

**Minutes of the Livingston Parish Council
Livingston, Louisiana
January 28, 2021**

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, January 28, 2021, at the hour of six o'clock (6:00) p.m. with the following Livingston Parish Council members present:

Jeff Ard
Maurice "Scooter" Keen
John Wascom
R.C. "Bubba" Harris

Gerald McMorris
Tracy Girlinghouse
Randy Delatte
Shane Mack

Garry Talbert

Also, present: Layton Ricks, Parish President
Christopher Moody, Parish legal counsel

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

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

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

The chair addressed agenda item 8, "Adoption of the Minutes from the January 14, 2021 regular meeting of the Livingston Parish Council".

LPR NO. 21-029

MOTION was made by Tracy Girlinghouse and duly seconded by Jeff Ard to dispense with the reading of the minutes from the January 14, 2021 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. GIRLINGHOUSE, MR. MACK, MR. KEEN, MR. WASCOM, MR. ARD,
MR. TALBERT, MR. HARRIS, MR. MCMORRIS, MR. DELATTE

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

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

The chair addressed agenda item number 9, "A Resolution authorizing Ward Two Water District, Parish of Livingston, State of Louisiana to proceed with the issuance and delivery of its not to exceed Fifteen Million Dollars (\$15,000,000) of Water Revenue Refunding Bonds, in one or more series; and otherwise providing with respect thereto" and called upon Mr. Jim Ryan, Parish Financial Advisor.

Mr. Ryan thanked the chairman and wished to acknowledge Mr. Ben Bankston of Crews and Associates who was also in attendance for this agenda item. Mr. Ryan wanted to recognize Crews and Associates and gave a brief overview of how underwriters are the initiates that discover when refinancing is beneficial by monitoring the market every day and create a spread sheet to determine if it will work or not work. He explained that Crews and Associates had been underwriting for the Parish for approximately twenty (20) years and had been doing an outstanding job helping the Parish save money.

Mr. Ryan narrated what necessitated the proposed resolution, and how much money would be saved by refinancing the bonds.

PARISH COUNCIL OF THE PARISH OF LIVINGSTON, STATE OF LOUISIANA

The following Resolution was offered by Maurice “Scooter” Keen and seconded by Tracy Girlinghouse:

L.P. RESOLUTION NO. 21-030

A Resolution authorizing Ward Two Water District, Parish of Livingston, State of Louisiana to proceed with the issuance and delivery of its not to exceed Fifteen Million Dollars (\$15,000,000) of Water Revenue Refunding Bonds, in one or more series; and otherwise providing with respect thereto.

WHEREAS, as required by Article VI, Section 15 of the Constitution of the State of Louisiana of 1974, as amended, and La. R.S. 33:1415, it is now the desire of the Parish Council of the Parish of Livingston, State of Louisiana, as the governing authority (the “*Governing Authority*”) of the Parish of Livingston, State of Louisiana (the “*Parish*”) to approve the issuance and delivery of not to exceed Fifteen Million Dollars (\$15,000,000) of Water Revenue Refunding Bonds, in one or more series (the “*Bonds*”), by Ward Two Water District, Parish of Livingston, State of Louisiana (the “*District*”), the proceeds of which will be used by the District to (i) refund all or a portion of the District’s Series 2010 Bonds, the Series 2011 Bonds, the Series 2012B Bonds and the Series 2012D Bonds, and (ii) pay the costs of issuing the Bonds.

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

SECTION 1. In compliance with the provisions of Article VI, Section 15 of the Constitution of the State of Louisiana of 1974, as amended, and La. R.S. 33:1415, and in accordance with the request of the Board of Commissioners of the District, the Governing Authority approves the issuance and delivery of not to exceed Fifteen Million Dollars (\$15,000,000) of Water Revenue Refunding Bonds of the District, in one or more series. The Bonds shall bear interest at a fixed rate or rates not exceeding five percent (5.00%) per annum, shall mature no later than April 1, 2032, and shall be issued under the authority of Chapters 14 and 14-A of Title 39 of the Louisiana Revised Statutes of 1950, as amended, and other constitutional and statutory authority, or such other authority as may be determined by resolution at the time of the issuance of the Bonds.

SECTION 2. The Parish President and Parish Council are hereby authorized and directed to do any and all things necessary and incidental to carry out the provisions of this Resolution and to assist the District in carrying out its functions in connection with the financing.

SECTION 3. This Resolution shall become effective immediately.

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

YEAS: MR. GIRLINGHOUSE, MR. KEEN, MR. MACK, MR. WASCOM, MR. ARD,
MR. TALBERT, MR. HARRIS, MR. MCMORRIS, MR. DELATTE

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 28th day of January, 2021.



Sandy C. Teal, Council Clerk



Garry Talbert, Council Chairman

**STATE OF LOUISIANA
PARISH OF LIVINGSTON**

I, the undersigned Clerk of the Parish Council of the Parish of Livingston, State of Louisiana (the “*Parish Council*”) do hereby certify that the foregoing constitutes a true and correct copy of a Resolution adopted by the Parish Council on January 28, 2021, authorizing Ward Two Water District, Parish of Livingston, State of Louisiana to proceed with the issuance and delivery of its not to exceed Fifteen Million Dollars (\$15,000,000) of Water Revenue Refunding Bonds, in one or more series; and otherwise providing with respect thereto.

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

IN FAITH WHEREOF, witness my official signature and the impress of the official seal of said Parish Council of the Parish of Livingston, State of Louisiana on this 28th day of January, 2021.

\s\ Sandy C. Teal

Sandy C. Teal, Council Clerk

The chair addressed agenda item number 10, “A Resolution authorizing Livingston Parish Sewer District to proceed with the issuance and delivery of its not to exceed Thirteen Million One Hundred Fifty Thousand Dollars (\$13,150,000) of Revenue Refunding Bonds, in one or more series; and otherwise providing with respect thereto”.

