

Livingston, Louisiana
January 28, 2016

The Livingston Parish Council met in regular session duly called, advertised and convened at its regular meeting place, the Parish Council Chambers, Governmental Building, 20355 Government Boulevard, Livingston, Louisiana, on Thursday, January 28, 2016, at the hour of 6:00 o'clock p.m. with the following Livingston Parish Council members present:

Jeff Ard
Garry "Frog" Talbert
Maurice "Scooter" Keen

John Wascom
R.C. "Bubba" Harris
Jeff Averett

Tracy Girlinghouse
Tab Lobell
Shane Mack

Also present: Chris Moody, Parish Legal Counsel
Parish President Layton Ricks

The chair called the meeting to order and asked the public to please mute or turn off their cell phones.

PUBLIC INPUT

The chair announced that Public Input would be accepted from any member of the audience wishing to address an agenda item.

The chair addressed agenda item 7, "Presentations" and read the following proclamation recognizing Kade Scivicque and his outstanding achievements:

The Livingston Parish Council would like to recognize Kade Scivicque. Kade is a graduate of Maurepas High School. After graduating high school, he went to Southwest Mississippi Community College on a baseball scholarship. After playing 2 years at Southwest, he was given an opportunity to play baseball for the LSU Tigers. He ended his college baseball career at LSU in 2015 with many honors; 1st All-American, College World Series All-Tournament Team, 1st Team All-SEC, SEC All-Defensive Team, SEC Academic Honor Roll and Johnny Bench Award Finalist. Kade is currently playing with the Detroit Tigers organization, after being drafted by Detroit in the 4th round of the MLB Draft. Kade has proven that hard work and dedication will help you achieve your dreams. We would like to thank Kade for being a positive role model to our youth and for the way he has represented Livingston Parish. THANK YOU KADE!!!

The chair requested that the Parish President and the members of the Council take a moment to have a photograph opportunity with Mr. Scivicque to which everyone was delighted to comply.

The chair advised that agenda item 8, "Adoption of Minutes of the January 14, 2016 regular meeting of the Council", would be placed on the next agenda for adoption at the February 11, 2016 regular meeting of the Council.

The chair called upon Parish President Layton Ricks to present agenda item 9, "Parish President's Report".

Mr. Ricks addressed the Council members to request that a resolution be adopted to extend the contract with R.J. Daigle so that they may continue to move forward with the road program into the next phase that would save money by not relocating and to take advantage of the low gas prices.

LPR NO. 16-019

MOTION was offered by Tracy Girlinghouse and duly seconded by Garry "Frog" Talbert to extend the contract with R.J. Daigle and continue with the current Livingston Parish Road Project 2014 into the next phase.

Upon being submitted to a vote, the vote thereon was as follows:

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

Thereupon the chair declared that the Motion had carried and was adopted.

LPR NO. 16-020

MOTION was offered by Garry “Frog” Talbert and duly seconded by Jeff Averett to reappoint Ligia Soileau to the Florida Parishes Human Services Authority Board of Directors as per the mandates of R.S. 28:853, to serve with eligibility for a consecutive term which will expire in three years on December 31, 2018.

Upon being submitted to a vote, the vote thereon was as follows:

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

Thereupon the chair declared that the Motion had carried and was adopted.

The chair called upon Sam Digirolamo, Department of Public Works Director to address agenda item 9ci through 9ciii.

LPR NO. 16-021

MOTION was offered by Shane Mack and duly seconded by Jeff Ard to allow Southern Light Fiber, LLC to place fiber optic cable in a public right of way located on John Barber Road off of Pea Ridge Road, in Albany, Louisiana, Council District 9.

Upon being submitted to a vote, the vote thereon was as follows:

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

Thereupon the chair declared that the Motion had carried and was adopted.

LPR NO. 16-022

MOTION was offered by R.C. “Bubba” Harris and duly seconded by Maurice “Scooter” Keen to authorize the Parish to enter into a lease agreement with Doggett Machinery Services for forty-eight (48) months at approximately five thousand eight hundred ninety four dollars and forty three cents (\$5,894.43) monthly for three (3) new 2016 John Deer 75G excavators.

Upon being submitted to a vote, the vote thereon was as follows:

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

Thereupon the chair declared that the Motion had carried and was adopted.

The following ordinance was introduced in proper written form and read by title, to wit:

LIVINGSTON PARISH ORDINANCE NO. 16-01

AN ORDINANCE TO DECLARE CERTAIN MOVABLE PROPERTY (EQUIPMENT) NO LONGER NEEDED FOR PUBLIC PURPOSES; PROVIDE FOR ITS SALE BY INTERNET SALES AND/OR PUBLIC AUCTION, AND PROVIDE FOR TERMS OF SALE.

LPR NO. 16-023

MOTION was offered by Jeff Averett and duly seconded by Jeff Ard to publish the ordinance by title in the Official Journal and set a Public Hearing for Thursday, February 25, 2016, at the hour of six o'clock (6:00) p.m. the Parish Council Chambers in the Governmental Building located at 20355 Government Boulevard, Livingston, Louisiana, at which time comments will be received on the proposed ordinance prior to a Council vote.

Upon being submitted to a vote, the vote thereon was as follows:

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

Thereupon the chair declared that the Motion had carried and was adopted.

LPR NO. 16-024

MOTION was offered by Garry "Frog" Talbert and duly seconded by Tracy Girlinghouse to authorize the Parish to enter into a lease agreement with Doggett Machinery Services for sixty (60) months at approximately six thousand seven hundred eighty two dollars and twenty cents (\$6,782.20) monthly for one (1) new 2016 John Deer 85G excavator pontoon custom install slashbuster XL 480S, front and rear mounted winch, JD Auxilary Power Unit.

Upon being submitted to a vote, the vote thereon was as follows:

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

Thereupon the chair declared that the Motion had carried and was adopted.

