

The following ordinance which was previously introduced in written form required for adoption at a regular meeting of the Livingston Parish Council on April 12, 2018 a summary thereof having been published in the Official Journal together with a notice of public hearing which was held in accordance with said public notice, was brought up for final passage April 26, 2018, on Motion of Tracy Girlinghouse and seconded by Jeff Averett:

ORDINANCE NO. 18-11

AN ORDINANCE PROVIDING FOR THE DISSOLUTION OF RECREATION DISTRICT NO. 5 OF THE PARISH OF LIVINGSTON, STATE OF LOUISIANA AND (WITHIN THE BOUNDARIES OF THE FORMER DISTRICT AS SET FORTH HEREIN), THE CREATION OF (i) RECREATION DISTRICT NO. 5 SOUTH OF THE PARISH OF LIVINGSTON, STATE OF LOUISIANA AND (ii) RECREATION DISTRICT NO. 7 OF THE PARISH OF LIVINGSTON, STATE OF LOUISIANA, AND TO PROVIDE FOR OTHER MATTERS IN CONNECTION THEREWITH.

WHEREAS, the Parish of Livingston, State of Louisiana (the “**Parish**”) is a political subdivision of the State of Louisiana (the “**State**”) and as such is authorized by Chapter 11 of Title 33 of the Louisiana Revised Statutes of 1950, as amended (the “**Act**”) to create recreation districts within the Parish; and

WHEREAS, the Police Jury of the Parish of Livingston, acting as the governing authority thereof (the “**Prior Governing Authority**”) pursuant to the Act adopted an ordinance on May 28, 1977 (the “**Original Ordinance**”) which created Recreation District No. 5 of the Parish of Livingston, State of Louisiana (the “**Original District**”) within the Parish; and

WHEREAS, in the year 1996, the Parish made the transition from a Policy Jury government to a Home Rule Charter government wherein the Livingston Parish Council is now the governing authority for the Parish (the “**Governing Authority**”); and

WHEREAS, the Act authorizes the governing authority exercising control over the parish within which a recreation district is located to dissolve said district, provided said district has no outstanding liabilities or obligations and that such dissolution would not impair any existing contractual obligations of the Original District; and

WHEREAS, as of May 1, 2018, the Original District will have no outstanding liabilities or obligations and any existing contractual obligations will not be impaired; and

WHEREAS, the Governing Authority desires to dissolve the Original District; and

WHEREAS, the Governing Authority desires to create Recreation District No. 5 South of the Parish of Livingston, State of Louisiana, and Recreation District No. 7 of the Parish of Livingston, State of Louisiana, both of which will exist entirely within the area which previously comprised the Original District.

NOW THEREFORE, BE IT ORDAINED by the Livingston Parish Council, acting as the governing authority for the Parish of Livingston, State of Louisiana that:

SECTION 1. Dissolution. Pursuant to the authority conferred by Chapter 11 of Title 33 of the Louisiana Revised Statutes of 1950, as amended (the “**Act**”), the Livingston Parish Council, acting as the governing authority (the “**Governing Authority**”) for the Parish of Livingston, State of Louisiana (the “**Parish**”) does hereby dissolve Recreation District No. 5 of the Parish of Livingston, State of Louisiana (the “**Original District**”), effective May 1, 2018.

SECTION 2. Creation of a District. Immediately following the dissolution described in Section 1 hereof, by virtue of the authority conferred by the Act there by and there is hereby created a recreation district within the Parish comprising and embracing all of what territory within the following described boundaries, to wit:

COMMENCING at the intersection of the common line between Sections 4 and 5, Township 7 South, Range 4 East with the southerly right-of-way of Interstate 12, said point also being the POINT OF BEGINNING:

