

Minutes of the Livingston Parish Council
Livingston, Louisiana
August 23, 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, August 23, 2018, at the hour of six (6:00) o'clock p.m. with the following Livingston Parish Council members present:

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

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

Tracy Girlinghouse
Tab Lobell
Shane Mack

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

Absent: Parish President Layton Ricks

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

The co-chair addressed agenda item 7, "Presentations". Having none, the co-chair moved to the next agenda item.

The co-chair addressed agenda item 8, "Adopt a resolution approving a special election by Recreation District No. 5 South, on Saturday, December 8, 2018, to authorize the levy of a special ad valorem tax for 10 mills/10 years" and called upon Jim Ryan.

Jim Ryan, of Government Consultants and Parish Financial Advisor, addressed the Councilmembers and gave a brief history of why the resolutions were needed. He also addressed agenda item number 9, "Adopt a resolution approving a Special Election by Recreation District No. 7, on Saturday, December 8, 2018, to Authorize the Levy of a Special Ad Valorem Tax for 15 mills/10 years".

STATE OF LOUISIANA

PARISH OF LIVINGSTON

The following resolution was offered by Jeff Averett and seconded by Shane Mack:

RESOLUTION NO. 18-249

A RESOLUTION APPROVING THE HOLDING OF A SPECIAL ELECTION BY RECREATION DISTRICT NO. 5 SOUTH OF THE PARISH OF LIVINGSTON, STATE OF LOUISIANA ON SATURDAY, DECEMBER 8, 2018, TO AUTHORIZE THE LEVY OF A SPECIAL AD VALOREM TAX IN THE DISTRICT.

WHEREAS, the Board of Commissioners of Recreation District No. 5 South of the Parish of Livingston, State of Louisiana (the "**District**") acting as the governing authority (the "**District Governing Authority**"), of the District, at its meeting on June 13, 2018 did adopt a resolution calling for an election to be held on December 8, 2018 for the electorate of the District to consider authorizing the levy and collection of an special ad valorem tax of ten (10) mills (the "**Tax**") on all property subject to taxation within the boundaries of the District for a period of ten (10) years (the "**Election**"); and

WHEREAS, the District Governing Authority desires that the Parish Council, of the Parish of Livingston, State of Louisiana (the "**Parish**"), acting as the governing authority of the Parish (the "**Governing Authority**") gives its consent for the District to hold the Election, and in the event that the Election carries, to levy and collect the Tax as provided for therein;

NOW THEREFORE, BE IT RESOLVED by the Governing Authority of the Parish that:

SECTION 1. Election Call. In compliance with the provisions of Article VI, Section 15 of the Constitution of the State of Louisiana of 1974, and in accordance with the requested

of the District Governing Authority, this Governing Authority hereby consents to the holding of an election in the District on Saturday December 8, 2018, at which election there will be submitted the following proposition, to-wit:

PROPOSITION

Shall the Recreation District No. 5 South of the Parish of Livingston, State of Louisiana (the "District"), levy a special ad valorem tax of ten (10) mills on the dollar of assessed valuation on all property subject to taxation within the boundaries of the District (the "Tax") (an estimated \$126,789 is reasonably expected at this time to be collected from the levy of the Tax for an entire year), for a period of ten (10) years, commencing with the tax collection for the year 2019, and annually thereafter, to and including the tax collection for the year 2028, and shall the proceeds of said Tax (after paying the reasonable and necessary expenses of collection and administration) be dedicated and used solely for the following purpose of acquiring, improving and maintaining recreational facilities for the District, or any other lawful purpose, title to which shall be in the public?

SECTION 2. Levy and Collection. In the event the Election carries, this Governing Authority does hereby further consents to the District to levying and collecting the Tax provided for herein.

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

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

And the resolution was declared adopted on this the 23rd day of August 2018.

Sandy C. Teal, Council Clerk

R.C. "Bubba" Harris, Council Co-Chairman

STATE OF LOUISIANA

PARISH OF LIVINGSTON

The following resolution was offered by Jeff Ard and seconded by John Wascom:

RESOLUTION NO. 18-250

A RESOLUTION APPROVING THE HOLDING OF A SPECIAL ELECTION BY RECREATION DISTRICT NO. 7 OF THE PARISH OF LIVINGSTON, STATE OF LOUISIANA ON SATURDAY, DECEMBER 8, 2018, TO AUTHORIZE THE LEVY OF A SPECIAL AD VALOREM TAX IN THE DISTRICT.