The chair once again called upon Mr. Jim Ryan, Parish Financial Advisor.

Mr. Ryan gave explanation of the proposed resolution and the savings that refinancing would bring. He also answered questions from the Council members.

PARISH COUNCIL OF THE PARISH OF LIVINGSTON, STATE OF LOUISIANA

The following Resolution was offered by Jeff Ard and seconded by Maurice “Scooter” Keen:

L.P. RESOLUTION NO. 21-031

A Resolution authorizing Livingston Parish Sewer District to proceed with the issuance and delivery of its not to exceed Thirteen Million One Hundred Fifty Thousand Dollars (\$13,150,000) of Revenue Refunding Bonds, in one or more series; and otherwise providing with respect thereto.

WHEREAS, as required by Article VI, Section 15 of the Constitution of the State of Louisiana of 1974, as amended, and La. R.S. 33:1415, it is now the desire of the Parish Council of the Parish of Livingston, State of Louisiana, as the governing authority (the “*Governing Authority*”) of the Parish of Livingston, State of Louisiana (the “*Parish*”) to approve the issuance and delivery of not to exceed Thirteen Million One Hundred Fifty Thousand Dollars (\$13,150,000) of Revenue Refunding Bonds, in one or more series (the “*Bonds*”), by Livingston Parish Sewer District (the “*District*”), the proceeds of which will be used by the District to (i) refund all or a portion of the Series 2012 Bonds; (ii) fund a Reserve Fund or purchasing a debt service reserve fund surety, if necessary; and (iii) pay the costs of issuance of the Bonds, including the premium of a bond insurance policy, if necessary.

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

SECTION 1. In compliance with the provisions of Article VI, Section 15 of the Constitution of the State of Louisiana of 1974, as amended, and La. R.S. 33:1415, and in accordance with the request of the Board of Commissioners of the District, the Governing Authority approves the issuance and delivery of not to exceed Thirteen Million One Hundred Fifty Thousand Dollars (\$13,150,000) of Revenue Refunding Bonds of the District. The Bonds shall bear interest at a fixed rate or rates not exceeding five percent (5.00%) per annum, shall mature no later than March 1, 2042, and shall be issued under the authority of Chapters 14 and 14-A of Title 39 of the Louisiana Revised Statutes of 1950, as amended, and other constitutional and statutory authority, or such other authority as may be determined by resolution at the time of the issuance of the Bonds.

SECTION 2. The Parish President and Parish Council are hereby authorized and directed to do any and all things necessary and incidental to carry out the provisions of this Resolution and to assist the District in carrying out its functions in connection with the financing.

SECTION 3. This Resolution shall become effective immediately.

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

YEAS: MR. GIRLINGHOUSE, MR. KEEN, MR. MACK, MR. WASCOM, MR. ARD,
MR. TALBERT, MR. HARRIS, MR. MCMORRIS, MR. DELATTE

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 28th day of January, 2021.

\s\ Sandy C. Teal

Sandy C. Teal, Council Clerk

\s\ Garry Talbert

Garry Talbert, Council Chairman

**STATE OF LOUISIANA
PARISH OF LIVINGSTON**

I, the undersigned Clerk of the Parish Council of the Parish of Livingston, State of Louisiana (the "*Parish Council*") do hereby certify that the foregoing constitutes a true and correct copy of a Resolution adopted by the Parish Council on January 28, 2021, authorizing Livingston Parish Sewer District to proceed with the issuance and delivery of its not to exceed Thirteen Million One Hundred Fifty Thousand Dollars (\$13,150,000) of Revenue Refunding Bonds, in one or more series; and otherwise providing with respect thereto.

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

IN FAITH WHEREOF, witness my official signature and the impress of the official seal of said Parish Council of the Parish of Livingston, State of Louisiana on this 28th day of January, 2021.

\s\ Sandy C. Teal

Sandy C. Teal, Council Clerk

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

Parish President Layton Ricks advised that he did not have anything to report that evening. He stated that everything was good in the Parish right now.

The chair addressed agenda item number 12a, " Livingston Parish Grants Section – Steve Kistler: Local Government Assistance Program (LGAP) Fiscal Year 2020-2021 application submittal - Approve submission of application" and called upon Mr. Steve Kistler, Parish Grant Writer.

Mr. Kistler reported that funds had been made available to the Parish through the local grant program in the amount of fifty-eight thousand eight hundred dollars (\$58,800.00). He advised that the money would be used to replace the HVAC systems for the DPW building and the Animal Control building. He advised that these systems were aging and the cost to keep them running is rising. He also explained that these systems had no efficiency, whereby the use and installation of window units were necessary to keep the buildings cool. He stated that the Parish did not have to meet a match for this grant, it would be of no costs to the Parish. Secondly, he explained in detail the proposal to modify the HVAC system in the Governmental-DMV Building. Lastly, Mr. Kistler stated that they were intending to purchase portable radios to be distributed to first responders (fire, police) to enhance communication. He requested approval from the Council members to submit the application of the grant.

LPR NO. 21-032

MOTION was made by Randy Delatte and duly seconded by John Wascom to approve the submission of the Local Government Assistance Program (LGAP) Fiscal Year 2020-2021 application for Livingston Parish to purchase emergency response radios that will be issued to parish-wide first responders, including fire and police personnel; and also providing funding to modify the HVAC system at the at the Department of Motor Vehicles building and purchase and replace aging HVAC systems at the Department of Public Works and the Animal Control Building.

