

# **Minutes of the Livingston Parish Council**

## **Livingston, Louisiana**

### **August 8, 2019**

The Livingston Parish Council met in a 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 8, 2019, at the hour of six-thirty (6:30) p.m. with the following Livingston Parish Council members present:

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

Absent: Layton Ricks, Parish President  
Christopher Moody, Parish Legal Counsel

Also present: Sam Digirolamo, Planning and Department of Public Works  
Director: representing in the absence of the Parish President  
(as per Section 3-09(8) of the Livingston Parish Home Rule  
Charter)  
Al Giraud, representing for Christopher Moody as Parish  
Legal Counsel in his absence

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

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

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The chair addressed agenda item 7a, “Presentations: Edith Carlin – Candidate for State Senate Race, District 13”. The chair called upon Ms. Carlin in the audience and invited her to come up to speak at the lectern.

Ms. Edith Carlin introduced herself and briefly illustrated the problems that we face in our state and our area. She explained that she was running for office for the seat that will be vacated by Senator Dale Erdey and described her qualifications and why she felt led to serve the community and the district that she dearly loved. She indicated that she felt that she was someone with a different perspective, who was willing to make some changes for the good of this district, along with the good of our state. She thanked the Councilmembers for allowing her to come and introduce herself. She advised that she also had a website and a Facebook page and could answer any questions that anyone had. She would be glad to sit down and discuss the issues that they had for a legislator to face and deal with. The Councilmembers thanked her for coming.

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The chair addressed agenda item 7b, “Tammy Crawford/Speech Coordinator at the Livingston Parish School Board and Lisa McCarter/Gifted Teacher speaking with students on the Livingston Parish Gifted Kids Travel, Inc. program and fundraiser Clay Shoot on September 27, 2019” and welcomed Tammy Crawford and Lisa McCarter to the podium.

Ms. Crawford and Ms. McCarter thanked the members of the Council and advised that with their help, they were able to take sixteen (16) students to Italy that summer and described what a phenomenal experience that it was. She explained that there was a young man present who wished to present a video of their trip. The chair allowed time for the video to be shown. After the video presentation, a young unidentified female student addressed the Councilmembers and advised how blessed her student body was to be able to take another trip to England and France next year and asked for their support. The teachers explained the upcoming clay shoot fund raiser and passed along their contact information for any other students who may wish to attend.

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The chair addressed agenda item 8, “A Resolution granting approval to Fire Protection District No. 11 of the Parish of Livingston, State of Louisiana to call and hold an election on Saturday, November 16, 2019 to authorize the renewal of a service charge in an amount not to exceed \$32.00 per annum for each residential or commercial structure for a period of ten (10) years for the purpose of fire protection services. – Jim Ryan”.

The chair advised that Mr. Ryan could not be in attendance for the meeting and this Fire District was located in his Council District. He explained their achievements and that the resolution was needed for the renewal of a thirty-two dollar (\$32.00) service fee for each residential and commercial structure and was not a new tax. The chair stated that he supported this resolution and asked for a motion and a second on his behalf.

## **PARISH COUNCIL OF THE PARISH OF LIVINGSTON, STATE OF LOUISIANA**

The following resolution was offered by Jeff Averett and seconded by R.C. “Bubba” Harris:

### **L.P. RESOLUTION NO. 19-246**

A Resolution granting approval to Fire Protection District No. 11 of the Parish of Livingston, State of Louisiana to call and hold an election on Saturday, November 16, 2019 to authorize the renewal of a service charge in an amount not to exceed \$32.00 per annum for each residential or commercial structure for a period of ten (10) years for the purpose of fire protection services.

WHEREAS, Fire Protection District No. 11 of the Parish of Livingston, State of Louisiana (the “*District*”) adopted a Resolution on August 5, 2019 (the “*District Resolution*”) ordering and calling a special election to be held in the District on Saturday, November 16, 2019, for the purpose of renewing the levy and collection of a service charge in an amount not to exceed \$32.00 per annum for each residential or commercial structure for a period of ten (10) years for the purpose of fire protection services (the “*Service Charge*”), all in the manner conferred by Article VI, Sections 30 and 32 of the Louisiana Constitution of 1974, as amended, and La. R.S. 40:1502.1 and the applicable provisions of Chapter 5 and Chapter 6-A of Title 18 of the Louisiana Revised Statutes of 1950, as amended, and other constitutional and statutory authority, a copy of which is on file with the Parish Council of the Parish of Livingston, State of Louisiana, as governing authority of the Parish of Livingston, State of Louisiana (the “*Parish Council*”).

WHEREAS, the District has made application to the Parish Council for approval to call and hold such election on Saturday, November 16, 2019, as more fully set forth in the District Resolution.

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

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

SECTION 1. Pursuant to a request submitted to this Parish Council by the District and in accordance with Article VI, Section 15 of the Louisiana Constitution of 1974, as amended and La. R.S. 33:1415, approval is hereby granted to the District to call and hold an election on Saturday, November 16, 2019, for the purpose of authorizing the renewal of the levy and collection of a service charge in an amount not to exceed \$32.00 per annum for each residential or commercial structure for a period of ten (10) years for the purpose of fire protection services (the “*Service Charge*”), in the manner conferred by Article VI, Sections 30 and 32 of the Louisiana Constitution of 1974, as amended, La. R.S. 40:1502.1 and the applicable provisions of Chapter 6 and Chapter 6-A of Title 18 of the Louisiana Revised Statutes of 1950, as amended, and other constitutional and statutory authority and as more fully set forth in the District Resolution.

SECTION 2. In the event the foregoing propositions pass, approval, consent and authority are hereby granted to the District to levy and collect the Service Charge described in Section 1 hereof.

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

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

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

ABSENT: NONE  
ABSTAIN: NONE

WHEREUPON, this Resolution was declared to be adopted by the Parish Council of the Parish of Livingston, State of Louisiana, on this, the 8th day of August 2019.

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

\s\ Shane Mack  
Shane Mack, Council Chairman

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The chair addressed agenda item 9, “ Introduction of ordinance: Ward 2 Water Boundary Expansion” and called upon Councilman Garry “Frog” Talbert.

Councilman Talbert advised that Ward 2 Water District had acquired Port Vincent Water Company. Councilman John Wascom interjected and corrected him, informing him that it was French Settlement. However, Councilman Talbert was adamant that it was Port Vincent, continuing to explain that Ward 2 Water District was in need to have their boundaries modified because of this acquisition. He explained that it must be advertised for four (4) weeks and this had been placed on the agenda at the request of Ward 2 Water District.

The chair called upon the Council clerk to read the proposed ordinance introduction by title.