WHEREAS, the Board of Commissioners of Recreation District No. 7 of the Parish of Livingston, State of Louisiana (the "**District**") acting as the governing authority (the "**District Governing Authority**"), of the District, at its meeting on June 13, 2018 did adopt a resolution calling for an election to be held on December 8, 2018 for the electorate of the District to consider authorizing the levy and collection of an special ad valorem tax of fifteen (15) mills (the "**Tax**") on all property subject to taxation within the boundaries of the District for a period of ten (10) years (the "**Election**"); and

WHEREAS, the District Governing Authority desires that the Parish Council, of the

Parish of Livingston, State of Louisiana (the “**Parish**”), acting as the governing authority of the Parish (the “**Governing Authority**”) gives its consent for the District to hold the Election, and in the event that the Election carries, to levy and collect the Tax as provided for therein;

NOW THEREFORE, BE IT RESOLVED by the Governing Authority of the Parish that:

SECTION 1. Election Call. In compliance with the provisions of Article VI, Section 15 of the Constitution of the State of Louisiana of 1974, and in accordance with the requested of the District Governing Authority, this Governing Authority hereby consents to the holding of an election in the District on Saturday December 8, 2018, at which election there will be submitted the following proposition, to-wit:

PROPOSITION

Shall the Recreation District No. 7 of the Parish of Livingston, State of Louisiana (the “District”), levy a special ad valorem tax of fifteen (15) mills on the dollar of assessed valuation on all property subject to taxation within the boundaries of the District (the “Tax”) (an estimated \$239,413 is reasonably expected at this time to be collected from the levy of the Tax for an entire year), for a period of ten (10) years, commencing with the tax collection for the year 2019, and annually thereafter, to and including the tax collection for the year 2028, and shall the proceeds of said Tax (after paying the reasonable and necessary expenses of collection and administration) be dedicated and used solely for the following purpose of acquiring, improving and maintaining recreational facilities for the District, or any other lawful purpose, title to which shall be in the public?

SECTION 2. Levy and Collection. In the event the Election carries, this Governing Authority does hereby further consents to the District to levying and collecting the Tax provided for herein.

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

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

And the resolution was declared adopted on this the 23rd day of August 2018.

Sandy C. Teal, Council Clerk

R.C. “Bubba” Harris, Council Co-Chairman

The chair addressed agenda item 10, “Adoption of the Minutes from the August 9, 2018 regular meeting of the Council”.

LPR NO. 18-251

MOTION was made by Tracy Girlinghouse and duly seconded by Jeff Averett to dispense with the reading of the minutes dated August 9, 2018 and adopt as written.

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

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

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

The chair addressed agenda item 11, "Parish President's Report" and called upon Mr. Layton Ricks, Parish President.

Mr. Ricks advised that he wished to proclaim Wednesday, September 5, 2018, as "Childhood Hunger Awareness Day" and recognized Dawn Birdsong of Mighty Moms located in the audience and requested that she come forward to stand with him at the lectern.

Mr. Ricks read aloud the proclamation:

PROCLAMATION

WHEREAS, statistics are that 1 in 5 children in the United States goes to school hungry; and

WHEREAS, 35 percent of households in Denham Springs live on \$35,000 or less annually; and

WHEREAS, statistics like these moved a prayer group of moms praying for their children, friends, teachers and mentors to turn their thoughts and prayers to ways they could help children and families in their community; and

WHEREAS, these moms founded Mighty Moms in 2010 to end childhood hunger in Livingston Parish; and

WHEREAS, Mighty Moms adopted the Vision Statement, "To see all children graduate with full minds and full tummies," and the Mission Statement, "Nurturing hungry children to success"; and

WHEREAS, today, Mighty Moms is a 501(c)3 organization which organizes programs for children in our community to provide food and hygiene through the Full Tummy Project, the Food Pantry, the Barrel Project, and the Feeding Young Minds Project.

