

STATE OF TEXAS §
COUNTY OF POLK §
CITY OF LIVINGSTON §

MINUTES
REGULAR MEETING
AND PUBLIC HEARING
CITY COUNCIL
MAY 10, 2022
5:00 P.M.

The City Council of the City of Livingston, Texas convened in regular session in Council Chambers at City Hall at 5:00 P.M., May 10, 2022, with the following members present:

Judy B. Cochran)	Mayor
Alan Cook)	Councilmembers
Raymond Luna)	
Elgin Davis)	
Clarke Evans)	
Marion 'Bid' Smith)	
Billy S. Wiggins)	City Manager
Ellie Monteaux)	City Secretary/Assistant City Manager
James Wright)	City Attorney

and the following others present:

Grant Keller)	Vaquero Ventures
Jeff Hunter)	Community Development Coordinator

Josh Mohler) Fire Marshal/Code Enforcement Officer
Ricky Taylor) Texan EMS

Mayor Cochran called the meeting to order at 5:00 P.M. and called on Alderman Cook to open the meeting with prayer and the pledges.

It was moved by Alderman Cook and seconded by Alderman Smith that the minutes of the regular meeting of April 12, 2022 be approved. All present voted aye.

Mayor Cochran opened a Public Hearing at 5:02 P.M. regarding the appeal of Coast 2 Coast Signs of the denial of issuance of a sign permit for an off-premise pylon sign at 1620 W. Church Street for Panda Express and Starbucks. Grant Keller was present on behalf Vaquero Ventures, the group that built Starbucks. Mr. Keller provided his testimony regarding his experience with installation of signs, the location of the proposed sign, ownership of the property and the agreement with Walmart concerning the sign location. The City Attorney provided an update of the ruling given by the Supreme Court regarding the regulation of off-premise signs in Austin, Texas. Discussion ensued relative to amendment of the current ordinance to adjust the regulation of off-premise signs and options for the decision of Council of this appeal. The City Attorney advised Council that the Council may take action on the appeal by either deferring, rejecting or approving the appeal as submitted, in accordance with Chapter 10 Section 10-316 of the Code of Ordinances.

Mayor Cochran closed the Public Hearing at 5:25 P.M.

It was moved by Alderman Cook to defer taking action on the appeal pending amendment of the City's ordinance. Discussion ensued relative to deferment of the decision on the appeal. Alderman Evans seconded the motion. Discussion ensued relative to review of the City's current ordinance regarding off-premise signs. All present voted aye. Mayor Cochran expressed appreciation to Mr. Keller for his efforts made to attend today's meeting in person.

(Grant Keller and Jeff Hunter retired from the meeting.)

The City Manager advised Council that at this time there is no action to be taken on the proposed cost-of-living adjustment for the employee salary schedule that is routinely presented to Council in May each year. Discussion ensued relative to the increased price of gasoline and the costs that continue to increase. The City

Manager will continue to closely monitor the consumer price index to make a recommendation at a later time as the budget preparation proceeds. No action was taken on this item.

The City Manager introduced a request by Cannon Pritchard regarding the naming of the 5.9 acre tract of land located at U.S. Highway 59 and State Highway 190 that was donated to the City of Livingston. A detailed letter including biographical information and several photographs were submitted to Council for review. Discussion ensued relative to the dedication ceremony to be held at the park on Friday, May 20, 2022. As recommended by the City Manager, it was moved by Alderman Evans and seconded by Alderman Luna that the 5.9 acre tract of land located at U.S. Highway 59 and State Highway 190 donated to the City of Livingston by Cannon Pritchard be known as "Cannon Pond & Park" in memory of his grandparents Stephen Jason (S.J.) Cannon and Pattie Willis Cannon. All present voted aye. The dedication ceremony will be held on Friday, May 20, 2022 at 9:00 A.M. at the area behind the pond.

(Josh Mohler retired from the meeting.)

The City Manager presented the Accounts Over \$500 for approval. It was moved by Alderman Cook and seconded by Alderman Luna that the accounts over \$500.00, as submitted, be approved for payment. All present voted aye.

The City Manager reported on the following items:

A) Events for May 2022

Livingston Trade Days - Saturday, May 14th and Sunday, May 15th

Livingston Farmers & Artisan Market - Saturday, May 21st from 10:00 AM to 2:00 PM at Anniversary Park

B) Sales Tax - The May sales tax report will be available May 13, 2022.

C) Update of Projects and Development - The City Manager provided an update of current projects, development, demolitions and restoration of the Jonah Davis cabin by the Polk County Historical Commission.

D) Former Burmont Nursing Home (154 Banks Drive) - The City Attorney provided a status update regarding the motion that is before Judge Travis Kitchens of the 258th District Court. Council approved the Order for Demolition of the improvements and cleanup of the property through an Order of Abatement within forty-five (45) days following the Public Hearing held on September 14, 2021.

- E) Tax Appraisal Statements - The City Manager advised Council that Mr. Chad Hill of the Polk Central Appraisal District made the decision to list the names of all cities in Polk County on the tax statements that were sent out for this year. Although the City of Livingston's name is listed on the statement, there is no ad valorem property tax assessed by the City of Livingston and no tax amount is included on the statement.
- F) Auctioneer Express Online Auction - The City of Livingston is conducting an online auction of surplus vehicles and miscellaneous equipment with AuctioneerExpress.com.

There being no further business to come before the City Council, it was moved by Alderman Cook and seconded by Alderman Luna that the meeting be adjourned at 5:46 P.M. All present voted aye.

SIGNED:



Judy B. Cochran, Mayor

ATTEST:



Ellie Monteaux, TRMC, MMC, CPM
City Secretary/Assistant City Manager

