

MINUTES OF REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF
LUFKIN, TEXAS, HELD ON THE
4TH DAY OF MAY, 1999 AT 12:00 NOON

On the 4th day of May, 1999 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 A. Bronaugh	Mayor
Jack Gorden, Jr.	Mayor pro tem
R. L. Kuykendall	Councilmember, Ward No. 1
Don Boyd	Councilmember, Ward No. 2
Betty Jones	Councilmember, Ward No. 3
Bob Bowman	Councilmember, Ward No. 4
Tucker Weems	Councilmember, Ward No. 6
James Hager	Asst. City Manager/Finance
Bob Flournoy	City Attorney
Atha Stokes Martin	City Secretary
Keith Wright	City Engineer
Stephen Abraham	Director of Planning
Kenneth Williams	Director of Public Works

being present, and

C. G. Maclin	City Manager
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being absent when the following business was transacted.

1. Meeting was opened with prayer by Bob Flournoy, City Attorney.
2. Mayor Bronaugh welcomed visitors present.

3. **APPROVAL OF MINUTES**

Motion was made by Councilmember Tucker Weems and seconded by Councilmember Don Boyd that the minutes of the Regular Meeting of April 6, 1999 be approved as presented. A unanimous affirmative vote was recorded.

4. **PRESENTATION OF CHAMBER OF COMMERCE PROCLAMATION**

Mayor Bronaugh stated that the first item for consideration was the presentation of a Proclamation to the Chamber of Commerce. Mayor Bronaugh stated that the Chamber, for the many years that he has been a resident of the City of Lufkin, has been the leader and set the tone for economic development and the quality of life in the community. Mayor Bronaugh stated that May 10 -14 has been proclaimed as "Chamber of Commerce Week".

Mayor Bronaugh presented the Proclamation to Tom Mansky, Executive Director of the Chamber of Commerce, and to Don Neill, the Chairman of the Board.

Mr. Neill presented a check to the Mayor in the amount of \$5,115 for the Alliance for Interstate 69 Texas.

5. **CANVASS OF ELECTION - APPROVED - MAY 1, 1999**

Mayor Bronaugh stated that the next item for consideration was canvass of the election votes from the May 1 election.

The following votes were recorded:

	<u>Early Voting</u>	<u>Election Day</u>	<u>Total</u>
Dennis Robertson Ward 6	29	25	54
Dale Ingle Ward 5	17	21	38
Jack Gorden Ward 5	59	118	177

Motion was made by Councilmember Tucker Weems and seconded by Councilmember Betty Jones that canvass of the election votes from the May 1 election be approved as presented. A unanimous affirmative vote was recorded.

6. OATH OF OFFICE - COUNCILMEMBERS - WARD 5 - WARD 6

Mayor Bronaugh administered the oath of office to Jack Gorden, Jr., Councilmember Ward 5, and to Dennis Robertson Councilmember Ward 6.

7. ORDINANCE - APPROVED - SECOND READING - LOCAL BUSINESS - PLANNED UNIT DEVELOPMENT - US 59 AND DANIEL McCALL DRIVE - LEYENDECKER GROUP

Mayor Bronaugh stated that the next item for consideration was Second Reading of an Ordinance to change the zoning from Local Business to a Planned Unit Development zoning district on approximately 7.19 acres of land located between U. S. 59 and Daniel McCall Drive as requested by the Leyendecker Group.

Motion was made by Councilmember Betty Jones and seconded by Councilmember Jack Gorden, Jr. that Ordinance to change the zoning from Local Business to a Planned Unit Development zoning district on approximately 7.19 acres of land located between U. S. 59 and Daniel McCall Drive as requested by the Leyendecker Group with the following regulations: (**Uses:** Multiple-family dwellings with customary accessory and incidental uses. **Density:** No more than 138 dwelling units. **Building Height:** Fifty foot maximum. **Setbacks:** No structure, except for fences, shall be closer than 25 feet from any street right-of-way. Main structures shall not be closer than 10 feet from side property lines. Accessory structures such as carports and enclosures for refuse collection containers shall not be closer than 5 feet from side property lines. Fences may be located on property lines. **Landscaping:** Not less than 40% of the site shall be devoted to landscape development or outdoor recreation area. Not less than 150 tree credits shall be provided. **Parking:** Not less than two vehicle parking spaces per dwelling unit.) be approved on Second and Final Reading as presented. A unanimous affirmative vote was recorded.

