

Livingston, Louisiana  
June 9, 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, June 9, 2016, at the hour of 6:00 o'clock p.m. with the following Livingston Parish Council members present:

Jeff Ard		Tracy Girlinghouse
Garry "Frog" Talbert	R.C. "Bubba" Harris	
Maurice "Scooter" Keen	Jeff Averett	Shane Mack

Absent: John Wascom, Tab Lobell

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

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As per the rules of the Livingston Parish Home Rule Charter Section 2-07, Part (B):  
*"In the absence or disqualification of the chair, the vice chair shall preside."*

The co-chair, Councilman Tracy Girlinghouse, presiding as chair in the absence of Councilman John Wascom, called the meeting to order and asked the public to please mute or turn off their cell phones.

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**PUBLIC INPUT**

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

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The chair addressed agenda item 7a, "Presentations: Introduction and welcome of new Livingston Economic and Development Council CEO and President, David Bennett", and gave a brief synopsis of his association and experience with Mr. Bennett. Mr. David Bennett conveyed his new position with the Livingston Parish Economic and Development Council and addressed the parish's growth and business opportunities. He advised that he was looking forward to working with each one of the Council members to make Livingston Parish a great place to live and a great place to do business. He indicated excitement for the future and his desire to meet with each one of the councilmembers on an individual basis.

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The co-chair addressed agenda item 8a and 8b, "Adoption of Minutes: May12, 2016 regular meeting of the Council and May 26, 2016 regular meeting of the Council." If there were no objections, the co-chair requested that the Council adopt both of these items by consent. There being no objections, the co-chair called for the motion.

**LPR NO. 16-211**

MOTION was made by Jeff Ard and duly seconded by Maurice "Scooter" Keen to dispense with the reading of the minutes dated May 12, 2016 and May 26, 2016 of the regular meetings of the Livingston Parish Council and adopt by consent as written.

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

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

NAYS: NONE

ABSENT: MR. LOBELL, MR. WASCOM

ABSTAIN: NONE

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

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The co-chair addressed agenda item 9, "Parish President's Report" and called upon Parish President Layton Ricks. The Parish President advised that he had no report at this this time.  
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The co-chair addressed agenda item 10a, “Approve recommendation to enter into contract with Corps Constructors, LLC for the Live Oak Wind Retrofit Project – Wind Retrofit of the Live Oak Junior High School, two gymnasiums and authorize the Parish President to enter into contract with Corps Constructors, LLC” and called upon Mr. Mark Harrell, Livingston Office of Homeland Security and Emergency Preparedness Director. Mr. Harrell gave a brief explanation of this item.

**LPR NO. 16-212**

MOTION was made by Garry “Frog” Talbert and duly seconded by Shane Mack to approve the recommendation of the Livingston Parish Office of Homeland Security and Emergency Preparedness to enter into contract with Corps Constructors, LLC who submitted the lowest bid for the Live Oak Wind Retrofit Project – Wind Retrofit of the Live Oak Junior High School, two gymnasiums and also authorize the Parish President to enter into contract with Corps Constructors, LLC detailed as follows:

- HMGP 4080-063-0003, #0032
- Grant Total: \$2,049,984.00
- Corps Constructors, LLC Contract: \$1,296,000.00

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

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

NAYS: NONE

ABSENT: MR. LOBELL, MR. WASCOM

ABSTAIN: NONE

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

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**LPR NO. 16-213**

MOTION was made by Shane Mack and duly seconded by Garry “Frog” Talbert to approve the submittal of the Community Water Enrichment Program (CWEF) Fiscal Year 2015-2016 application for the continuation of water lines in the Haynes Settlement Water System area in Springfield and approve the submission of the application.

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

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

NAYS: NONE

ABSENT: MR. LOBELL, MR. WASCOM

ABSTAIN: NONE

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

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The co-chair addressed agenda item 11a, “Livingston Parish Permit Department – Chuck Vincent, Building/Permit Director: Authorize Parish Attorney to Proceed with Condemnation Process on Abandoned and Dilapidated Property located at 7978 Pine Bluff Road, Denham Springs, District 4”. The co-chair called upon Mr. Vincent, who deferred to Mr. Roger Lungaro who explained the events and litigation leading up to the point of addressing the Council.