Thence, in an easterly direction along the southerly right-of-way of Interstate 12 to a point and corner, said point being the intersection of the southerly right-of-way of Interstate 12 with the Town Of Livingston boundary, said point also being the northwesterly corner of Tract A-1 as shown on map filed with the Livingston Parish Clerk of Court (file #855248); thence, departing said Interstate 12 right-of-way South 00°31’44” east a distance of 660.00 feet to a point and corner; thence, North 89°02’43” East a distance of 660.00 feet to a point and corner; thence, South 00°31’44” West a distance of 211.15 feet to a point and corner; thence, East a distance of 607.35 feet to a point and corner; thence, South 59°00’00” East a distance of 800.00 feet to a point and corner; thence, South 74°00,00” East a distance of 377.00 feet to a point and corner; thence, North 81°47’00” East a distance of 51.00 feet to a point and corner, said point being on the westerly right-of-way of LA Hwy 63; Thence, departing said westerly right-of-way of LA Hwy 63 East an approximate distance of 100 feet to the easterly right-of-way of LA Hwy 63; thence, in a northerly direction along said easterly right-of-way of LA Hwy 63 to a point and corner, said point being it’s intersection with the southerly right-of-way of Interstate 12; thence, in an easterly direction along said Interstate 12 right-of-way to it’s intersection with the meander line of the Tickfaw River; thence, in a southerly direction along said meander line of the Tickfaw River to it’s intersection with the southerly boundary of Section 36, Township 7 South, Range 5 East; thence, in an easterly direction along the southerly boundary lines of Sections 36, 35, 34, 33, 32 and 31 to it’s intersection with the centerline of LA Hwy 63; Thence, in a southerly direction along the centerline of LA Hwy 63 to it’s intersection with the centerline of LA Hwy 444; Thence, departing said centerline of LA Hwy 63 in a westerly direction along the centerline of LA Hwy 444 to it’s intersection with the northerly boundary of the Village of French Settlement; thence, in an northwesterly direction along the northerly boundary of Village French Settlement to it’s intersection with the southerly right-of-way of Jack Allen Road; thence, in a northwesterly direction along the common line of the Village of French Settlement and southerly right-of-way of Jack Allen Road to a point and corner,

said point being the intersection of the common line of the Village of French Settlement and southerly right-of-way Jack Allen Road and with the easterly right-of-way of LA Hwy 42; thence, continuing in a northwesterly direction along the boundary line of the Village of French Settlement departing said right-of-way of Jack Allen Road crossing LA Hwy 42 an approximate distance of 892 feet to a point and corner; thence, departing the boundary of the Village of French Settlement in a northwesterly direction perpendicular to westerly boundary of Section 61, Township 8 South, Range 4 East to a point and corner; thence, in an northeasterly direction along said boundary line of Section 61 to the northwesterly corner of Section 61; thence, East along the northerly boundary of Section 61 to the southwesterly corner of Section 22, Township 8 South, Range 4 East; thence, departing the northerly boundary of Section 61 in an northeasterly direction along the common line of Sections 22 and 60, Township 8 South, Range 4 East to a point and corner, said point being the northeasterly corner of Section 60; Thence, in a southwesterly direction along the northerly boundary of Section 60 to a point and corner, said point also being the intersection with the southerly boundary of Section 16, Township 8 South, Range 4 East; thence, West along the southerly boundary of Section 16 to the southwesterly corner of Section 16, said point also being on the easterly boundary of Section 49, Township 8 South, Range 4 East; thence, North along the easterly boundary of Section 49 to it's northeast corner, said point also being on the southerly boundary of Section 9, Township 8 South, Range 4 East; thence, west along common line of said Sections 9 and 49 to the southwest corner of Section 9;

thence, North along the westerly boundaries of Sections 9 and 4, Township 8 South, Range 4 East, Sections 33, 28, 21, 16, 9 and 4, Township 7 South, Range 4 East to the intersection of the westerly boundary of Section 4, Township 7 South, Range 4 East with the southerly right of way of Interstate 12, said point being the POINT OF BEGINNING.

SECTION 3. Naming of a District. Said recreation district created in Section 2 hereof shall be known and is hereby designated as Recreation District No. 5 South of the Parish of Livingston, State of Louisiana (“**District No. 5 South**”), and shall constitute a body corporate in law, with all the powers of a corporation and all the powers necessary for it to carry out the object for which it was created, including but not limited to calling for elections to authorize the levy and collection of a millage to be used for the purpose of purpose of acquiring, improving and maintaining recreational facilities for District No. 5 South, title to which shall be in the public.