The chair asked if there was any comment from the audience. Having none, the chair requested input from the Councilmembers.

Councilman Wascom asked to clarify his earlier statement. He explained that he had thought that the expansion was from French Settlement and he thought that this was a great thing and appreciated Mr. Talbert bringing this to the Council. He advised that he had spoken to Cookie Killcrease from Ward 2 Water District and he had also looked at their board. He explained that their board had been created in 1975 and since then their boundaries have expanded a lot and they do a great job of providing great water to the residents. Their board only has five (5) board members with their area of services ever increasing. Councilman Wascom wished to propose that the Council adopt a resolution to petition the Livingston Legislative Delegation to support changing state law to increase the membership of Ward 2 Water District from five (5) members to seven (7) members which would allow more representation from other Council Districts on that board.

Councilman Talbert and other members had an open discussion reasoning why this could not be voted upon because it was not listed on the agenda and could be placed on an agenda for another day.

Councilman Talbert also suggested that Councilman Wascom should discuss this idea with Ward 2 Water, to which Councilman Wascom replied that he already had.

The chair allowed a brief open discussion and it was decided that this issue would be placed on the next agenda for the August 22, 2019 regular meeting of the Council.

The chair called for the vote.

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

#### **L.P. ORDINANCE 19-24**

AN ORDINANCE RATIFYING, CONFIRMING, AND APPROVING THE CREATION, OPERATION AND EXISTENCE OF WARD II WATER DISTRICT OF LIVINGSTON PARISH, LOUISIANA, AND RATIFYING, CONFIRMING AND APPROVING AN EXPANSION OF THE TERRITORIAL BOUNDARIES OF THE DISTRICT AND THE WATER WORKS SYSTEM OF WARD II WATER DISTRICT OF LIVINGSTON PARISH, LOUISIANA.

#### **LPR NO. 19-247**

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 12, 2019 at the hour of six-thirty (6:30) 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. MACK, MR. WASCOM, MR. TALBERT, MR. HARRIS, MR. AVERETT,  
MR. LOBELL, MR. KEEN, MR. GIRLINGHOUSE, MR. ARD

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

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

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The chair addressed agenda item 10, "Adoption of the Minutes from the July 25, 2019 regular meeting of the Council".

**LPR NO. 19-248**

MOTION was made by Tracy Girlinghouse and duly seconded by R.C. "Bubba" Harris to dispense with the reading of the minutes dated July 25, 2019 for 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. MACK, MR. WASCOM, MR. TALBERT, MR. HARRIS, MR. AVERETT,  
MR. LOBELL, MR. KEEN, MR. GIRLINGHOUSE, MR. ARD

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

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

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The chair addressed agenda item 11, "Public Hearing and Adoption of L.P. Ordinance No. 19-23, Dissolve Mosquito Abatement District 2 and 3".

The chair opened the Public Hearing and asked the Council clerk to read ordinance by title.

The chair asked if there was any public input from the audience members. Having none, the chair requested if the Councilmembers had any input. Councilman John Wascom questioned the decision made at the last meeting that the district would not be dissolved until all of the money owed had been cleared. Councilman Garry Talbert advised that Finance Director Jennifer Meyers recommended earlier that evening to dissolve the district. Councilman Wascom questioned what the Parish's Legal Counsel had advised in the last Council meeting, to which Councilman Talbert again conceded that the Parish's Finance Director had advised earlier that evening that she had everything that she needed, and they could now dissolve the district.

The chair allowed an open discussion regarding the finances of the mosquito district.

The chair questioned Mr. Al Giraud, representing as Parish Legal Counsel in the absence of Mr. Moody, what his thoughts were if the Council would be alright adopting the ordinance that evening. Mr. Giraud agreed with Mr. Moody's earlier assessment that it would make the closing out of the district much cleaner if they waited to make sure that all invoices and bills had been received and paid, but not prohibited.

The chair once again requested public input from the audience. Having none, the chair closed the Public Hearing.

**LPR NO. 19-249**

The following ordinance which was previously introduced in written form required for adoption at a regular meeting of the Livingston Parish Council on July 11, 2019, 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 August 8, 2019, on Motion of Garry “Frog” Talbert and seconded by Maurice “Scooter” Keen:

**L.P. ORDINANCE NO. 19-23**

AN ORDINANCE TO RESCIND L.P. ORDINANCE NO. 18-15, ADOPTED ON APRIL 26, 2018, PROVIDING FOR THE CREATION OF MOSQUITO ABATEMENT DISTRICT TWO AND THREE AND ESTABLISHING A BOARD IN THE PARISH OF LIVINGSTON, STATE OF LOUISIANA, AND L.P. ORDINANCE NO. 19-07 ADOPTED ON MARCH 14, 2019, AMENDING AND CLARIFYING THE BOUNDARIES OF MOSQUITO ABATEMENT DISTRICT TWO AND THREE, COMPRISING ALL THAT TERRITORY IN THE PARISH AS SET OUT HEREIN AND PROVIDING FOR OTHER MATTERS IN CONNECTION THEREWITH.

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

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

And the ordinance was declared adopted on the 8th day of August 2019.

(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. 5)

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The chair addressed agenda item 12, “Parish President’s Report:” and asked if there was anything from the Parish President’s Administration? Being advised in the negative, the chair moved to the next agenda item.

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The chair addressed agenda item 13, “Planning Commission Recommendations” and called upon Planning Director, Mr. Sam Digirolamo to present the items listed.

**LPR NO. 19-250**

MOTION was made by John Wascom and duly seconded by Maurice “Scooter” Keen to accept the recommendation of the Livingston Parish Planning Commission and **approve the preliminary site plan for New Southside Elementary and Junior High Campus,** located on Louisiana Highway 16, Section 38, T7S R3E, in Council District 4.

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

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

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

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**LPR NO. 19-251**

MOTION was made by Garry “Frog” Talbert and duly seconded by Jeff Averett to accept the recommendation of the Livingston Parish Planning Commission and **approve the waiver on the number of lots on a servitude for Jackie Pierson**, located on Pierson Lane, Section 18 & 19, T6S R6E, in Council District 9.

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

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

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

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The chair moved to agenda item 14, “Planning Department: Arbor Walk, 5<sup>th</sup> Filing”, and called upon Mr. Digirolamo once again who presented and explained these items.

**LPR NO. 19-252**

MOTION was made by Jeff Averett and duly seconded by Jeff Ard to accept the recommendation of the Livingston Parish Planning Department and **accept the road(s) and improvements into the maintenance system**, located in Arbor Walk, 5<sup>th</sup> Filing on Arbor Walk Drive, Section 25, T7S R3E, in Council District 6.