Public input: Richard Frederick, District 3 – opposes contract
Mark Harrell, Livingston Parish Office of Emergency Preparedness
Director – recommendation to approve contract

LPR NO. 16-025

MOTION was offered by Jeff Averett and duly seconded by Garry "Frog" Talbert to approve the recommendation of the Quality Assurance Panel and renew the contract for the Parish of Livingston with Acadian Ambulance Service, Inc. for the exclusive routine provision of emergency and non-emergency services for a term of four (4) years.

Upon being submitted to a vote, the vote thereon was as follows:

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

Thereupon the chair declared that the Motion had carried and was adopted.

The chair called upon Mark Harrell to address agenda items 11a through 11m. Mr. Harrell indicated that each item needed a separate vote. Parish legal advisor Christopher Moody suggested that the members of the Livingston Parish Council adopt all of the resolutions at one time and direct the clerk to create separate resolutions. Mr. Harrell explained the resolutions and answered questions from the Council members.

Public input: Joe Koczrowski, Fire Protection District No. 5, Chief
Brian Drury, President of the Fire Chief Association and Fire Protection
District No. 2 Fire Chief

The chair advised that a motion and second was needed for items 11a through k:

STATE OF LOUISIANA

PARISH OF LIVINGSTON

LPR NO. 16-026

MOTION was offered by Maurice “Scooter” Keen and duly seconded by Shane Mack:

**RESOLUTION OF THE LIVINGSTON PARISH COUNCIL
USE OF LGAP FUNDS FOR ANIMAL SHELTER EQUIPMENT**

WHEREAS, the Parish of Livingston seeks to support and assist parish agencies and parish non-profit organizations whenever possible and feasible; and

WHEREAS, the Parish will have LGAP State grant funding from the State available to it during the 2015-2016 program year and the Livingston Parish Animal Shelter seeks assistance through use of these funds; and

WHEREAS, the Livingston Parish Animal Shelter is in need of funding to help purchase equipment for use at the facility;

THEN, THEREFORE BE IT RESOLVED, that the Livingston Parish Council hereby supports and endorses the use of the State LGAP funds in the amount of \$4,268.75 to purchase equipment for the animal shelter.

Upon being submitted to a vote, the vote thereon was as follows:

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

Thereupon the chair declared that the Motion had carried and was adopted.

STATE OF LOUISIANA

PARISH OF LIVINGSTON

LPR NO. 16-026

MOTION was offered by Maurice “Scooter” Keen and duly seconded by Shane Mack:

**RESOLUTION OF THE LIVINGSTON PARISH COUNCIL
USE OF LGAP FUNDS FOR FIRE PROTECTION DISTRICT 1**

WHEREAS, the Parish of Livingston seeks to support and assist parish agencies and parish non-profit organizations whenever possible and feasible; and

WHEREAS, the Parish will have LGAP State grant funding from the State available to it during the 2015-2016 program year and the Livingston Parish Fire Protection District 1 has requested assistance to purchase fire protection equipment;

THEN, THEREFORE BE IT RESOLVED, that the Livingston Parish Council hereby supports and endorses the use of the State LGAP funds in the amount of \$4,268.75 to purchase fire protection equipment for the Livingston Parish Fire Protection District 1.

Upon being submitted to a vote, the vote thereon was as follows:

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

Thereupon the chair declared that the Motion had carried and was adopted.

STATE OF LOUISIANA

PARISH OF LIVINGSTON

LPR NO. 16-026

MOTION was offered by Maurice “Scooter” Keen and duly seconded by Shane Mack:

RESOLUTION OF THE LIVINGSTON PARISH COUNCIL
USE OF LGAP FUNDS FOR FIRE PROTECTION DISTRICT 2

WHEREAS, the Parish of Livingston seeks to support and assist parish agencies and parish non-profit organizations whenever possible and feasible; and

WHEREAS, the Parish will have LGAP State grant funding from the State available to it during the 2015-2016 program year and the Livingston Parish Fire Protection District 2 has requested assistance to purchase fire protection equipment;

THEN, THEREFORE BE IT RESOLVED, that the Livingston Parish Council hereby supports and endorses the use of the State LGAP funds in the amount of \$4,268.75 to purchase fire protection equipment for the Livingston Parish Fire Protection District 2.

Upon being submitted to a vote, the vote thereon was as follows:

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

Thereupon the chair declared that the Motion had carried and was adopted.

STATE OF LOUISIANA

PARISH OF LIVINGSTON

LPR NO. 16-026

MOTION was offered by Maurice “Scooter” Keen and duly seconded by Shane Mack:

RESOLUTION OF THE LIVINGSTON PARISH COUNCIL
USE OF LGAP FUNDS FOR FIRE PROTECTION DISTRICT 7

WHEREAS, the Parish of Livingston seeks to support and assist parish agencies and parish non-profit organizations whenever possible and feasible; and

WHEREAS, the Parish will have LGAP State grant funding from the State available to it during the 2015-2016 program year and the Livingston Parish Fire Protection District 7 has requested assistance to purchase fire protection equipment;

THEN, THEREFORE BE IT RESOLVED, that the Livingston Parish Council hereby supports and endorses the use of the State LGAP funds in the amount of \$4,268.75 to purchase fire protection equipment for the Livingston Parish Fire Protection District 7.

Upon being submitted to a vote, the vote thereon was as follows:

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

Thereupon the chair declared that the Motion had carried and was adopted.

STATE OF LOUISIANA

PARISH OF LIVINGSTON

LPR NO. 16-026

MOTION was offered by Maurice “Scooter” Keen and duly seconded by Shane Mack:

RESOLUTION OF THE LIVINGSTON PARISH COUNCIL
USE OF LGAP FUNDS FOR FIRE PROTECTION DISTRICT 8

WHEREAS, the Parish of Livingston seeks to support and assist parish agencies and parish non-profit organizations whenever possible and feasible; and

WHEREAS, the Parish will have LGAP State grant funding from the State available to it during the 2015-2016 program year and the Livingston Parish Fire Protection District 8 has requested assistance to purchase fire protection equipment;

THEN, THEREFORE BE IT RESOLVED, that the Livingston Parish Council hereby supports and endorses the use of the State LGAP funds in the amount of \$4,268.75 to purchase fire protection equipment for the Livingston Parish Fire Protection District 8.