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

YEAS: MR. GIRLINGHOUSE, MR. MACK, MR. KEEN, MR. WASCOM, MR. ARD,
MR. TALBERT, MR. HARRIS, MR. MCMORRIS, MR. DELATTE

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

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

The chair addressed agenda item number 13, “Consideration to rescind LPR NO. 21-012 adopted on January 14, 2021 at a regular meeting of the Livingston Parish Council – Tracy Girlinghouse
Berry Ridge Subdivision Robert Barrilleaux
Revised Preliminary Plat w/Waivers
Fayard Road Section 23, T7S R6E Council District 8”.

The chair briefly explained what happened at the last meeting when the vote for this agenda item was taken. He advised that he would open the floor for discussion.

Public input: Greg Acres, attorney representing Dynamic Development Group, LLC
Clay Barrilleaux, engineer and developer of Berry Ridge Subdivision

Mr. Acres advised that he represented Dynamic Development Group, LLC, the developer of Berry Ridge, and he appreciated the explanation that had been given of why this had been placed on the agenda as it had been unclear to him. He requested and urged that whatever action that may be taken on this agenda item, would be done pursuant to all the proper parliamentary procedures. Mr. Acres wanted the Council members to know and take under advisement that since the waiver was granted at the January 14th meeting, Dynamic Development has incurred over ten thousand dollars (\$10,000.00) in expenses that was reliant on the waiver. He continued to explain that if any action is taken that evening to turn their reliance to their detriment, it will be something that they will suffer. Mr. Acres stated that was not nearly as important than what was at the crux of the issue, which was the drainage, not only for the proposed Berry Ridge Development, but also for its immediate surrounding neighbors.

Mr. Acres advised that he was not able to attend the January 14th meeting, but did watch the video, and saw that several Council members did bring up several issues and thought that they were all properly addressed, but since they were there that evening to further the discussion that was in some ways kind of cut off before matters were handled, that’s all he had at that time, pending what issues come from further discussion that would be sought by any Council members.

The chair asked if there were any further comment. Councilman Shane Mack requested to speak. Councilman Mack stated that at the last meeting the reason he voted no was because he wasn’t sure that if the curb and gutter were removed and allowed subsurface drainage, that it would actually enhance the drainage of the subdivision. He explained his perception of how curb and gutter functioned and past assessments that he had encountered of other drainage issues with this type of developments.

Mr. Clay Barrilleaux wished to comment on Councilman Mack’s question. He explained why it was his preference to develop without curb and gutter, with maintenance being critical. He stated his past experiences with curb and gutter and distributed handouts to the Council members of drainage issues with that type of drainage.

***The Council clerk was not given a copy of these handouts, therefore it cannot be included in the record.*

Councilman Maurice “Scooter” Keen wished to comment and advised Mr. Barrilleaux that they had developed the subdivision with assumptions when it did not meet the ordinance criteria. He explained that it was for that reason, he voted against the development at the last meeting. He and Mr. Barrilleaux had a brief open discussion regarding the Ordinance committee. Councilman Keen then questioned if this development would be going back to Planning?

The chair advised that technically, if the Council votes favorably to rescind the waiver, then the plans will have to be re-drawn with curb and gutter. He further explained that the plans would have to be re-drawn anyway because of the waiver on the servitude was not granted at the last meeting. The plans had been re-drawn and submitted to the Parish Review Engineer, and because they were made aware of the it, it would then be brought up again at the next Council meeting, and decided to hold off their review until the issue was resolved to help with further costs to the developer. The other issue at hand was the costs that had been incurred, that could have been costs in mobilization, which would have been incurred anyway, whether those costs had been directly related to the design change. The chair advised that his biggest concern was granting a waiver for one, then receiving many other requests for the same from other developments.

Councilman Randy Delatte asked for clarification on what the proposed action of the Council would be, rescinding or reconsidering the resolution from January 14th, and was there motion?

The chair clarified that the item on the floor was to remove the resolution previously adopted that granted the waiver. Councilman Delatte questioned if there was a motion? The chair advised that there was not a motion at that point and time.

Councilman Tracy Girlinghouse requested to comment and agreed with the chair that it sets a bad precedence and wished to clarify why he put this on the agenda to be readdressed. He advised that he would like to make the motion to rescind the resolution that granted the waiver at the previous meeting. He also agreed with the chair that at some point they may wish to consider re-writing the ordinance prohibiting subsurface drainage in a subdivision. Councilman Girlinghouse advised that he was making a motion to rescind the resolution and Councilman Keen seconded that motion.

Councilman Delatte stood and called point of order. He stated that the motion to rescind was out of order because this motion cannot be applied to an action that cannot be reversed. This action cannot be reversed because two (2) weeks ago this body gave permission to do away with curb and gutters. The action of spending money to make this happen cannot be reversed, money is gone, which makes this motion out of order per Robert's Rules of Order. He identified and gave an example in Robert's Rules of Order, that if you bought paint, and painted a house, that cannot be reversed. Councilman Delatte further ascertained that they designed and spent their money and cannot get their money back unless you give them the waiver, making this motion out of order to rescind the motion.

The chair began to advise Councilman Delatte that he would take exception with the fact that they spent money that they cannot be.... But was interrupted by Councilman Delatte who declared that the chair could only rule and not debate, and that he could only rule on a motion and if he ruled against this out of order motion then he had to give him something that he had a rule on.

Parish Legal Counsel, Mr. Christopher Moody, advised the Council and stated that the gentleman was correct, you cannot rescind or reconsider a motion if an action had been done that could not be undone, that is the exception. He further explained by giving an example that the Council had already granted a contract and they had bought one hundred thousand dollars (\$100,000.00) in supplies, the Council could be exposed for that, or something that has been put in place and cannot be taken out. Mr. Moody acknowledged that this item has come up more than once for this Council, where a variance had been rescinded before and similar damages had been alleged to have happened. He counselled that it was true, they did have some exposure here, but he did not believe that this subdivision had already been built or that very much had been done that cannot be undone.

