

Minutes of the Livingston Parish Council
Livingston, Louisiana
September 14, 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, September 14, 2017, at the hour of six (6:00) o'clock p.m. with the following Livingston Parish Council members present:

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

Absent: Tracy Girlinghouse
Layton Ricks, Parish President

Also present: Mark Harrell, representing for the Parish President in his absence
Christopher Moody, Parish Legal Counsel

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

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

The co-chair addressed agenda item 7a, "Presentations: Every Dog Club, Inc. upcoming canine events November 4th and December 2nd in Walker and Livingston-- Suzanne Belletto/Councilman Shane Mack", and called upon Councilman Shane Mack. Councilman Mack invited Suzanne Belletto to address the Councilmembers. Ms. Belletto gave a lengthy presentation regarding their organization, upcoming events and their charitable donations given to others in need.

The chair addressed agenda item 8, "Adoption of the Minutes from the August 24, 2017 regular meeting of the Council".

LPR NO. 17-286

MOTION was made by John Wascom and duly seconded by R.C. "Bubba" Harris to dispense with the reading of the minutes dated August 24, 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. KEEN, MR. HARRIS, MR. TALBERT, MR. LOBELL, MR. AVERETT,
MR. MACK, MR. ARD, MR. WASCOM

NAYS: NONE

ABSENT: MR. GIRLINGHOUSE

ABSTAIN: NONE

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

The co-chair addressed agenda item 9, "Parish President's Report" and called upon Mr. Mark Harrell, who was sent by Administration to represent Parish President Layton Ricks in his absence. Mr. Harrell indicated that he did not have any knowledge concerning agenda item 9a, "Livingston Parish Assessor's Building Proposal" and requested to move on to the next agenda item. Mr. Harrell addressed agenda item 9b, "Authorization to advertise for bids for labor and material to clean, pressure wash, re-caulk and coat stucco on the Livingston Parish Health Unit Building" and explained the need for these services. He answered all questions from the Councilmembers. Finance Director Jennifer Meyers also helped to address questions from the Council.

LPR NO. 17-287

MOTION was made by Jeff Averett and duly seconded by R.C. “Bubba” Harris to approve and give authorization to advertise for bids for labor and material to clean, pressure wash, re-caulk and coat stucco on the Livingston Parish Health Unit Building.

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

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

NAYS: NONE

ABSENT: MR. GIRLINGHOUSE

ABSTAIN: NONE

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

Mr. Harrell addressed agenda item 10a, “Office of Homeland Security and Emergency Preparedness – Mark Harrell, Resolution adopting the revised RESTORE Act Direct Component Multi-Year Plan, which replaces the previous submitted activities with the Amite River Coastal Wetland Restoration Project, for funding under the RESTORE Act Direct Component being managed by the Office of Gulf Coast Restoration, U.S. Department of the Treasury”. Mr. Harrell reminded the Councilmembers that his office tried to use this program for funding waterway debris clean up from the Parish’s waterways, but was denied. His office then went back to request funding for dredging at the mouth of the Amite River, as well as, rebuild the small island next to it as a coastal restoration project. Because of this amendment, Mr. Harrell requested authorization to move forward and accept it.

LPR NO. 17-288

MOTION was made by Tab Lobell and duly seconded by John Wascom to adopt the revised RESTORE Act Direct Component Multi-Year Plan, which replaces the previous submitted activities with the Amite River Coastal Wetland Restoration Project, for funding under the RESTORE Act Direct Component being managed by the Office of Gulf Coast Restoration, U.S. Department of the Treasury.

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

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

NAYS: NONE

ABSENT: MR. GIRLINGHOUSE

ABSTAIN: NONE

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

Mr. Harrell requested to continue speak in regard to waterway debris removal funding by the Natural Resources Conservation Services (NRCS) on the Natalbany River. He reviewed the Council’s last wishes on the project and their desire not to approve going all the way up the river. It was approved to go from Louisiana State Highway 22 unto the interstate. Mr. Harrell advised that he had met with Tangipahoa officials earlier during the day and they had agreed to take the waterways from the interstate all the way into Tangipahoa parish and would also be paying for the permitting. This will save the Parish of Livingston around sixteen thousand dollars (\$16,000.00) on that part of the Natalbany. The parish of Tangipahoa is looking forward to working with the parish of Livingston in the future on drainage.