Upon being submitted to a vote, the vote thereon was as follows:

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

Thereupon the chair declared that the Motion had carried and was adopted.

STATE OF LOUISIANA

PARISH OF LIVINGSTON

LPR NO. 16-026

MOTION was offered by Maurice “Scooter” Keen and duly seconded by Shane Mack:

RESOLUTION OF THE LIVINGSTON PARISH COUNCIL
USE OF LGAP FUNDS FOR FIRE PROTECTION DISTRICT 9

WHEREAS, the Parish of Livingston seeks to support and assist parish agencies and parish non-profit organizations whenever possible and feasible; and

WHEREAS, the Parish will have LGAP State grant funding from the State available to it during the 2015-2016 program year and the Livingston Parish Fire Protection District 9 has requested assistance to purchase fire protection equipment;

THEN, THEREFORE BE IT RESOLVED, that the Livingston Parish Council hereby supports and endorses the use of the State LGAP funds in the amount of \$4,268.75 to purchase fire protection equipment for the Livingston Parish Fire Protection District 9.

Upon being submitted to a vote, the vote thereon was as follows:

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

Thereupon the chair declared that the Motion had carried and was adopted.

STATE OF LOUISIANA

PARISH OF LIVINGSTON

LPR NO. 16-026

MOTION was offered by Maurice “Scooter” Keen and duly seconded by Shane Mack:

**RESOLUTION OF THE LIVINGSTON PARISH COUNCIL
USE OF LGAP FUNDS FOR FIRE PROTECTION DISTRICT 10**

WHEREAS, the Parish of Livingston seeks to support and assist parish agencies and parish non-profit organizations whenever possible and feasible; and

WHEREAS, the Parish will have LGAP State grant funding from the State available to it during the 2015-2016 program year and the Livingston Parish Fire Protection District 10 has requested assistance to purchase fire protection equipment;

THEN, THEREFORE BE IT RESOLVED, that the Livingston Parish Council hereby supports and endorses the use of the State LGAP funds in the amount of \$4,268.75 to purchase fire protection equipment for the Livingston Parish Fire Protection District 10.

Upon being submitted to a vote, the vote thereon was as follows:

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

Thereupon the chair declared that the Motion had carried and was adopted.

STATE OF LOUISIANA

PARISH OF LIVINGSTON

LPR NO. 16-026

MOTION was offered by Maurice “Scooter” Keen and duly seconded by Shane Mack:

**RESOLUTION OF THE LIVINGSTON PARISH COUNCIL
USE OF LGAP FUNDS FOR FIRE PROTECTION DISTRICT 11**

WHEREAS, the Parish of Livingston seeks to support and assist parish agencies and parish non-profit organizations whenever possible and feasible; and

WHEREAS, the Parish will have LGAP State grant funding from the State available to it during the 2015-2016 program year and the Livingston Parish Fire Protection District 11 has requested assistance to purchase fire protection equipment;

THEN, THEREFORE BE IT RESOLVED, that the Livingston Parish Council hereby supports and endorses the use of the State LGAP funds in the amount of \$10,000.00 to purchase fire protection equipment for the Livingston Parish Fire Protection District 11.

Upon being submitted to a vote, the vote thereon was as follows:

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

Thereupon the chair declared that the Motion had carried and was adopted.

STATE OF LOUISIANA

PARISH OF LIVINGSTON

LPR NO. 16-026

MOTION was offered by Maurice “Scooter” Keen and duly seconded by Shane Mack:

**RESOLUTION OF THE LIVINGSTON PARISH COUNCIL
USE OF LGAP FUNDS FOR HISTORIC CARTER HOUSE**

WHEREAS, the Parish of Livingston seeks to support and assist parish agencies and parish non-profit organizations whenever possible and feasible; and

WHEREAS, the Parish will have LGAP State grant funding from the State available to it during the 2015-2016 program year and the Historic Carter House Society has requested assistance through use of these funds; and

WHEREAS, the Historic Carter House is in need of funding to help with roof removal and repair;

THEN, THEREFORE BE IT RESOLVED, that the Livingston Parish Council hereby supports and endorses the use of the State LGAP funds in the amount of \$24,650 to help with roof repairs to the Historic Carter House and provides grant preparation support for this effort.

Upon being submitted to a vote, the vote thereon was as follows:

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

Thereupon the chair declared that the Motion had carried and was adopted.

STATE OF LOUISIANA

PARISH OF LIVINGSTON

LPR NO. 16-026

MOTION was offered by Maurice “Scooter” Keen and duly seconded by Shane Mack:

**RESOLUTION OF THE LIVINGSTON PARISH COUNCIL
USE OF LGAP FUNDS FOR HUNGARIAN SETTLEMENT MUSEUM**

WHEREAS, the Parish of Livingston seeks to support and assist parish agencies and parish non-profit organizations whenever possible and feasible; and

WHEREAS, the Parish will have LGAP State grant funding from the State available to it during the 2015-2016 program year and the Hungarian Settlement non-profit museum Board has requested assistance through use of these funds; and

WHEREAS, the Hungarian Settlement Museum is in need of funding to help renovate the old school building on Highway 43 that will become its museum;

THEN, THEREFORE BE IT RESOLVED, that the Livingston Parish Council hereby supports and endorses the use of the State LGAP funds in the amount of \$4,268.75 to help with interior and exterior renovations to the Hungarian Museum for the Hungarian Settlement Historical Society and provides grant preparation support for this effort.

Upon being submitted to a vote, the vote thereon was as follows:

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

Thereupon the chair declared that the Motion had carried and was adopted.