Councilman Girlinghouse questioned Mr. Moody what was his legal opinion?

Mr. Moody advised that first of all, as chairman, he must rule on his point of order, so it would be the chairman's rule of order to sustain it or reject it.

The chair stated that based on Mr. Moody's advice and what he just directed, the chair wished to object Councilman Delatte's point of order.

Councilman Delatte informed the chair that he was rising to point of order again. The chair acknowledged his statement and Councilman Delatte stated that it would take two-thirds (2/3) of a vote and not a majority. The chair questioned why it would take two-thirds (2/3) of a vote? Councilman Delatte stated that he was reading from the Robert Rules of Order book and stated: "Requires two-thirds (2/3) thirds of a vote of members present to rescind unless it has been at the same meeting" and this hasn't been at the same meeting.

The chair responded and asked Councilman Delatte to verify that what he was telling him, was that it would take six (6) votes of the Council? To which Councilman Delatte responded in the affirmative.

Parish Legal Counsel, Mr. Moody, determined that he wished to take issue with Councilman Delatte's statement and explained that there was another exception to that. He instructed that if you give a notice at a following meeting, and you've given notice of the intent of the rescission, then it can be decided upon the majority of the vote.

Councilman Delatte challenged Mr. Moody's counsel, to which the chair rejected Councilman Delatte's point of order based on the Parish attorney's recommendation.

The chair declared that the Council had a motion to rescind and a second by Councilman Keen. Councilman John Wascom requested discussion. The chair called upon Councilman Wascom who

stated that when this came up at the last meeting, the gentleman had some good plans for drainage and the Councilman debated on what was the best thing to do, and advocated that this subdivision was located in Councilman Delatte's district. Councilman Wascom noted that he asked Councilman Delatte what his wishes were regarding the two (2) waivers that had been requested by the developer for the subdivision in question, being the curb and gutter and the easement. Councilman Wascom recollected that Councilman Delatte stated that he was good with one, which was the curb and gutter, but that he did not wish to grant the waiver on the easement. He questioned why the Council members would not continue to support his wishes and wanted to make sure that he was talking about the right item on the agenda.

Councilman Delatte concurred that Councilman Wascom was right. He stated that he sat on this board many times giving waivers, and that there were more people voting against us now than the ordinance.

Councilman Keen contended that this was a major change to the Parish's building code, waiving curb and gutter which has been established in the ordinance, to which both the Building and Permit Director the audience and Councilman Delatte objected to. Councilman Keen restated his position and advised that it was not just about this being in Councilman Delatte's district, it's about every district.

Councilman Girlinghouse stated that he wished to call for the vote.

Councilman Delatte argued that it was the Parish, it was not a subdivision, they were a Council of Parish, not a Council of subdivisions. He addressed the Council members and stated that the way to get out of this, was to get back to where they were eight, ten, twelve years ago and leave this administrative stuff to the Administrators and they should do the legislative stuff.

Councilman Keen agreed with Councilman Delatte on his statements.

Councilman Delatte asserted that he did not want to fall out with anyone on the Council and wanted them to understand that, but he had to represent his people, and he could not in good conscious vote to know to hold water on them, when he could get the water off of them.

The chair requested that the Parish Review Engineer, Morgan Sanchez of Forte and Tablada, come from the audience and assure Mr. Delatte that the design of this subdivision in her review will not impact the neighbors of this proposed subdivision, because the parish's ordinance will not let that happen.

Public input: Morgan Sanchez: Parish Review Engineer, Forte and Tablada

Ms. Sanchez approached the lectern and advised that she had not reviewed the drainage impact study yet. She explained that the drainage impact study review comes after the preliminary. She agreed that, yes, for the drainage impact study, they will be required to provide for if any water was already coming onto that property, they have to take that water on when they build their property. They are not allowed to stop drainage, which is against state law.

Councilman Delatte explained that the question that he was asking, he had seen news footage of Baton Rouge flooding and they had curb and gutter in place. The area that this subdivision was being developed was in the country, this is not in the city, and he knows that the branches and the leaves that are about will fall in the gutter, and the street will then become the canal, the street will be the drainage, and it was just common sense.

The chair stated that state law will basically require that if water comes onto the property and continues to come onto the property, you cannot negatively affect the neighbors with the construction of the subdivision. Ms. Sanchez concurred with the chair's statements.

Councilman Delatte stated that did not answer his question.

The chair advised that the implication was that the reason that we do not need curb and gutter was because it was going to help the drainage and Councilman Delatte has watched the people suffer. The chair conveyed a brief example of similar circumstances that occurred on Amite Church Road that Gravity Drainage District No. 1 was mandated to labor with, each time that it rained hard. He stated that there were advantages to everything, as well as disadvantages to everything and to imply that drainage will be improved without curb and gutter, is not a statement that you can back up because you cannot guarantee what people are going to do with the catch basin in their front

yard or the servitude throughout the history of that development, but the Parish can absolutely tell you what will happen along those curbs and gutter in those streets.

Councilman Jeff Ard wished to ask how the developer came up with the numbers on the ten thousand dollar (\$10,000.00) expense?

The chair allowed a brief open discussion regarding reasons for the expenses that were incurred.

Mr. Barrilleaux wished to address some of the costs that had been spent with his engineering firm, and explained that when they left the January 14th meeting where the waiver had been granted, they turned around and redesigned the lots to take out the fifteen foot (15') easement, and now they will have to redesign again to take out the curb and gutter. He could not put a dollar amount on that work, but wanted to confirm that work had been done. He also explained in detail the extra work that was going into their proposed development's subsurface drainage.

The chair asked if there was anyone else that wished to continue the discussion. Having none, the chair called for the vote.