NOW, THEREFORE, I, Layton Ricks, Livingston Parish President, in recognition of the commitment, faith and love of Mighty Moms, do hereby proclaim

Wednesday, September 5, 2018

CHILDHOOD HUNGER AWARENESS DAY

In Livingston Parish and urge our community to educate themselves on the impact that childhood hunger has in Livingston Parish in our schools and neighborhoods and to support Mighty Moms efforts through prayer and donations.

The Councilmembers requested to take a picture with the Mighty Moms representatives that were in the audience.

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 addendum item:

A-1: Executive Session:

- a. Discussion of the character, professional competence, physical and/or mental health of a Gravity Drainage District No. 5 Board Member as per Louisiana Revised Statute RS 42:17(1) and consideration of removal of board member from Gravity Drainage District No. 5

Councilman Jeff Ard offered a motion to go into executive session. Mr. Christopher Moody, Parish Legal Counsel, addressed the co-chair to advise that the Council would need a main motion first, that requires executive session. Councilman Tracy Girlinghouse made a motion

to remove Brent Clayton from Gravity Drainage District No. 5. Councilman Jeff Ard seconded the motion. Mr. Moody advised if there is a second to the motion, he had previously checked with Mr. Clayton before the meeting, as of yesterday afternoon, and advised that per state law, this will be some discussion about his character and competence, he may elect to have this discussion in executive session, and that is his choice. He indicated that it would be appropriate at that time to make a motion and go into executive session.

LPR NO. 18-252

MOTION was made by Tracy Girlinghouse and duly seconded by Jeff Ard to go into executive session to discuss the character and competence of Brent Clayton as member of the Livingston Parish Gravity Drainage District No. 5 and consideration of his removal as a board member.

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

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

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

The Council chambers were cleared of the Council staff and audience members to allow the Councilmembers to go into executive session.

The meeting was called back into order and the following motion was made:

LPR NO. 18-253

MOTION was made by Jeff Ard and duly seconded by Tracy Girlinghouse to go back to the regular order of business of the August 23, 2018 regular meeting of the Livingston Parish Council.

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

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

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

Councilman Tracy Girlinghouse advised that a motion and a second had been made and to call for the vote.

Councilman Garry “Frog” Talbert requested the Council clerk to repeat the motion of what was being voted on. The Council clerk questioned if the vote was for the motion that was previously made before entering into executive session. Councilman Girlinghouse concurred and advised that they were voting on the original motion. The Council clerk complied, and Mr. Moody asked if there were any public input about the motion or any discussion. Mr. Moody addressed the audience and requested if anyone had any public input. Having none, the Council clerk asked if the motion should also state that the removal was for “just cause”, to which Mr. Moody agreed. The co-chair called for the vote.

LPR NO. 18-254

MOTION was made by Tracy Girlinghouse and duly seconded by Jeff Ard to remove Brent Clayton as a board member from Livingston Parish Gravity Drainage District No. 5 for just cause.

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

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

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

Councilman Maurice “Scooter” Keen announced that he would have to leave the meeting at this time and did not return.

The co-chair addressed agenda item 12, “Office of Homeland Security and Emergency Preparedness” and advised that Mark Harrell was not in attendance at the meeting and moved to the next agenda item.

Councilman Garry “Frog” Talbert questioned if the Councilmembers could continue with the other two (2) addendum items. The co-chair concurred.

The co-chair addressed agenda addendum item: “A-2: Name an unnamed road “Linda’s Haven Extension” located off of Linda’s Haven in Council District 8” and called upon Councilman Tab Lobell.

Councilman Lobell gave a brief explanation of the agenda addendum item and advised that this road had run out of addresses and a portion of the road needed to be formally named for the allowance of additional addresses to be issued.

LPR NO. 18-255

MOTION was made by Tab Lobell and duly seconded by Garry “Frog” Talbert to name the back portion of “Linda’s Haven” to be known as “Linda’s Haven Extension” located in Council District 8 for the allowance of assigning additional addressing as per the response letter received dated August 22, 2018 from Wendy Bouilly, Assistant Permit Director, approving the said road name submitted.

