

Minutes of the Livingston Parish Council
Livingston, Louisiana
August 10, 2017

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, August 10, 2017, at the hour of six (6:00) o'clock p.m. with the following Livingston Parish Council members present:

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

Also present: Layton Ricks, Parish President

Al Giraud, representing as Parish Legal Counsel on behalf of Christopher Moody's absence

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

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, a. Adopt resolution to establish the Johnny F. Bell Artistic Achievement Award and b. Recognize and honor the memory of renown Louisiana artist Johnny F. Bell and introduce The Livingston Parish Council's Johnny F. Bell Artistic Achievement Award". The chair called upon Councilman Jeff Ard. Councilman Ard addressed the audience and requested that they give their attention to the artwork presented on the right side of the Council chambers. He shared his knowledge and personal experience of Mr. Johnny Bell, a local artist in Livingston parish. He spoke of Mr. Bell's life and his renown achievements. Mr. Ard requested that the Council adopt a resolution to honor Mr. Johnny Bell's memory by establishing the "*Johnny F. Bell Artistic Achievement Award*".

STATE OF LOUISIANA

PARISH OF LIVINGSTON

LPR NO. 17-249

MOTION was offered by Jeff Ard and duly seconded by John Wascom to establish *the Johnny F. Bell Artistic Achievement Award* to honor the memory of renown local artist Johnny F. Bell that will recognize the achievements and merits of individuals in Livingston Parish whose artistic gifts, talents, character and ambition be warranted and worthy of acknowledgment by the Livingston Parish Council, governing authority of the Parish of Livingston, State of Louisiana.

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

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

The chair called upon Councilman John Wascom. Councilman Wascom wished to acknowledge the actions of Mark Harrell, Director of the Livingston Office of Homeland Security and Emergency Preparedness. He advised that Mr. Harrell had been working hard to help the Denham Springs Ward 2 Marshal's office obtain seven (7) radios to replace equipment that had been lost in the 2016 August Flood event. He stated that he received a call from the Marshal, Joe Shumate,

who could not attend the meeting, and he wished to convey Mr. Shumate’s offer of thanks for this contribution.

The chair addressed agenda item 8, “Adoption of the Minutes from the July 27, 2017 regular meeting of the Council”.

LPR NO. 17-250

MOTION was made by Garry “Frog” Talbert and duly seconded by Shane Mack to dispense with the reading of the minutes dated July 27, 2017 of the regular meeting of the Livingston Parish Council and adopt as written.

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

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

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

The chair addressed agenda item 9, “Adopt resolution granting approval to Fire Protection District No. 8 to call and hold an election on November 18, 2017 to authorize the renewal of a 16.63 mills tax for a period of ten (10) years – Jim Ryan”. Mr. Jim Ryan briefly addressed the Councilmembers to advise that the proposed resolution was for a renewal, not a new tax.

PARISH COUNCIL OF THE PARISH OF LIVINGSTON, STATE OF LOUISIANA

The following resolution was offered by Maurice “Scooter” Keen and seconded by Tab Lobell:

L.P. RESOLUTION NO. 17-251

A Resolution granting approval to Fire Protection District No. 8 of Livingston Parish, Louisiana to call and hold an election on November 18, 2017 to authorize the renewal of a 16.63 mills tax on assessed valuation of all property subject to taxation in Fire Protection District No. 8 of Livingston Parish, Louisiana, for a period of ten (10) years for the purposes of maintaining and operating the District's fire protection facilities, for purchasing fire truck and other fire fighting equipment and paying the cost of obtaining water for fire protection purposes, including charges for the hydrant rentals and services.

WHEREAS, Fire Protection District No. 8 of Livingston Parish, Louisiana (the “District”) will adopt a Resolution on September 5, 2017 (the “District Resolution”) ordering and calling a special election to be held in the District on November 18, 2017, for the purpose of renewing the levy and collection of a 16.63 mills tax on assessed valuation of all property subject to taxation in the District, for a period of ten (10) years for the purposes of maintaining and operating the District's fire protection facilities, for purchasing fire truck and other fire fighting equipment and paying the cost of obtaining water for fire protection purposes, including charges for the hydrant rentals and services (the “Tax”), all in the manner conferred by Article VI, Section 32 of the Louisiana Constitution of 1974, as amended, La. R.S. 40:1501 and the applicable provisions of Chapter 6 and Chapter 6-A of Title 18 of the Louisiana Revised Statutes of 1950, as amended, and other constitutional and statutory authority, a copy of which is on file with the Parish Council of the Parish of Livingston, State of Louisiana, as governing authority of the Parish of Livingston, State of Louisiana (the “Parish Council”).