Public input: Roger Lungaro – owner of the property in question, 7978 Pine Bluff Road, Denham Springs, LA

Mr. Christopher Moody suggested that the Council defer this item with no action. The Council complied.

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The co-chair addressed agenda item 12, “Planning Commission Recommendations”, and called upon Mr. Sam Digirolamo, Planning Director. Mr. Digirolamo presented the recommendations and answered questions from the Council members.

The Livingston Parish Planning Commission made a recommendation “to approve the Servitude Revocation for Sybil Wallendal to proceed to the Parish Council”. The Livingston Parish Council considered that recommendation and thereby introduced the ordinance as follows:

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

**L. P. ORDINANCE NO. 16-22**

MAP SHOWING REVOCATION OF A CERTAIN 60’ SERVITUDE  
ACROSS A PORTION OF TRACTS 1-B & 1-C, LOCATED IN  
SECTIONS 16, 17 & 20, T6S-R3E, G.L.D., LIVINGSTON PARISH,  
LOUISIANA FOR SYBIL WALLENDAL  
BEING MORE PARTICULARLY DESCRIBED HEREIN:

WHEREAS, by the official plat of MAP SHOWING  
REVOCATION OF A CERTAIN 60’ SERVITUDE ACROSS A  
PORTION OF TRACTS 1-B & 1-C, LOCATED IN SECTIONS 16, 17 &  
20, T6S-R3E, G.L.D., LIVINGSTON PARISH, LOUISIANA FOR  
SYBIL WALLENDAL  
BEING MORE PARTICULARLY DESCRIBED HEREIN:

**LPR 16-214**

MOTION was offered by Maurice “Scooter” Keen and duly seconded by Garry “Frog” Talbert to publish the ordinance by title in the Official Journal in accordance with the legal mandates and set a Public Hearing for Thursday, July 14, 2016 at the hour of six o'clock (6:00) p.m. at 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. TALBERT, MR. HARRIS, MR. KEEN, MR. ARD, MR. GIRLINGHOUSE,  
MR. AVERETT, MR. MACK

NAYS: NONE

ABSENT: MR. LOBELL, MR. WASCOM

ABSTAIN: NONE

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

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**LPR NO. 16-215**

MOTION was made by Shane Mack and duly seconded by Garry “Frog” Talbert to consider the recommendation of the Planning Commission and **approve** the revised preliminary plat for The Sanctuary @ Juban Crossing **approving a waiver** mandating off street parking and a fence requirement on the west property line between the detention pond and the neighboring property, said property being located on Florida Boulevard, Section 33, T6S R3E located in Council District 7.

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

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

NAYS: NONE

ABSENT: MR. LOBELL, MR. WASCOM

ABSTAIN: NONE

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

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**LPR NO. 16-216**

MOTION was made by Shane Mack and duly seconded by R.C. “Bubba” Harris to consider the recommendation of the Planning Commission and **approve** the preliminary site plan for Timber Ridge RV Park, said property being located on Florida Boulevard, Section 19 & 30, T6S R6E located in Council District 9.

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

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

NAYS: NONE

ABSENT: MR. LOBELL, MR. WASCOM

ABSTAIN: NONE

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

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Public input: Chad Bacas - Forte and Tablada and Parish engineer

**LPR NO. 16-217**

MOTION was made by Maurice “Scooter” Keen and duly seconded by Jeff Averett to consider the recommendation of the Planning Commission and **approve** the preliminary plat for Cottages at Beaver Creek **contingent upon** the satisfaction of the Parish engineer’s recommendation regarding the necessary footage of the servitude and also the essential footage for a T-Turnaround or possible cul-de-sac, said property being located on Arnold Road, Section 9, T6S R6E located in Council District 3.

