

**NOTICE OF INTRODUCTION OF ORDINANCE**

NOTICE IS HEREBY GIVEN that the following entitled Ordinance was introduced in writing in the form required for adoption at a meeting of the Parish Council of the Parish of Livingston, State of Louisiana (the “*Parish*”), on December 17, 2020, and laid over for publication of notice:

**L.P. ORDINANCE NO. 20-36**

An Ordinance directing the renewal of the levy and collection of a one percent (1%) sales tax for a period of fifteen (15) years, beginning January 1, 2021, to (i) construct, acquire, extend, expand, improve, maintain and operate roads, bridges and related road drainage throughout the Parish, and acquire equipment related thereto, and (ii) construct, acquire, extend, expand, improve, operate, maintain, equip and furnish jail facilities of the Parish; and further providing for other matters in connection therewith.

NOTICE IS HEREBY FURTHER GIVEN that the Parish Council of the Parish of Livingston, State of Louisiana will meet on Thursday, January 14, 2021 at 6:00 p.m. in the Council Chambers in the Governmental Building, 20355 Government Blvd., Livingston, Louisiana, at which time there will be a public hearing on the adoption of the aforesaid Ordinance.

*\s\ Sandy C. Teal*  
Sandy C. Teal, Council Clerk

*\s\ Shane Mack*  
Shane Mack, Council Chair

(As per rules of the Council, copies of the proposed ordinance shall be made available for public inspection in the Office of the Livingston Parish Council.)

The following ordinance which was previously introduced in written form at a regular meeting of the Parish Council of the Parish of Livingston, State of Louisiana on December 17, 2020, a Notice of Public Hearing having been published in the official journal and which public hearing was held in accordance with said public notice, was offered by Maurice “Scooter” Keen and seconded by Tracy Girlinghouse:

**L.P. ORDINANCE NO. 20-36**

An Ordinance directing the renewal of the levy and collection of a one percent (1%) sales tax for a period of fifteen (15) years, beginning January 1, 2021, to (i) construct, acquire, extend, expand, improve, maintain and operate roads, bridges and related road drainage throughout the Parish, and acquire equipment related thereto, and (ii) construct, acquire, extend, expand, improve, operate, maintain, equip and furnish jail facilities of the Parish; and further providing for other matters in connection therewith.

WHEREAS, under the provisions of Article VI, Section 29 of the Constitution of the State of Louisiana of 1974 and other constitutional and statutory authority supplemental thereto, including an election held in the Parish of Livingston, State of Louisiana (the “*Parish*”) on Tuesday, November 3, 2020, the Parish Council of the Parish of Livingston, State of Louisiana (the “*Governing Authority*”), as governing authority for the Parish, desires to renew the levy and collection of the sales and use tax as authorized at the election by virtue of the favorable passage of the proposition attached hereto as Schedule A setting forth the rate and duration of the tax; and

WHEREAS, in compliance with the provisions of said authority and other applicable constitutional and statutory authority, an election was held in the Parish on Tuesday, November 3, 2020, to authorize the renewal of the levy and collection of the sales and use tax, it is now the desire of the Parish to renew the levy of the sales and use tax and to provide for the collection thereof and other matters in connection therewith as hereinafter provided in this Ordinance.

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

SECTION 1. Pursuant to the authority of an election held in the Parish on Tuesday, November 3, 2020, there be and there is hereby renewed within the geographic boundaries of the Parish for the purposes stated in the proposition attached hereto as Schedule A the levy of a sales and use tax of one percent (1%) sales and use tax upon the sale at retail, the use, the lease or rental, the consumption and the storage for use or consumption, of tangible personal property and on sales of services in the Parish for a period of fifteen (15) years, beginning on January 1, 2021, all in the manner and subject to the provisions and terms of those portions of Title 47 of the Louisiana Revised Statutes of 1950, as amended, applicable to sales and use taxes levied by the Parish.

SECTION 2. That the levy of the sales and use tax described in Section 1 above shall be renewed, continued and enforced according to law and in accordance with the existing Ordinance.