8. RESOLUTION - APPROVED - LEASE PURCHASE AGREEMENT - ASSOCIATES COMMERCIAL CORP

Mayor Bronaugh stated that the next item for consideration was a Resolution for approval of a Lease Purchase Agreement with Associates Commercial Corp.

James Hager, Asst. City Manager, stated that the City Council had approved the purchase of several trucks for the Street Department in January, and this Resolution is being provided by Associates Commercial Corp. to complete their records for the lease purchasing. Mr. Hager stated that it is staff's recommendation to approve the Resolution.

Motion was made by Councilmember Don Boyd and seconded by Councilmember Dennis Robertson that Resolution for a Lease Purchase Agreement with Associates Commercial Corp. be approved as presented. A unanimous affirmative vote was recorded.

9. APPOINTMENTS - APPROVED - DETCOG BOARD OF DIRECTORS - DENNIS ROBERTSON

Mayor Bronaugh stated that the next item for consideration was appointments to the DETCOG Board of Directors.

Motion was made by Councilmember Bob Bowman and seconded by Councilmember Don Boyd that Dennis Robertson be appointed to the DETCOG Board of Directors. A unanimous affirmative vote was recorded.

10. BID - APPROVED - GPS EQUIPMENT - ENGINEERING DEPARTMENT - KEMP INSTRUMENTS

Mayor Bronaugh stated that the next item for consideration was GPS equipment for the Engineering Department.

James Hager, Asst. City Manager, stated that this is a purchase that has been budgeted in the amount of \$45,600. Mr. Hager stat, and will assist the Engineering Department and in Public Works areas in more specific location of lines.

Motion was made by Councilmember Bob Bowman and seconded by Councilmember R. L. Kuykendall that bid of Kemp Instruments in the amount of \$45,495 for GPS equipment for the Engineering Department be approved as submitted. A unanimous affirmative vote was recorded.

11. BID - APPROVED - BACKUP GENERATORS - WATER PLANT - LIFT STATIONS - MUSTANG POWER SYSTEMS

Mayor Bronaugh stated that the next item for consideration was bids for backup generators at the water plant and lift stations.

Keith Wright, City Engineer, stated that there are a total of five generators. One will be located at the water plant, which will be a fixed installation, two other generators (fixed installations) at Well #13, and one generator will either be at Well #12 or the new Well #14 to provide backup water to the plant. Mr. Wright stated that there are two proposed lift station generators which will be portable. Mr. Wright stated that the main reason for the generators is due to some problems in the past when the City experienced a horizontal wind storm and the plant lost a considerable amount of power and the capability to pump water and pump the lift stations. Mr. Wright stated that this purchase amount will be taken from the Water and Sewer Fund balance.

In response to question by Councilmember Jones, Mr. Wright stated that staff and Council had discussed using funds for this purpose previously, and this item was not included in the budget. Mr. Wright stated that a policy had been set up keeping a certain percentage in the fund balance, and if there were funds left it would be used for other things that needed to be addressed to insure the City had water capability.

In response to question by Mayor Bronaugh, Mr. Hager stated that staff would like to bring an Amendment to Council at the next meeting to transfer funds from the fund balance into the appropriate departmental budget. Mr. Hager stated that there are more than ample funds available in the fund balance of the wastewater fund.

Motion was made by Councilmember Don Boyd and seconded by Councilmember Bob Bowman that bid of Mustang Power Systems in the amount of \$331,040 for a backup generator at the water plant and lift stations be approved as submitted, and that the funds be taken from the Water and Sewer Fund balance. A unanimous affirmative vote was recorded.