The co-chair asked the Councilmembers for consideration to lift the agenda at this point of the meeting.

LPR NO. 17-289

MOTION was made by Jeff Averett and duly seconded by Shane Mack to lift the agenda for the September 14, 2017 regular meeting of the Livingston Parish Council.

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

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

NAYS: NONE

ABSENT: MR. GIRLINGHOUSE

ABSTAIN: NONE

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

LPR NO. 17-290

MOTION was made by Tab Lobell and duly seconded by Maurice “Scooter” Keen to approve and authorize the Parish President to sign the State of Louisiana Department of Transportation and Development Intergovernmental Agreement for the Federal Off-System Bridge Rehabilitation and Replacement Program with the Parish of Livingston for a period of ten (10) years upon execution of this agreement.

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

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

NAYS: NONE

ABSENT: MR. GIRLINGHOUSE

ABSTAIN: NONE

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

LPR NO. 17-291

MOTION was made by Shane Mack and duly seconded by Jeff Averett to go back to the regular agenda for the September 14, 2017 regular meeting of the Livingston Parish Council.

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

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

NAYS: NONE

ABSENT: MR. GIRLINGHOUSE

ABSTAIN: NONE

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

The co-chair addressed agenda item 11, L.P. Ordinance No. 17-30, “Amendment(s) to the Subdivision ordinance(s) concerning “Building Lines” with respect to defining the size of the lot(s) and the setback(s)” and requested a motion to open a Public Hearing.

LPR NO. 17-292

MOTION was made by Maurice “Scooter” Keen and duly seconded by Jeff Averett to open the Public Hearing for L.P. Ordinance No. 17-30, Amendment(s) to the Subdivision

ordinance(s) concerning “Building Lines” with respect to defining the size of the lot(s) and the setback(s).

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

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

NAYS: NONE

ABSENT: MR. GIRLINGHOUSE

ABSTAIN: NONE

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

The co-chair declared the Public Hearing was open for agenda item 11, L.P. Ordinance No. 17-30, “Amendment(s) to the Subdivision ordinance(s) concerning “Building Lines” with respect to defining the size of the lot(s) and the setback(s)” and called upon Councilman Garry “Frog” Talbert. Councilman Talbert gave a brief explanation of the proposed ordinance.

The co-chair called for Public Input from the audience. Having none, the co-chair then called for input from the Councilmembers. Having none from the Councilmembers as well, the co-chair requested for a motion to close the Public Hearing.

LPR NO. 17-293

MOTION was made by Maurice “Scooter” Keen and duly seconded by Tab Lobell to close the Public Hearing for L.P. Ordinance No. 17-30, Amendment(s) to the Subdivision ordinance(s) concerning “Building Lines” with respect to defining the size of the lot(s) and the setback(s).

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

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

NAYS: NONE

ABSENT: MR. GIRLINGHOUSE

ABSTAIN: NONE

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

The chair called upon the Council clerk to read L.P. Ordinance No. 17-30, “Amendment(s) to the Subdivision ordinance(s) concerning “Building Lines” with respect to defining the size of the lot(s) and the setback(s)”.

LPR NO. 17-294

The following ordinance which was previously introduced in written form required for adoption at a regular meeting of the Livingston Parish Council on August 24, 2017, 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 September 14, 2017 on Motion of Garry “Frog” Talbert and seconded by Shane Mack:

LIVINGSTON PARISH ORDINANCE NO. 17-30

AN ORDINANCE TO AMEND CHAPTER 13, “PLANNING AND DEVELOPMENT,” ARTICLE IV, “SUBDIVISION REGULATIONS,” SECTION 13-56, “BUILDING LINES,” OF THE CODE OF ORDINANCES IN AND FOR THE PARISH OF LIVINGSTON.

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

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

NAYS: NONE

ABSENT: MR. GIRLINGHOUSE

ABSTAIN: NONE

And the ordinance was declared adopted on the 14th day of September 2017.

(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. 4).

The co-chair addressed agenda item 12, L.P. Ordinance No. 17-31, “Dissolve Isabella Lakes Community Development District” and requested a motion to open the Public Hearing.

LPR NO. 17-295

MOTION was made by Garry “Frog” Talbert and duly seconded by Shane Mack to open the Public Hearing for L.P. Ordinance No. 17-31, “Dissolve Isabella Lakes Community Development District”.