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

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

NAYS: NONE

ABSENT: MR. LOBELL, MR. WASCOM

ABSTAIN: NONE

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

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**LPR NO. 16-218**

MOTION was made by Garry “Frog” Talbert and duly seconded by R.C. “Bubba” Harris to consider the recommendation of the Planning Commission and **approve the waiver** for Eagle Bend Homes, LLC (Planned Investments of La.), contingent upon two (2) of the lots being reduced to seventy-five (75’) feet width and less than sixteen thousand (16,000) square feet and the lots will be serviced and supplied by Sewer District No. 2, said property being located on Bend Road Extension, Section 52, T5S R2E located in Council District 2.

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

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

NAYS: NONE

ABSENT: MR. LOBELL, MR. WASCOM

ABSTAIN: NONE

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

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STATE OF LOUISIANA

PARISH OF LIVINGSTON

**LPR NO. 16-219**

MOTION was made by Garry “Frog” Talbert and duly seconded by Jeff Ard:

Whereas, the Parish of Livingston is to accept Juban Crossing Boulevard and its associated drainage structures and features within the rights-of-way of said boulevard located in Sections 4 & 5, Township 7 South, Range 3 East, Greensburg Land District, Livingston Parish, Louisiana.

Whereas, the acceptance will also include the dedication of rights-of-way and servitudes from the intersection of Juban Road (LA Hwy 1026) to the western boundary of the Juban Crossing development as shown on the metes and bounds map included with this resolution.

Whereas, Juban Crossing development owner Creekstone Juban 1, LLC has agreed to construct the sidewalks along said boulevard as shown in the approved construction plans dated April 25, 2014 within six (6) months from the completion of all developments adjacent to the boulevard in the Juban Crossing development.

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

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

NAYS: NONE

ABSENT: MR. LOBELL, MR. WASCOM

ABSTAIN: NONE

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

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**LPR NO. 16-220**

MOTION was made by Shane Mack and duly seconded by Jeff Averett to accept the letter of resignation of Ms. Iris Edwards (resident of Council District 8) from the Waterway Commission effective June 1, 2016 received by the Livingston Parish Council office on June 1, 2016.

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

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

NAYS: NONE

ABSENT: MR. LOBELL, MR. WASCOM

ABSTAIN: NONE

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

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

**L. P. ORDINANCE NO. 16-23**

AN ORDINANCE AMENDING L.P. ORDINANCE NO.16-09 TO PROVIDE  
FOR CERTAIN MATTERS PERTAINING TO THE INCURRING OF DEBT  
AND ESTABLISHMENT OF WATER AND SEWER SERVICE.

**LPR 16-221**

MOTION was offered by Garry “Frog” Talbert and duly seconded by Maurice “Scooter” Keen to publish the ordinance by title in the Official Journal in accordance with the legal mandates and set a Public Hearing for Thursday, July 14, 2016 at the hour of six o'clock (6:00) p.m. at 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. TALBERT, MR. HARRIS, MR. KEEN, MR. ARD, MR. GIRLINGHOUSE,  
MR. AVERETT, MR. MACK

NAYS: NONE

ABSENT: MR. LOBELL, MR. WASCOM

ABSTAIN: NONE

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

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**LPR NO. 16-222**

MOTION was made by Jeff Ard and duly seconded by R.C. “Bubba” Harris to name an unnamed road “J.D. Martin Lane”, located off of Highway 449, in Council District 1, by which a written request was provided to the Livingston Parish Building and Permit Department and was whereby approved by written letter signed by Wendy Bouilly, Address Coordinator on June 3, 2016.

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

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

NAYS: NONE

ABSENT: MR. LOBELL, MR. WASCOM

ABSTAIN: NONE

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

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**LPR NO. 16-223**

MOTION was made by Jeff Ard and duly seconded by Jeff Averett to correct the official spelling of “Red Golf Road” to “Red Goff Road” as registered and recorded on the “Grant Bankston Road list” upon the adoption of LPR No. 02-478 at a regular meeting of the Livingston Parish Council on September 30, 2002, thereby amending said list and any other records to reflect the same.