STATE OF LOUISIANA

PARISH OF LIVINGSTON

LPR NO. 16-026

MOTION was offered by Maurice “Scooter” Keen and duly seconded by Shane Mack:

**RESOLUTION OF THE LIVINGSTON PARISH COUNCIL
USE OF LGAP FUNDS FOR PARISH EQUIPMENT**

WHEREAS, the Parish of Livingston seeks to support and assist parish agencies and parish non-profit organizations whenever possible and feasible; and

WHEREAS, the Parish will have LGAP State grant funding from the State available to it during the 2015-2016 program year and the Livingston Parish Council has requested assistance to purchase parish equipment, including a sandbagging machine for emergency response;

THEN, THEREFORE BE IT RESOLVED, that the Livingston Parish Council hereby supports and endorses the use of the State LGAP funds in the amount not to exceed \$35,000 to purchase said equipment for the Livingston Parish Council.

Upon being submitted to a vote, the vote thereon was as follows:

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

Thereupon the chair declared that the Motion had carried and was adopted.

STATE OF LOUISIANA

PARISH OF LIVINGSTON

LPR NO. 16-027

MOTION was offered by Jeff Averett and duly seconded by R.C. “Bubba” Harris:

WHEREAS, on October 30, 2000, the President signed in to law the Disaster Mitigation Act of 2000 (DMA 2000), and

WHEREAS, DMA 2000 amends the Robert T. Stafford Disaster Relief and Emergency Assistance Act by, among other things, adding a new section, 322 – Mitigation Planning – which places new emphasis on local mitigation planning, and

WHEREAS, Section 322 requires local governments to develop and submit mitigation plans as a condition of receiving Hazard Mitigation Grant Program (HMGP) project grants, and

WHEREAS, an Interim Final Rule (the Rule) for implementing Section 322 was published in the Federal Register, 44 CFR Parts 201 and 206, on February 26, 2002, with requirements for Local Plans found in Part 201.6, and

WHEREAS, in Louisiana, the Governor’s Office of Homeland Security and Emergency Preparedness (GOHSEP) local mitigation planning initiative is focused at the parish level, and

WHEREAS, all Federal Emergency Management Agency (FEMA) and GOHSEP procedures have been adhered to and approvals obtained, and,

WHEREAS, the Livingston Parish Government participated in preparation of the plan update and supports the plan as it pertains to the entire parish,

NOW THEREFORE, be it resolved by the Livingston Parish Council that the Parish President and council does hereby adopt the overall Hazard Mitigation Plan Update dated December 2015.

Upon being submitted to a vote, the vote thereon was as follows:

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

Thereupon the chair declared that the Motion had carried and was adopted.

STATE OF LOUISIANA

PARISH OF LIVINGSTON

LPR NO. 16-028

MOTION was offered by Jeff Ard and duly seconded by Tab Lobell:

WHEREAS, the Livingston Parish Department of Homeland Security & Emergency Preparedness has submitted an application for funding under the Community Development Block Grant Disaster Recovery (CDBG-DR) Infrastructure Program; and

WHEREAS, the Department of Housing & Urban Development regulations require that the Livingston Parish Council certify that these activities for which CDBG funds are being requested are designed to alleviate existing conditions which pose a serious and immediate threat to the health or welfare of the community; which are of recent origin or which recently became urgent, and that the Livingston Parish Council is unable to finance the activity on its own, and that no other funds are available; and,

NOW, THEREFOER BE IT RESOLVED, that the Livingston Parish Council hereby certifies that the activities for which CDBG funds are being requested for the Parish Waterway Debris Removal project are designed to alleviate existing conditions which pose a serious and immediate threat to the health or welfare of the community; are of recent origin or which recently became urgent and that the Livingston Parish Council is unable to finance the activity on its own and there are no other funds available.

Upon being submitted to a vote, the vote thereon was as follows:

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

Thereupon the chair declared that the Motion had carried and was adopted.

The chair addressed agenda item number 12, "Planning Commission Recommendations" and called upon Mr. Sam Digirolamo, Planning Director.

Public input: Henry Harris, Council District 5

The chair allowed a very lengthy discussion regarding Mr. Harris's comments and concerns.

Public input: Chad Bacas, Review Engineer – Forte and Tablada

LPR NO. 16-029

MOTION was made by Tracy Girlinghouse and duly seconded by Shane Mack to approve the recommendation of the Planning Commission for the preliminary site plan of the borrow pit for Dennis Stewart located on Lee Smith Road, Section 23, T6S R4E located in Council District 1.

Upon being submitted to a vote, the vote thereon was as follows:

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

Thereupon the chair declared that the Motion had carried and was adopted.

LPR NO. 16-030

MOTION was made by R.C. “Bubba” Harris and duly seconded by Jeff Ard to approve the recommendation of the Planning Commission for the preliminary site plan for Juban Point Urgent Care Clinic located on Juban Road, Section 16, T7S R3E located in Council District 5.

Upon being submitted to a vote, the vote thereon was as follows:

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

Thereupon the chair declared that the Motion had carried and was adopted.

LPR NO. 16-031

MOTION was made by Shane Mack and duly seconded by Garry “Frog” Talbert to approve the recommendation of the Planning Commission granting a waiver of the Code of Ordinances, Section 13-49.6, Part (c), “Requirements for Minor Subdivisions”, for Michael Caminita, Jr. and Phillip P. Fauchaux, property located on Etta Blount Road cut through road, Section 8, T6S R6E located in Council District 9.

Upon being submitted to a vote, the vote thereon was as follows:

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

Thereupon the chair declared that the Motion had carried and was adopted.

LPR NO. 16-032

MOTION was made by Garry “Frog” Talbert and duly seconded by Maurice “Scooter” Keen to approve the recommendation of the Planning Commission for the revised preliminary plat for Oak Hill Estates, 6th filing located on LA Highway 16, Section 39 & 43, T5S R3E located in Council District 2.