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

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

NAYS: NONE

ABSENT: MR. GIRLINGHOUSE

ABSTAIN: NONE

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

The co-chair declared the Public Hearing was open for agenda item 12, L.P. Ordinance No. 17-31, “Dissolve Isabella Lakes Community Development District”.

The co-chair called for Public Input from the audience. Having none, the co-chair then called for input from the Councilmembers. Having none from the Councilmembers as well, the co-chair requested for a motion to close the Public Hearing.

LPR NO. 17-296

MOTION was made by John Wascom and duly seconded by Jeff Averett to close the Public Hearing for L.P. Ordinance No. 17-31, “Dissolve Isabella Lakes Community Development District”.

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

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

NAYS: NONE

ABSENT: MR. GIRLINGHOUSE

ABSTAIN: NONE

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

The chair called upon the Council clerk to read L.P. Ordinance No. 17-31, “Dissolve Isabella Lakes Community Development District”.

LPR NO. 17-297

The following ordinance which was previously introduced in written form required for adoption at a regular meeting of the Livingston Parish Council on August 24, 2017, 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 September 14, 2017 on Motion of Maurice “Scooter” Keen and seconded by Jeff Averett:

LIVINGSTON PARISH ORDINANCE NO. 17-31

AN ORDINANCE DISSOLVING ISABELLA LAKES COMMUNITY DEVELOPMENT DISTRICT WITHIN THE PARISH OF LIVINGSTON, STATE OF LOUISIANA, IN COMPLIANCE WITH THE PROVISIONS OF CHAPTER 27–B, TITLE 33 OF THE LOUISIANA REVISED STATUTES OF 1950, AS AMENDED, LA. R.S. 33:9039.11 TO 33:9039.37, INCLUSIVE.

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

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

NAYS: NONE

ABSENT: MR. GIRLINGHOUSE

ABSTAIN: NONE

And the ordinance was declared adopted on the 14th day of September 2017.

(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. 4).

The co-chair addressed agenda item 13, L.P. Ordinance No. 17-32, “Rescind L.P. Ordinance No. 17-27 adopted on July 27, 2017 regarding “Quitclaim/Servitude Revocation: Carolyn Road-Adrian Jenkins” and requested a motion to open the Public Hearing.

LPR NO. 17-298

MOTION was made by Maurice “Scooter” Keen and duly seconded by Shane Mack to open the Public Hearing for L.P. Ordinance No. 17-32, “Rescind L.P. Ordinance No. 17-27 adopted on July 27, 2017 regarding “Quitclaim/Servitude Revocation: Carolyn Road-Adrian Jenkins”.

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

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

NAYS: NONE

ABSENT: MR. GIRLINGHOUSE

ABSTAIN: NONE

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

The co-chair declared the Public Hearing was open for agenda item 13, L.P. Ordinance No. 17-32, “Rescind L.P. Ordinance No. 17-27 adopted on July 27, 2017 regarding “Quitclaim/Servitude Revocation: Carolyn Road-Adrian Jenkins”.

The co-chair called for Public Input from the audience. Having none, the co-chair then called for input from the Councilmembers. Councilman Garry “Frog” Talbert questioned Sam Digirolamo, Planning Director, if this proposed servitude had gone through a check list procedure because of past mistakes with Servitude Revocation ordinances. Mr. Digirolamo advised that the ordinance in question was to correct the past error. The co-chair requested for a motion to close the Public Hearing.

LPR NO. 17-299

MOTION was made by Maurice “Scooter” Keen and duly seconded by Tab Lobell to close the Public Hearing for L.P. Ordinance No. 17-32, “Rescind L.P. Ordinance No. 17-27 adopted on July 27, 2017 regarding “Quitclaim/Servitude Revocation: Carolyn Road-Adrian Jenkins”.

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

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

NAYS: NONE

ABSENT: MR. GIRLINGHOUSE

ABSTAIN: NONE

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

The chair called upon the Council clerk to read L.P. Ordinance No. 17-32, “Rescind L.P. Ordinance No. 17-27 adopted on July 27, 2017 regarding “Quitclaim/Servitude Revocation: Carolyn Road-Adrian Jenkins”.