SECTION 3. The obligations and rights of taxpayers in connection with the sales and use tax levied hereby shall be as provided by the provisions of law applicable to sales and use taxes levied by the Parish.

SECTION 4. If any one or more of the provisions of this Ordinance shall for any reason be held to be illegal or invalid, such illegality or invalidity shall not affect any other provision of this Ordinance, but this Ordinance shall be construed and enforced as if such illegal or invalid provisions had not been contained herein. Any constitutional or statutory provision enacted after the date of this Ordinance which validates or makes legal any provision of this Ordinance which would not otherwise be valid or legal, shall be deemed to apply to this Ordinance.

SECTION 5. The title to this Ordinance and notice of a public hearing regarding its adoption shall be published in one (1) issue of the *Livingston Parish News*, the official journal

of and a newspaper of general circulation in the Parish. Upon adoption, this Ordinance shall be published in full in one (1) issue of the *Livingston Parish News* and shall be recorded in the mortgage records of the Livingston Parish Clerk of Court.

SECTION 6. The Chairman of the Governing Authority be and he is hereby authorized, empowered and directed to take any and all such action as may be necessary to carry into effect the provisions of this Ordinance.

SECTION 7. This Ordinance shall immediately take effect upon adoption.

[Remainder of this page intentionally left blank]

This Ordinance having been submitted to a vote; the vote thereon was as follows:

YEAS: MR. MACK, MR. WASCOM, MR. TALBERT, MR. HARRIS, MR. MCMORRIS,  
MR. DELATTE, MR. KEEN, MR. GIRLINGHOUSE, MR. ARD

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

WHEREUPON, this Ordinance was declared to be adopted by the Parish Council of the Parish of Livingston, State of Louisiana, on this, the 14th day of January, 2021.

\_\_\_\_\_  
Shane Mack, Council Chairman

ATTEST:

\_\_\_\_\_  
Sandy C. Teal, Council Clerk

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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.

## **SCHEDULE A**

### **PROPOSITION**

Shall the Parish of Livingston, State of Louisiana (“Parish”) be authorized to renew for 15 years, beginning January 1, 2021, the levy and collection of a 1% tax (estimated \$19,200,000.00 is reasonably expected to be collected from the levy of the tax for an entire year) (“Tax”), upon the sale at retail, the use, the lease or rental, the consumption and the storage for use or consumption, of tangible personal property and on sales of services in the Parish, with net proceeds of the Tax (after paying reasonable and necessary costs and expenses of collecting and administering the Tax), to be dedicated for the following public purposes: (i) 3/4 of the net proceeds of the Tax to be used to construct, acquire, extend, expand, improve, maintain and operate roads, bridges and related road drainage throughout the Parish, and acquire equipment related thereto, and (ii) 1/4 of the net proceeds of the Tax to be used to construct, acquire, extend, expand, improve, operate, maintain, equip and furnish the Parish jail facilities; and shall the Parish be further authorized to fund the proceeds of the Tax into bonds for any of said capital improvements, as permitted by the laws of Louisiana?

**STATE OF LOUISIANA  
PARISH OF LIVINGSTON**

I, the undersigned Clerk of the Parish Council of the Parish of Livingston, State of Louisiana (the "*Governing Authority*"), acting as the governing authority 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 adopted by the Governing Authority on January 14, 2021, directing the renewal of the levy and collection of a one percent (1%) sales tax for a period of fifteen (15) years, beginning January 1, 2021, to (i) construct, acquire, extend, expand, improve, maintain and operate roads, bridges and related road drainage throughout the Parish, and acquire equipment related thereto, and (ii) construct, acquire, extend, expand, improve, operate, maintain, equip and furnish jail facilities of the Parish; and further providing for other matters in connection therewith.

IN WITNESS WHEREOF, I have subscribed my official signature of the Parish Council of the Parish of Livingston, State of Louisiana on this, the 14th day of January, 2021.

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Sandy C. Teal, Council Clerk