Upon being submitted to a vote, the vote thereon was as follows:

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

Thereupon the chair declared that the Motion had carried and was adopted.

LPR NO. 16-033

MOTION was made by Maurice “Scooter” Keen and duly seconded by Tracy Girlinghouse to approve the recommendation of the Planning Commission for the preliminary plat for Oak Landing contingent upon getting all required signatures to move the right of way, property located on Dunn Road, Section 9, T6S R3E located in Council District 3.

Upon being submitted to a vote, the vote thereon was as follows:

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

Thereupon the chair declared that the Motion had carried and was adopted.

LPR NO. 16-034

MOTION was made by Maurice “Scooter” Keen and duly seconded by R.C. “Bubba” Harris to approve the recommendation of the Planning Commission for the preliminary site plan for Brandon G. Thompson Funeral Home located on LA Highway 190, Section 48, T6S R3E located in Council District 3.

Upon being submitted to a vote, the vote thereon was as follows:

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

Thereupon the chair declared that the Motion had carried and was adopted.

LPR NO. 16-035

MOTION was made by Jeff Averett and duly seconded by Shane Mack to approve the recommendation of the Planning Commission for the revised preliminary plat for Arbor Walk, 5th filing located on Walker South Road, Section 25, T7S R3E located in Council District 6.

Upon being submitted to a vote, the vote thereon was as follows:

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

Thereupon the chair declared that the Motion had carried and was adopted.

LPR NO. 16-036

MOTION was made by Jeff Averett and duly seconded by Tracy Girlinghouse to approve the recommendation of the Planning Commission for the preliminary plat for Arbor Walk, 2nd filing/Tract DP-2 located on Walker South Road, Section 25, T7S R3E located in Council District 6.

Upon being submitted to a vote, the vote thereon was as follows:

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

Thereupon the chair declared that the Motion had carried and was adopted.

LPR NO. 16-037

MOTION was offered by Jeff Ard and duly seconded by Tracy Girlinghouse to appoint Norman Engler to the Livingston Parish Council Planning Commission to represent Council District One (1) in accordance with Section 13-48 of the Code of Ordinances of Livingston Parish, term to coincide with the members of the Livingston Parish Council terms of office.

Upon being submitted to a vote, the vote thereon was as follows:

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

Thereupon the chair declared that the Motion had carried and was adopted.

Councilman Shane Mack spoke on behalf of the previous Planning Commission District Nine (9) representative, Gary Glascock, giving his reasons as to his previous resignation and non-committal to serve another term.

LPR NO. 16-038

MOTION was offered by Shane Mack and duly seconded by Jeff Averett to appoint Jerry Glascock to the Livingston Parish Council Planning Commission to represent Council District Nine (9) in accordance with Section 13-48 of the Code of Ordinances of Livingston Parish, term to coincide with the members of the Livingston Parish Council terms of office.

Upon being submitted to a vote, the vote thereon was as follows:

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

Thereupon the chair declared that the Motion had carried and was adopted.

LPR NO. 16-039

MOTION was offered by Tab Lobell and duly seconded by Jeff Ard to appoint Justin Young to the Livingston Parish Council Planning Commission to represent Council District Eight (8) in accordance with Section 13-48 of the Code of Ordinances of Livingston Parish, term to coincide with the members of the Livingston Parish Council terms of office.

Upon being submitted to a vote, the vote thereon was as follows:

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

Thereupon the chair declared that the Motion had carried and was adopted.

LPR NO. 16-040

MOTION was offered by Garry “Frog” Talbert and duly seconded by R.C. “Bubba” Harris to accept the resignation of Kenneth Graves from Recreation District No. 2 Board of Commissioners effective January 13, 2016, term due to expire on February 13, 2018.

Upon being submitted to a vote, the vote thereon was as follows:

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

Thereupon the chair declared that the Motion had carried and was adopted.

LPR NO. 16-041

MOTION was offered by Garry “Frog” Talbert and duly seconded by R.C. “Bubba” Harris to appoint James Brandon (BJ) Clark to the Board of Commissioners of Recreation District No. 2 to replace the vacancy made by the resignation of Kenneth Graves, which term will expire on February 13, 2018.

Upon being submitted to a vote, the vote thereon was as follows:

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

Thereupon the chair declared that the Motion had carried and was adopted.

LPR NO. 16-042

MOTION was offered by Tracy Girlinghouse and duly seconded by Shane Mack to appoint Chris Whitmire to the Board of Commissioners of Gravity Drainage District No. 1 to replace the vacancy made by the resignation of Roy Zachary, which term will expire on November 22, 2017.

Upon being submitted to a vote, the vote thereon was as follows:

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

Thereupon the chair declared that the Motion had carried and was adopted.

Councilman Jeff Averett expressed his desire to re-active Gravity Drainage District No. 7 upon the appointment of new board members.

LPR NO. 16-043

MOTION was offered by Jeff Averett and duly seconded by Tracy Girlinghouse to accept the resignation of Roy Zachary from Gravity Drainage District No. 1 Board of Commissioners effective January 7, 2016, term due to expire on November 22, 2017.

Upon being submitted to a vote, the vote thereon was as follows:

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

Thereupon the chair declared that the Motion had carried and was adopted.

Councilman R.C. “Bubba” Harris commended the service and duty of Mr. Roy Zachary and his time on the Board of Commissioners of Gravity Drainage District No. 1.

