Second Reading an Ordinance granting to Centerpoint Energy Resources Corp., dba Centerpoint Energy Texas Gas Operations, the right, privilege and franchise to construct, install, extend, remove, replace, abandon, operate and maintain its facilities within the public rights-of-way of the City of Lufkin, Texas for the transportation, delivery, sale, and distribution of natural gas; containing other provisions relating to the foregoing subject; providing for severability and providing an effective date.

City Manager Paul Parker stated that Mayor Bob Brown, Councilmember Rufus Duncan, and Councilmember Lynn Torres along with Staff reviewed the proposed Franchise Ordinance with Centerpoint Energy. City Manager Parker continued that the recommendation was to approve the Ordinance granting the Franchise Agreement to Centerpoint Energy as previously discussed during the Council Meeting of May 21, 2013. City Manager Parker concluded that Staff would be glad to answer any questions Council may have.

Councilmember Don Langston moved to approve the Second Reading an Ordinance granting to Centerpoint Energy Resources Corp., dba Centerpoint Energy Texas Gas Operations, the right, privilege and franchise to construct, install, extend, remove, replace, abandon, operate and maintain its facilities within the public rights-of-way of the City of Lufkin, Texas for the transportation, delivery, sale, and distribution of natural gas; containing other provisions relating to the foregoing subject; providing for severability and providing an effective date. Councilmember Robert Shankle seconded the motion and a unanimous vote to approve was recorded.

NEW BUSINESS:

6. PUBLIC HEARING AND FIRST READING OF AN ORDINANCE AMENDING THE ZONING ORDINANCE OF THE CITY OF LUFKIN, TEXAS, BY CHANGING THE ZONING DESIGNATION FROM “RESIDENTIAL SMALL SINGLE FAMILY DWELLING” TO A “COMMERCIAL” ZONING DISTRICT FOR A 1.089 ACRE PARCEL DESCRIBED AS LUFKIN LAND AND LUMBER COMPANY #2, BLOCK 51, LOT 5, AND MORE COMMONLY KNOWN AS 1206 SOUTH MEDFORD DRIVE AND CHANGING THE 2001 COMPREHENSIVE PLAN FUTURE LAND USE MAP TO “COMMERCIAL” AND AUTHORIZING THE CITY PLANNER TO MAKE SUCH CHANGES ON THE OFFICIAL MAP – APPROVED.

Mayor Bob Brown stated the next item on the agenda was to conduct a Public Hearing and consider on First Reading an Ordinance amending the Zoning Ordinance of the City of Lufkin, Texas, by changing the zoning designation from “Residential Small Single Family Dwelling” to a “Commercial” zoning district for a 1.089 acre parcel described as Lufkin Land and Lumber Company #2, Block 51, Lot 5, and more commonly known as 1206 South Medford Drive and changing the 2001 Comprehensive Plan Future Land Use Map to “Commercial” and authorizing the City Planner to make such changes on the Official Map.

City Manager Paul Parker stated that Mr. Mark Hicks had requested a change of zoning for the property to increase opportunities for future development. City Manager Parker stated that currently there was no planned use for the property. City Manager Parker continued that the properties northwest of the subject property and south of the subject property were zoned “Commercial” and property to the northeast of the subject property was zoned “Local Business” as was the property to the east, across Loop 287. City Manager Parker stated that the property to the west of the subject property was zoned a “Residential Large Single Family Dwelling”. City Manager Parker continued that the property was the location of Renfro Smoked Sausage, and there may be some potential for utilization and expansion. City Manager Parker continued the subject property currently had no Future Land Use classification. The Future Land Use classification for the property to the north and east of the subject property was Retail. City Manager Parker concluded that both the Planning & Zoning Commission along with Staff recommended approval of the requested change in zoning and on the Future Land Use Map to “Commercial”.

Mayor Bob Brown opened the Public Hearing at 5:14 p.m. and anyone who wished to speak on the item to please step forward. Mr. Mark Hicks, owner, spoke in favor of the item and stated he would be glad to answer any questions City Council might have about the request. There being no one

further who wished to speak, Mayor Brown closed the Public Hearing and asked for questions or comments from City Council.