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

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

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

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**LPR NO. 19-253**

MOTION was made by Jeff Averett and duly seconded by Jeff Ard to accept the recommendation of the Livingston Parish Planning Department and **release the one hundred seventy seven thousand six hundred fifty nine dollars and three cents (\$177,659.03) maintenance bond**, located in Arbor Walk, 5<sup>th</sup> Filing on Arbor Walk Drive, Section 25, T7S R3E, in Council District 6.

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

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

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

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The chair and Councilman Garry Talbert requested that Mr. Digirolamo stay at the lectern as they both wished to move agenda item 19 up from its placement on the agenda. No one objected to this request.

The chair read agenda item number 19:

“Discussion and Resolution to petition Administration to send the commercial building located at 38108 LA Highway 16, Denham Springs, LA to the Planning Commission and then come before the Council and have their drainage impact study evaluated and any other ordinances that relate to commercial buildings be followed to the letter – Garry “Frog” Talbert”

Councilman Garry Talbert advised that a discussion was held on this item at the Council meeting two (2) weeks ago. He gave a brief account of what had transpired at that meeting. The Councilmembers had requested that the Parish attorney weigh in on the matter. Councilman Talbert felt that the Parish attorney thought that Permit office had possibly made an error. But there was no basic law on this. So, Councilman Talbert went and met with his personal attorney and received some case law that provided for vested rights for erroneously issued building permits that says that just because a parish makes a mistake, doesn't grant the recipient the right to that permit. He quoted several cases and their judgements. Based on these cases and their outcomes, there was plenty of case law represented to support the Council's request to stop and send this back to the Planning Commission, so that it may be posted, the people of Watson can go before the Planning Commission and speak and then come before the Council and speak. Whether the error occurred in Planning, or whether the error occurred in submission is irrelevant. That's why he felt that it was necessary for the Council to adopt the proposed resolution asking the Parish President to send it back to Planning so the people in the community have the right to voice their concerns related to the dormitory building at Premier Concrete.

The chair asked for Public input from the audience members.

Public input: Stephen Muller, resident of Ewe Lane, Council District 2

The chair stopped Mr. Muller's extended public input to make a statement and also requested to pose questions of Mr. Muller's statements.

The chair stated that it was apparent that there was an issue with the permitting process, but now, we are past that issue, to the effect that they have been permitted for a commercial building.

The chair asked Mr. Muller if he could be specific with what his issues are with that specific piece of development, being a commercial development within an already commercial development? Councilman Talbert tried to interject the chair and speak, but the chair wished to finish his statements. He continued to state that they all knew and understood that there was a major problem with the permitting process, the construction-to the best of the chairman's knowledge-was stopped, the current builder/developer met with Administration and they came to a resolution, being which they would follow every single requirement within the current commercial development ordinance, and he has not been given occupancy permitting yet (concurring this with Mr. Digirolamo). The chair continued to advise that it was the Parish President's Administration and the Parish Review Engineer's sole responsibility to review that ordinance to ensure this development is developed per the requirements of that ordinance. The chair stated that at the present time, construction was taking place at the site, and to the best of this knowledge, it was completely legal, within the requirements of the ordinance, and when it was over more inspections would be due and performed. The chair stated that regardless if it was intentional or not, the filing of this permit or not. The issue was recognized after that, it was rectified, and another permit had been reissued. The company has been authorized to continue construction; inspections are still being performed to ensure that it is being developed properly. The chair declared that he was interested in listening to the specific concerns that may have negative impact on the community and the residents of that area may have the opportunity to speak at the Planning Commission meeting, then upon the Planning Commission's recommendations that are placed on the Council's agenda and then their recommendation to the Council is forwarded to be placed on our next available agenda to be approved. In the chair's opinion, the Council was past that. He stressed how important it was to get this right and wanted anyone who spoke in Public input to be very specific in their concerns with this development.

Public input: Stephen Muller, wants conditional use and design standards of the property to be shown, concerned about traffic and transportation of the employees who would be staying in the dormitories, offered suggestions to better the operation of the concrete plant that would enhance the neighboring residents' and property owners' quality of life: resident of Council District 2

The chair stopped Mr. Muller and stated that they had already established that this concrete plant was in existence. He explained that building this dormitory will not affect the operation of the concrete plant and they should be sticking to the topic of their Public input, and not discussing the operation of the plant, but they should be discussing how it might negatively affect the area's neighbors, their drainage, their traffic, specific requirements of the ordinance, privacy (such as the fence). The chair stressed to everyone to please understand that if this issue did go to the Planning Commission for their review and recommendation, and the sign requirement was met, citizens were given their opportunity for public input and the owner of the property meets every requirement of the Code of Ordinances for this development, there is nothing that can stop this dormitory from being completed and built.

Councilman Tracy Girlinghouse wished to add that because this development did not go before the Planning Commission, which is part of the oversight that they rely upon as the Council, is circumvented. The other issue is giving the public the opportunity to speak on the issue and he thought they should be allowed to speak at this time for any amount and length of time that they wanted to.

Public input: Stephen Muller, resident of District 2: wished to clarify that the piece of property that the dormitory is sitting on is not part of the concrete plant but located on a different section of property on a map. He was not sure of the acreage and thought that it was drawn and mapped as a family partition.

Councilman Talbert interjected with his knowledge of the mapping diagram: He advised that an affidavit was signed on September 21, 2018 and notarized by Ms. Susan Abels and the address for the second residence on a piece of property for a family member was granted on September 26, 2018 with respect to placing an additional mobile home, so that's how they obtained the address on the second piece of property, not the property that the plant was on. Councilman Talbert wished to emphasize that it was located on an entirely different piece of property, to which the chair assented that the dormitory was built on a separate piece of property. Mr. Stephen Muller also concurred with those statements.

Public input: Stephen Muller: explained past ownership of the property and known usage of the property; wants an ordinance adopted that mandates reporting requirements that would document the persons that are working on Visas living in the migratory dormitory; make sure that the ownership adhere to the mandates decided upon; wants something in place for future migratory workers' dormitories so that no one is allowed to be "grandfathered in"

Councilman Talbert wished to state that he felt it was very important and wished to clarify for the Councilmembers to see a list of concerns that Mr. Muller has. There will be other residents coming who wish to speak who also have concerns, and part of the concern is that they have questions and things that they want to have addressed and the whole process has been bypassed. He continued to contend, that they--as a government--have allowed a business to bypass the process and give those people their voice. He sustained that they had all been told that if the project negatively impacts the health, safety and welfare of the community, we have the ability to stop it. There may be a court battle over it, but if negative impact can be shown and proven he felt that everyone would be able to affirm and vote no for the development to move forward.