SECTION 4. Appointment of Board. There by and there are hereby appointed as commissioners of District No. 5 South, with all the powers and duties imposed upon them and granted to them by law, the following named persons:

<u>Name</u>	<u>Term</u>
1. Ronnie Lambert	May 1, 2018 – May 1, 2019
2. Trent Acosta	May 1, 2018 – May 1, 2020
3. Matthew Fussell	May 1, 2018 – May 1, 2021
4. Jeremy Collins	May 1, 2018 – May 1, 2022
5. Blake Keller	May 1, 2018 – May 1, 2023

SECTION 5. Creation of District. Immediately following the dissolution described in Section 1 hereof, by virtue of the authority conferred by the Act there by and there is hereby created a recreation district within the Parish comprising and embracing all of what territory within the following described boundaries, to wit:

A CERTAIN TRACT OR PARCEL OF LAND SITUATED IN GREENSBURG LAND DISTRICT, LIVINGSTON PARISH, LOUISIANA AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE INTERSECTION OF THE WESTERN SECTION LINE OF SECTION 4, TOWNSHIP 7 SOUTH – RANGE 4 EAST WITH THE SOUTHERN RIGHT-OF-WAY MARGIN OF INTERSTATE 12 AND BEING THE POINT OF BEGINNING:

THENCE North along the western section lines of Section 4, T 7 S-R 4 E and Sections 33, 28 and 21, T 6 S-R 4 E to the northwest corner of Section 21, Township 6 South-Range 4 East;

THENCE East along the section lines between Sections 16 and 21, 15 and 22, to the northeast corner of Section 22, Township 6 South-Range 4 East;

THENCE North along the section lines between Sections 15 and 14, 10 and 11, 3 and 2, to the northwest corner of Section 2, Township 6 South-Range 4 East;

THENCE East along the township line between Townships 5 and 6 to the southwest corner of Section 36, Township 5 South-Range 4 East;

THENCE North along section lines between Sections 35 and 36, 26 and 25, to the northwest corner of Section 25, Township 5 South-Range 4 East;

THENCE East along section lines between Sections 40 and 25, 19 and 30, to the northeast corner of Section 30, Township 5 South-Range 5 East;

THENCE South along section lines between Sections 30 and 29, 31 and 32, to the southeast corner of Section 31, Township 5 South-Range 5 East;

THENCE East along township line between Townships 5 and 6 to the half section line of Section 4, Township 6 South-Range 5 East;

THENCE South along said half section line through Sections 4, 9 and 16, to the southwest corner of the northeast quarter (1/4) of Section 16, Township 6 South-Range 5 East;

THENCE East along said 1/4 section line to the southeast corner of the northeast quarter (1/4) of Section 16, Township 6 South-Range 5 East;

THENCE South along section lines between Sections 16 and 15, 21 and 22, 28 and 27, 33 and 34, to southern right-of-way margin of Interstate 12;

THENCE Westerly along said southern right-of-way of Interstate 12 to the southern town limits of the Town of Livingston;

THENCE Southwesterly along said southern town limits of the Town of Livingston to the eastern right-of-way margin of La. Hwy. 63(S. Frost Rd.);

THENCE Westerly along the southern town limits of the Town of Livingston to a point on the western right-of-way of La. Hwy. 63(S. Frost Rd.), being 360 feet southeast of the intersection of the southern right-of-way margin of Interstate 12 with the western right-of-way margin of La. Hwy. 63;

THENCE South 81 degrees 47 minutes 00 seconds West for a distance of 51.00 feet to a

point and corner;
 THENCE North 74 degrees 00 minutes 00 seconds West for a distance of 377.00 feet to a point and corner;
 THENCE North 59 degrees 00 minutes 00 seconds West for a distance of 800.00 feet to a point and corner;
 THENCE West for a distance of 607.35 feet to a point and corner;
 THENCE North 00 degrees 31 minutes 44 seconds West for a distance of 211.15 feet to point and corner;
 THENCE South 89 degrees 02 minutes 43 seconds West for a distance of 660.00 feet to a point and corner;
 THENCE North 00 degrees 31 minutes 44 seconds West for a distance of 660.00 to the southern right-of-way margin of Interstate 12;
 THENCE Westerly along said southern right-of-way margin of Interstate 12 back to the Point of Beginning.