Councilmember Victor Travis moved to approve the First Reading of an Ordinance amending the Zoning Ordinance of the City of Lufkin, Texas, by changing the zoning designation from “Residential Small Single Family Dwelling” to a “Commercial” zoning district for a 1.089 acre parcel described as Lufkin Land and Lumber Company #2, Block 51, Lot 5, and more commonly known as 1206 South Medford Drive and changing the 2001 Comprehensive Plan Future Land Use Map to “Commercial” and authorizing the City Planner to make such changes on the Official Map. Councilmember Lynn Torres seconded the motion and a unanimous vote to approve was recorded.

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

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

City Manager Paul Parker stated that each of the stated entities shared one investment policy. City Manager Parker stated that when the Finance Committee met last year, the Committee voted to change the days to maturity for the aggregate of the City’s investments to three hundred (300) days to allow for placement of CD’s to take advantage of the highest interest rates possible. City Manager Parker continued that when the official document was printed for signature, the change was not made. City Manager Parker furthered that this approval basically confirmed the previous change authorized by the Finance Committee.

Councilmember Robert Shankle moved approval of the City of Lufkin, Texas, the Lufkin Economic Development Corporation and Lufkin Convention & Visitors Bureau Investment Policy. Councilmember Don Langston seconded the motion and a unanimous vote to approve was recorded.

8. RESOLUTION AMENDING THE AUTHORIZED REPRESENTATIVES FOR THE CITY OF LUFKIN TO THE TEXAS LOCAL GOVERNMENT INVESTMENT POOL (TEXPOOL) – APPROVED.

Mayor Bob Brown stated the next agenda item was consideration of a Resolution amending the authorized representatives for the City of Lufkin to the Texas Local Government Investment Pool (TexPool).

City Manager Paul Parker stated that one of the signature parties for TexPool, Robbin Crawford, was no longer employed with the City of Lufkin, and this Resolution simply removes her from the list of authorized signatories and replaced her with Deputy City Manager Keith Wright. City Manager Parker stated this Item was similar to Item No. 9.

Councilmember Lynn Torres moved to approve a Resolution amending the authorized representatives for the City of Lufkin to the Texas Local Government Investment Pool (TexPool). Councilmember Victor Travis seconded the motion and a unanimous vote to approve was recorded.

9. RESOLUTION AMENDING THE AUTHORIZED REPRESENTATIVES FOR THE CITY OF LUFKIN TO THE TEXAS SHORT TERM ASSET RESERVE FUND (TEXSTAR) – APPROVED.

Mayor Bob Brown stated the next item was to consider a Resolution amending the authorized representatives for the City of Lufkin to the Texas Short Term Asset Reserve Fund (TexSTAR).

City Manager Paul Parker stated this item was similar to Item No. 8; the Resolution removed Robbin Crawford and added Deputy City Manager Keith Wright.

Councilmember Don Langston moved to approve a Resolution amending the authorized representatives for the City of Lufkin to the Texas Short Term Asset Reserve Fund (TexSTAR). Councilmember Lynn Torres seconded the motion and a unanimous vote to approve was recorded.

10. AWARD OF A BANKING SERVICES CONTRACT TO FIRST BANK AND TRUST EAST TEXAS – APPROVED.

Mayor Bob Brown stated the next item for consideration was the award of a Banking Services Contract to First Bank & Trust East Texas.

City Manager Paul Parker stated that the Finance Committee had been working for several weeks regarding the collateralization policy for the City's depository. City Manager Parker stated that the current depository, Regions Bank, was no longer able to conform to the collateralization policy, and attempts to rectify the situation were unsuccessful. City Manager Parker continued that the Finance Committee recommended the City send out Requests for Proposals to local banks to act as the City Depository. City Manager Parker stated that Valley View Consulting was utilized for the preparation and evaluation of the proposals. City Manager Parker furthered that the City received proposals from First Bank & Trust East Texas, Commercial Bank of Texas and Capital One Bank. City Manager Parker stated it was the recommendation of the Finance Committee that City Council approve the award of a Banking Services Contract to First Bank & Trust of East Texas.

Councilmember Victor Travis moved to approve the award of a Banking Services Contract to First Bank & Trust East Texas. Councilmember Don Langston seconded the motion and commended Valley View Consulting for their work. A unanimous vote to approve was recorded. Mayor Brown thanked Finance Director Belinda Southern and her Staff for their hard work.

11. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LUFKIN, TEXAS ESTABLISHING A FEE WAIVER AND RECOGNITION POLICY FOR CITY OF LUFKIN FACILITIES – APPROVED.