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

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

NAYS: NONE

ABSENT: MR. LOBELL, MR. WASCOM

ABSTAIN: NONE

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

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The co-chair addressed agenda item 18, “Public Hearing and Adoption of Ordinance: L.P. 16-15, Boss McNabb Servitude Revocation/Quitclaim”.

The co-chair opened the public hearing.

Upon recommendation of Mr. Christopher Moody, Parish Legal Advisor, this item will be deferred until the next regular meeting of the Livingston Parish Council on June 23, 2016 for public hearing and consideration of adoption.

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The co-chair addressed agenda item 19, “L.P. 16-18, Public Hearing and Adoption of Ordinance: Amend Section 2-2.1, “Same – Agenda of Meetings”.

The co-chair declared the public hearing open and called for public input.

Having no comment from the public or further comment from the Council members, the co-chair closed the public hearing.

The co-chair directed the Council Clerk to read the ordinance by title for proposed Livingston Parish Ordinance No. L.P. 16-18, Public Hearing and Adoption of Ordinance: Amend Section 2-2.1, “Same – Agenda of Meetings”.

#### **LPR NO. 16-224**

The following ordinance which was previously introduced in written form required for adoption at a regular meeting of the Livingston Parish Council on May 12, 2016, 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 on June 9, 2016 on Motion of Jeff Ard and seconded by Maurice “Scooter” Keen:

#### **L.P. ORDINANCE 16-18**

AN ORDINANCE TO AMEND CHAPTER 2, “ADMINISTRATION”, SECTION 2-2.1, “SAME—AGENDA OF MEETINGS”, BY AMENDING PART (C), SENTENCE NUMBER (2), “COUNCILMEN’S COMMENTS” AND PART (D), REGARDING FINES AND PENALTIES OF THE CODE OF ORDINANCES IN AND FOR THE PARISH OF LIVINGSTON.

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

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

NAYS: NONE

ABSENT: MR. LOBELL, MR. WASCOM

ABSTAIN: NONE

And the ordinance was declared adopted on this the 9th day of June 2016.

(The above and foregoing ordinance, upon final approval by the President, or the Council in case of veto by the President, shall be published in full in the Official Journal by the Clerk of the Council within fifteen (15) days of its adoption and shall be recorded in full in the Livingston Parish Council Ordinance Book No. 3).

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**LPR NO. 16-225**

MOTION was made by Garry “Frog” Talbert and duly seconded by Jeff Ard to consider and approve the recommendation of the Livingston Parish Finance committee and adopt the completed Louisiana Compliance Questionnaire for audit engagements of government entities in compliance with auditing requirements and in connection with the audit financial statements for the period beginning January 1, 2015 through December 31, 2015.

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

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

NAYS: NONE

ABSENT: MR. LOBELL, MR. WASCOM

ABSTAIN: NONE

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

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The co-chair addressed agenda item number 20bi, “ Ordinance Committee Recommendation(s):  
Introduction of ordinance: Repeal Section 13-67.4 in its entirety, “Commercial Development  
Exemptions”. Councilman Shane Mack requested the ordinance introduction be deferred until  
the next regular meeting of Council on June 23, 2016. Having no objection, the co-chair  
announced that this would be placed on the June 23, 2016 meeting agenda.

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The co-chair addressed agenda item 21, “District Attorney Report(s):” and called upon Mr.  
Christopher Moody. Mr. Moody advised that he had nothing to report at this time.

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There being no further business, the co-chair requested a motion to adjourn until the next regular  
meeting scheduled for Thursday, June 23, 2016, at the hour of 6:00 o’clock p.m. at Livingston,  
Louisiana.

**LPR NO. 16-226**

MOTION was offered by Jeff Averett and duly seconded by Jeff Ard to adjourn the June 9, 2016  
regular meeting of the Livingston Parish Council.

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

NAYS: NONE

ABSENT: MR. LOBELL, MR. WASCOM

ABSTAIN: NONE

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

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Sandy C. Teal, Council Clerk

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Tracy Girlinghouse, Co-Chairman