

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

**MINUTES**  
**REGULAR MEETING**  
**AND PUBLIC HEARING**  
**CITY COUNCIL**  
**APRIL 12, 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., April 12, 2022, with the following members present:

Judy B. Cochran	)	Mayor
Alan Cook	)	Councilmembers
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:

Police Chief Matt Parrish	)	Livingston Police Department
Lt. Marty Drake	)	
Fire Chief Corky Cochran	)	Livingston Volunteer Fire Department
Asst. Chief John Haynes	)	

Josh Mohler	)	Fire Marshal/Code Enforcement Officer
Yvonne King	)	Livingston-Polk County Chamber of Commerce
Ricky Taylor	)	Texas EMS
Emily Wooten	)	Polk County Enterprise

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

It was moved by Alderman Cook and seconded by Alderman Davis that the minutes of the regular meeting of March 8, 2022 be approved. All present voted aye.

Mayor Cochran recognized Livingston Police Chief Matt Parrish and Lieutenant Marty Drake who provided Council with an overview of the use of license plate recognition cameras in the City of Livingston.

(Yvonne King entered the meeting.)

Discussion ensued relative to the implementation of the license plate recognition camera system, potential use of the system as an investigative tool, location of the cameras at the five major entrances into the city, data storage and retrieval, costs related to the camera system and possible expansion of the system in the future.

The City Manager introduced a proposed resolution approving and authorizing the City Manager to enter into a contract agreement with Flock Group, Inc. for the acquisition, installation, maintenance, and monitoring of five (5) automated license plate recognition (ALPR) cameras. It was moved by Alderman Evans and seconded by Alderman Cook that the resolution approving and authorizing the City Manager to enter into a contract agreement with Flock Group, Inc. for the acquisition, installation, maintenance, and monitoring of five (5) automated license plate recognition (ALPR) cameras be approved, as presented. All present voted aye. The resolution, as approved, is captioned as follows:

**"RESOLUTION NO. 596**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LIVINGSTON, TEXAS, APPROVING AND AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT AGREEMENT WITH FLOCK GROUP, INC. FOR THE ACQUISITION, INSTALLATION, MAINTENANCE, AND MONITORING OF FIVE (5) AUTOMATED LICENSE PLATE RECOGNITION (ALPR) CAMERAS."**

(Matt Parrish and Marty Drake retired from the meeting.)

The City Manager presented a proposed increase in the amount per call for Livingston Volunteer Fire Department including emergency calls, non-emergency calls and drills. Mayor Cochran recognized LVFD Fire Chief Corky Cochran who expressed his appreciation to the Council for their continued support of the Livingston Volunteer Fire Department. As recommended by the City Manager, it was moved by Alderman Davis and seconded by Alderman Evans that the increase in the amounts be approved with the amount per call to be paid as follows: Emergency \$12.00, Non-Emergency \$11.00 and Drills \$8.00 to be effective retroactively from December 1, 2021. The motion prevailed by the following vote: AYES: Alderman Davis, Alderman Evans, Alderman Smith. NOES: None. ABSTENTION: Alderman Cook.

(Corky Cochran, John Haynes and Josh Mohler retired from the meeting.)

The City Manager advised Council that Section 10-37 of the Code of Ordinances provides for the office of Electrical Inspector and that Mayor Cochran appointed Derrick Richardson to the office of Electrical Inspector effective February 1, 2022. As recommended by the City Manager, it was moved by Alderman Smith and seconded by Alderman Cook confirming the Mayor's appointment of Derrick Richardson as City of Livingston Electrical Inspector, effective February 1, 2022. All present voted aye.

Mayor Cochran opened a Public Hearing at 5:41 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. The City Manager provided Council with the background of the sign permit that was denied and the process involved to appeal the denial. The City Attorney advised Council that there

is a case currently pending with the United States Supreme court regarding the regulation of off-premise signs in Austin, Texas and there is a possibility that a ruling may be issued that may provide clarification on the issue currently before the Council. Discussion ensued relative to the process to have a sign removed, the difference between this sign and existing billboard signs, review 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, according to Chapter 10 Section 10-316 of the Code of Ordinance, the Council may take action on the appeal by either deferring, rejecting or approving the appeal as submitted. It was moved by Alderman Cook and seconded by Alderman Davis to defer taking action on the appeal pending the receipt of the U.S. Supreme Court decision now pending. Discussion ensued relative to review of the City's current ordinance regarding off-premise signs and that the actions of the U.S. Supreme Court may direct how the City's ordinance is to be changed. All present voted aye.

Mayor Cochran closed the Public Hearing at 5:56 P.M.

The City Manager presented the Accounts Over \$500 for approval. It was moved by Alderman Evans and seconded by Alderman Cook 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 April and May, 2022

Livingston Farmers & Artisan Market - Saturday, April 16<sup>th</sup> from 10:00 AM to 2:00 PM at Anniversary Park

Serve Together 2022 - The community service project will be held Saturday, April 30<sup>th</sup> and Sunday, May 1<sup>st</sup>

Livingston Trade Days - Saturday, May 14<sup>th</sup> and Sunday, May 15<sup>th</sup>

B) Sales Tax - The April sales tax report from the State Comptroller was received on April 8, 2022 and reflects \$319,662.54 for the month of February 2022, which is a 14.44% increase from the previous year.

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 and informed Council that a motion is before Judge Travis Kitchens of the 258<sup>th</sup> District Court on the case. 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.

There being no further business to come before the City Council, it was moved by Alderman Cook and seconded by Alderman Davis that the meeting be adjourned at 6:12 P.M. All present voted aye.

**SIGNED:**



**Judy B. Cochran, Mayor**

**ATTEST:**



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

