MINUTES OF THE REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF LUFKIN, TEXAS HELD ON THE 5th DAY OF JUNE, 2012.

On the 5th day of June, 2012, 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
Sarah Murray	Councilmember, Ward No. 6
Paul L. Parker	City Manager
Keith Wright	Deputy City Manager
Kara Atwood	City Secretary
Gerald Williamson	Assistant Police Chief
Duane Freeman	Assistant Fire Chief
Belinda Southern	Finance Director
Steve Floyd	Public Works Director
Dorothy Wilson	Planning Director
Chuck Walker	City Engineer
Jim Wehmeier	Economic Development Director
Dale Allred	Inspection Services Director

being present, and

Rufus Duncan	Councilmember, Ward No. 5

being absent when the following business was transacted.

1. The meeting was opened with prayer by Pastor Cindy Doran, Keltys United Methodist Church.

2. Mayor Bob Brown welcomed visitors present.

APPROVAL OF MINUTES

3. Minutes of the Regular Meeting of June 5, 2012 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 3RD ANNUAL LUFKIN FIRE DEPARTMENT CITIZEN'S FIRE ACADEMY.**

   Mayor Bob Brown stated that the next item on the agenda was to conduct the graduation ceremony for the 3rd annual Lufkin Fire Department Citizen's Fire Academy. Fire Captain Dustin Ledford gave opening remarks regarding the program and thanked the Fire Department Staff for their assistance with the program. Mayor Brown presented certificates to those graduating the program. Graduates included Guessippina Bonner, Walter Pride, Councilmember Robert Shankle, Councilmember Sarah Murray, Diana Russell, Oscar Sauceda, Richard Burleson, Gail Little, Patrick Castillo, Tyler Johnson, and Loretta Crockett. Captain Ledford was also presented a gift of appreciation by the class.

OLD BUSINESS:

5. **PUBLIC HEARING AND SECOND READING OF AN ORDINANCE AMENDING THE ZONING ORDINANCE OF THE CITY OF LUFKIN, TEXAS, BY CHANGING THE ZONING DESIGNATION OF A TRACT OF LAND DESCRIBED AS LOT 2 OF THE FRANK STREET-HILL STREET SUBDIVISION, FROM "COMMERCIAL" TO "LIGHT**

MANUFACTURING" AND CHANGING THE 2001 COMPREHENSIVE PLAN FUTURE LAND USE MAP TO "INDUSTRIAL" – APPROVED.

Mayor Bob Brown stated that the next item on the agenda was to conduct a Public Hearing and consider on Second Reading an Ordinance amending the Zoning Ordinance of the City of Lufkin, Texas, by changing the zoning designation of a tract of land described as Lot 2 of the Frank Street-Hill Street Subdivision, from "Commercial" to "Light Manufacturing" and changing the 2001 Comprehensive Plan Future Land Use Map to "Industrial".

City Manager Parker stated that this item was simply the rezoning of a small parcel in order for the owner to place a billboard at the location. City Manager Parker stated this was the second reading of this item and it had been passed during the Council Meeting of June 5th, 2012 by a three (3) to two (2) vote.

Mayor Brown opened the Public Hearing at 5:16 p.m. and asked anyone who wished to speak on the item to please step forward. Mr. Ryan Deaton spoke in favor of the zone change and the relocation of the existing sign located near his business to the proposed location. There being no one further who wished to speak, Mayor Brown closed the Public Hearing at 5:18 p.m.

Councilmember Victor Travis moved to approve the Second Reading of an Ordinance amending the Zoning Ordinance of the City of Lufkin, Texas, by changing the zoning designation of a tract of land described as Lot 2 of the Frank Street-Hill Street Subdivision, from "Commercial" to "Light Manufacturing" and changing the 2001 Comprehensive Plan Future Land Use Map to "Industrial". Councilmember Lynn Torres seconded the motion and a unanimous vote was recorded.

NEW BUSINESS:

6. **SALE OF PROPERTY DESCRIBED AS 0.188 ACRE, OUT OF THE D. LEONE SURVEY, A-23, TRACT 154, ANGELINA COUNTY, TEXAS, PROPERTY ID NO. 14664, TO THE FIRST APOSTOLIC CHURCH IN THE AMOUNT OF ONE THOUSAND EIGHT HUNDRED FIFTY DOLLARS ($1,850) – APPROVED.**

Mayor Bob Brown stated that the next item on the agenda was the consideration of the sale of property described as 0.188 acre, out of the D. Leone Survey, A-23, Tract 154, Angelina County, Texas, Property ID No. 14664, to the First Apostolic Church in the amount of one thousand eight hundred fifty dollars ($1,850).

City Manager Paul Parker stated that when the City acquired the Burke Water System, the purchase included an existing water storage facility and small building. City Manager Parker continued that this storage facility had been abandoned and the water tank removed. City Manager Parker furthered that the small building still existed on the property; however, the building no longer had a roof. City Manager Parker stated that the City has no use for the property at the present time. City Manager Parker continued that the City had been approached by the First Apostolic Church, the adjacent property owner, who wished to purchase the property. City Manager Parker stated that City Staff, per City procedure, had the property appraised, and the property appraised at one thousand four hundred dollars ($1,400). City Manager Parker continued that Staff recommended Council approve the sale of the property for the appraised amount plus the cost of appraisal, which was four hundred fifty dollars ($450), for a total price of one thousand eight hundred fifty dollars ($1,850).

Councilmember Don Langston moved to approve the sale of property described as 0.188 acre, out of the D. Leone Survey, A-23, Tract 154, Angelina County, Texas, Property ID No. 14664, to the First Apostolic Church in the amount of one thousand eight hundred fifty dollars ($1,850). Councilmember Lynn Torres seconded the motion. A unanimous vote was recorded.