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

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

NAYS: NONE

ABSENT: MR. KEEN

ABSTAIN: NONE

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

The co-chair addressed agenda addendum item A-3:

Planning Department – Sam Digirolamo

- a. Authorization for Southern Light Fiber, L.L.C. – Placement of fiber optic cable within the public right-of-way:**
 - **Location #1 – Start on Dunn Road to Arnold Road to Clinton Allen Road to Cane Market Road**
 - **Location #2 – Starts on Red Oak Road at Circle Drive to Sonny Simeon Road to the tower**

Councilman Garry “Frog” Talbert requested to address this agenda addendum item. He indicated that he had spoken to Mr. Sam Digirolamo before the Council meeting and explained the routes that Southern Light Fiber, LLC were requesting approval for. He advised that the same rules would apply as always that the fiber cable installed in the Parish’s right-of-way and if there were ever any need for the Parish to have them remove it, they would comply at their expense. Councilman Tracy Girlinghouse questioned if this was a waiver, to which Councilman Talbert

denied and explained that the motion should include that if the Parish should ever need access to that right-of-way and there are fiber optics in the way, Southern Fiber would need to move it at their expense.

LPR NO. 18-256

MOTION was made by Garry “Frog” Talbert and duly seconded by Tracy Girlinghouse to authorize Southern Light Fiber, LLC to place fiber optic cable with the public rights-of-way at the following locations listed below; and if the Parish should ever need access to the rights-of-way and the fiber optic cable is in the way of the Parish’s needs, then Southern Light Fiber, LLC will remove the cable at their company’s expense:

- **Location #1 – Start on Dunn Road to Arnold Road to Clinton Allen Road to Cane Market Road**
- **Location #2 – Starts on Red Oak Road at Circle Drive to Sonny Simeon Road to the tower**

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

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

NAYS: NONE

ABSENT: MR. KEEN

ABSTAIN: NONE

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

The co-chair addressed agenda item 14, “Adopt resolution to name an un-named road, off Tranquility Circle in Jubilee Estates, “Legacy Parc Avenue”, located in Council District 2” and called upon Councilman Garry “Frog” Talbert.

Councilman Talbert instructed the Councilmembers to refer to the map in their meeting packets and advised that this was a request for a minor re-sub without improvements for four (4) additional lots that extends the road. They are requesting to name that extension, “Legacy Parc Avenue”, to receive addresses.

LPR NO. 18-257

MOTION was made by Garry “Frog” Talbert and duly seconded by John Wascom to name an unnamed road, “Legacy Parc Avenue”, located off of Tranquility Circle in Jubilee Estates in Council District 2 for the allowance of assigning additional addressing as per the response letter received dated August 22, 2018 from Wendy Bouilly, Assistant Permit Director, approving the said road name submitted.

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

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

NAYS: NONE

ABSENT: MR. KEEN

ABSTAIN: NONE

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

The co-chair addressed agenda item 14, “Authorization to enter into a cooperative endeavor agreement with the Livingston Parish Convention and Visitors Bureau advising that the Parish is matching Tourism’s pledged funds of (\$5,000.00) five thousand dollars to be allocated to the Livingston Parish Waterway Commission for use on parish waterways, to be dispersed by the Livingston Parish Finance Department as needed” and called upon Councilman Tab Lobell.

The Council clerk gave a brief history of the need for the Cooperative Endeavor Agreement. Councilman Tab Lobell also commented and praised the Waterway Commission’s efforts in our Parish. He described the use of previous funds that had been allocated to the Waterway Commission and thanked Eric Edwards and JT Taylor from the Livingston Parish Tourism Bureau for their help and efforts regarding the Waterway Commission.

LPR NO. 18-258

MOTION was made by Tab Lobell and duly seconded by Jeff Averett to authorize entering into a Cooperative Endeavor Agreement with the Livingston Parish Convention and Visitors Bureau advising that the Parish is matching Tourism’s pledged funds of (\$5,000.00) five thousand dollars to be allocated to the Livingston Parish Waterway Commission for use on parish waterways, to be dispersed by the Livingston Parish Finance Department as needed and further authorize the Parish President to sign the Cooperative Endeavor Agreement on behalf of the Livingston Parish Council.