The chair wished to clarify that a "Yes" vote would rescind the waiver that was granted at the meeting two (2) weeks ago, whereby a "No" vote would allow the waiver to stand.

LPR NO. 21-033

MOTION was made by Tracy Girlinghouse and duly seconded by Maurice "Scooter" Keen to rescind LPR NO. 21-012 adopted on January 14, 2021 at a regular meeting of the Livingston Parish Council as follows:

LPR NO. 21-012

MOTION was made by Randy Delatte and duly seconded by John Wascom to make a substitute motion to grant a waiver for the curb and gutter waiver request, but not allow a waiver for the request of eliminating one (1) of the two (2) required fifteen foot (15') servitudes at the entrance of the development, for the revised preliminary plat for Berry Ridge Subdivision, located on Fayard Road, Section 23, T7S R6E in Council District 8.

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

YEAS: MR. WASCOM, MR. MCMORRIS, MR. DELATTE, MR. GIRLINGHOUSE, MR. ARD

NAYS: MR. MACK, MR. TALBERT, MR. HARRIS, MR. KEEN

ABSENT: NONE

ABSTAIN: NONE

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

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

NAYS: MR. WASCOM, MR. ARD, MR. MCMORRIS, MR. DELATTE

ABSENT: NONE

ABSTAIN: NONE

Thereupon the chair declared that the Motion had carried and was adopted and LPR NO. 21-033 had been **rescinded**.

The chair addressed agenda item number 14, "Introduction of ordinance: Amend Chapter 22, "Environment", Section 22-22, "Specific Prohibitions", setting the time usage of outside business sound systems" and called upon Councilman John Wascom.

Councilman Wascom explained that he had requested that this be placed on the agenda in regard to a problem that was being experienced in his Council district, and he recognized that it was happening in other parts of the Parish as well. He further described the problems with businesses using outside public address sound systems, which amplifies music outside, for whatever causes the business might have to attract customers. He acknowledged the current Parish noise ordinance and stated that he found it to be very unenforceable. He wished to introduce an ordinance that would help, and stated it may not totally alleviate the problem, but that it will require any businesses that have outside speakers to be mandated that the speakers be turned off by ten o'clock (10:00) p.m. Councilman Wascom sustained that the outside music had been interfering with neighboring residents' quality of life in their homes. He advised the chair that there may be people in the audience who wished to speak in favor of the proposed ordinance.

The chair announced that he would have the Council clerk read the proposed ordinance by title and set the public hearing. He stated that he was trying to get away from debating ordinances on introductions, but he knew that Councilman Wascom wished to talk about this ordinance.

The chair directed the Council clerk to read the ordinance by title and to set the public hearing. Thereupon, the Council clerk will publish the ordinance by title in the Official Journal in accordance with the legal mandates and set a Public Hearing for Thursday, February 11, 2022 at the hour of six o'clock (6:00) p.m. at the Parish Council Chambers in the Governmental Building located at 20355 Government Boulevard, Livingston, Louisiana, at which time comments will be received on the proposed ordinance prior to a Council vote.

L.P. ORDINANCE NO. 21-01

AN ORDINANCE TO AMEND CHAPTER 22, "ENVIRONMENT," SECTION 22-22, "SPECIFIC PROHIBITIONS", AND AMEND BY ADDING SECTION (A)(1), ADDING PROVISIONS FOR THE USE OF OUTSIDE SOUND SYSTEMS OF THE CODE OF ORDINANCES IN AND FOR THE PARISH OF LIVINGSTON.

The chair stated that now that the ordinance had been introduced, he would address the wishes of Councilman Wascom to invite his constituents in the audience that wished to speak briefly.

Councilman Wascom advised his constituents that the ordinance would be brought back for adoption at the next regularly scheduled Council meeting in two (2) weeks and if they had any suggestions to add it would be at the public hearing.

Councilman Tracy Girlinghouse questioned if the time prohibition would extend to seven (7) days a week or make allowances for the weekends?

Councilman Wascom advised that it would be for every day of the week, but that he wished to add into the proposed ordinance that the Council would grant waivers for weddings or for special events when they are needed.

Public input: Bonnie Cordell, in favor of the ordinance

The chair allowed a brief open discussion.

Councilman Jeff Ard wished to state that this ordinance would not be shutting the business down at ten o'clock (10:00) p.m., it was only referencing outside music.

Councilman Gerald McMorris questioned how this would affect the ball parks? Would this shut them down too?

Councilman Ard stated that they would have to get a permit and referenced the Livingston Parish Fairgrounds in his Council district.

The chair stated that there were other exceptions to the rule on this ordinance. He explained the current ordinance that dealt with decibels with respect to property lines and public spaces and Councilman Wascom felt that if the Council just eliminate outside music at a certain time of night, it's pretty cut and dry and that's the reason for this introduction of ordinance. The chair advised that they did poll some restaurants that currently have patios and made sure that they would not be negatively impacting their businesses. He stated that they would debate this in two (2) weeks.

Public input: Christa Carpenter, in favor of the ordinance

The chair addressed agenda item 15, "Adopt resolution to establish three-way stop at Wimbledon Drive and Hampton Court located in Westminster Estates subdivision in Council District 6" and called upon Councilman Gerald McMorris.

Councilman McMorris stated the location, the reasons, as well as the safety hazards and needs for the placement of this signage. The chair requested the motion and second and called for the vote.

LPR NO. 21-034

MOTION was made by Gerald McMorris and duly seconded by Randy Delatte to establish a three-way stop at Wimbledon Drive and Hampton Court located in Westminster Estates subdivision in Council District 6.