Public input: Rebecca Roberts: resident of Baton Rouge, former resident of Livingston parish and property owner of adjoining rental/lease properties  
Cheryl Amarosa: resident of Greenbriar, questioned regulations and guidelines of buildings, homes and developments and what sort of oversight the Parish has when the people move in; what was the screening process of migratory workers (diseases brought in with them, lack of vaccinations, etc.); what happens if the property is sold? Will the Parish put something in place that will mandate what it will always have to be, never allowing it to change; what if they have extra space? Are they allowed to do whatever they want with that extra space? Can they rent out that extra space? Can they lease it to the government for families? Is there going to be anything in place to say what can go on in that facility???

The chair responded to her many questions and advised that the Livingston Parish Council is a governmental body that regulates the development of construction to ensure that it is developed and constructed properly. He indicated that there are many, many State Codes that are abided by as well.



The chair resolved that once someone had a piece of property and they owned that building, he ascertained that that owner was allowed to do as they wished as long as they were within the guidelines of the law.

Councilman Talbert addressed Ms. Amarosa and advised that he wished to make a point. He stated that this was the first time that a dormitory situation had come up in Livingston Parish and was unchartered waters for all of them. He recounted of research and reported about an ordinance that Lake County Florida had implemented specifically designed for this particular situation with many requirements. He also answered some of her many questions that she had posed earlier in her public input.

Councilman R.C. “Bubba” Harris advised Councilman Talbert that he had two (2) migrant dormitories located in his district. Councilman Talbert questioned where they were located. Councilman Harris advised that it was located off of Louisiana Highway 16 across from the Neighborhood Walmart. Councilman Talbert stated that there were other considerations as well to think about, such as the hotel/motel tax.

The chair allowed an open discussion

Public input: Gordon Courtney: resident of Holden, Council District 9  
Nicole Mullens: resident of Phillip Drive, Denham Springs, 70706, Council District 6

Public input: Shane Marler: builder, Marler Construction Company, East Ridge, Walker, 70785

The chair allowed Mr. Marler and Councilman Talbert to have an open discussion.

The chair requested that Councilman Talbert explain from the beginning when the permit originally issued was not accurate. Then, the development was shut down in March. Subsequently, Administration then re-issued the permit?

Councilman Talbert explained that in March he went and identified that the property in question should have been established as a commercial building and had not been before Planning. He was told that it was being developed and built as a residence and it was obviously not a residence. A residential permit was issued based on what the parish was told, upon notification that it issued that permit erroneously, a cease and desist letter was issued, and instead of following all of the regulations that you would normally follow on a commercial building, they just chose to issue the commercial permit after the Fire Marshal approved it, bringing the multi-family dormitory up to standard. The chair interrupted Councilman Talbert to request Mr. Digirolamo a question and asked if he could come to the lectern.

The chair sought to find out if after the commercial permit was issued, did the Parish go out to the property and conduct an inspection to ensure that the rest of the commercial ordinance was being followed? Mr. Digirolamo explained that would not be done until the final inspection. He then he stated that, No, they have not, to answer his question. From what Mr. Digirolamo had understood, they had met and took care of the Fire Marshal, so now they are working under a commercial permit and once that facility is complete, they will go out and do their inspection, before they will send a building inspector out to do a “CO”. They must fulfill the obligation in order to get the final inspection.

An open discussion was held regarding if a site plan had been submitted to the Parish.

Public input: Kevin Romig: resident of Watson, Council District 2: had many, many, many questions regarding the permitting process and the plans that should have been submitted to the Parish; questioned the Parish President’s absence at the Council meeting  
Charles Manelli: resident of Provision Lane in Denham Springs, builder and developer  
Bobby Achord: wired the electric on the building  
Sondra Richard and Danielle Maggio: residents of Watson  
Kevin Landreneau: attorney for Premier Concrete

The chair allowed Mr. Landreneau to respond and defend his client against complaints that had been made in Public input and also have an open debate with the Councilmembers.

The chair allowed a heated open discussion.

Public input: Bridgett Gilbert: resident of North College, Denham Springs, Council District 4

**LPR NO. 19-254**

MOTION was made by Garry “Frog” Talbert and duly seconded by Maurice “Scooter” Keen to request that the Parish President send the commercial building located at 38108 LA Highway 16, Denham Springs, LA to the Planning Commission so that a sign has to be posted and then come before the Livingston Parish Council for site plan review.

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

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

NAYS: MR. WASCOM, MR. HARRIS, MR. AVERETT, MR. LOBELL

ABSENT: NONE

ABSTAIN: NONE

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

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The chair called for a five (5) minute recess.

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The chair addressed agenda item 15, “Introduction of ordinance: Disclosure to prospective property owners regarding pump/grinder maintenance responsibilities” and called upon Council man R.C. “Bubba” Harris.

Councilman Harris called upon the Council clerk to read the proposed ordinance introduction by title.

The chair asked if there was any comment from the audience.

Public input: Eric Harrell, Council District 5

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

**L.P. ORDINANCE NO. 19-25**

AN ORDINANCE TO ADD SECTION 70-235, “NOTIFICATION AND DISCLOSURE OF PUMP/GRINDER SEWERAGE INSTALLATION”, OF THE CODE OF ORDINANCES OF LIVINGSTON PARISH BY MANDATING TO ANY PROSPECTIVE PURCHASER OF PROPERTY THE DISCLOSURE OF A PUMP/GRINDER SEWERAGE INSTALLATION AND THE REQUIREMENTS THEREOF.

**LPR NO. 19-255**

MOTION was offered by R.C. “Bubba” Harris and duly seconded by Jeff Ard to publish the ordinance by title in the Official Journal in accordance with the legal mandates and set a Public Hearing for Thursday, August 22, 2019 at the hour of six-thirty (6:30) 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. MACK, MR. WASCOM, MR. TALBERT, MR. HARRIS, MR. AVERETT, MR. LOBELL, MR. KEEN, MR. GIRLINGHOUSE, MR. ARD

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

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

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**LPR NO. 19-256**

MOTION was made by Tracy Girlinghouse and duly seconded by Maurice “Scooter” Keen to appoint Toni Dugas (resident of Council District 7) and Mike McNaughton (resident of Council District 3) as a new additional board member(s) to Gravity Drainage District No. 5, both newly created board appointment(s) will expire upon February 26, 2023.

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

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

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

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**LPR NO. 19-257**

MOTION was made by Maurice “Scooter” Keen and duly seconded by Jeff Ard to appoint Jeffrey Wale (resident of Council District 3) to fill the vacancy left by the untimely death of board member Jimmy Purvis (Council District 3) to Recreation District No. 3, to serve the remainder of this term which will expire upon February 23, 2020.