7. **PURCHASE OF 1.379 ACRES OF PROPERTY DESCRIBED AS BLOCK 1, LOT 1 OF THE CHURCH OF CHRIST REVISION, 4676 KURTH DRIVE, IN THE AMOUNT OF TWENTY-SIX THOUSAND FIVE HUNDRED DOLLARS ($26,500) AND A RESOLUTION AUTHORIZING AN AMENDMENT TO THE 2011/2012 OPERATING BUDGET (BUDGET AMENDMENT NO. 26), PROVIDING FOR THE SUPPLEMENTAL APPROPRIATION OF FUNDS IN THE GENERAL FUND; AND PROVIDING AN EFFECTIVE DATE – APPROVED.**

Mayor Bob Brown stated that the next item on the agenda was the consideration of the purchase of 1.379 acres of property described as Block 1, Lot 1 of the Church of Christ Revision, 4676 Kurth Drive, in the amount of twenty-six thousand five hundred dollars ($26,500) and a Resolution authorizing an amendment to the 2011/2012 Operating Budget (Budget Amendment No. 26), providing for the supplemental appropriation of funds in the General Fund; and providing an effective date.

City Manager Paul Parker stated during the recent budget retreat, Council discussed the proposed Capital Improvement Program which included the reconstruction of the existing Fire Station No. 5. City Manager Parker continued that Council also discussed the need for the purchase of additional property in the area in order to facilitate the construction. City Manager Parker stated that per the direction of Councilmember Don Langston, Staff had reviewed other properties along Kurth Drive, but found that the existing location was the best place for the Fire Station. City Manager Parker stated that presently there is a 1.379 acre parcel located adjacent to the Fire Station that is owned by Mr. Joe Deason. City Manager Parker furthered that Mr. Deason had agreed to sell the property to the City for twenty-five thousand dollars ($25,000) plus closing costs which were estimated to be one thousand five hundred dollars ($1,500). City Manager Parker stated that the purchase of this property would allow the new station to be constructed while personnel continued to utilize the existing station until construction was completed. City Manager Parker continued that Staff recommended Council approve the purchase of the property and Budget Amendment No. 26, which allocated funds for the purchase. Councilmember Don Langston stated that he agreed this was the most feasible location for the station and commended Staff for their efforts.

Councilmember Don Langston moved to approve the purchase of 1.379 acres of property described as Block 1, Lot 1 of the Church of Christ Revision, 4676 Kurth Drive, in the amount of twenty-six thousand five hundred dollars ($26,500) and a Resolution authorizing an amendment to the 2011/2012 Operating Budget (Budget Amendment No. 26), providing for the supplemental appropriation of funds in the General Fund; and providing an effective date. Councilmember Lynn Torres seconded the motion and a unanimous vote was recorded.

8. <u>CITY MANAGER REPORT</u>

City Manager Paul Parker highlighted the revenue funds and stated that all funds were on track. City Manager Parker continued that water revenue would begin to increase during the summer months and that Staff would continue to closely monitor revenue and expenditures. City Manager Parker stated that all projects were nearing completion and he would answer any questions Council might have related to projects.

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

9. <u>EXECUTIVE SESSION:</u> 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 Bob Brown reconvened the regular session at 6:35 p.m.

10. <u>CONSIDER APPOINTMENTS TO BOARDS AND COMMISSIONS:</u>

Mayor Bob Brown stated that the next item on the agenda was to consider appointments to Boards and Commissions. Councilmember Lynn Torres moved to approve the following appointments.

a. **Civil Service Commission** – Reappointment of Mr. Jim Myers for a three (3) year term.

b. **Construction Board of Adjustments and Appeals** – Reappointment of Mr. Mark Strong, Mr. Andrew Moore and Mr. Sammy Ferrara for a three (3) year term.

c. **DETCOG Board** – Reappointment of Councilmembers Lynn Torres, Robert Shankle and Victor Travis for a one (1) year term and appointment of Mayor Bob Brown for a one (1) year term.

d. **Lufkin Convention & Visitors Bureau Board -** Reappointment of Ms. Sellestine Hunt and Mr. Carl Ray Polk for a two (2) year term and appointment of Mr. Lin Lentz and Ms. Tami Koonce-Jones for a two (2) year term.

e. **Parks & Recreation Advisory Board –** Reappointment of Mr. Richard Joseph, Ms. Lela Simmons and Ms. Cathy Todd for a three (3) year term and appointment of Councilmember Sarah Murray for a three (3) year term.

f. **Planning and Zoning Commission-** Reappointment of Mr. Dale Green and Mr. Nathan Gann for a three (3) year term.

g. **Taxi Cab Committee –** Reappointment of Mr. Bennie Moye for a three (3) year term.

h. **Zoning Board of Adjustments and Appeals** – Reappointment of Lacey Chimney for a two (2) year term and appointment of Jeff Buchannan and Mr. Michael Parker for a two (2) year term.

i. **Mayor Pro-Tem -** Councilmember Don Langston was reappointed to serve as Mayor Pro Tem.

11. **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 meetings listed on the City Council Calendar including the Lufkin Convention & Visitors Bureau Board Meeting and Firemen's Pension Board Meeting. Councilmember Lynn Torres reminded Council of the DETCOG meeting scheduled for Thursday in Nacogdoches.

12. There being no further business for consideration, the meeting adjourned at 6:40 p.m.

Bob F. Brown
Bob F. Brown, Mayor

Kara Atwood
Kara Atwood, City Secretary

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