LPR NO. 16-044

MOTION was made by Maurice “Scooter” Keen and duly seconded by Garry “Frog” Talbert to amend the Capital Outlay and Parish Road Priority List to add the following roads and adopt the list as amended:

- Joe May Road – Districts 5 and 6
- Hillon Hood Road – District 5

- Harris Road – District 5
- Wesley Street – District 4
- Dixie Street – District 4
- Maryland – District 4
- Bush Lane – District 2

| | | | | |
|---|--------------------------------|------------------------------|------------------------------------|----------------------------|
| | | | | |
| <u>Priority Road List</u> | | | | |
| <u>Road Name</u> | <u>Council District</u> | <u>Priority Score</u> | <u>LP Resolution Number</u> | <u>Date adopted</u> |
| Southpoint Blvd. | 5 | 37 | LPR No. 15-095 | March 17, 2015 |
| Dunn Road | 3 | 36 | LPR No. 15-095 | March 17, 2015 |
| Falcon Crest Drive - Phase 1 | 5 | 36 | LPR No. 15-095 | March 17, 2015 |
| Falcon Crest Drive - Phase 2 | 5 | 36 | LPR No. 15-095 | March 17, 2015 |
| South Satsuma Road - Phase 1 - Emergency Office to US 190 | 1 | 30 | LPR No. 15-095 | March 17, 2015 |
| Jason Drive | 4 | 27 | LPR No. 15-095 | March 17, 2015 |
| Duff Road - Phase 1 - Burgess Ave to RR | 7 | 27 | LPR No. 15-095 | March 17, 2015 |
| Duff Road - Phase 2 - RR to Hodges Lane | 7 | 27 | LPR No. 15-095 | March 17, 2015 |
| Swamp Road - Phase 1 - Sta 23+65 to 38+65 | 8 | 25 | LPR No. 15-095 | March 17, 2015 |
| Swamp Road - Phase 2 - Sta 0+00 to 23+65 and 38+65 to 46+35 | 8 | 25 | LPR No. 15-095 | March 17, 2015 |
| Sims Road- 275 LF | 2 | 23 | LPR No. 15-095 | March 17, 2015 |
| South Satsuma Road - Phase 2 - Interstate 12 to Emergency Office | 1 | 22 | LPR No. 15-095 | March 17, 2015 |
| Perkins Road - Phase 1 - Sta 21+40 to Sta 46+40 (N. of Cane Market) | 2 | 22 | LPR No. 15-095 | March 17, 2015 |
| Perkins Road - Phase 2 - From Phase 1 to Springfield Road | 2 | 22 | LPR No. 15-095 | March 17, 2015 |
| Perkins Road - Phase 3 - Arnold Road to Cane Market Road | 2 | 22 | LPR No. 15-095 | March 17, 2015 |
| Travis Street | 7 | 20 | LPR No. 15-095 | March 17, 2015 |
| Sutcliff Drive | 7 | 20 | LPR No. 15-095 | March 17, 2015 |
| Springhill Drive | 5 | 18 | LPR No. 15-095 | March 17, 2015 |
| Chene Blanc - Phase 1 -First 2400 LF | 8 | 17 | LPR No. 15-095 | March 17, 2015 |
| Chene Blanc - Phase 2 - Remaining 5500 LF | 8 | 17 | LPR No. 15-095 | March 17, 2015 |
| Hammack Road - Phase 1 - LA 447 to Achord Road | 6 | 16 | LPR No. 15-095 | March 17, 2015 |
| Hammack Road - Phase 2 - East of Achord Road to Joe May Road | 6 | 16 | LPR No. 15-095 | March 17, 2015 |
| Courtney Road - Phase 1 - Walker North to Courtney Circle | 1 | 12 | LPR No. 15-095 | March 17, 2015 |
| Courtney Road - Phase 2 - Courtney Circle to N. Corbin Road | 1 | 12 | LPR No. 15-095 | March 17, 2015 |
| Brian Park Road | 7 | 12 | LPR No. 15-095 | March 17, 2015 |
| Ball Park Road | 7 | 12 | LPR No. 15-095 | March 17, 2015 |
| Kellywood Drive | 7 | 11 | LPR No. 15-095 | March 17, 2015 |
| Cuba Wheat Road | 6 | 10 | LPR No. 15-095 | March 17, 2015 |
| Trappers Run | 9 | 10 | LPR No. 15-095 | March 17, 2015 |
| Ross Trail | 9 | 10 | LPR No. 15-095 | March 17, 2015 |
| Karli Lane - Phase 1 - 1500 lf north of Ross Trail | 9 | 10 | LPR No. 15-095 | March 17, 2015 |