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

YEAS: MR. GIRLINGHOUSE, MR. MACK, MR. KEEN, MR. WASCOM, MR. ARD,
MR. TALBERT, MR. HARRIS, MR. MCMORRIS, MR. DELATTE

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

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

The chair addressed agenda item number 16, “Adopt resolution to name an unnamed road, “Scooter Lane”, located off of Pea Ridge Road for 911 addressing purposes in Council District 9” and called upon Councilman Shane Mack.

Councilman Mack stated that he thought that it was a good idea to name private roads. He explained that everyone’s mailboxes were stationed on Pea Ridge Road, but they lived on a gravel road off of Pea Ridge and when there is an emergency situation, it is hard for the first responders to know where to go. He stated his desire to make the motion for this, and also wished to affirm that it would remain a private road.

LPR NO. 21-035

MOTION was made by Shane Mack and duly seconded by Maurice “Scooter” Keen to name an unnamed road, “Scooter Lane”, located off of Pea Ridge Road for 911 addressing purposes in Council District 9; road name being approved in writing by Wendy Bouilly, Assistant Permit Director, on January 13, 2021.

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

YEAS: MR. GIRLINGHOUSE, MR. MACK, MR. KEEN, MR. WASCOM, MR. ARD,
MR. TALBERT, MR. HARRIS, MR. MCMORRIS, MR. DELATTE

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

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

The chair addressed agenda item number 17, “Adopt resolution to name a servitude, “Sharee Place Extension”, for 911 purposes and addressing located off of Sharee Place in Council District 3” and called upon Councilman Maurice “Scooter” Keen.

Councilman Keen advised that this was a private servitude in need of being named because there were no more addresses available. He stated that many roads were being named that were close to the same name and he was hearing some backlash from 911 responders as it was causing issues.

Councilman Jeff Ard suggested that the Ordinance committee look into amending the ordinance to address those issues.

LPR NO. 21-036

MOTION was made by Maurice “Scooter” Keen and duly seconded by Tracy Girlinghouse to name a servitude, “Sharee Place Extension”, for 911 purposes and addressing located off of Sharee Place in Council District 3; road name being approved in writing by Wendy Bouilly, Assistant Permit Director, on January 25, 2021.

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

YEAS: MR. GIRLINGHOUSE, MR. MACK, MR. KEEN, MR. WASCOM, MR. ARD,
MR. TALBERT, MR. HARRIS, MR. MCMORRIS, MR. DELATTE

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

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

The chair addressed agenda item number 18, “Resolution to add both Baptiste Drive and Nicholas Drive located in Council District 1 for consideration to the Priority Road/Capital Outlay List” and called upon Councilman Jeff Ard.

Councilman Ard explained that the two (2) roads presented were very short in length and it turns into gravel after about six hundred (600) yards. Loggers were coming onto these roads, damaging and tearing them up. He advised that there was another entrance, which he planned on discussing with the Department of Public Works and Planning to make them use the other entrance. A motion and a second were offered.

The chair asked the Council members if anyone else had any roads for consideration to be presented while they were on that agenda item. Having none, the chair asked if there were any objections to this resolution. There were none and the following vote was recorded.

**STATE OF LOUISIANA
PARISH OF LIVINGSTON**

LPR NO. 21-037

MOTION was made by Jeff Ard and duly seconded by Randy Delatte to add the following roads for consideration to the Capital Outlay/Priority Road List:

- Baptiste Drive and located in Council District 1 – Jeff Ard
- Nicholas Drive located in Council District 1 – Jeff Ard

**2021 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>
McLin Road	1	1	44.0	LPR NO. 17-092	March 9, 2017
Clinton Allen Road	2	2	38.1	LPR NO.18-245	August 9, 2018
Meadow Lane	2	3	30.3	LPR NO. 20-097	March 12, 2020
Hunter Brooke Lane (gravel)	2	4	19.3	LPR NO. 19-258	August 8, 2019
Bush Lane (gravel)	2	4	9.0	LPR NO. 16-044	January 28, 2016
Perkins Road South	3	6	45.3	LPR NO. 15-095	March 17, 2015
Dunmark Road (gravel)	3	7	3.3	LPR NO. 19-329	October 10, 2019
Desert Willow Avenue	4	8	36.5	LPR NO. 17-016	January 12, 2017
Burlingame Street	4	9	34.2	LPR NO. 20-097	March 12,2020
Sharon Street	4	10	20	LPR NO. 18-158	May 10, 2018
Myrtle Street	4	11	18.1	LPR NO. 18-380	December 20, 2018
North College Drive	4	12	33.9	LPR NO. 21-013	January 14, 2021
Cedar Street	4	13	28.9	LPR NO. 21-013	January 14, 2021
Stubb Street	4	14	12.2	LPR NO. 21-013	January 14, 2021
Rosemont Avenue	5	15	41.8	LPR NO. 18-362	December 6, 2018
Whitehall Avenue	5	16	39.8	LPR NO. 19-376	November 21, 2019
Genre Drive	5	17	36.6		
Debbie Lane	5	18	34.7	LPR NO. 15-305	December 3, 2015
Canyon Road	5	19	33.5	LPR NO. 15-305	December 3, 2015
Pleasant Knoll Drive	6	20	46.4	LPR NO. 19-376	November 21, 2019
Willow Wood Drive	6	21	37.8	LPR NO. 18-216	July 12, 2018
Canterbury Avenue	6	22	36.8	LPR NO. 18-015	January 11, 2018
Pinecrest Drive	6	23	35.6	LPR NO. 19-376	November 21, 2019
Ball Park Road	7	24	40.6	LPR NO. 15-215	August 13, 2015
Travis Street	7	25	33.5	LPR NO. 20-097	March 12, 2020
Vera McGowen	7	26	45	LPR NO. 21-013	January 14, 2021
Lost Oak Lane	8	27	46.4	LPR NO. 20-236	July 23, 2020
King George Bay Road	8	28	37	LPR NO. 19-258	August 8, 2019
George White Road (west Section)	9	29	45	LPR NO. 16-086	February 25, 2016
1 st Street	9	30	35.5	LPR NO. 21-013	January 14, 2021