LPR NO. 17-300

The following ordinance which was previously introduced in written form required for adoption at a regular meeting of the Livingston Parish Council on August 24, 2017, 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 September 14, 2017 on Motion of Jeff Averett and seconded by Shane Mack:

L.P. ORDINANCE 17-32

AN ORDINANCE RESCINDING ORDINANCE 17-27 OF THE PARISH OF LIVINGSTON AND ADOPTED JULY 27, 2017 CONCERNING THE REVOCATION OF A CERTAIN 40’ SERVITUDE OF ACCESS AND A CERTAIN 60’ SERVITUDE OF ACCESS, LOCATED IN SECTION 41, T8S-R3E, G.L.D.

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

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

NAYS: NONE

ABSENT: MR. GIRLINGHOUSE

ABSTAIN: NONE

And the ordinance was declared adopted on the 14th day of September 2017.

(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. 4).

The chair addressed agenda item 14, “Planning Department – Sam Digirolamo, a. Dunn Road Culvert Replacement with Timber Bridge Installation, i. Authorize AFA to proceed with the work as listed on proposal for Topo Survey, Permitting, Engineering, Inspection and Geotech investigation, ii. Authorize Parish President to sign said Proposal to approve the work” and called upon Mr. Digirolamo who offered explanation of these items on the agenda and answered questions from the Councilmembers.

LPR NO. 17-301

MOTION was made by Maurice “Scooter” Keen and duly seconded by Jeff Averett to authorize Alvin Fairburn and Associates to proceed with work as listed on the proposal dated August 8, 2017 from Alvin Fairburn and Associates for the Dunn Road Culvert Replacement with Timber Bridge installation; said proposal includes the scope of work and professional services for Topo Survey, Permitting, Engineering, Inspection and Geotech investigation for an estimated total of one hundred fifty thousand dollars (\$150,000.00).

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

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

NAYS: NONE

ABSENT: MR. GIRLINGHOUSE

ABSTAIN: NONE

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

*** Note: A copy of the proposal date August 8, 2017 received by Administration with the scope of work and professional services submitted by the office of Alvin Fairburn and Associates may be found in the records of the Livingston Parish Council office ***

LPR NO. 17-302

MOTION was made by Maurice “Scooter” Keen and duly seconded by Jeff Averett to authorize the Parish President to sign the proposal dated August 8, 2017 received from Alvin Fairburn and Associates for the Dunn Road Culvert Replacement with Timber Bridge installation; said proposal includes the scope of work and professional services for Topo Survey, Permitting, Engineering, Inspection and Geotech investigation for an estimated total of one hundred fifty thousand dollars (\$150,000.00).

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

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

NAYS: NONE

ABSENT: MR. GIRLINGHOUSE

ABSTAIN: NONE

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

Mr. Digirolamo addressed agenda items 15a through 15d, “Planning Commission Recommendations – Sam Digirolamo”.

LPR NO. 17-303

MOTION was offered by R.C. “Bubba” Harris and duly seconded by John Wascom to accept the recommendation of the Planning Commission and **to approve the preliminary site plan** for One Life Baptist Church, located on Walker South Road in Council District No. 5, Section 36, T7S R3E, granting a waiver on the hard surface parking area, said waiver being granted with the mandate that One Life Baptist Church must complete the hard surface parking within a three (3) year time period.

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

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

NAYS: NONE

ABSENT: MR. GIRLINGHOUSE

ABSTAIN: NONE

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

Mr. Digirolamo advised that agenda item 15b, “Randy Lanclos-Re-sub variance” for a proposed minor subdivision did not have a recommendation from the Planning Commission and called upon Councilman Tab Lobell for further explanation. Councilman Lobell advised his research of this agenda item. He explained that the property in question was purchased by two (2) brothers that are side by side with each other. One (1) brother wishes to split his lot in half and allow a cousin to purchase the other half. His review explained that there was plenty acreage behind the property for drainage. The variance requested was to consider the allowance of an additional lot on a servitude. The property lot in question is two (2) acres and the property owner wishes to subdivide the lot into one (1) acre. Councilman Lobell advised that his wishes were to allow the variance.

LPR NO. 17-304

MOTION was offered by John Wascom and duly seconded by Tab Lobell **to allow a variance and approve the re-subdivision of an additional lot on the servitude** for Randy Lanclos, property being located on Louisiana Highway 444 in Council District No. 8, Section 39, T8S R4E.