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

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

NAYS: NONE

ABSENT: MR. KEEN

ABSTAIN: NONE

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

The co-chair addressed agenda item 15, “Board resignation and (re)appointment(s):” and called upon Councilman Jeff Ard. Councilman Ard advised of the Communication District board reappointments and acknowledged Councilmen Garry “Frog” Talbert and Shane Mack’s reappointment requests for this board as well.

Councilman Garry “Frog” Talbert advised that he wished to reappoint the Sheriff, Jason Ard, back to the board. Councilman Jeff Ard indicated that he wished to reappoint Donald Dedon, and Councilman Shane Mack added that he wished to reappoint Russell Hutchinson, Chief of Police of Albany, Louisiana, to the Communication board.

LPR NO. 18-259

MOTION was made by John Wascom and duly seconded by Jeff Ard to reappoint the following members to the Livingston Parish Communications District Board (911) as listed below, with terms of their board appointment(s) being four (4) years:

- **Jason Ard (District 2) Term to expire on September 4, 2022**
- **Donald Dedon (District 1) Term to expire on September 4, 2022**
- **Russell Hutchinson (District 9) Term to expire on September 4, 2022**

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

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

NAYS: NONE

ABSENT: MR. KEEN

ABSTAIN: NONE

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

LPR NO. 18-260

MOTION was made by Jeff Averett and duly seconded by Jeff Ard to reappoint Chad Jenkins (resident of Council District 6) to the Personnel Board, as per the mandates of the Home

Rule Charter, Section 4-05, “Personnel Policies and Procedures”, whose four (4) year term will expire on September 11, 2022.

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

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

NAYS: NONE

ABSENT: MR. KEEN

ABSTAIN: NONE

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

LPR NO. 18-261

MOTION was made by Tab Lobell and duly seconded by Garry “Frog” Talbert to appoint Heidi Kiger (resident of Council District 8) as an alternate to the Waterway Commission, to replace the vacancy of alternate board member, Claude Fowler, as pursuant Section 7-06 of the Home Rule Charter, “Advisory Boards and Commissions”, whose two (2) year term will expire on January 1, 2020.

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

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

NAYS: NONE

ABSENT: MR. KEEN

ABSTAIN: NONE

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

The co-chair addressed agenda item 15di and 15dii, “Livingston Parish Council Planning Commission, Accept resignation and Board appointment”. Councilman John Wascom requested to speak on agenda item 15dii.

Councilman Wascom requested that the co-chair consider postponing this agenda item giving reasons that a Planning Commission member, that was his appointment, now lived and resided in another Council District and he wished to work out the best way to have a Planning Commission member in all districts.

The co-chair advised that he wished to make the new board appointment before the Planning Commission met again. Councilman Wascom asked for a legal opinion from Mr. Moody and questioned if a member is not appointed, do they still stay on the board on a month by month basis? Mr. Moody asked if he meant if no one was removed, then they get to vote at the next meeting? Or is there somebody who has moved off? Councilman Garry “Frog” Talbert interjected and explained that Mike Reed had resigned, but the board could still meet with eight (8) people. Mr. Moody advised that if there is a quorum, then they could meet without the ninth (9th) person. Councilman Tracy Girlinghouse asked for clarification of what was being discussed. Councilman Talbert advised that Councilman Wascom’s board appointment now lives in Councilman Harris’s district and the board was set up that every district would be represented. Councilman Wascom again requested that this item be postponed to be allowed to discuss the matter with the co-chair and revisit this at a later date. The co-chair allowed an open discussion.

LPR NO. 18-262

MOTION was made by Jeff Ard and duly seconded by Jeff Averett to post pone agenda item 15di and 15dii, “Board resignation and (re)appointment(s): Livingston Parish Council Planning Commission, i. Accept resignation, ii. Board appointment”.

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

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

NAYS: NONE

ABSENT: MR. KEEN

ABSTAIN: NONE

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

***A date of postponement was not assigned for this agenda item.*

The co-chair addressed agenda item 16, “Discuss installation of twenty-four-inch (24”) culverts between J. Wilson Drive and James Chapel Drive located in Albany, Council District 9”, and called upon Councilman Shane Mack.