WHEREAS, the District has made application to the Parish Council for approval to call and hold such election on November 18, 2017, as more fully set forth in the District Resolution.

WHEREAS, Article VI, Section 15 of the Louisiana Constitution of 1974, as amended, and Section 1415 of Title 33 of the Louisiana Revised Statutes of 1950, as amended, grant power to the Parish Council to approve any proposal submitted by the District to levy a tax.

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

SECTION 1. Pursuant to a request submitted to this Parish Council by the District and in accordance with Article VI, Section 15 of the Louisiana Constitution of 1974, as amended and La. R.S. 33:1415, approval is hereby granted to the District to call and hold an election on November 18, 2017, for the purpose of authorizing the renewal of the levy and collection of a 16.63 mills tax on assessed valuation of all property subject to taxation in the District, for a period of ten (10) years for the purposes of maintaining and operating the District's fire protection facilities, for purchasing fire truck and other fire fighting equipment and paying the cost of obtaining water for fire protection purposes, including charges for the hydrant rentals and services (the "Tax"), in the manner conferred by Article VI, Section 32 of the Louisiana Constitution of 1974, as amended, La. R.S. 40:1501 and the applicable provisions of Chapter 6 and Chapter 6-A of Title 18 of the Louisiana Revised Statutes of 1950, as amended, and other constitutional and statutory authority and as more fully set forth in the District Resolution.

SECTION 2. In the event the foregoing proposition passes, approval, consent and authority are hereby granted to the District to levy and collect the Tax described in Section 1 hereof.

SECTION 3. This approval is granted in compliance with the provisions of Article VI, Section 15 of the Louisiana Constitution of 1974, as amended, and Section 1415 of Title 33 of the Louisiana Revised Statutes of 1950, as amended.

[Remainder of this page intentionally left blank]

This Resolution having been submitted to a vote, the vote thereon was as follows:

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

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, on this, the 10th day of August, 2017.

Sandy C. Teal /s/
Sandy C. Teal, Council Clerk

Tracy Girlinghouse /s/
Tracy Girlinghouse, Council Chairman

STATE OF LOUISIANA
PARISH OF LIVINGSTON

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 a Resolution adopted by the Parish Council of the Parish of Livingston, State of Louisiana on August 10, 2017 granting approval to Fire Protection District No. 8 of Livingston Parish, Louisiana to call and hold an election on November 18, 2017 to authorize the renewal of a 16.63 mills tax on assessed valuation of all property subject to taxation in Fire Protection District No. 8 of Livingston Parish, Louisiana, for a period of ten (10) years for the purposes of maintaining and operating the District's fire protection facilities, for purchasing fire truck and other fire fighting equipment and paying the cost of obtaining water for fire protection purposes, including charges for the hydrant rentals and services.

I further certify that this Resolution has not been amended or rescinded.

IN FAITH WHEREOF, witness my official signature and the impress of the official seal of said Parish Council of the Parish of Livingston, State of Louisiana on this 10th day of August, 2017.

Sandy C. Teal /s/
Sandy C. Teal, Council Clerk

The chair addressed agenda item 10, “Adopt a resolution granting approval to Fire Protection District No. 9 to call and hold an election on November 18, 2017 to authorize the renewal of a 10.38 mills tax for a period of ten (10) years – Jim Ryan”. Mr. Ryan read the proposed resolution and stated that this was the same as the previous vote, just a different fire district.

PARISH COUNCIL OF THE PARISH OF LIVINGSTON, STATE OF LOUISIANA

The following resolution was offered by Jeff Ard and seconded by Tab Lobell:

L.P. RESOLUTION NO. 17-252

A Resolution granting approval to Fire Protection District No. 9 of the Parish of Livingston, State of Louisiana to call and hold an election on November 18, 2017 to authorize the renewal of a 10.38 mills tax on assessed valuation of all property subject to taxation in Fire Protection District No. 9 of the Parish of Livingston, State of Louisiana, for a period of ten (10) years for the purposes of maintaining and operating the District's fire protection facilities and for purchasing fire fighting equipment necessary and incidental thereto.