12. BID - APPROVED - DETENTION POND #3 - LOTUS LANE - ALLEN LOGGINS, INC.

Mayor Bronaugh stated that the next item for consideration was bids for detention pond #3 on Lotus Lane.

Keith Wright, City Engineer, stated that \$625,000 had been budgeted for this item and the low bid of Allen Loggins, Inc. came in at \$458,243. Mr. Wright stated that staff recommendation is approval of the Allen Loggins, Inc. bid. Mr. Wright stated that the difference in funds will be used to pay for the higher prices in land acquisition.

In response to question by Councilmember Gorden, Mr. Wright stated that the estimated time for completion is approximately six months.

Motion was made by Councilmember Jack Gorden, Jr. and seconded by Councilmember Bob Bowman that the bid of Allen Loggins, Inc. in the amount of \$458,243 for detention pond #3 on Lotus Lane be approved as submitted. A unanimous affirmative vote was recorded.

13. EXECUTIVE SESSION

Mayor Bronaugh recessed Regular Session at 12:25 p.m. to enter into Executive Session. Mayor Bronaugh reconvened Regular Session at 12:50 p.m. and stated that Councilmembers had discussed attorney/client matters and appointments to Boards and Commissions.

14. APPOINTMENT - APPROVED - FINANCE COMMITTEE - DENNIS ROBERTSON

Motion was made by Councilmember Bob Bowman and seconded by Councilmember Betty Jones that Dennis Robertson be appointed to the Finance Committee. A unanimous affirmative vote was recorded.

15. APPOINTMENT - APPROVED - TREE BOARD - DENNIS ROBERTSON

Motion was made by Councilmember Bob Bowman and seconded by Councilmember Don Boyd that Dennis Robertson be appointed to the Tree Board. A unanimous affirmative vote was recorded.

16. APPOINTMENT - APPROVED - PLANNING & ZONING COMMISSION - JERRY BLACKMON

Motion was made by Councilmember Betty Jones and seconded by Councilmember Bob Bowman that Jerry Blackmon be appointed to the Planning & Zoning Commission. A unanimous affirmative vote was recorded.

17. APPOINTMENT - APPROVED - PARKS ADVISORY BOARD

Motion was made by Councilmember Dennis Robertson and seconded by Councilmember Don Boyd that Sumner Osgood be appointed to the Parks Advisory Board. A unanimous affirmative vote was recorded.

18. MAYOR PRO TEM

Mayor Bronaugh stated that keeping with the suggestion made by Tucker Weems that the City Council repeat the process of selecting a Mayor pro tem by Ward, he would now ask Councilmember Betty Jones if she would serve in this capacity. Councilmember Jones declined. Mayor Bronaugh asked Councilmember Bob Bowman if he would serve as Mayor pro tem, and Councilmember Bowman replied in the affirmative.

Motion was made by Councilmember Jack Gorden, Jr. and seconded by Councilmember Betty Jones that Bob Bowman serve as the Mayor pro tem for a one year term. A unanimous affirmative vote was recorded.

19. COMMENTS

Councilmember Betty Jones welcomed Dennis Robertson to the Council.

Councilmember Dennis Robertson stated that he was honored to be in a very prestigious and honorable group of City Council members. Mr. Robertson stated that the Council commands a lot of respect from the citizens of Lufkin and hopefully he could live up to that same standard.

Mr. Flournoy commended Tucker Weems on the excellent job he did while serving on the Council. Councilmember Bowman requested that some type of recognition be given to Mr. Weems.

Mayor Bronaugh stated that First Friday will be held at the Civic Center this month and that the guest speaker will be the President/CEO of Texas Signature Foods.

Mayor Bronaugh stated that the Council Retreat will be held at Pine Island on Wednesday, May 19 at 11:30 a.m.

20. There being no further business for consideration, meeting adjourned at 1:00 p.m.



Louis A. Bronaugh
Mayor

ATTEST:



Atha Stokes Martin - City Secretary