<u>Roads that are nominated for consideration to amend the Priority List</u>	<u>Council District</u>	<u>Priority Rank</u>	<u>Resolution Number</u>	<u>Resolution</u>
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				Date of Adoption
Henry Road (North Section)	8	tbs	LPR NO. 15-086	March 12, 2015
Henry Road (South Section)	8	tbs	LPR NO. 15-086	March 12, 2015
Lynn Street	7	tbs	LPR NO. 15-095	March 17, 2015
North Achord Road	1	tbs	LPR NO. 15-167	June 11, 2015
Karli Lane (Phase 2– Off of Ross Trail/Wagner Road)	9	tbs	LPR NO. 15-215	August 13, 2015
South Satsuma Road (Phase 3)	6	tbs	LPR NO. 15-215	August 13, 2015
Timberwood Drive	7	tbs	LPR NO. 15-215	August 13, 2015
Peak Lane	7	tbs	LPR NO. 15-215	August 23, 2015
Live Oak Village Road	2	tbs	LPR NO. 15-305	December 3, 2015
Greystone Drive	5	tbs	LPR NO. 15-305	December 3, 2015
Charles Holden Road	9	tbs	LPR NO. 16-086	February 25, 2016
John Barber Road	9	tbs	LPR NO. 16-086	February 25, 2016
Nature’s Way	1	tbs	LPR NO. 16-086	February 25, 2016
Old CC Road (formerly known as Slaughter Pen Road)	9	tbs	LPR NO. 16-086	February 25, 2016
Pete Smith Road	9	tbs	LPR NO. 16-086	February 25, 2016
Sidney Woods Road	9	tbs	LPR NO. 16-086	February 25, 2016
Leader Road	8	45	LPR NO. 17-052	January 26, 2017
Crain Road	9	tbs	LPR NO. 17-052	January 26, 2017
Gum Swamp Road (South Section)	8	tbs	LPR NO. 17-052	January 26, 2017
Olah Lane	9	tbs	LPR NO. 17-052	January 26, 2017
Pine Bluff Road	4	tbs	LPR NO. 17-052	January 26, 2017
Wagner Road (East section)	9	tbs	LPR NO. 17-052	January 26, 2017
Wagner Road (West section)	9	tbs	LPR NO. 17-052	January 26, 2017
Kingfisher Street	2	tbs	LPR NO. 17-055	February 9, 2017
Sims Road	2	tbs	LPR NO. 17-266	August 10, 2017
Spring Lake Drive (North Section)	1	tbs	LPR NO. 17-396	December 14, 2017
Woodland Street (South Section)	5	tbs	LPR NO. 17-396	December 14, 2017
Cedar Street	1	tbs	LPR NO. 18-041	February 8, 2018
Brookfield Drive	4	tbs	LPR NO. 18-158	May 10, 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
Cedar Street	1	tbs	LPR NO. 18-041	February 8, 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
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
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
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
Phillip Richardson Road	8	tbs	LPR NO. 18-380	December 20, 2018
Richardson Lane	8	tbs	LPR NO. 18-380	December 20, 2018
Parkway Drive (South Haven Subdivision)	6	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
Grand Lake Boulevard (Lakeside Estates)	6	tbs	LPR NO. 19-278	August 22, 2019
Lake Borgne (Lakeside Estates)	6	tbs	LPR NO. 19-278	August 22, 2019
Lake Sabine Drive (Lakeside Estates)	6	tbs	LPR NO. 19-278	August 22, 2019
Lake Lery Drive (Lakeside Estates)	6	tbs	LPR NO. 19-278	August 22, 2019
Lake Bruin Drive (Lakeside Estates)	6	tbs	LPR NO. 19-278	August 22, 2019
Lake Bistneau Drive (Lakeside Estates)	6	tbs	LPR NO. 19-278	August 22, 2019
Black Lake Avenue (Lakeside Estates)	6	tbs	LPR NO. 19-278	August 22, 2019
White Lake Avenue (Lakeside Estates)	6	tbs	LPR NO. 19-278	August 22, 2019
Cross Lake Avenue (Lakeside Estates)	6	tbs	LPR NO. 19-278	August 22, 2019
Lake Salvador Drive (Lakeside Estates)	6	tbs	LPR NO. 19-278	August 22, 2019
Homer Harris Road Oma Harris Road *Minute correction of road name on October 24, 2019	5	tbs	LPR NO. 19-278 *LPR NO. 19-335 (*Minute correction of road name)	August 22, 2019 *October 24, 2019
Lod Stafford Road	1	tbs	LPR NO. 19-329	October 10, 2019
Mack Road	1	tbs	LPR NO. 19-329	October 10, 2019
Mecca Road Extension	6	tbs	LPR NO. 19-338	October 24, 2019
Meadow View Drive (Forest Ridge Subdivision)	6	tbs	LPR NO. 19-376	November 21, 2019
Copperwood Drive (Forest Ridge Subdivision)	6	tbs	LPR NO. 19-376	November 21, 2019
Lemonwood Drive (Forest Ridge Subdivision)	6	tbs	LPR NO. 19-376	November 21, 2019
Dialtha Drive (Easterly Lakes Subdivision)	2	tbs	LPR NO. 20-064	February 6, 2020
R Dawes Drive (Easterly Lakes Subdivision)	2	tbs	LPR NO. 20-064	February 6, 2020
Lucas Drive (Easterly Lakes Subdivision)	2	tbs	LPR NO. 20-064	February 6, 2020
Mary Drive (Easterly Lakes Subdivision)	2	tbs	LPR NO. 20-064	February 6, 2020
Page Drive (Easterly Lakes Subdivision)	2	tbs	LPR NO. 20-064	February 6, 2020
Ola Drive (Easterly Lakes Subdivision)	2	tbs	LPR NO. 20-064	February 6, 2020
Wyeth Drive (Easterly Lakes Subdivision)	2	tbs	LPR NO. 20-064	February 6, 2020
Stanton Hall Avenue (Easterly Lakes Subdivision)	2	tbs	LPR NO. 20-064	February 6, 2020
Rosalie Avenue (Easterly Lakes Subdivision)	2	tbs	LPR NO. 20-064	February 6, 2020
Tezcuco Avenue(Easterly Lakes Subdivision)	2	tbs	LPR NO. 20-064	February 6, 2020
Cypress Point Lane	6	tbs	LPR NO. 20-064	February 27, 2020
Hunstock Avenue ***Amended on May 14, 2020 changing from Drive to Avenue	2	tbs	LPR NO. 20-097 LPR NO. 20-111	March 12, 2020 May 14, 2020
Linder Road	3	tbs	LPR NO. 20-114	May 14, 2020
Landon Drive (Driftwood Estates)	7	tbs	LPR NO. 20-171	June 11, 2020