Said property comprising and embracing all of that territory within the above described boundaries.

SECTION 6. Naming of a District. Said recreation district created in Section 5 hereof shall be known and is hereby designated as Recreation District No. 7 of the Parish of Livingston, State of Louisiana (“**District No. 7**”), and shall constitute a body corporate in law, with all the powers of a corporation and all the powers necessary for it to carry out the object for which it was created, including but not limited to calling for elections to authorize the levy and collection of a millage to be used for the purpose of purpose of acquiring, improving and maintaining recreational facilities for District No. 7, title to which shall be in the public.

SECTION 7. Appointment of Board. There by and there are hereby appointed as commissioners of District No. 7, with all the powers and duties imposed upon them and granted to them by law, the following named persons:

<u>Name</u>	<u>Term</u>
1. Ronnie McLin	May 1, 2018 – May 1, 2019
2. Jonathan Taylor	May 1, 2018 – May 1, 2020
3. Mike Kilcrease	May 1, 2018 – May 1, 2021
4. Patrick Gordon	May 1, 2018 – May 1, 2022
5. Warren Spears Jr.	May 1, 2018 – May 1, 2023

SECTION 8. Revocation. Pursuant to the authority conferred by Section 4718 of Title 33 of the Louisiana Revised Statutes of 1950, as amended, the Governing Authority does hereby revoke the title to the land covered by and embraced in any parks, public squares or plots within the Original District which title had previously been transferred by the Parish to the Original District (the “**Donated Land**”) and does thereby take back title to such Donated Land.

SECTION 9. Transfer. Pursuant to the authority conferred by the Act, the Governing Authority does hereby donate title to the Donated Land located within District No. 5 South to District No. 5 South and does also hereby donate title to the Donated Land located within District No. 7 to District No. 7.

The above and foregoing addition to the Code of the Parish of Livingston, having been properly introduced and published by title, was thereupon submitted to a vote; the vote thereon was as follows:

YEAS: MR. KEEN, MR. HARRIS, MR. TALBERT, MR. LOBELL, MR. AVERETT,
MR. MACK, MR. ARD, MR. WASCOM, MR. GIRLINGHOUSE

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

And the ordinance was declared adopted on this the 26th day of April 2018.

Jeff Ard, Council Chairman

ATTEST:

Sandy C. Teal, Council Clerk

INTRODUCED _____ ADOPTED _____

DELIVERED TO PRESIDENT _____, _____ o'clock ____ M.

APPROVED BY PRESIDENT _____

Layton Ricks Date

VETOED BY PRESIDENT _____

Layton Ricks Date

RECEIVED FROM PRESIDENT _____, _____ o'clock ____ M.

PARISH OF LIVINGSTON

STATE OF LOUISIANA

I, the undersigned Clerk of the Parish Council, of the Parish of Livingston, State of Louisiana (the "Parish"), do hereby certify that the foregoing constitutes a true and correct copy of:

AN ORDINANCE PROVIDING FOR THE DISSOLUTION OF RECREATION DISTRICT NO. 5 OF THE PARISH OF LIVINGSTON, STATE OF LOUISIANA AND (WITHIN THE BOUNDARIES OF THE FORMER DISTRICT AS SET FORTH HEREIN), THE CREATION OF (i) RECREATION DISTRICT NO. 5 SOUTH OF THE PARISH OF LIVINGSTON, STATE OF LOUISIANA AND (ii) RECREATION DISTRICT NO. 7 OF THE PARISH OF LIVINGSTON, STATE OF LOUISIANA, AND TO PROVIDE FOR OTHER MATTERS IN CONNECTION THEREWITH.

IN FAITH WHEREOF, witness my official signature and the impress of the official seal of the Parish, on this, the 1st day of May 2018.

Sandy C. Teal, Council Clerk

[SEAL]