Minutes of the Livingston Parish Council Livingston, Louisiana February 8, 2018

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, February 8, 2018, 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

Tardy: Shane Mack, entered the Council chambers at 6:14 p.m.

Also present: Layton Ricks, Parish President

Christopher Moody, Parish Legal Counsel

The chair 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:", and called upon Councilman John Wascom. Councilman Wascom advised that he had visited with Joe Shumate at Ward 2 Marshal's office and overheard them discussing the new radios that had been acquired. Mr. Shumate was asked by Councilman Wascom to appear at the meeting to apprise of the use and benefits of the radios. He also expressed his gratitude to Mr. Shumate for his service as the Marshal of Ward 2. Mr. Shumate addressed the Council and boasted of the help their agency received from Mark Harrell, Director of the Livingston Parish Office of Homeland Security and Emergency Preparedness. He advised that Mr. Harrell had been instrumental in helping the small agencies in our Parish (fire and law enforcement) to obtain the 700 Radio System. He briefly explained what the 700 Radio System was, and the need for them during emergencies for communication. Mr. Shumate expressed to the Councilmembers what a great asset Mark Harrell is to the Parish of Livingston and praised Mr. Harrell for his help. The Councilmembers thanked Mr. Shumate for his praises and acknowledgements of Mr. Harrell.

The chair addressed agenda item 8, "Adoption of the Minutes from the January 25, 2018 regular meeting of the Council".

LPR NO. 18-034

MOTION was made by Tracy Girlinghouse and duly seconded by R.C. "Bubba" Harris to dispense with the reading of the minutes dated January 25, 2018 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. ARD, MR. WASCOM,

MR. GIRLINGHOUSE, MR. KEEN, MR. HARRIS, MR. TALBERT

NAYS: NONE

ABSENT: MR. MACK

ABSTAIN: NONE

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

The chair addressed agenda item 9, "Correct minutes of the December 14, 2017 regular meeting of the Council".

LPR NO. 18-035

MOTION was made by Maurice "Scooter" Keen and duly seconded by Tracy Girlinghouse to correct the minutes dated December 14, 2017 of the regular meeting of the Livingston Parish Council as follows:

LPR NO. 17-390

The following ordinance which was previously introduced in written form required for adoption at a regular meeting of the Livingston Parish Council on November 21, 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 December 14, 2017 on Motion of Garry "Frog" Talbert and seconded by Jeff Ard:

LIVINGSTON PARISH ORDINANCE NO. 17-45

AN ORDINANCE AMENDING COMPENSATION OF COUNCIL MEMBERS AS PER SECTION 2-05(B) OF THE HOME RULE CHARTER AND LOUISIANA REVISED STATUTE 33:1233.

AN ORDINANCE TO AMEND AND RE-ENACT SECTION 4.5-13 OF CHAPTER 4.5 OF THE CODE OF ORDINANCES, COMMERCIAL CONSTRUCTION PERMIT FEES, PARAGRAPH (g), UNIT VALUATIONS PARAGRAPHS 1-4 ONLY; AND SECTION 4.5-14, RESIDENTIAL CONSTRUCTION PERMIT FEES, PARAGRAPH (c), UNIT VALUATIONS PARAGRAPHS 1-4 ONLY, AS MORE FULLY SET FORTH HEREIN.

***Incorrect ordinance title indicated with strikethrough

***Minutes corrected at the February 8, 2018 regular meeting of the

Council to reflect the correct ordinance title as stated above.

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LPR NO. 17-399

MOTION was made by Maurice "Scooter" Keen and duly seconded by R.C. "Bubba" Harris to give authorization to EATEL to place fiber optic cable within the public right of way located at Gaylord Road and Hartman Road (Denham Springs Phase I).

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

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

NAYS: NONE

ABSENT: MR. TALBERT, MR. MACK

ABSTAIN: NONE

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

*** Added resolution in duplicate. See LPR No. 17-398.

*** Minutes corrected at the February 8, 2018 regular meeting of the Council

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

YEAS: MR. LOBELL, MR. AVERETT, MR. ARD, MR. WASCOM,

MR. GIRLINGHOUSE, MR. KEEN, MR. HARRIS, MR. TALBERT

NAYS: NONE

ABSENT: MR. MACK

ABSTAIN: NONE

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

The chair addressed agenda items 9, "Parish President's Report:" and called upon Parish President Layton Ricks.