| | | | | |
|--|---|----|----------------|-------------------|
| Karli Lane - Phase 2 - Remaining portions | 9 | 10 | LPR No. 15-095 | March 17, 2015 |
| Sherwood Lane | 9 | 10 | LPR No. 15-095 | March 17, 2015 |
| Pine Bluff Road | 4 | 8 | LPR No. 15-095 | March 17, 2015 |
| Caraway Road | 2 | 7 | LPR No. 15-095 | March 17, 2015 |
| Peak Lane | 7 | 7 | LPR No. 15-095 | March 17, 2015 |
| Cypress Point | 6 | 6 | LPR No. 15-095 | March 17, 2015 |
| Fox Run | 7 | 5 | LPR No. 15-095 | March 17, 2015 |
| Masion de Lane | 2 | 3 | LPR No. 15-095 | March 17, 2015 |
| Lynchburg Road | 2 | 3 | LPR No. 15-095 | March 17, 2015 |
| Herman Ernest Lane - Phase 1 | 2 | 3 | LPR No. 15-095 | March 17, 2015 |
| Herman Ernest Lane - Phase 2 | 2 | 3 | LPR No. 15-095 | March 17, 2015 |
| Friendship Road | 1 | 1 | LPR No. 15-095 | March 17, 2015 |
| Versailles | 2 | 1 | LPR No. 15-095 | March 17, 2015 |
| Lynn Drive | 4 | 1 | LPR No. 15-095 | March 17, 2015 |
| Darrin Drive | 4 | 1 | LPR No. 15-095 | March 17, 2015 |
| Leigh Drive | 4 | 1 | LPR No. 15-095 | March 17, 2015 |
| Landsdown Drive | 3 | 1 | LPR No. 15-095 | March 17, 2015 |
| Brett Street | 7 | 1 | LPR No. 15-095 | March 17, 2015 |
| Mayer Street | 7 | 1 | LPR No. 15-095 | March 17, 2015 |
| Lynn Street | 7 | 1 | LPR No. 15-095 | March 17, 2015 |
| Buck Perkins Road | 7 | 1 | | |
| Red Willow Drive | 4 | 0 | LPR No. 15-095 | March 17, 2015 |
| S. Redwood Drive | 4 | 0 | LPR No. 15-095 | March 17, 2015 |
| Willow Point Drive | 4 | 0 | LPR No. 15-095 | March 17, 2015 |
| Cypress Lake Drive | 4 | 0 | LPR No. 15-095 | March 17, 2015 |
| Abyss Lane | 4 | 0 | LPR No. 15-095 | March 17, 2015 |
| Colonial Drive | 3 | 0 | | |
| Kirbywood Drive | 7 | 0 | LPR No. 15-095 | March 17, 2015 |
| Winter Ridge Drive | 7 | 0 | LPR No. 15-095 | March 17, 2015 |
| Timberwood Drive | 7 | 0 | LPR No. 15-095 | March 17, 2015 |
| Deerfield Drive | 7 | 0 | LPR No. 15-095 | March 17, 2015 |
| Briar Oak Drive | 7 | 0 | LPR No. 15-095 | March 17, 2015 |
| Fawnwood Drive | 7 | 0 | LPR No. 15-095 | March 17, 2015 |
| Juban Extension | 7 | 0 | LPR No. 15-095 | March 17, 2015 |
| <u>Roads that need to be added to amend Priority List</u> | | | | |
| Henry Road | 8 | | LPR No. 15-086 | March 17, 2015 |
| White Oak Road | 1 | | LPR No. 15-067 | February 26, 2015 |
| Iowa Street | 1 | | LPR No. 15-067 | February 26, 2015 |
| Laurel Drive | 4 | | LPR No. 15-067 | February 26, 2015 |
| Buck Perkins Road | 7 | | | |
| Colonial Drive | 3 | | | |
| North Achord Road | 1 | | LPR No. 15-167 | June 11, 2015 |
| Debbie Lane | 5 | | LPR No. 15-305 | December 3, 2015 |
| Canyon Road | 5 | | LPR No. 15-305 | December 3, 2015 |
| Greystone Drive | 5 | | LPR NO. 15-305 | December 3, 2015 |
| Live Oak Village | 2 | | LPR NO. 15-305 | December 3, 2015 |

| | | | | |
|------------------|---|--|----------------|------------------|
| Joe May Road | 5 | | LPR NO. 16-044 | January 28, 2016 |
| Hillon Hood Road | 5 | | LPR NO. 16-044 | January 28, 2016 |
| Harris Road | 5 | | LPR NO. 16-044 | January 28, 2016 |
| Wesley Street | 4 | | LPR NO. 16-044 | January 28, 2016 |
| Dixie Street | 4 | | LPR NO. 16-044 | January 28, 2016 |
| Maryland | 4 | | LPR NO. 16-044 | January 28, 2016 |
| Bush Lane | 2 | | LPR NO. 16-044 | January 28, 2016 |

Upon being submitted to a vote, the vote thereon was as follows:

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

Thereupon the chair declared that the Motion had carried and was adopted.

LPR NO. 16-045

MOTION was offered by Tab Lobell and duly seconded by Jeff Averett to set the speed limit on West Street, located between LA Highway 42 and LA Highway 1037 (Blood River Road) in Council District 8, to 15 mph going in both directions.

Upon being submitted to a vote, the vote thereon was as follows:

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

Thereupon the chair declared that the Motion had carried and was adopted.

The chair advised that agenda item 18, “Riverscape Subdivision roads and their acceptance into the parish maintenance system – Tab Lobell” would need to be tabled and possibly be brought up again in the future.

Public input: Gene Baker, Neighbors in Action – Council District 2
Bob Watts – Council District 2

STATE OF LOUISIANA

PARISH OF LIVINGSTON

LPR NO. 16-046

The following resolution was offered by Garry “Frog” Talbert and duly seconded by Maurice “Scooter” Keen:

LIVINGSTON PARISH RESOLUTION NO. 16-046

A RESOLUTION TO AGGRESIVELY OPPOSE THE BATON ROUGE LOOP PROJECT AND SEND CORRESPONDENCE TO THE CAPITAL AREA EXPRESSWAY AUTHORITY LOCATED AT 3100 BLUEBONNET CENTRE, SUITE 301, BATON ROUGE, LOUISIANA 70809 TO DECLARE THAT THE LIVINGSTON PARISH COUNCIL, AS REPRESENTATIVES OF THEIR RESPECTIVE CONSTITUENTS OF THEIR ELECTED COUNCIL DISTRICTS, OPPOSE THE BATON ROUGE LOOP PROJECT AS MORE SPECIFICALLY SET OUT HEREIN:

WHEREAS, the newly elected Livingston Parish Council members would like to go on

record as being opposed to the Baton Rouge Loop project;

WHEREAS, the past two elected Councils also opposed the Baton Rouge Loop project;

WHEREAS, the newly elected Livingston Parish Council members strongly believe that there is a need to address traffic issues in Livingston Parish;

WHEREAS, this parish is projected to continue to be the fastest growing Parish in the State Highway infrastructure improvements in this parish are needed badly;

WHEREAS, the proposed project does not meet that need and other studies that have been conducted show greater positive impacts to our traffic issues at only a fraction of the cost of this proposed project, whereby the Hooper Road extension is an example;

WHEREAS, the citizens of Livingston Parish have long opposed the Baton Rouge Loop;

WHEREAS, the Livingston Parish Council member represent these citizens;

WHEREAS, the members of the Livingston Parish Council oppose this project based on the following requirements noted in the Baton Rouge Loop Implementation Plan:

- Local infrastructure will be disturbed including roads, utilities, sewage and the parish will have the responsibility of addressing these and the dollar cost will be high and the disruption will create hardships on our citizens.
- Local transportation routes will be negatively altered causing increased cost to the school system and individual citizens.
- The parish is given responsibility to maintain the corridor once it is chosen; Livingston Parish will not accept that responsibility.
- There is a “non-compete” clause. Highways added in the future by the state or parish, which is deemed to reduce toll traffic on the Loop, will require those public entities to compensate the Loop operation.
- The private investors because of “their economic risk” are given areas of land associated with the corridor interchanges for commercial development. *The entire project is designed to benefit the private investors at the cost of the tax paying public.*
- This is a toll road and any operating cost not raised by tolls must be covered by the taxpayers (Gap). The documents project tolls to provide from 29% to 64% of the operating cost. The remaining “Gap funding” could amount to tens of millions of dollars annually.
- Some of the corridor selected is in areas designated as wetlands. Our desire as members of this Council is to preserve these pristine areas for future generations.

