

**MINUTES OF REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF
LUFKIN, TEXAS, HELD ON THE
2ND DAY OF MAY 2000 AT 5:00 P. M.**

On the 2nd day of May 2000 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:

Louis Bronaugh	Mayor
Bob Bowman	Mayor pro tem
R. L. Kuykendall	Councilmember, Ward No. 1
Lynn Torres	Councilmember, Ward No. 3
Jack Gorden, Jr.	Councilmember, Ward No. 5
Dennis Robertson	Councilmember, Ward No. 6
James Hager	Asst. City Manager/Finance
Atha Stokes Martin	City Secretary
Bob Flournoy	City Attorney
Keith Wright	City Engineer
Kenneth Williams	Director of Public Work
Stephen Abraham	Director of Planning

being present, and

Don Boyd	Councilmember, Ward No. 2
C. G. Maclin	City Manager

Being absent when the following business was transacted.

1. Meeting was opened with prayer by Chaplain LaVerne Hinson, Rufus Duncan Unit Texas Department of Criminal Justice.
2. Mayor Bronaugh welcomed visitors present. Mayor Bronaugh stated that he would like to

3. **APPROVAL OF MINUTES**

Motion was made by Councilmember Dennis Robertson and seconded by Councilmember R. L. Kuykendall that Minutes of the April 18, 2000 meeting be approved as presented. A unanimous affirmative vote was recorded.

4. **PUBLIC HEARING – ANNEXATION REQUEST – SABINE INVESTMENTS – CROWN COLONY SECTION VIII-D – CHAMPIONS DRIVE**

Mayor Bronaugh opened Public Hearing to consider request of Sabine Investments to annex approximately 7.724 acres of land to be known as Crown Colony Section VIII-D and located at the end of Champions Drive, east of Crown Colony Sections VIII-B and VIII-C.

No one spoke for or against the annexation.

Mayor Bronaugh closed Public Hearing.

5. **ORDINANCE - APPROVED - ZONE CHANGE REQUEST – RESIDENTIAL LARGE TO NEIGHBORHOOD RETAIL – ALLEN PROCTOR SURVEY – TULANE DRIVE – HARMONY HILL – DAVID C. MILES**

Mayor Bronaugh stated that the next item for consideration was Second Reading of an Ordinance to change the zoning from “Residential Large” to “Neighborhood Retail” on approximately 2.977 acres of land described as Tract 27 of the Allen Proctor Survey (Abstract No. 510) and located at the southeast corner of Tulane Drive and Harmony Hill Drive as requested by David C. Miles.

Motion was made by Councilmember Lynn Torres and seconded by Councilmember Bob Bowman that Ordinance to change the zoning from "Residential Large" to "Neighborhood Retail" on approximately 2.977 acres of land described as Tract 27 of the Allen Proctor Survey (Abstract No. 510) and located at the southeast corner of Tulane Drive and Harmony Hill Drive as requested by David C. Miles be approved on Second and Final Reading as presented. A unanimous affirmative vote was recorded.

6. ORDINANCE - TABLED - FIRST READING - ZONE CHANGE - LOCAL BUSINESS TO COMMERCIAL - DENMAN AVENUE - FINLEY STREET - SOUTH THIRD STREET - RHONEL D. DIDRIKSON - FLOYD C. MADDUX

Mayor Bronaugh stated that the next item for consideration was the request of D. David Hearne, on behalf of Rhonel D. Didrikson and Floyd C. Maddux to change the zoning from "Local Business" to "Commercial" on a triangular piece of land bounded by Denman Avenue, South Third Street and Finley Avenue and described as Lots 1-1, 1-2, 3-2 and 4, Block 45 in the Denman Addition.

Mayor Bronaugh stated that staff had received a letter from Mr. Hearne requesting that this item be tabled at this time and considered at the May 23rd Council meeting.

Motion was made by Councilmember Bob Bowman and seconded by Councilmember Jack Gorden, Jr. that request of D. David Hearne on behalf of Rhonel D. Didrikson and Floyd C. Maddux to change the zoning from "Local Business" to "Commercial" on a triangular piece of land bounded by Denman Avenue, South Third Street and Finley Avenue and described as Lots 1-1, 1-2, 3-2 and 4, Block 45 in the Denman Addition be tabled until the May 23rd Council meeting. A unanimous affirmative vote was recorded.

7. E-COMMERCE RESOLUTION

Mayor Bronaugh stated that the next item for consideration was a Resolution on e-Commerce.

James Hager, Assistant City Manager, stated that included in the Council packet is a Resolution that comes from the National League of Cities and the International City Managers Association and others to attempt to change the direction of Congress regarding taxation of the Internet. Mr. Hager stated that there is a Bill currently before Congress to extent the current ban on Internet taxation and if it is approved, it will have a long term adverse impact on sales tax receipts for the future of the City of Lufkin as well as other cities across the United States. Mr. Hager stated that these municipal government organizations are suggesting that the City approve this Resolution and forward a copy to our U. S. Senators and Congressmen to ask for their opposition to this proposal.

In response to question by Councilmember Robertson, Mr. Hager stated that, in his opinion, it would not create another Federal bureaucracy, but what it will require is a method by which you can identify what amount of sales taxes go back to what State and what vendors. Mr. Hager stated that staff is projecting that the City could lose up to \$500,000 in sales tax revenues by the year 2003-2004 as a result of the frequency and increased growth in e-commerce activity. Councilmember Gorden stated that one of the solutions is a value-added tax.

Motion was made by Councilmember Dennis Robertson and seconded by Councilmember Bob Bowman that Resolution on e-Commerce be approved as presented. A unanimous affirmative vote was recorded.

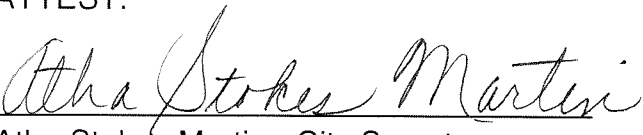
8. EXECUTIVE SESSION

Mayor Bronaugh recessed Regular Session at 5:15 p. m. to enter into Executive Session. Regular Session reconvened at 5:38 p. m. and Mayor Bronaugh stated that attorney/client matters, real estate, and an appointment to the Lufkin Board of Development had been discussed.

9. There being no further business for consideration, meeting adjourned at 5:40 p.m.


Louis Bronaugh
Mayor

ATTEST:


Atha Stokes Martin - City Secretary