Mr. Ricks advised that he had a couple of things that he wished to convey and make the Council aware of. The first was located in Councilman Garry "Frog" Talbert's district. Mr. Ricks had been contacted by Ms. Pat Wallner. Ms. Wallner is part of a beautification group and they would like to erect a sign and a flag with a flagpole in the median of a state highway. The Department of Transportation and Development is requesting a letter of concurrence from the Parish of Livingston to indicate that there is no objection to these actions. Mr. Ricks advised that this will not be of any cost to the Parish. He further advised that a resolution was not needed, but he wanted the Council to be aware that the project was happening. Councilman Talbert concurred that he was in support of the project.

Secondly, Mr. Ricks advised of recent news that Ascension Parish is planning on extending their levee system which will have adverse effects to our parish. He explained that a resolution had been adopted in June of 2014 expressing opposition of neighboring parishes conducting any new waterway expansions. The resolution was sent along with a letter to many, many agencies and individuals to promulgate this opposition. He further explained that he would be coming back to the Council at the next meeting, on February 22, 2018, to request that another resolution be adopted and sent with another letter to everyone possible to voice opposition to the parish of Ascension's levee expansion. Mr. Ricks answered questions about the effects of the engineer study conducted by the Army Corps of Engineers of the proposed levee expansion. The chair allowed a brief open discussion.

Mr. Ricks continued with his report and instructed the Council that he would need to present a request for the approval of a change order for the Assessor's new building, which may have some probability to save the Parish some money. He advised that he had authorized the Assessor to begin with some of the preliminary work on the project and would be requesting to put approval of the change order on the next meeting agenda.

** Councilman Shane Mack entered the Council chambers at six-fourteen (6:14) p.m.

The chair addressed agenda item 11, "Office of Homeland Security and Emergency Preparedness – Mark Harrell". Having no business to report, the chair moved on to the next order of concern.

The chair addressed agenda item(s) 12 a through f, "Planning Commission Recommendations – Sam Digirolamo" and called upon Natalie Allen, Planning secretary. Ms. Allen advised that she was appearing before the Council on behalf of Planning Director, Sam Digirolamo.

Councilman Tracy Girlinghouse voiced his concerns that he had regarding agenda item 12a, "Dawson's Creek Subdivision, approval of preliminary plat located on Florida Boulevard in Council District 7", that may create possible drainage issues in his district.

Public input: Joe Koczrowski, resident of Council District 5 and Planning Commission chairman

The chair allowed the Councilmembers to question Mr. Koczrowski in an open forum.

LPR NO. 18-036

MOTION was made by Tracy Girlinghouse and duly seconded by R.C. "Bubba" Harris to accept the recommendation of the Livingston Parish Planning Commission and **approve the preliminary plat** for Dawson's Creek Subdivision, located on Florida Boulevard, Section 34, T6S R3E, in Council District 7, granting a waiver for the fifteen (15') foot servitude on the second entrance, being contingent on the remaining engineer's comments being addressed.

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.

Ms. Allen advised that agenda items 12b and c, "The Preserve at Gray's Creek-servitude waiver" and "Innovative Dewatering Solutions – preliminary site plan", were pulled by the developer and not addressed.

LPR NO. 18-037

MOTION was made by R.C. "Bubba" Harris and duly seconded by Jeff Averett to accept the recommendation of the Livingston Parish Planning Commission and <u>approve the preliminary site plan</u> for Urban Air Adventure Park, located on Vincent Road, Section(s) 40 & 42, T7S R2E, in Council District 5.

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.

Ms. Allen advised that agenda item 12e, "Denny Perkins – waiver for number of lots on servitude" located on Cane Market Road, Council District 3, had been pulled.

LPR NO. 18-038

MOTION was made by Maurice "Scooter" Keen and duly seconded by John Wascom to accept the recommendation of the Livingston Parish Planning Commission and <u>approve the request for multiple waivers for a six (6) lot Resub, contingent upon a drainage impact study accepted by the Parish, for Tim Kinchen, located on Lockhart Road, Section 20, T6S R3E, in Council District 3.</u>

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 13a, "Planning Department – Sam Digirolamo, Adopt resolution authorizing Forte & Tablada to conduct a hydraulic study in regard to drainage north of I-12 at Juban East".