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

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

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

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The chair addressed agenda item 17, “Add King George Bay for consideration to the Capital Outlay/Priority Road List”.

Councilman Garry Talbert requested that Hunter Brooke located in Council District 2 also be added at this time for consideration, to which no one objected.

**LPR NO. 19-258**

MOTION was made by Tab Lobell and duly seconded by Jeff Averett to add for consideration the following roads to the 2019 Livingston Parish Road Improvement Program Road Analysis and Assessment – 3 Year Priority Road List as follows:

- King George Bay – Council District 8
- Hunter Brooke – Council District 2

**2019 LIVINGSTON PARISH ROAD IMPROVEMENT PROGRAM ROAD ANALYSIS AND ASSESSMENT – 3 YEAR PRIORITY LIST**

<u>Road Name</u>	<u>Council District</u>	<u>Priority Rank</u>	<u>Priority Score</u>	<u>LP Resolution Number</u>	<u>Date Adopted</u>
Spring Lake Drive (South Section)	1	1	Under contract	LPR NO. 17-396	December 14, 2017
Chapel Hill Drive	2	2	Under contract	LPR NO. 17-396	December 14, 2017
D’Evereaux Drive	2	3	Under contract	LPR NO. 17-396	December 14, 2017
Norfolk Drive	2	4	Under contract	LPR NO. 17-396	December 14, 2017

<b>R. Dawes Drive</b>	2	5	Under contract	LPR NO. 17-396	December 14, 2017
<b>Destrehan Avenue</b>	2	6	Under contract	LPR NO. 16-065	February 11, 2016
<b>Creek Haven Lane</b>	2	7	Under contract	LPR NO. 18-273 LPR NO. 17-396	September 13, 2018 December 14, 2017
<b>Creek Valley Drive</b>	3	8	Under contract	LPR NO. 17-396	December 14, 2017
<b>Clear Creek Drive</b>	3	9	Under contract	LPR NO. 17-396	December 14, 2017
<b>Creek Bend Avenue</b>	3	10	Under contract	LPR NO. 17-396	December 14, 2017
<b>Hollow Creek Court</b>	3	11	Under contract	LPR NO. 17-396	December 14, 2017
<b>Creek Hollow Court</b>	3	12	Under contract	LPR NO. 17-396	December 14, 2017
<b>Dixie Street</b>	4	13	Under contract	LPR NO. 17-396	December 14, 2017
<b>Woodland Street</b> (North Section)	4	14	Under contract	LPR NO. 17-396	December 14, 2017
<b>North Woodcrest</b>	4	15	Under contract	LPR NO. 18-273	September 13, 2018
<b>Summers Street</b>	4	16	Under contract	LPR No. 18-273	September 13, 2018
<b>Springhill Drive</b>	5	17	Under contract	LPR NO. 17-396	December 14, 2017
<b>Joe May Road</b> (North Section)	6	18	Under contract	LPR NO. 17-396	December 14, 2017
<b>Briar Oak Drive</b>	7	19	Under contract	LPR NO. 17-396	December 14, 2017
<b>Deerfield Drive</b>	7	20	Under contract	LPR NO. 17-396	December 14, 2017
<b>Winter Ridge Drive</b>	7	21	Under contract	LPR NO. 17-396	December 14, 2017
<b>Fawnwood Drive</b>	7	22	Under contract	LPR NO. 17-396	December 14, 2017
<b>River Highlands Drive</b>	8	23	Under contract	LPR NO. 17-396	December 14, 2017
<b>James Chapel Road</b> (West Section)	9	24	Under contract	LPR NO. 17-396	December 14, 2017
<b>James Chapel Road</b> (East Section)	9	25	Under contract	LPR NO. 17-396	December 14, 2017
South Satsuma Road (b/t Drakeford McMorris and I-12)	6	26	n/a	LPR NO. 15-215	August 13, 2015
Bonnie Bleu Drive	6	27	n/a (added twice)	LPR NO. 16-266 LPR NO. 18-216	July 24, 2016 July 12, 2018
Henry White Road	9	28	n/a	LPR NO. 16-086	February 25, 2016
Bull Run Road (South Section)	8	29	n/a	LPR NO. 17-052	January 26, 2017
Gum Swamp Road (North Section)	8	30	n/a	LPR NO. 17-052	January 26, 2017
George White Road	9	31	n/a	LPR NO. 16-086	February 25, 2016

(East Section)

Bull Run Road (North Section)	8	32	n/a	LPR NO. 17-052	January 26, 2017
Gum Swamp Road (South Section)	8	33	n/a	LPR NO. 17-052	January 26, 2017
George White Road (West Section)	9	34	n/a	LPR NO. 16-086	February 25, 2016
South Satsuma Road (b/t Perrilloux Road and Drakeford McMorris)	6	35	n/a	LPR NO. 15-215	August 13, 2015
Wagner Road (West Section)	9	36	n/a	LPR NO. 17-052	January 26, 2017
Caraway Road	2	37	n/a	LPR NO. 15-095	March 17, 2015
Perkins Road South	3	38	n/a	LPR NO. 15-095	March 17, 2015
South Satsuma Road (b/t LA 42 and Perrilloux Road)	6	39	n/a	LPR NO. 15-215	August 13, 2015
Perkins Road North	2	40	n/a	LPR NO. 15-095	March 17, 2015
Henry Road (North Section)	8	41	n/a	LPR NO. 15-086	March 12, 2015
Pine Street	9	42	n/a	LPR NO. 16-199	May 26, 2016
Debbie Lane	5	43	n/a	LPR NO. 15-305	December 3, 2015
Pine Bluff Road	4	44	n/a	LPR NO. 17-052	January 26, 2017
Harris Road	5	45	n/a	LPR NO. 16-044	January 28, 2016
Ball Park Road	7	46	n/a	LPR NO. 15-215	August 13, 2015
Sidney Woods Road	9	47	n/a	LPR NO. 16-086	February 25, 2016
Jason Drive	4	48	n/a	LPR NO. 17-052	January 26, 2017
Wagner Road (East Section)	9	49	n/a	LPR NO. 17-052	January 26, 2017
Old CC Road (formerly known as Slaughter Pen Road)	9	50	n/a	LPR NO. 16-086	February 25, 2016
Peak Lane	7	51	n/a	LPR NO. 15-215	August 23, 2015
Crain Road	9	52	n/a	LPR NO. 17-052	January 26, 2017
Desert Willow Avenue	4	53	n/a	LPR NO. 17-016	January 12, 2017
John Barber Road	9	54	n/a	LPR NO. 16-086	February 25, 2016
Hillon Hood Road	5	55	n/a	LPR NO. 16-044	January 28, 2016
Greystone Drive	5	56	n/a	LPR NO. 15-305	December 3, 2015
Timberwood Drive	7	57	n/a	LPR NO. 15-215	August 13, 2015