Councilman Shane Mack addressed the Councilmembers and explained that right after he had become elected, it was brought to his attention about a subdivision off of James Chapel Road, south of Montpelier Road (LA Highway 43 in Albany), that had a major drainage problem. He advised that he rode out to view the site before the 2016 Flood and concurred with the complaints. He indicated that the water was extremely stagnant and green and did not flow through the road ditches in any way, shape or form. After conducting some research, Councilman Mack discovered that originally, the servitude had been located in right location, and it had drained well. He continued to explain that for some reason, the Department of Public Works moved the drainage servitude to the west so that it would flow underneath the cross-culvert underneath James Chapel. He advised that ever since this happened, it has caused major problems with the flow of water and he feels that it is the Parish’s obligation to fix it. He explained that James Chapel Road is on the list to be overlaid and a new cross-culvert has been included with the engineering work to be installed, and his wishes were to move the drainage servitude back where it was originally and solve the drainage problems. He indicated that to have this done, he would need to put it on the agenda and receive a majority vote of the Council. Therefore, Council Mack made a motion to move the servitude back to where it was originally, fix the drainage problem and move forward. Councilman Garry “Frog” Talbert stated that he thought that there were some houses built since then and we necessarily can’t get a servitude through those people’s property. Councilman Mack stated that no, that was not true. Councilman Mack advised that he rode out there and made sure that the right-of-way servitude was signed himself. Councilman Tracy Girlinghouse advised that was good enough for him.

The co-chair requested for any input from the audience. Being none, the co-chair called for the vote.

LPR NO. 18-263

MOTION was offered by Shane Mack and duly seconded by Tracy Girlinghouse to adopt agenda item 16, “Discuss installation of twenty-four-inch (24”) culverts between J. Wilson Drive and James Chapel Drive located in Albany, Council District 9”, and move the servitude back to where it was originally located and fix the drainage problem.

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

NAYS: NONE

ABSENT: MR. KEEN

ABSTAIN: NONE

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

The co-chair addressed agenda item 21, “District Attorney Report(s):” and called upon Mr. Christopher Moody who addressed the Planning Commission board member ordinance. He advised after review of the ordinance, you cannot have two (2) board members from the same district. The co-chair allowed a brief open discussion. Mr. Moody advised that he had no other report at that time.

The co-chair addressed agenda item 18, “Committee Report(s):” and called upon Councilman Shane Mack. Councilman Mack reported on the Ordinance committee meeting that was held on August 16, 2018 and relayed their discussion regarding the inoperable motor vehicle ordinance. He announced that there would be another Ordinance committee meeting on September 20, 2018 to discuss the inoperable motor vehicle ordinance and then on September 6, 2018, they would be meeting again, to discuss the proposed ordinance regarding “Provisions for Entrances and Exits in Subdivisions”. Both meetings are scheduled to be held at six o’clock (6:00) p.m.

The co-chair called upon Councilman Tracy Girlinghouse to report on the Finance committee. Councilman Girlinghouse discussed the highlights from their last committee meeting.

Councilman Garry “Frog” Talbert requested to speak under “Councilmen’s Comments”. The co-chair allowed him to do so. Councilman Talbert reminded everyone of the email that they had received from the Deputy clerk reminding them to submit their agenda items. He discussed various timelines for agenda publication deadlines and the Council’s mandates to meet the requirements of the Open Meetings Law. He proposed that the Council consider changing the rules in their Policy and Procedure Manual regarding “Agendas” at the next regular meeting of the Council, but still meet the state requirements. He discussed the burden that had been put on the Council since the Official Journal had gone to publishing only once a week. Mr. Christopher Moody advised that the Council would still need to publish their minutes and advertise their ordinances in the Official Journal. Several different ways were discussed regarding the posting of agendas. Mr. Moody suggested for the Council to put “amending the policy of agendas” on the next Council meeting agenda.

Having no further business, a motion was made to adjourn until the next regular meeting scheduled on Thursday, September 13, 2018, at the hour of six (6:00) o’clock p.m. in Livingston, Louisiana.

LPR NO. 18-264

MOTION was offered by Jeff Ard and duly seconded by Tracy Girlinghouse to adjourn the August 23, 2018 regular meeting of the Livingston Parish Council.

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

NAYS: NONE

ABSENT: MR. KEEN

ABSTAIN: NONE

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

Sandy C. Teal, Council Clerk

R.C. “Bubba” Harris, Council Co-Chairman