The chair and Ms. Allen advised that this agenda item had been pulled.

The chair addressed 13b, "Adopt resolution authorizing Forte & Tablada as our parish review engineer to send a letter on behalf of the Livingston Parish Council to the Louisiana Department of Transportation and Development (DOTD) to seek assistance in drainage north of I-12 at Juban East".

Councilman Maurice "Scooter" Keen requested to speak on this matter. He explained why the study was needed. Chad Bacas, of Forte and Tablada and Parish Review Engineer, also gave explanation and answered questions from the Councilmembers. The chair allowed an open discussion. It was decided that this agenda item would be deferred until the February 22, 2018 regular meeting of the Council.

The chair addressed agenda item 14a, "Board (re)appointment(s): Recreation District No. 2 (re)appointment(s) – Garry "Frog" Talbert" and called upon Councilman Talbert.

Councilman Talbert stated that he would like this item deferred for two (2) weeks and be brought back up again at the February 22, 2018 regular meeting of the Council.

The chair addressed agenda item 14b, "Gas Utility District No. 1 (re)appointment(s) and called upon Councilman Shane Mack.

LPR NO. 18-039

MOTION was made by Shane Mack and duly seconded by Jeff Averett to reappoint Gilbert Hutchinson (resident of Council District 9) to Gas Utility District 1, whose five (5) year term will expire on January 1, 2023.

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. 18-040

MOTION was made by Shane Mack and duly seconded by John Wascom to reappoint Jason Hodges (resident of Council District 9), Janie Alford (resident of Council District 9) and Jimmy Alford (resident of Council District 9) to Fire Protection District No. 10, two (2) year term(s) to expire on January 1, 2020.

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 15, "Adopt resolution to add Cedar Street for consideration to the Priority Road List" and explained that he had been contacted by the newly elected mayor of the Town of Livingston to request that the Council add Cedar Street for consideration to the Priority Road List.

STATE OF LOUISIANA

PARISH OF LIVINGSTON

LPR NO. 18-041

MOTION was offered by Shane Mack and duly seconded by R.C. "Bubba" Harris **to add for consideration** the following street, located in Council District No. 1, to the Capital Outlay/Priority Road List:

• Cedar Street

2018 LIVINGSTON PARISH ROAD IMPROVEMENT PROGRAM RECOMMENDATIONS ROAD ANALYSIS AND ASSESSMENT

Road Name	Council District	Priority Rank	Priority Score	LP Resolution Number	Date Adopted
Spring Lake Drive (South Section)	1	n/a	n/a	LPR NO. 17-396	December 14, 2017
Chapel Drive	2	n/a	n/a	LPR NO. 17-396	December 14, 2017
D'Evereaux Drive	2	n/a	n/a	LPR NO. 17-396	December 14, 2017
Norfolk Drive	2	n/a	n/a	LPR NO. 17-396	December 14, 2017
R. Dawes Drive	2	n/a	n/a	LPR NO. 17-396	December 14, 2017
Creek Haven Lane	2	n/a	n/a	LPR NO. 17-396	December 14, 2017
Creek Valley Drive	3	n/a	n/a	LPR NO. 17-396	December 14, 2017
Clear Creek Drive	3	n/a	n/a	LPR NO. 17-396	December 14, 2017
Creek Bend Avenue	3	n/a	n/a	LPR NO. 17-396	December 14, 2017
Dixie Street	4	n/a	n/a	LPR NO. 17-396	December 14, 2017
Woodland Street (North Section)	4	n/a	n/a	LPR NO. 17-396	December 14, 2017
Woodland Street (South Section)	4	n/a	n/a	LPR NO. 17-396	December 14, 2017
Springhill Drive	5	n/a	n/a	LPR NO. 17-396	December 14, 2017
Joe May Road (North Section)	6	n/a	n/a	LPR NO. 17-396	December 14, 2017
Briar Oak Drive	7	n/a	n/a	LPR NO. 17-396	December 14, 2017
Deerfield Drive	7	n/a	n/a	LPR NO. 17-396	December 14, 2017
Winter Ridge Drive	7	n/a	n/a	LPR NO. 17-396	December 14, 2017
Fawnwood Drive	7	n/a	n/a	LPR NO. 17-396	December 14, 2017
River Highlands Drive	8	n/a	n/a	LPR NO. 17-396	December 14, 2017
James Chapel Road (West Section)	9	n/a	n/a	LPR NO. 17-396	December 14, 2017
James Chapel Road (East Section)	9	n/a	n/a	LPR NO. 17-396	December 14, 2017