WHEREAS, Fire Protection District No. 9 of the Parish of Livingston, State of Louisiana (the “District”) adopted a Resolution on August 1, 2017 (the “District Resolution”) ordering and calling a special election to be held in the District on November 18, 2017, for the purpose of renewing the levy and collection of a 10.38 mills tax on assessed valuation of all property subject to taxation in the District, for a period of ten (10) years for the purposes of maintaining and operating the District's fire protection facilities and for purchasing fire fighting equipment necessary and incidental thereto (the “Tax”), all in the manner conferred by Article VI, Section 32 of the Louisiana Constitution of 1974, as amended, La. R.S. 40:1501 and the applicable provisions of Chapter 6 and Chapter 6-A of Title 18 of the Louisiana Revised Statutes of 1950, as amended, and other constitutional and statutory authority, a copy of which is on file with the Parish Council of the Parish of Livingston, State of Louisiana, as governing authority of the Parish of Livingston, State of Louisiana (the “Parish Council”).

WHEREAS, the District has made application to the Parish Council for approval to call and hold such election on November 18, 2017, as more fully set forth in the District Resolution.

WHEREAS, Article VI, Section 15 of the Louisiana Constitution of 1974, as amended, and Section 1415 of Title 33 of the Louisiana Revised Statutes of 1950, as amended, grant power to the Parish Council to approve any proposal submitted by the District to levy a tax.

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

SECTION 1. Pursuant to a request submitted to this Parish Council by the District and in accordance with Article VI, Section 15 of the Louisiana Constitution of 1974, as amended and La. R.S. 33:1415, approval is hereby granted to the District to call and hold an election on November 18, 2017, for the purpose of authorizing the renewal of the levy and collection of a 10.38 mills tax on assessed valuation of all property subject to taxation in the District, for a period of ten (10) years for the purposes of maintaining and operating the District's fire protection facilities and for purchasing fire fighting equipment necessary and incidental thereto (the “Tax”), in the manner conferred by Article VI, Section 32 of the Louisiana Constitution of 1974, as amended, La. R.S.

40:1501 and the applicable provisions of Chapter 6 and Chapter 6-A of Title 18 of the Louisiana Revised Statutes of 1950, as amended, and other constitutional and statutory authority and as more fully set forth in the District Resolution.

SECTION 2. In the event the foregoing proposition passes, approval, consent and authority are hereby granted to the District to levy and collect the Tax described in Section 1 hereof.

SECTION 3. This approval is granted in compliance with the provisions of Article VI, Section 15 of the Louisiana Constitution of 1974, as amended, and Section 1415 of Title 33 of the Louisiana Revised Statutes of 1950, as amended.

[Remainder of this page intentionally left blank]

This Resolution having been submitted to a vote, the vote thereon was as follows:

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

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, on this, the 10th day of August, 2017.

Sandy C. Teal /s/
Sandy C. Teal, Council Clerk

Tracy Girlinghouse /s/
Tracy Girlinghouse, Council Chairman

STATE OF LOUISIANA
PARISH OF LIVINGSTON

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 a Resolution adopted by the Parish Council of the Parish of Livingston, State of Louisiana on August 10, 2017 granting approval to Fire Protection District No. 9 of the Parish of Livingston, State of Louisiana to call and hold an election on November 18, 2017 to authorize the renewal of a 10.38 mills tax on assessed valuation of all property subject to taxation in Fire Protection District No. 9 of the Parish of Livingston, State of Louisiana, for a period of ten (10) years for the purposes of maintaining and operating the District's fire protection facilities and for purchasing fire fighting equipment necessary and incidental thereto.

I further certify that this Resolution has not been amended or rescinded.

IN FAITH WHEREOF, witness my official signature and the impress of the official seal of said Parish Council of the Parish of Livingston, State of Louisiana on this 10th day of August, 2017.

Sandy C. Teal /s/
Sandy C. Teal, Council Clerk

Mr. Ryan wished to address the Councilmembers to identify that his team's work had been done *gratis*, at no charge for elections for many years. He explained the advantages of having one (1) communicator to coordinate elections for all of the Parish's districts and the costs savings. The chair allowed the Councilmembers to acknowledge and testify to their experiences with Mr. Ryan which concurred with his statements.