Springlake Drive (North Section)	1	58	n/a	LPR NO. 16-086	February 25, 2016
Woodland Street (South Section)	4	59	n/a	LPR NO. 17-396	December 14, 2017
Pete Smith Road	9	60	n/a	LPR NO. 16-086	February 25, 2016
Charles Holden Road	9	61	n/a	LPR NO. 16-086	February 25, 2016
Nature’s Way	1	62	n/a	LPR NO. 16-086	February 25, 2016
Live Oak Village Road	2	63	n/a	LPR NO. 15-305	December 3, 2015
Christopher Drive	7	64	n/a	LPR NO. 17-052	January 26, 2017
Sunset Lane/Ballard Lane	7	65	n/a	LPR NO. 16-065	February 11, 2016
Leader Road	8	66	n/a	LPR NO. 17-052	January 26, 2017
Henry Road (South Section)	8	67	n/a	LPR NO. 15-086	March 12, 2015
West Anne Drive	7	68	n/a	LPR NO. 17-052	January 26, 2017
South Anne Drive	7	69	n/a	LPR NO. 17-052	January 26, 2017
North Achord Road	1	70	n/a	LPR NO. 15-167	June 11, 2015
Canyon Road	5	71	n/a	LPR NO. 15-305	December 3, 2015
Luke Lane	7	72	n/a	LPR NO. 17-052	January 26, 2017
Sandra Drive	7	73	n/a	LPR NO. 17-052	January 26, 2017
Maxwell Drive	7	74	n/a	LPR NO. 17-052	January 26, 2017
Lynn Street	7	75	n/a	LPR NO. 15-095	March 17, 2015
Herman Ernest Road (Phase 2 – Off of Caraway)	2	76	n/a	LPR NO. 15-215	August 13, 2015
Kingfisher Street	2	77	n/a	LPR NO. 17-055	February 9, 2017
Karli Lane (Phase 2 – Off of Ross Trail/Wagner Road)	9	78	n/a	LPR NO. 15-215	August 13, 2015
Olah Lane	9	79	n/a	LPR NO. 17-052	January 26, 2017
Bush Lane	2	80	n/a	LPR NO. 16-044	January 28, 2016

<b><u>Roads that are nominated for consideration to amend the Priority List</u></b>	<b>Council District</b>	<b>Priority Score</b>	<b>Resolution Number</b>	<b>Resolution Date of Adoption</b>
North Doyle Road	1	tbs	LPR NO. 17-092	March 9, 2017
McLin Road	1	tbs	LPR NO. 17-092	March 9, 2017
Cedar Street	1	tbs	LPR No. 18-041	February 8, 2018
Sims Road	2	tbs	LPR NO. 17-266	August 10, 2017
Dunn Road	3	tbs	LPR NO. 17-275	August 24, 2017
Clinton Allen Road	3	tbs	LPR NO. 18-245	August 9, 2018

Cottonwood Drive	4	tbs	LPR NO. 17-092	March 9, 2017
Brookfield Drive	4	tbs	LPR NO. 18-158	May 10, 2018
Carolyn Avenue	4	tbs	LPR NO. 18-158	May 10, 2018
Summers Street	4	tbs	LPR NO. 18-158	May 10, 2018
Sharon Street	4	tbs	LPR NO. 18-158	May 10, 2018
North Woodcrest Avenue	4	tbs	LPR NO. 18-158	May 10, 2018
Canterbury Avenue	6	tbs	LPR NO. 18-015	January 11, 2018
New Port Drive	6	tbs	LPR NO. 18-015	January 11, 2018
Balmoral Drive	6	tbs	LPR NO. 18-015	January 11, 2018
Timberlake Drive	6	tbs	LPR NO. 18-015	January 11, 2018
Shady Hollow Drive	6	tbs	LPR NO. 18-015	January 11, 2018
Timber Ridge Drive	6	tbs	LPR NO. 18-015	January 11, 2018
Alder Drive	6	tbs	LPR NO. 18-015	January 11, 2018
Stonehenge Drive (Westminster Subdivision)	6	tbs	LPR NO. 18-216	July 12, 2018
Abbey Lane (Westminster Subdivision)	6	tbs	LPR NO. 18-216	July 12, 2018
Coronation Drive (Westminster Subdivision)	6	tbs	LPR NO. 18-216	July 12, 2018
Buckingham Avenue (Westminster Subdivision)	6	tbs	LPR NO. 18-216	July 12, 2018
Windsor Avenue (Westminster Subdivision)	6	tbs	LPR NO. 18-216	July 12, 2018
Hampton Court (Westminster Subdivision)	6	tbs	LPR NO. 18-216	July 12, 2018
Wimbledon Drive (Westminster Subdivision)	6	tbs	LPR NO. 18-216	July 12, 2018
Big Ben Drive (Westminster Subdivision)	6	tbs	LPR NO. 18-216	July 12, 2018
Parliament Drive (Westminster Subdivision)	6	tbs	LPR NO. 18-216	July 12, 2018
Parkwood Drive (Woodland Crossing)	6	tbs	LPR NO. 18-216	July 12, 2018
Greenwood Drive (Woodland Crossing)	6	tbs	LPR NO. 18-216	July 12, 2018
Havenwood Drive (Woodland Crossing)	6	tbs	LPR NO. 18-216	July 12, 2018
Hollyridge Drive (Woodland Crossing)	6	tbs	LPR NO. 18-216	July 12, 2018
Glenbrooke Drive (Woodland Crossing)	6	tbs	LPR NO. 18-216	July 12, 2018
Mulberry Drive (Woodland Crossing)	6	tbs	LPR NO. 18-216	July 12, 2018
Hazelwood Drive (Woodland Crossing)	6	tbs	LPR NO. 18-216	July 12, 2018
Willow Wood Drive (Woodland Crossing)	6	tbs	LPR NO. 18-216	July 12, 2018
Burlwood Avenue (Woodland Crossing)	6	tbs	LPR NO. 18-216	July 12, 2018
Poplar Glen Drive (Woodland Crossing)	6	tbs	LPR NO. 18-216	July 12, 2018
Bonnie Bleu Drive (Woodland Crossing)	6	tbs	LPR NO. 18-216	July 12, 2018
Robindale Drive (Woodland Crossing)	6	tbs	LPR NO. 18-216	July 12, 2018
Millstone Drive (Woodland Crossing)	6	tbs	LPR NO. 18-216	July 12, 2018
Cottonwood Court (Woodland Crossing)	6	tbs	LPR NO. 18-216	July 12, 2018
Avondale Court (Woodland Crossing)	6	tbs	LPR NO. 18-216	July 12, 2018
Silverwood Court (Woodland Crossing)	6	tbs	LPR NO. 18-216	July 12, 2018
Maplewood Drive (Woodland Crossing)	6	tbs	LPR NO. 18-216	July 12, 2018
Sprucewood Drive (Woodland Crossing)	6	tbs	LPR NO. 18-216	July 12, 2018
Pinebrook Drive (Woodland Crossing)	6	tbs	LPR NO. 18-216	July 12, 2018
Mimosa Drive (Woodland Crossing)	6	tbs	LPR NO. 18-216	July 12, 2018
Bell Wood Drive (Woodland Crossing)	6	tbs	LPR NO. 18-216	July 12, 2018
Palmwood Drive (Woodland Crossing)	6	tbs	LPR NO. 18-216	July 12, 2018