WHEREAS, Livingston Parish has had no input into the location and planning of the Baton Rouge Loop project even though approximately 40% of the highway is proposed to be located in Livingston Parish as it is stated in the Tier 1 document that no “on site” studies were conducted;

WHEREAS, the route is poorly planned and disrupts families, schools and businesses;

THEREFORE, BE IT ORDAINED that although Livingston Parish needs desperately to improve highway systems, the proposed Baton Rouge Loop project does not address those needs, is very costly, is divisive to our communities and reflects wasteful government spending and the Livingston Parish Council, and as the governing authority of the Parish of Livingston, hereby oppose the Baton Rouge Loop project and ask that Tier 1 approval not be granted.

Upon being submitted to a vote, the vote thereon was as follows:

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

Thereupon the chair declared that the Motion had carried and was adopted.

The chair called upon Councilman Garry “Talbert” to address agenda items 20 and 21: “**20.** Consideration of rescission of LPC resolution No. 13-173 adopted on June 13, 2013 and LPC resolution No. 14-226 adopted on August 14, 2014 concerning the payment of attorney fees of former Councilmen Marshall Harris and Cindy Wale Franz in the lawsuit Parish Council of the Parish of Livingston; Suit No. 146,432, Division E, 21st Judicial District, Parish of Livingston – Garry Talbert *and* **21.** Consideration of dismissal of the mandamus lawsuit currently filed by the council against the Parish President in the matter of Parish Council of the Parish of Livingston, Suit No. 146,432, Division E, 21st Judicial District Court – Garry Talbert”. Councilman Talbert gave a thorough explanation of the history of this issue and the purpose of the rescission of the mandamus.

Public input: Henry Harris – Council District 5
Taryn Creekbaum – Council District 1 (*Ms. Creekbaum submitted her statement to the clerk for the record*)
Richard Frederick – Council District 3
Bridgette Rushing – Council District 4

STATE OF LOUISIANA

PARISH OF LIVINGSTON

LPR NO. 16-047

The following Resolution was offered by Garry “Frog” Talbert and seconded by Jeff Averett:

L.P. RESOLUTION NO. 16-047

A Resolution providing for the rescission of LPC Resolution No. 13-173 adopted on June 13, 2013 and LPC Resolution No. 14-226 adopted on August 14, 2014 concerning the payment of attorney fees of former Councilmen Marshall Harris and Cindy Wale Franz in the lawsuit Parish Council of the Parish of Livingston; Suit No. 146,432, Division E, 21st Judicial District, Parish of Livingston and also provide for the dismissal of the mandamus lawsuit currently filed by the council against the Parish President in the matter of Parish Council of the Parish of Livingston, Suit No. 146,432, Division E, 21st Judicial District Court.

BE IT RESOLVED that the previous resolutions of the Livingston Parish Council, LPR NO. 13-173 adopted on June 13, 2013 and LPR NO. 14-226 adopted on August 14, 2014, be rescinded and the Parish President is now free to follow the advice of the Attorney General with respect to the payment of attorney fees for former councilmen Marshall Harris and Cindy Wale Franz incurred in defending the suit captioned “Parish Council of the Parish of Livingston; Suit No. 146,432, Division E, 21st Judicial District, Parish of Livingston”.

BE IT FURTHER RESOLVED that the Livingston Parish Council will consider possible payment of reasonable attorney fees once the lawsuit is successfully defended and there is a final judgement in favor of the former councilmen.

WHEREAS, BE IT FURTHER RESOLVED that the special counsel for the Parish is instructed to dismiss the mandamus case currently filed in the 21st JDC Parish of Livingston, captioned “Parish Council of the Parish of Livingston; Suit No. 146,432, Division E, 21st Judicial District, Parish of Livingston” and currently before the Court of Appeal and to notify the Court of Appeal of the dismissal of the case and the rescission of the previous resolution.

THE FOREGOING RESOLUTION having been submitted to a vote, the vote thereon was as follows:

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

WHEREUPON, this Resolution was declared to be adopted by 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”), on this 28th day of January, 2016.

James Wascom, Council Chairman

ATTEST:

Sandy C. Teal, Council Clerk

The chair requested any District Attorney reports. Having none, the chair addressed Committee Reports and called upon Councilman Garry “Frog” Talbert to inform of the Finance committee that met earlier at 5:00 p.m. Mr. Talbert gave a brief synopsis of their first meeting. Councilman Shane Mack wished to address the March 5, 2016 election and urge all citizens that are in Fire Protection District No. 1 to support the renewal of that millage.

There being no further business, the chair requested a motion to adjourn until the next regular meeting scheduled for Thursday, February 11, 2016, at the hour of 6:00 o’clock p.m. at Livingston, Louisiana.

LPR NO. 16-048

MOTION was offered by Jeff Ard and duly seconded by Tab Lobell to adjourn the January 28, 2016 regular meeting of the Livingston Parish Council.

Upon being submitted to a vote, the vote thereon was as follows:

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

Thereupon the chair declared that the Motion had carried and was adopted.

Sandy C. Teal, Council Clerk

John Wascom, Chairman