The chair addressed agenda item 11, “Parish President’s Report”:

- a. Approve request from the Livingston Parish Assessor’s office to construct a new office building on approximately 2.5 acres on the Parish Council property fronting Frost Road
- b. Approval to enter into a Cooperative Endeavor Agreement with the Livingston Parish Assessor’s office
- c. Approve the selection of Alvin Fairburn and Associates as the Engineer/Architect on the construction property

Parish President Layton Ricks informed the Councilmembers that all that was needed at this time was to approve the Assessor’s office to move forward with any plans and allow Alvin Fairburn to be the architect of the project. He advised that the Assessor would be paying all of the bills and it would be no cost to the Parish. Once the agreements had been prepared, if the resolution to proceed was voted upon and passed, any and all agreements would be brought before the Council for their approval. This would include: any documentation with mandated signatures, Cooperative Endeavor Agreements, any plans, and hopefully could come to the Council for their approval at the next meeting, if not, it may be the next meeting or after that. He insisted that all of that would come before the Council for their approval. He again stated, that all that was needed at this time was the acknowledgement that the Assessor was authorized to begin and move forward. The chair asked if the Parish President would like to have agenda item 11a voted upon. The Parish President advised that his agenda items, listed as 11 a, b, and c, should have been listed as one (1) item. He explained that Parish Assessor Jeff Taylor was only seeking permission to know that he can advise Alvin Fairburn’s office to move forward, to which they have already started on the plans, in addition to, Mr. Chris Moody has also begun to draft the Cooperative Endeavor Agreement language.

Again, he stated that this would have to come before the Council, for their approval. The Assessor did not want to move forward at all, if the Councilmembers were not in agreement of the project and it could move forward. The Parish President explained that the Parish would be inheriting a building that the Assessor was paying for and also maintaining.

The chair advised that he did not think that it would be an issue, and directed that each agenda item under the Parish President’s report be voted on separately:

LPR NO. 17-253

MOTION was made by Jeff Ard and duly seconded by Jeff Averett to approve the request from the Livingston Parish Assessor’s office to construct a new office building on approximately 2.5 acres on the Parish Council property fronting Frost Road.

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

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

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

LPR NO. 17-254

MOTION was made by R.C. “Bubba” Harris and duly seconded by Jeff Averett to approve to enter into a Cooperative Endeavor Agreement with the Livingston Parish Assessor’s office.

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

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

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

LPR NO. 17-255

MOTION was made by Shane Mack and duly seconded by R.C. “Bubba” Harris to approve the selection of Alvin Fairburn and Associates as the Engineer/Architect on the construction property for the Livingston Parish Assessor, per the Assessor.

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

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

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

The chair addressed agenda item 12, “Office of Homeland Security and Emergency Preparedness – Mark Harrell”. The chair called upon Mark Harrell, Director of the Office of Homeland Security and Emergency Preparedness. Mr. Harrell requested for the Council to adopt a resolution to add Hammack Road and Sims Road to the MPO (Metropolitan Planning Organization) and explained that this was the beginning of the process before taking questions from the members of the Council.

STATE OF LOUISIANA

LIVINGSTON PARISH

MOTION was made by Garry “Frog” Talbert and duly seconded by Maurice “Scooter” Keen:

LPR NO. 17-256

A RESOLUTION OF SUPPORT FOR THE SUBMITTAL OF ROADWAY IMPROVEMENTS AND COMMITMENT OF LOCAL MATCHING FUNDS THROUGH THE CAPITAL REGION PLANNING COMMISSION BATON ROUGE UBRANIZED AREA - METROPOLITAN PLANNING ORGANIZATION’S (MPO) PROJECT SELECTION PROCESS

WHEREAS, the Livingston Parish Council is in support of the following roads to apply through the MPO program: Sims Road, and Hammack Road; and

WHEREAS, these roads selected are pre-approved as Urban Collectors through the MPO and funding will be applied for over the next four (4) years; and

WHEREAS, the Livingston Parish Council will commit local funding of twenty percent (20%) of the construction cost and the associated environmental and engineering fees provided by Forte and Tablada, Inc.; and

BE IT FINALLY RESOLVED, that this Resolution shall become effective immediately upon adoption by the Livingston Parish Council and approval by the Parish President.