Roads that are nominated for	Council	Resolution	Resolution
consideration to amend the Priority List	District	Number	Date of Adoption
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
Dixie Street	4	LPR NO. 16-044	January 28, 2016
Bush Lane	2	LPR NO. 16-044	January 28, 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
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Kingfisher 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
Dunn Road	3	LPR NO. 17-275	August 24, 2017
Canterbury Avenue	6	LPR NO. 18-015	January 11, 2018
New Port Drive	6	LPR NO. 18-015	January 11, 2018
Balmoral Drive	6	LPR NO. 18-015	January 11, 2018
Timberlake Drive	6	LPR NO. 18-015	January 11, 2018
Shady Hollow Drive	6	LPR NO. 18-015	January 11, 2018
Timber Ridge Drive	6	LPR NO. 18-015	January 11, 2018
Alder Drive	6	LPR NO. 18-015	January 11, 2018
Cedar Street	1	LPR NO. 18-041	February 8, 2018

YEAS: MR. ARD, MR. WASCOM, MR. GIRLINGHOUSE, MR. KEEN, MR. HARRIS,

MR. TALBERT, MR. LOBELL, MR. AVERETT, MR. MACK

NAYS: NONE
ABSENT: NONE
ABSTAIN: NONE

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

The 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". Having not received a request, the chair moved on to the next agenda item.

The chair addressed agenda item 17, "District Attorney Report(s):". Mr. Moody advised that he had nothing to report.

The chair addressed agenda items 18 a and b, Committee Report(s):

• Ordinance Committee – Shane Mack, Chair

Councilman Shane Mack explained that the final revisions had been made to the proposed Minor Subdivision ordinances and the Council clerk was in the process of putting the ordinances in the correct format. Upon completion, they would be forwarded to the Councilmembers for their review, and possibly be put on the February 22, 2018 meeting agenda. Councilman Mack further explained that he was still working on the pond ordinance, as well as a couple of other ordinances that had been submitted for consideration by the Planning Department, which would also be sent out for the Councilmembers to review for their consideration at the next meeting.

• Finance Committee – Garry "Frog" Talbert, Chair

Councilman Talbert reported that the committee had met earlier that day, in lieu of meeting in two (2) weeks. He indicated that there was no new business to report. He advised that the Finance Director had given the committee new revisions to the budget from last year and sales tax revenue was also discussed. He explained that the committee met two (2) weeks early so that a Special Meeting could be held at that time.

Councilmen's Comments:

• Councilman Maurice "Scooter" Keen wished to let everyone know that a Special Meeting would be held at five (5:00) o'clock on February 22, 2018 to discuss Mosquito Abatement.

- Councilman Talbert explained the process of revising state law to allow more members to be added to the Mosquito Abatement Board.
- Councilman John Wascom gave an informational update regarding the repair project on River Road Bridge
- Councilman Tab Lobell commended the Philadelphia Eagles for their "Facing the Giants moment" winning the Super Bowl
- Councilman R.C. "Bubba" Harris wished to recognize Jacobey Lee and Zach Harris for their accomplishments on signing day
- Councilman Jeff Ard wished to commend ALL the kids in Livingston Parish who participated in "National Signing Day" and congratulated them
- Councilman Jeff Averett wished to thank everyone who came out to the LSU-Kentucky Gymnastics meet and in support of his daughter

Having no further business, the chair requested a motion to adjourn until the next regular meeting scheduled on Thursday, February 22, 2018, at the hour of six (6:00) o'clock p.m. in Livingston, Louisiana.

LPR NO. 18-042

MOTION was offered by Tracy Girlinghouse and duly seconded by to adjourn the February 8, 2018 regular meeting of the Livingston Parish Council.

YEAS: MR. ARD, MR. WASCOM, MR. GIRLINGHOUSE, MR. KEEN, MR. HARRIS,

MR. TALBERT, MR. LOBELL, MR. AVERETT, MR. MACK

NAYS: NONE
ABSENT: NONE
ABSTAIN: NONE

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

Sandy C. Teal, Council Clerk	Jeff Ard, Council Chairman