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

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

NAYS: NONE

ABSENT: MR. GIRLINGHOUSE

ABSTAIN: NONE

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

*** Note: The minutes of the September 6, 2017 Planning Commission meeting indicate that: “This item comes before the Council with no recommendation. This item was not voted on. The Planning Commission felt that they needed an official stamped survey map in order to place an official vote. Mr. Randy Lanclos would like to know that he will be*

*allowed to subdivide this property before he purchases it and before he pays a surveyor to do work.” ***

LPR NO. 17-305

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 Vital Health and Fitness, located on Louisiana Highway 16 in Council District No. 2, Section 42, T5S R3E.

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

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

NAYS: NONE

ABSENT: MR. GIRLINGHOUSE

ABSTAIN: NONE

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

Mr. Digirolamo addressed agenda item 15d:

Derrick & Erica Abney	B.E.I.
Servitude Revocation, Introduction of ordinance	
Jack Allen Road	Sections 41&42, T8S R4E
	Council District 6

Mr. Digirolamo explained that it was the recommendation of the Planning Commission to approve the Servitude Revocation for Derrick and Erica Abney to revoke the forty-foot (40’) servitude, but not to implement the fifteen-foot (15’) DEMCO servitude. He furthered advised that the reason that the DEMCO servitude is not needed is because there is a power line located above the site and there are right of ways to get to the site. Councilman Garry “Frog” Talbert questioned if this proposed revocation had been through a checklist. Mr. Digirolamo advised that it had.

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

LIVINGSTON PARISH ORDINANCE NO. 17-33

PLAT SHOWING THE PROPOSED REVOCATION OF EXISTING “40’ ALL PURPOSE SERVITUDE” LOCATED ON LOT 1-A-1-A, BEING A PORTION OF THE JONAS LAMBERT ESTATE LOCATED IN SECTIONS 41 & 42, TOWNSHIP 8 SOUTH - RANGE 4 EAST, GREENSBURG LAND DISTRICT, LIVINGSTON PARISH, LOUISIANA FOR DERRICK & ERICA ABNEY.

LPR NO. 17-306

MOTION was offered by Jeff Averett and duly seconded by James Wascom to publish the ordinance by title in the Official Journal in accordance with the legal mandates and set a Public Hearing for Thursday, September 28, 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. KEEN, MR. HARRIS, MR. TALBERT, MR. LOBELL, MR. AVERETT,
MR. MACK, MR. ARD, MR. WASCOM

NAYS: NONE

ABSENT: MR. GIRLINGHOUSE

ABSTAIN: NONE

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

The co-chair addressed addendum item A-3: "Parish President's Report: Adopt resolution(s) to accept the lowest responsive bid for a New Combination Unit for subsurface drainage and to authorize the Parish President to enter into any applicable agreement or contract for this material". Mr. Sam Digirolamo requested acceptance of the low bid for this much-needed piece of equipment for the Department of Public Works. He answered many questions from the Councilmembers.

LPR NO. 17-307

MOTION was made by John Wascom and duly seconded by Maurice "Scooter" Keen to accept the recommendation from Administration and approve the acceptance of the lowest responsive bid from Covington Sales and Service in the amount of three hundred twenty thousand dollars (\$320,000.00) for a new combination unit with chassis to be used for subsurface drainage and to authorize the Parish President to enter into any applicable agreement or contract for this material.

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

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

NAYS: NONE

ABSENT: MR. GIRLINGHOUSE

ABSTAIN: NONE

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

The co-chair addressed addendum item A-1: "Adopt resolution to name an un-named road, off of Cane Market, "Brixon Lane", located in Council District 3 - Maurice "Scooter" Keen" and called upon Councilman Keen. Councilman Keen advised that he had been contacted by a constituent that was developing property and the need to name a private road in the development. The proposed road name had been approved by the Livingston Parish Permit Department and Councilman Keen requested that the Council vote to name said road.

LPR NO. 17-308

MOTION was made by Maurice "Scooter" Keen and duly seconded by R.C. "Bubba" Harris to name an unnamed road, "Brixon Lane", located off of Cane Market Road in Council District 3, as approved in writing on September 11, 2017 by Wendy Bouilly, Livingston Parish Permit Address Coordinator.