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

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

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

Mr. Harrell requested that addendum item A-1 be addressed at this time. Having no objection from the Councilmembers, the chair agreed to his request.

STATE OF LOUISIANA

PARISH OF LIVINGSTON

LPR NO. 17-257

MOTION was offered by Maurice “Scooter” Keen and duly seconded by John Wacom to accept the Certificate of Substantial Completion accepting the work at the Livingston Parish Emergency Response Communication Tower as substantially complete and authorize the Parish President to sign the Certificate of Substantial Completion based on the recommendation of the engineer for the Gustav/Ike Disaster Recovery Program Livingston Parish Emergency Response Communication Tower for the following:

Contractor: Daley Tower Service, Inc.
Engineer: Infinity Engineering Consultants, LLC
Project: Emergency Response Communications Tower
Owner’s contract number:
32PARA2601
Engineer’s Project number:
14-073
Contract Name: Emergency Response Tower

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

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

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

Councilman Shane Mack requested to address Mr. Mark Harrell regarding federal grant money received that will help clean waterways and clear drainage in the Tickfaw River, Natalbany River and West Colyell Creek. Mr. Harrell explained that his office had submitted for grant funding for seven (7) waterways. The request included the Tickfaw River, from the state park to the St. Helena Parish line (approved), the Natalbany River, from Louisiana State Highway 22 until where Little Natalbany turns left, all the way up the Little Natalbany past the town of Albany (unfortunately, most of that request was denied), the area of King George was also requested (but denied), several others which included the Colyell, which started at Buddy Ellis and go all the way down to the bay (approved), all together totally over three million dollars (\$3,000,000.00). He discussed working with Congressman Garrett Graves, when the projects would be started, the grant match of ten percent (10%). The bridge on River Road was discussed and it was determined that funding for that project will be covered at one hundred percent (100%). The chair allowed a brief open discussion.

The chair addressed agenda item 14, “Planning Commission Recommendations – Sam Digirolamo”.

Mr. Digirolamo advised that agenda item 14a, “Derrick & Erica Abney B.E.I., Servitude Revocation, Introduction of Ordinance, Jack Allen Road, Section 41&42, T8S R4E, Council District 6” had been cancelled.

Mr. Digirolamo moved to agenda item 14b, “Richard Thompson, Servitude Revocation, Introduction of Ordinance, Wax Road, Section 39, T7S R3E, Council District 5”.

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

L.P. ORDINANCE 17-29

AN ORDINANCE REVOKING A CERTAIN 15’ UTILITY SERVITUDE, LOCATED IN SECTION 39, T7S-R3E, G.L.D., LIVINGSTON PARISH, LOUISIANA, IN FAVOR OF THE LAND OWNER, BEING MORE PARTICULARLY DESCRIBED HEREIN:

LPR NO. 17-258

MOTION was offered by R.C. “Bubba” Harris and duly seconded by Jeff Ard to publish the ordinance by title in the Official Journal in accordance with the legal mandates and set a Public Hearing for Thursday, August 24, 2017 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. LOBELL, MR. AVERETT, MR. MACK, MR. ARD, MR. WASCOM,
MR. GIRLINGHOUSE, MR. KEEN, MR. HARRIS, MR. TALBERT

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

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

LPR NO. 17-259

MOTION was offered by John Wascom and duly seconded by Jeff Ard to accept the recommendation of the Planning Commission and **to approve the preliminary site plan** for Covington Sales, property being located on Florida Boulevard, Section 48 T6S R3E, in Council District 4.

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

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

LPR NO. 17-260

MOTION was offered by R.C. “Bubba” Harris and duly seconded by Maurice “Scooter” Keen to accept the recommendation of the Planning Commission and **to approve the revised preliminary plat, contingent upon receiving the street name approval** for

South Creek Subdivision, property being located on Wax Road, Section 17 T7S R3E, in Council District 5.

- YEAS: MR. LOBELL, MR. AVERETT, MR. MACK, MR. ARD, MR. WASCOM,
MR. GIRLINGHOUSE, MR. KEEN, MR. HARRIS, MR. TALBERT
- NAYS: NONE
- ABSENT: NONE
- ABSTAIN: NONE

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

The chair allowed a brief open discussion to question Mr. Digirolamo. An unidentified speaker in the audience addressed the Councilmembers to answer questions.

