

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

MINUTES
REGULAR MEETING &
PUBLIC HEARING
CITY COUNCIL
December 8, 2020
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., December 8, 2020, with the following members present:

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

and the following others present:

José Bauer)	Petition for Annexation
Beatriz Bauer)	
Josh Mohler)	Livingston Fire Marshal
Jason Chlapek)	Polk County Enterprise

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

It was moved by Alderman Evans and seconded by Alderman Cook that the minutes of the regular meeting of November 10, 2020 be approved. All present voted aye.

At the request of the City Manager, the City Attorney provided Council with an update of the Final Order of Abatement related to Case No. CE-2018-0022 regarding the buildings and structures located at 1200 N. Washington Avenue, titled to Indira Patel, and situated upon a 2.901 acre tract of land in the M. L. Choate Survey, Abstract No. 15 in Polk County, Texas. The City Attorney advised Council that a letter was sent to the owner including a reminder that the 90-day deadline for completion of the abatement is January 11, 2021.

The City Manager introduced a Petition for Annexation by Jose and Beatriz Bauer of a 0.343 acre tract, Roland Ferguson Survey, A-245 and reviewed the required publishing and notifications that have been completed prior to today's public hearing.

Mayor Cochran opened a Public Hearing at 5:05 P.M. regarding the Petition for Annexation by José and Beatriz Bauer of a 0.343 acre tract, Roland Ferguson Survey, A-245.

There being no one present speaking for or against the Petition for Annexation and no further comments to be received in the public hearing, Mayor Cochran declared the public hearing closed at 5:06 P.M.

The City Manager introduced a proposed ordinance to annex a 0.343 acre tract of land owned by José and Beatriz Bauer in the Roland Ferguson Survey, A-245, Polk County, Texas - U.S. 190 West. Discussion ensued relative to the current electric service provider for the property and the request of Council for an investigation into the electric service agreement regarding which entity is entitled to provide electric service to the property. It was moved by Alderman Evans and seconded by Alderman Davis that the ordinance, as introduced, be approved and adopted. All present voted aye. The ordinance, as adopted, is captioned as follows:

"ORDINANCE NO. A-824

AN ORDINANCE ANNEXING THE HEREINAFTER DESCRIBED TERRITORY TO THE CITY OF LIVINGSTON, POLK COUNTY, TEXAS, AND EXTENDING THE BOUNDARY LIMITS OF SAID CITY SO AS TO INCLUDE SAID HEREINAFTER DESCRIBED PROPERTY WITHIN

SAID CITY LIMITS, AND GRANTING TO ALL THE INHABITANTS OF SAID PROPERTY ALL THE RIGHTS AND PRIVILEGES OF OTHER CITIZENS AND BINDING SAID INHABITANTS BY ALL OF THE ACTS, ORDINANCES, RESOLUTIONS, AND REGULATIONS OF SAID CITY; AND ADOPTING A MUNICIPAL SERVICE PLAN."

The City Manager advised the Council that the Main Street bylaws created Places 1 through 9 for Board member positions, with Place 1 through Place 4 appointed together and Place 5 through Place 9 appointed together. Upon the recommendation of the City Manager, as approved by the Main Street Advisory Board, it was moved by Alderman Cook and seconded by Alderman Davis that Places 5, 6, 7, 8, and 9 be appointed for the two-year term from January 1, 2021 through December 31, 2022 as follows: Place 5 - Joyce Knierim, Place 6 - Molly Anderson, Place 7 - Kim Brown, Place 8 - Whitney Van Hess, and Place 9 - Julee Evans. All present voted aye.

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 presented Texas Department of Agriculture Drawdown No. 8 in the amount of \$3,525.00 for TxCDBG Contract No. 7218290 Sewer Improvements SCADA Project for approval. This amount represents payment of remaining engineering funds in the amount of \$3,525.00 to The Brannon Corporation. This funding request has been submitted by the grant administrator to the Texas Department of Agriculture on behalf of the City of Livingston as part of the TxCDBG Contract No. 7218290 Sewer Improvement SCADA Project. It was moved by Alderman Cook and seconded by Alderman Luna that TDA Drawdown No. 8 in the amount of \$3,525.00 for TxCDBG Contract No. 7218290 Sewer Improvements SCADA Project be approved as presented, payable upon receipt of grant funds from the Texas Department of Agriculture. All present voted aye.


Mayor Cochran called a Public Hearing for January 12, 2021 at 5:00 P.M. regarding the possible determination as an unsafe and/or dilapidated building, an abandoned building, located at 1958 S. Washington Avenue, Livingston, Texas, being situated on 0.17 acre of land, in the William Frisby Survey, A-242, described in deed dated September 24, 1981, recorded in Volume 401, Page 222 of the Polk County Deed Records, situated at 1958 South Washington Ave. in Livingston, Polk County, Texas, owned by Ramon Perez and Maria G. Perez.

The City Manager reported on the following items:

- A) Update on Projects and Development - The City Manager provided the Council with an update of current projects and development.
- B) Upcoming Events:
 - Letters to Santa - Polk County Garden Club is hosting a Letters to Santa event on Saturday, December 12th at Miss Effie's Cottage
 - Christmas Train Village - 406 N. Washington through December 31st
 - Christmas in the Park - Pedigo Park through December 31st
- C) Investment Update - The City Manager provided the Council with an update of the City's current investments with Texas Class and with Church Street Financial Services.

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 5:26 P.M. All present voted aye.

SIGNED:



Judy B. Cochran, Mayor

ATTEST:



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