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

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

NAYS: NONE

ABSENT: MR. GIRLINGHOUSE

ABSTAIN: NONE

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

The co-chair addressed addendum item A-2: "Introduction of Ordinance: Add three-way and four-way stop signs in Easterly Lakes Subdivision, located in Council District 2 - Garry

“Frog” Talbert” and called upon Councilman Talbert. Councilman explained that he had received an email from the home owner’s association in Easterly Lakes Subdivision. The email indicated that the residents were having a tremendous problem with speeding in their subdivision. He advised that the home owner’s association had hired a Livingston Parish Sheriff’s deputy to patrol the subdivision, and ninety-eight (98) citations were issued last month. In an effort to help deter speeding, a request for stop signs has been made by the association to the Council. The association desires to use decorative poles that they are willing to purchase for use and request the Department of Public Works provide the stop signs to place on the decorative poles for installation.

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

LIVINGSTON PARISH ORDINANCE NO. 17-34

AN ORDINANCE TO AMEND AND REENACT SECTION 10-9, “STOP SIGNS,” OF THE CODE OF ORDINANCES IN AND FOR THE PARISH OF LIVINGSTON, TO ADD THE INTERSECTIONS OF R. DAWES AND DIALTHA AND R. DAWES AND PAGE AND R. DAWES AND STANTON HALL AND R. DAWES AND ROSALIE AND WYETH AND PAGE AND WYETH AND LUCAS AND WYETH AND STANTON HALL AND WYETH AND OLA AND PAGE AND OLA AND MARY AND STANTON HALL AND MARY AND LUCAS.

LPR NO. 17-309

MOTION was offered by Garry “Frog” Talbert and duly seconded by Jeff Averett to publish the ordinance by title in the Official Journal in accordance with the legal mandates and set a Public Hearing for Thursday, September 28, 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. KEEN, MR. HARRIS, MR. TALBERT, MR. LOBELL, MR. AVERETT,
MR. MACK, MR. ARD, MR. WASCOM

NAYS: NONE

ABSENT: MR. GIRLINGHOUSE

ABSTAIN: NONE

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

The co-chair addressed addendum item A-4: “Adopt resolution to issue a Letter of No Objection to Dennis Howze, addressed at 18417 LA Trace Road, Maurepas, LA 70733, as mandated by the Office of State Lands for application of a Water Bottom Lease(s) located in Council District 8 - Tab Lobell” and called upon Councilman Lobell.

Councilman Lobell explained that this is something new that the state is requiring for boat slips located on the river. This will be the first letter of no objection that the Parish of Livingston has done. He answered questions from the Councilmembers and advised that the state requires the bottom of the river to be leased annually. Parish legal advisor, Christopher Moody, explained that the state of Louisiana owns the bottom of navigable waterways and are now being more aggressive to enforce state law that has been on the books for some time. He further explained that part of the statute requires the parish governing authority issue a resolution, or issue a notice of no objection. If this subject matter comes up more regularly, the Council can consider adopting an ordinance to give Administration the authority to give no objection so that it does not have to come before the Council each time that it comes up. He advised the Council that at this time, it would be best to adopt a resolution. Mr. Moody answered questions from the Councilmembers regarding ownership of land and water. The co-chair allowed an open discussion.

LPR NO. 17-310

MOTION was made by Tab Lobell and duly seconded by Shane Mack to issue a Letter of No Objection to property owner, Dennis Howze, said property being addressed at 18417 LA Trace Road, Maurepas, LA 70733, as mandated by the Office of State Lands for application of a Water Bottom Lease located in Council District 8, with work for proposed development being performed by Sharp Brothers Construction, L.L.C.

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

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

NAYS: NONE

ABSENT: MR. GIRLINGHOUSE

ABSTAIN: NONE

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

The co-chair addressed addendum item A-5: “Adopt resolution to add Bull Run Road for consideration to the Priority Road List – Council District 8/Tab Lobell”. The co-chair advised that this item had been tabled as Bull Run Road is already on the Priority Road List for consideration and is also included in the maintenance system. There being no objection, the co-chair moved to the next agenda item.

The co-chair addressed agenda item 16, “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”. Both Councilmembers Keen and Ard had researched each waiver request and concluded that they did not meet the ordinance requirement and should be allowed issuance of any permitting needed.