LPR NO. 17-261

MOTION was offered by Garry “Frog” Talbert and duly seconded by Maurice “Scooter” Keen to accept the recommendation of the Planning Commission and **to approve the preliminary site plan** for A-1 Retail Center, property being located on Louisiana State Highway 16, Section 50 T7S R3E, in Council District 2.

- YEAS: MR. LOBELL, MR. AVERETT, MR. MACK, MR. ARD, MR. WASCOM,
MR. GIRLINGHOUSE, MR. KEEN, MR. HARRIS, MR. TALBERT
- NAYS: NONE
- ABSENT: NONE
- ABSTAIN: NONE

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

LPR NO. 17-262

MOTION was offered by Jeff Averett and duly seconded by Shane Mack to accept the recommendation of the Planning Commission and **to approve the preliminary plat** for Camden Oaks Subdivision, property being located on Carpenter Drive, Section 24 T6S R3E, in Council District 7.

- YEAS: MR. LOBELL, MR. AVERETT, MR. MACK, MR. ARD, MR. WASCOM,
MR. GIRLINGHOUSE, MR. KEEN, MR. HARRIS, MR. TALBERT
- NAYS: NONE
- ABSENT: NONE
- ABSTAIN: NONE

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

LPR NO. 17-263

MOTION was offered by Shane Mack and duly seconded by Jeff Ard to name an unnamed road, “Lodney and Mary Lane”, as approved by the Livingston Parish Building Department Address Coordinator Wendy Bouilly, dated August 1, 2017, being located off of Courtney Road in Council District 7.

- YEAS: MR. LOBELL, MR. AVERETT, MR. MACK, MR. ARD, MR. WASCOM,
MR. GIRLINGHOUSE, MR. KEEN, MR. HARRIS, MR. TALBERT
- NAYS: NONE
- ABSENT: NONE
- ABSTAIN: NONE

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

LPR NO. 17-264

MOTION was offered by Maurice “Scooter” Keen and duly seconded by Jeff Averett to authorize the advertisement of bids for the Department of Public Works to obtain a new combination unit with chassis to be used for subsurface drainage throughout the parish.

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

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

The chair addressed agenda item 13, “Public Hearing and Adoption of L.P. No. 17-28, Definition of measurement for Building line setback(s)” and declared that the Public Hearing was open.

L.P. ORDINANCE 17- 28

AN ORDINANCE TO AMEND ARTICLE IV OF CHAPTER 13 OF THE CODE OF ORDINANCES OF LIVINGSTON PARISH, “SUBDIVISION REGULATIONS,” AMENDING SECTION 13-56, “BUILDING LINES” BY ADDING PART (D) TO DEFINE THE TERM “STRUCTURE”.

Councilman Garry “Frog” Talbert requested that this item be tabled. He explained the need for changes to be made, not changing the intent, but much of the wording needs amending. The chair allowed a brief open discussion and declared that this item was tabled.

The chair addressed agenda item 16:

“Requests for waiver(s) intended for the allowance of permitting due to the restrictions of L.P.O. No. 17-22, “Section 13-46.1, Prohibitions and Restrictions of Use” for mobile/manufactured homes to be placed in a named subdivision for the intent of onsite, custom built, single family homes”

The chair allowed a brief open discussion, then read the following two (2) addresses into the record to obtain a waiver for Section 13-46.1, “Prohibitions and Restrictions of Use”:

Magnolia Subdivision
8201 Susie Circle E
Denham Springs, LA 70726

Magnolia Subdivision
8207 Susie Circle E
Denham Springs, LA 70726

LPR NO. 17-265

MOTION was offered by Maurice “Scooter” Keen and duly seconded by Shane Mack to approve the following:

Requests for waiver(s) intended for the allowance of permitting due to the restrictions of L.P. No. 17-22, “Section 13-46.1, Prohibitions and Restrictions of Use” for mobile/manufactured homes to be placed in a named subdivision for the intent of onsite, custom built, single family homes:

Benjamin Savell
Magnolia Subdivision
8201 Susie Circle E
Denham Springs, LA 70726
Council District 3

Benjamin Savell
Magnolia Subdivision
8207 Susie Circle E
Denham Springs, LA 70726
Council District 3

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

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

The chair addressed agenda item 17, “Adopt resolution to add Sims Road for consideration to the Priority Road List – Garry “Frog” Talbert” and called upon Councilman Garry “Frog” Talbert. Councilman Talbert explained the great need for Sims Road to be considered to be added to the Priority Road List, even though it has been added to the MPO (Metropolitan Planning Organization) Project. Mr. Mark Harrell also offered explanation and details of the age, condition and circumstances of Sims Road.