Mayor Bob Brown stated the next item for consideration was a Resolution of the City Council of the City of Lufkin, Texas establishing a Fee Waiver and Recognition Policy for City of Lufkin facilities.

City Manager Paul Parker stated that the City periodically received requests for the waiver of fees for the use of City facilities such as the Convention Center. City Manager Parker stated that Mayor Brown had assembled a committee of Councilmember Victor Travis, Councilmember Don Langston and Councilmember Lynn Torres to review the issue of the waiver of fees for City facilities. City Manager Parker stated that the committee also addressed the issue of recognitions for individuals on City property, such as plaques, memorials, etc. City Manager Parker furthered that the consensus of the committee was that fee rentals would no longer be waived unless they were City sponsored events, such as the City Employee Christmas Party. City Manager Parker stated that both the Lufkin Economic Development Corporation and the Lufkin Convention & Visitors Bureau would also have to pay the full fees. City Manager Parker concluded that the Committee also decided that any recognition on City property would have to be approved by City Council. Councilmember Victor Travis stated that to be fair, all needed to be treated fairly, and all entities should have to pay.

Councilmember Victor Travis moved to approve a Resolution of the City Council of the City of Lufkin, Texas establishing a Fee Waiver and Recognition Policy for City of Lufkin facilities. Councilmember Lynn Torres seconded the motion and a unanimous vote was recorded.

Mayor Bob Brown recessed the Regular Session at 5:27 p.m. to enter into Executive Session.

12. 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), discussions regarding real estate, demolition of buildings, or appointments to boards and personnel may be discussed.

Mayor Bob Brown reconvened the Regular Session at 6:10 p.m.

13. APPOINTMENTS TO CITY OF LUFKIN BOARDS AND COMMITTEES.

Mayor Bob Brown stated the next item was to consider appointments to City of Lufkin Boards and Committees. Councilmember Lynn Torres moved to approve the following appointments:

a. Civil Service Commission:

Reappointment of Royce Garrett for a three (3) year term.

b. Construction Board of Adjustments and Appeals:

Reappointment of Wayne Stolz and Billy Weisinger for a three (3) year term.

Appointment of Rodney Moore for a three (3) year term.

c. DETCOG Board:

Reappointment of Mayor Bob Brown, Councilmember Robert Shankle, Councilmember Lynn Torres, and Councilmember Victor Travis for a one (1) year term.

d. 4- B Economic Development Board

Reappointment of Mayor Bob Brown, Phil Medford, Jim Watkins and Andra Self for a two (2) year term.

e. Firemen's Pension Board

Reappointment of Stanley New and Danny Roper for a two (2) year term.

f. Kurth Memorial Library Board

Appointments to be made at a future meeting upon receipt of nominations from the Kurth Memorial Library Board.

g. Lufkin Convention and Visitors Bureau

Reappointment of Todd Stafford for a two (2) year term. Appointment of Brant Lee, Greg Shrader and Kevin Jones for a two (2) year term.

h. Parks & Recreation Advisory Board

Reappointment of Roy Reyes to serve a three (3) year term. Appointment of Jeff Todd to serve the remainder of Deanna Ramsey's term.

i. Planning and Zoning Commission

Reappointment of Malcom Deason for a three (3) year term. Appointment of Josh Zelesky to replace Mark Hicks for a three (3) year term.

j. Taxi Cab Committee

Reappointment of Ronald Davis to serve a three (3) year term.

k. Tree Board

Reappointment of Joe Pace, John Courtenay, Councilmember Lynn Torres, Janie Slack and Janet Clarke to serve a three (3) year term.

l. Zoning Board of Adjustments and Appeals

Reappointment of Ed Booth, Lt. General Orren Whiddon, and Guy Shumway for a three (3) year term.

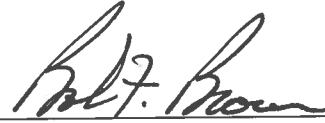
m. Mayor Pro-Tem

Appointment to be made at a later meeting.

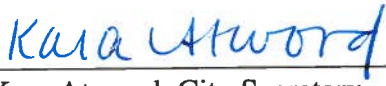
Councilmember Rufus Duncan seconded the motion to approve the appointments as stated and a unanimous vote to approve was recorded.

14. 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.

15. There being no further business, the meeting adjourned at 6:14 p.m.



Bob F. Brown, Mayor



Kara Atwood, City Secretary

SEAL