STATE OF LOUISIANA

PARISH OF LIVINGSTON

LPR NO. 17-311

MOTION was made by Maurice “Scooter” Keen and duly seconded by R.C. “Bubba” Harris 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:

Richard Sandon - Councilman Maurice “Scooter” Keen, District 3

**Sharee Place
8633 Sharee Place
Denham Springs, LA 70706**

George Sacco – Councilman Jeff Ard, District 1

**LA Woods Place Subdivision
36060 North Corbin
Walker, LA 70785**

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

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

NAYS: NONE

ABSENT: MR. GIRLINGHOUSE

ABSTAIN: NONE

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

The co-chair addressed agenda item 17, “Discuss upcoming Trunk or Treat event on October 31, 2017 – R.C. “Bubba” Harris” and called upon Councilman Harris to explain. Councilman Harris illustrated last year’s event and described its’ great success. He had been approached by many individuals asking for the event to be continued. Anyone wishing to participate or make donations may contact the Livingston Parish Council office.

The co-chair addressed agenda item 18, “Board (re) appointment(s): a. Fire Protection District No. 5 – R.C. “Bubba” Harris” and “b. Personnel Board (re) appointment – John Wascom” and called upon Councilman R.C. “Bubba” Harris and John Wascom.

LPR NO. 17-312

MOTION was made by R.C. “Bubba” Harris and duly seconded by Jeff Averett to appoint Robert Jeansonne (resident of Council District 5) to the Livingston Parish Fire Protection District No. 5, to replace board member, Kurt Mikesell, and serve out the remainder of the two (2) year term, which will expire on January 1, 2019.

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

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

NAYS: NONE

ABSENT: MR. GIRLINGHOUSE

ABSTAIN: NONE

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

LPR NO. 17-313

MOTION was made by John Wascom and duly seconded by Jeff Averett to reappoint Jimmy Durbin (resident of Council District 4) to the Livingston Parish Personnel Board, as per Section 4-05(D)(E)(F) of the Livingston Parish Home Rule Charter, to serve for a four (4) year term, which will expire on September 11, 2021.

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

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

NAYS: NONE

ABSENT: MR. GIRLINGHOUSE

ABSTAIN: NONE

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

The co-chair addressed agenda item 19, “District Attorney Report(s):”. Mr. Christopher Moody advised the Councilmembers that he had nothing to report at this time.

The co-chair addressed agenda item 20a, “Ordinance Committee – Shane Mack, Chair” and called upon Councilman Shane Mack.

Councilman Shane Mack advised that he would like to call an Ordinance committee meeting and would like to have discussion regarding a pond ordinance, amending the Minor Subdivision ordinance, and implementation of the Planning Commissioner’s per diem. It was decided that the committee meeting would be scheduled to take place on Thursday, October 5, 2017 at 6:30 p.m.

The chair called upon Councilman Garry “Frog” Talbert to address agenda item 20b, “Finance Committee – Garry “Frog” Talbert”. Councilman Talbert advised that the committee would meet before the next Council meeting at five-forty five (5:45) p.m. Finance Director Jennifer Meyers will be presenting the Budget introduction at this meeting.

The co-chair introduced Carolyn Grueskin, sitting at the media table, as the new reporter from the Advocate.

Councilman Garry “Frog” Talbert requested that the October 26, 2017 regular meeting of the Livingston Parish Council be considered for another date and be re-scheduled. The co-chair allowed an open discussion. It was determined that this requested action would be placed on the September 28, 2017 agenda to consider and resolve to re-schedule the October 26, 2017 regular meeting of the Livingston Parish Council.

Councilman Garry “Frog” Talbert questioned Mr. Moody regarding a problem that he had been presented with by constituents regarding addressing and permitting of mobile homes. Mr. Moody advised that he would look into it.

Having no further business, the chair requested a motion to adjourn until the next regular meeting scheduled for Thursday, September 28, 2017, at the hour of six (6:00) o’clock p.m. in Livingston, Louisiana.

LPR NO. 17- 314

MOTION was offered by Jeff Averett and duly seconded by R.C. “Bubba” Harris to adjourn the September 14, 2017 regular meeting of the Livingston Parish Council.

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

NAYS: NONE

ABSENT: MR. GIRLINGHOUSE

ABSTAIN: NONE

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

Sandy C. Teal, Council Clerk

Jeff Ard, Co-Council Chairman