LPR NO. 17-266

MOTION was offered by Garry “Frog” Talbert and duly seconded by Maurice “Scooter” Keen to add the following street to the Capital Outlay/Priority Road List for consideration:

- Sims Roads located in Council District 2

**2016-2017 ROAD IMPROVEMENT PROGRAM
ROAD ANALYSIS AND ASSESSMENT**

PRIORITY ROAD LIST

<u>Road Name</u>	<u>Council District</u>	<u>Priority Rank</u>	<u>Priority Score</u>	<u>LP Resolution Number</u>	<u>Date Adopted</u>
Jack Allen Road	8	1	71	LPR NO. 16-109	March 24, 2016
Courtney Road – Phase 2	1	2	n/a	LPR NO. 16-109	March 24, 2016
Chene Blanc	8	3	70	LPR NO. 16-109	March 24, 2016
Buck Perkins	7	4	60	LPR NO. 16-109	March 24, 2016
Maryland Street	4	5	58	LPR NO. 16-109	March 24, 2016
Iowa Street	1	6	50	LPR NO. 16-109	March 24, 2016
Falcon Crest Drive – Phase 2	5	7	49	LPR NO. 16-109	March 24, 2016
Joe May Road (South Section)	5/6	9	44	LPR NO. 16-109	March 24, 2016
Fayard Road	8	44	10	LPR NO. 16-109	March 24, 2016
Laurel Avenue	5	36	13	LPR NO. 16-109	March 24, 2016
Colonial Drive	4	30	16	LPR NO. 16-109	March 24, 2016
Swamp Drive	8	28	18	LPR NO. 16-109	March 24, 2016
White Oak	1	28	19	LPR NO. 16-109	March 24, 2016

<u>Roads that are nominated for consideration to amend the Priority List</u>				
Henry Road	8		LPR No. 15-086	March 17, 2015

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
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
Bush Lane	2		LPR NO. 16-044	January 28, 2016
Sunset Lane	7		LPR NO. 16-065	February 11, 2016
Ballard Road	7		LPR NO. 16-065	February 11, 2016
Chapel Hill Drive	2		LPR NO. 16-065	February 11, 2016
Norfolk Drive	2		LPR NO. 16-065	February 11, 2016
Destrehan Avenue	2		LPR NO. 16-065	February 11, 2016
Devereaux Drive	2		LPR NO. 16-065	February 11, 2016
Springlake Drive	1		LPR NO. 16-086	February 25, 2016
Nature’s Way	1		LPR NO. 16-086	February 25, 2016
Old CC Road	9		LPR NO. 16-086	February 25, 2016
Sidney Woods	9		LPR NO. 16-086	February 25, 2016
Pete Smith	9		LPR NO. 16-086	February 25, 2016
Charles Holden	9		LPR NO. 16-086	February 25, 2016
James Chapel	9		LPR NO. 16-086	February 25, 2016
Henry White	9		LPR NO. 16-086	February 25, 2016
George White Road	9		LPR NO. 16-086	February 25, 2016
John Barber	9		LPR NO. 16-086	February 25, 2016
Pine Street	9		LPR NO. 16-199	May 26, 2016
Bonnie Bleu	6		LPR NO. 16-266	July 14, 2016
Woodland Street	6		LPR NO. 16-267	July 14, 2016
Woodland Street	4		LPR NO. 16-266	July 14, 2016
Creek Haven	3		LPR NO. 16-400	December 1, 2016
Creek Valley	3		LPR NO. 16-400	December 1, 2016
Creek Hollow Court	3		LPR NO. 16-400	December 1, 2016
Creek Bend Drive	3		LPR NO. 16-400	December 1, 2016
Clear Creek Drive	3		LPR NO. 16-400	December 1, 2016
Hollow Creek Court	3		LPR NO. 16-400	December 1, 2016
Desert Willow	4		LPR NO. 17-016	January 12, 2017
Gum Swamp Road	8		LPR NO. 17-052	January 26, 2017
Leader Road (off of Highway 22)	8		LPR NO. 17-052	January 26, 2017
River Highlands Drive	8		LPR NO. 17-052	January 26, 2017
Bull Run Road	8		LPR NO. 17-052	January 26, 2017
Christopher Drive	7		LPR NO. 17-052	January 26, 2017
West Anne Drive	7		LPR NO. 17-052	January 26, 2017
South Anne Drive	7		LPR NO. 17-052	January 26, 2017