Ribbonwood Drive (Woodland Crossing)	6	tbs	LPR NO. 18-216	July 12, 2018
Buffwood Drive (Woodland Crossing)	6	tbs	LPR NO. 18-216	July 12, 2018
Sagewood Drive (Woodland Crossing)	6	tbs	LPR NO. 18-216	July 12, 2018
Wynnewood Avenue (Woodland Crossing)	6	tbs	LPR NO. 18-216	July 12, 2018
Myrtle Wood Court (Woodland Crossing)	6	tbs	LPR NO. 18-216	July 12, 2018
Bronzewood Avenue (Woodland Crossing)	6	tbs	LPR NO. 18-216	July 12, 2018
Birchwood Court (Woodland Crossing)	6	tbs	LPR NO. 18-216	July 12, 2018
Mirkwood Court (Woodland Crossing)	6	tbs	LPR NO. 18-216	July 12, 2018
Jimmy Drive (Woodland Crossing)	6	tbs	LPR NO. 18-216	July 12, 2018
Duff Road	7	tbs	LPR NO. 18-345	November 8, 2018
Texas Street	1	tbs	LPR NO. 18-345	November 8, 2018
Fountain View Drive (Spring Lake subdivision)	1	tbs	LPR NO. 18-345	November 8, 2018
Ruby Lake Drive (Spring Lake subdivision)	1	tbs	LPR NO. 18-345	November 8, 2018
Diamond Lake Drive (Spring Lake subdivision)	1	tbs	LPR NO. 18-345	November 8, 2018
Garnet Lake Drive (Spring Lake subdivision)	1	tbs	LPR NO. 18-345	November 8, 2018
Lake Terrace Drive (Spring Lake subdivision)	1	tbs	LPR NO. 18-345	November 8, 2018
Sapphire Drive (Spring Lake subdivision)	1	tbs	LPR NO. 18-345	November 8, 2018
Rosemont Avenue (South Point Subdivision)	5	tbs	LPR NO. 18-362	December 6, 2018
Meadow Wood Boulevard	4	tbs	LPR NO. 18-380	December 20, 2018
Myrtle Street	4	tbs	LPR NO. 18-380	December 20, 2018
Phillip Richardson Road	8	tbs	LPR NO. 18-380	December 20, 2018
Richardson Lane	8	tbs	LPR NO. 18-380	December 20, 2018
Swamp Drive (Remainder of what did not get completed from previous overlay)	8	tbs	LPR NO. 18-380	December 20, 2018
Parkway Drive in South Haven Subdivision	6	tbs	LPR NO. 19-041	January 24, 2019
Dutch Lane	8	tbs	LPR NO. 19-041	January 24, 2019
Remainder of Swamp Drive	8	tbs	LPR NO. 19-041	January 24, 2019
Cedar Street	8	tbs	LPR NO. 19-041	January 24, 2019
Beregi Street	9	tbs	LPR NO. 19-041	January 24, 2019
Elsie Lane (formerly known as Lowe Lane)	9	tbs	LPR NO. 19-041	January 24, 2019
Cheryl Drive (between Arlene Drive and Cheray Drive)	2	tbs	LPR NO. 19-136	April 25, 2019
Melrose Avenue (Richmond Place Subdivision)	2	tbs	LPR NO. 19-136	April 25, 2019
Cooper Street	6	tbs	LPR NO. 19-173	May 23, 2019
King George Bay	8	tbs	LPR NO. 19-258	August 8, 2019
Hunter Brooke	2	tbs	LPR NO. 19-258	August 8, 2019

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

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

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

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The chair addressed agenda item 18, “Approve waiver on setback located in Plantation Park subdivision for Dan Jones in Council District 5” and advised that this was located in Councilman R.C. “Bubba” Harris’s District.

Councilman Harris advised that this constituent contacted him about a lot that he owned in Plantation Park subdivision. He explained that it is an older subdivision and there may be only three (3) lots left in the entire subdivision. The rest of the homes are built with the previous setback ordinance requirements that were recently amended by the Councilmembers. Mr. Jones has requested consideration to be granted a waiver on the newly adopted setback ordinance and allow him to follow the old ordinance as the rest of the subdivision had followed previously and built upon. Mr. Harris explained that if Mr. Jones had to abide by the new setbacks, he would not be able to build his home.

Councilman Talbert questioned Mr. Digirolamo in the audience on firewall protection . Mr. Digirolamo gave some history on the age of the development. He felt that the development was built before the Parish had setback rules.

**LPR NO. 19-259**

MOTION was made by R.C “Bubba” Harris and duly seconded by Garry “Frog” Talbert to approve a waiver on the setback located in Plantation Park for Dan Jones in Council District 5.

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

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

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

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The chair addressed agenda item number 20, “Introduction of ordinance: Add Section to the Code of Ordinances establishing penalties and revocation of permits for falsifying and misrepresentation of Livingston Parish Permit applications” and called upon Councilman Maurice “Scooter” Keen.

Councilman Keen explained the reasons why he needed to introduce this ordinance and requested that the Council clerk read the ordinance by title.

The chair asked Mr. Digirolamo what the Parish had in place now when this happens, how does it work? He inquired if a cease and desist order was issued on the previously discussed permit? Mr. Digirolamo asked if he was referring to the Premier Concrete? The chair answered in the affirmative. Mr. Digirolamo confirmed that he has the authority to carry out cease and desist demand letters. He continued to explain the manner in which Premier Concrete’s issue had been handled by Administration, and the chair advised that was not necessary.

Councilman Keen interjected and stated that Mr. Digirolamo absolutely already had that authority, he continued to explain that the difference now is, if you are in violation you will have to go back to the beginning of the permitting process.