Sandra Lane	7		LPR NO. 17-052	January 26, 2017
Luke Lane	7		LPR NO. 17-052	January 26, 2017
Maxwell Drive	7		LPR NO. 17-052	January 26, 2017
Crain Road	9		LPR NO. 17-052	January 26, 2017
Wagner Road	9		LPR NO. 17-052	January 26, 2017
Ollah Lane	9		LPR NO. 17-052	January 26, 2017
Pine Bluff Road	4		LPR NO. 17-052	January 26, 2017
Jason Drive	4		LPR NO. 17-052	January 26, 2017
Kingfish Street	2		LPR NO. 17-055	February 9, 2017
R. Dawes Drive	2		LPR NO. 17-055	February 9, 2017
Woodland Street (Previously added On July 14, 2016, LPR NO. 16-266)	4		LPR. NO. 17-092	March 9, 2017
Cottonwood	4		LPR NO. 17-092	March 9, 2017
Palmer Road	8		LPR NO. 17-092	March 9, 2017
North Doyle Road	1		LPR NO. 17-092	March 9, 2017
McLin Road	1		LPR NO. 17-092	March 9, 2017
Sims Road	2		LPR NO. 17-266	August 10, 2017

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

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

The chair addressed agenda item 18, “Adopt resolution to authorize the Parish engineer to review every commercial and residential development in the future on Sims Road – Garry “Frog” Talbert” and called upon Councilman Talbert. Councilman Talbert explained that he would like to address this as to be pre-emptive. Located in the audience, Chad Bacas, of Forte and Tablada and Parish Review Engineer, answered questions from Councilman Shane Mack and Garry “Frog” Talbert.

LPR NO. 17-267

MOTION was offered by Garry “Frog” Talbert and duly seconded by Shane Mack to authorize the Parish engineer to review every commercial and residential development in the future on Sims Road.

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

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

Councilman Maurice “Scooter” Keen requested to add a road for consideration to the Priority Road list. The chair instructed that matter could be addressed on the next agenda.

The chair addressed agenda item 19, "District Attorney Report(s):" Mr. Al Giraud, representing on behalf of Mr. Christopher Moody, advised that he had nothing to report.

The chair addressed agenda item 20a, "Ordinance Committee – Shane Mack, Chair" and called upon Councilman Shane Mack.

Councilman Shane Mack advised that the Ordinance committee would NOT be meeting on August 3, 2017 at six o'clock (6:00) p.m. A new meeting date could not be determined at that time.

The chair called upon Councilman Garry "Frog" Talbert to address agenda item 20b, "Finance Committee – Garry "Frog" Talbert". Councilman Talbert advised that there would be a Finance committee meeting in two (2) weeks at five-thirty (5:30) p.m.

The chair addressed agenda item 18, "Councilmen's Comments:" and called upon Councilman R.C. "Bubba" Harris. Councilman Harris wished to mention the upcoming anniversary of the 2016 Great Flood. He desired to commend the Parish employees, the Parish President, Director Mark Harrell, Mr. Sam Digirolamo, the Sheriff's office, and a number of others for their work to keep the Parish of Livingston going. He bid them an emotional acknowledgment of thanks. This sentiment was concurred by the rest of the Councilmembers.

Councilman Maurice "Scooter" Keen addressed Dunn Road in his district and the upcoming work to be done that could possibly be accomplished in the 2018 or 2019 years. He advised that he wants to put this road on the list for consideration to be added to the Priority List, as the state was not able to fund any needed work at this time.

Having no further business, the chair requested a motion to adjourn until the next regular meeting scheduled for Thursday, August 24, 2017, at the hour of six (6:00) o'clock p.m. in Livingston, Louisiana.

LPR NO. 17-268

MOTION was offered by Jeff Ard and duly seconded by Tab Lobell to adjourn the August 10, 2017 regular meeting of the Livingston Parish Council.

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

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

Sandy C. Teal, Council Clerk

Tracy Girlinghouse, Council Chairman