Councilman John Wascom questioned the violation and penalty paragraph of the ordinance. The chair allowed an open discussion. Councilman Keen stated that the severity could be negotiated, but there must be somewhat of a punitive measure in place that would hinder anyone from waywardness. The chair allowed an open discussion regarding who would enforce the ordinance.

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

**L.P. ORDINANCE NO. 19-26**

AN ORDINANCE TO AMEND ARTICLE I, "IN GENERAL", OF CHAPTER 2, "ADMINISTRATION", OF THE CODE OF ORDINANCES OF LIVINGSTON PARISH, BY ADDING SECTION 2-25, "FALSIFYING AND MISREPRESENTATION OF PERMIT APPLICATIONS", BY ESTABLISHING PENALTIES AND REVOCATION THEREOF.

**LPR NO. 19-260**

MOTION was offered by Maurice "Scooter" Keen and duly seconded by R.C. "Bubba" Harris to publish the ordinance by title in the Official Journal in accordance with the legal mandates and set a Public Hearing for Thursday, August 22, 2019 at the hour of six-thirty (6:30) 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. MACK, MR. TALBERT, MR. HARRIS, MR. LOBELL, MR. KEEN, MR. GIRLINGHOUSE, MR. ARD

NAYS: MR. WASCOM, MR. AVERETT

ABSENT: NONE

ABSTAIN: NONE

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

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The chair addressed agenda item 21, "Discussion and adoption of a resolution to authorize waiver(s) and variance(s) for L.P. 19-03, adopted on January 24, 2019, Amending Section 13-57 "Drainage/Drainage impact study" of the Code of Ordinances that prohibits subsurface drainage" and summarized this item by explaining that there is an ordinance in place that states if you are in a subdivision with open ditches, you are not allowed to put subsurface drainage in there. The individuals listed on the agenda have asked for a waiver of this ordinance. The chair asked Mr. Al Giraud, Parish Legal Counsel representing on behalf of Mr. Moody, if the Councilmembers could vote on all requests at once, or did they need to done separately? Mr. Giraud advised that they needed to be voted upon separately.

Councilman R.C. "Bubba" Harris wished to explain agenda items 21 a and b:

- a. Kristie Allen – 10997 Hemlock Court, Denham Springs, LA 70726
- b. Jackie Grisaffe - 10965 Hemlock Court, Denham Springs, LA 70726

The chair allowed the Councilmembers to have an open discussion and ask Councilman Harris questions. He answered to their satisfaction and also recommended that they adopt a resolution in favor of allowing subsurface drainage installation at these two (2) addresses located in his Council district.

**LPR NO. 19-261**

MOTION was made by R.C "Bubba" Harris and duly seconded by Tracy Girlinghouse to approve a waiver and authorize a variance for L.P. 19-03, adopted on January 24, 2019, Amending Section 13-57 "Drainage/Drainage impact study" of the Code of Ordinances that prohibits subsurface drainage for the following:

**Kristie Allen – 10997 Hemlock Court, Denham Springs, LA 70726 located in Council District 5  
Oak Ridge Subdivision**

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

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

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

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**LPR NO. 19-262**

MOTION was made by R.C “Bubba” Harris and duly seconded by John Wascom to approve a waiver and authorize a variance for L.P. 19-03, adopted on January 24, 2019, Amending Section 13-57 “Drainage/Drainage impact study” of the Code of Ordinances that prohibits subsurface drainage for the following:

**Jackie Grisaffe - 10965 Hemlock Court, Denham Springs, LA 70726 located in Council District 5 Oak Ridge Subdivision**

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

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

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

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**LPR NO. 19-263**

MOTION was made by R.C “Bubba” Harris and duly seconded by Tracy Girlinghouse to approve a waiver and authorize a variance for L.P. 19-03, adopted on January 24, 2019, Amending Section 13-57 “Drainage/Drainage impact study” of the Code of Ordinances that prohibits subsurface drainage for the following:

**Bob Dupuy – 25045 Plantation Avenue, Denham Springs, LA 70726 located in Council District 5 Plantation Estates Subdivision**

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

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

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

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**LPR NO. 19-264**

MOTION was made by Jeff Averett and duly seconded by R.C “Bubba” Harris to approve a waiver and authorize a variance for L.P. 19-03, adopted on January 24, 2019, Amending Section 13-57 “Drainage/Drainage impact study” of the Code of Ordinances that prohibits subsurface drainage for the following:

**Terry Bowman – 13976 Glen Ellis Road, Walker, LA 70785 located in Council District 6 Pineview Subdivision**

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

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

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

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The chair addressed agenda item 22, "District Attorney's Report". Mr. Giraud advised that he did not have anything to report at this time.

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The chair addressed agenda item 23a, Committee Report(s): Ordinance Committee and called upon Councilman Garry "Frog" Talbert. Councilman Talbert advised that the committee did not meet.

Councilman Tracy Girlinghouse addressed agenda item 23b, "Finance Committee" and advised there was nothing to report.

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The chair addressed agenda item 24a, "Discuss the August 10, 2019 Amite River clean-up", and called upon Councilman Jeff Ard.

Councilman Ard advised that he had spoken earlier that day with the coordinator of the event, and she confirmed that everyone would meet Fred's on the Amite River. There, they would have a kick-off meeting at nine o'clock (9:00) a.m. giving instruction and directions of the coordination of the day's events. She indicated that there were fifty (50) boats that had registered so far and signed on to volunteer with the Livingston Chapter. Ascension Parish is also coordinating with this event, and the Livingston Parish Sheriff's office is also participating. Councilman Ard also conveyed that Ascension Parish had worked earlier that day on the cleanup of the Diversion Canal and denoted that these were two (2) really big significant days of river cleanup between our parishes.

Councilman Jeff Averett stated that St. James would be having volunteers doing river cleanup from Blind River at Highway 61 back toward Blind River Bar, and Livingston would do from the Black Lake Club area, downriver, to back up Blind River, in the canals and in between.

Councilmen Jeff Averett, Jeff Ard and Maurice "Scooter" Keen commended these volunteers for their help in this vast community outreach.

Councilman Ard advised the public that if you had not signed up for this event yet and wished to still volunteer, it was not too late, you could arrive at nine o'clock (9:00) a.m. at Fred's on the Amite River and the coordinators will advise you where help is needed and where to put your boat in at.

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Having no further business, a motion to adjourn was requested until the next regular meeting scheduled on Thursday, August 22, 2019, at the hour of six-thirty (6:30) p.m. in Livingston, Louisiana.

**LPR NO. 19-265**

MOTION was offered by Jeff Averett and duly seconded by Jeff Ard to adjourn the August 8, 2019 regular meeting of the Livingston Parish Council.

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

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

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

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

/s/ Shane Mack  
Shane Mack, Council Chairman