Jaden Drive (Driftwood Estates)	7	tbs	LPR NO. 20-171	June 11, 2020
Charles King Road	9	tbs	LPR NO. 20-197	June 25, 2020
Good Road	9	tbs	LPR NO. 20-216	July 9, 2020
Palmer Road	8	tbs	LPR NO. 20-236	July 23, 2020
Oliver Wheat Road	8	tbs	LPR NO. 20-236	July 23, 2020
Maci Drive	7	tbs	LPR NO. 20-365	November 12, 2020
Dixon Jones Boulevard	3	tbs	LPR NO. 21-013	January 14, 2021
Baptiste Drive	1	tbs	LPR NO. 21-037	January 28, 2021
Nicholas Drive	1	tbs	LPR NO. 21-037	January 28, 2021

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

YEAS: MR. GIRLINGHOUSE, MR. MACK, MR. KEEN, MR. WASCOM, MR. ARD, MR. TALBERT, MR. HARRIS, MR. MCMORRIS, MR. DELATTE

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

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

The chair addressed agenda item(s) number 19a and b, “Waiver request(s) of Section 125-27, “Driveway culverts and/or Subsurface Drainage”, to allow subsurface drainage in a subdivision:

- Summer Breeze Subdivision: Sonia Austin, 10250 Emerald Drive, Denham Springs, LA 70726 located in Council District 3 – Maurice “Scooter” Keen
- Montrose Subdivision – R.C. “Bubba” Harris:
 - David Sylvia, 13110 Montrose North Drive located in Council District 5
 - Kenneth Desselle, 13111 Montrose North Drive located in Council 5

Councilman Maurice “Scooter” Keen and Councilman R.C. “Bubba” Harris were both in agreement that a waiver should be given to these agenda items to allow subsurface drainage to be implemented in their subdivision.

The chair received a motion and a second to approve all three items by consent. The chair asked if there was anyone who objected?

Councilman Randy Delatte stated that he objected. The chair called upon Councilman Delatte who questioned what the difference was between this agenda item and agenda item 13 that had been brought up earlier in the meeting and did not grant the waiver requested for subsurface drainage.

The chair explained that the Council had adopted an ordinance a while back that stipulated if a subdivision was not designed for subsurface drainage, then it was prohibited. However, the Department of Public Works has gone out and looked at these particular situations and every one of these things that they allow to happen, after the fact, have been approved by the Department of Public Works. The chair stated that this ordinance, along with the ordinance that prohibits mobile homes being placed in a named subdivision that come up periodically that the Council grants waivers for. The chair explained that if he has a drainage issue, he typically asks them to get an engineer’s evaluation and in some areas they allow the Department of Public Works to make the evaluation. He further explained that pretty much every time the culverts are oversized to allow for additional drainage water.

The chair requested for the Council clerk to call the roll for the vote.

LPR NO. 21-038

MOTION was made by Maurice “Scooter” Keen and duly seconded by R.C. “Bubba” Harris to authorize and approve the waiver request of Section 125-27, “Driveway culverts and/or Subsurface Drainage”, to allow subsurface drainage in a subdivision for the following:

- **Summer Breeze Subdivision:** Sonia Austin, 10250 Emerald Drive, Denham Springs, LA 70726 located in Council District 3 – Maurice “Scooter” Keen
- **Montrose Subdivision** – R.C. “Bubba” Harris:
 - David Sylvia, 13110 Montrose North Drive, Denham Springs, LA 70726 located in Council District 5
 - Kenneth Desselle, 13111 Montrose North Drive, Denham Springs, LA 70726 located in Council 5

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

YEAS: MR. GIRLINGHOUSE, MR. MACK, MR. KEEN, MR. WASCOM, MR. ARD, MR. TALBERT, MR. HARRIS, MR. MCMORRIS, MR. DELATTE

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

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

The chair addressed agenda item number 20a, “Waiver request(s) of Section 125-3, “Prohibitions and Restrictions of Use”, to allow permitting for a mobile/manufactured home which will be located in a named subdivision – Jeff Ard

20a. Little Flock Subdivision: Gene Delozier, 31909 Little Flock Circle, Walker, LA 70785 located in Council District 1”

LPR NO. 21-039

MOTION was made by Jeff Ard and duly seconded by Randy Delatte **to authorize a waiver** of Section 125-3, “Prohibitions and Restrictions of Use”, that prohibits and restricts the use of mobile/manufactured homes to be placed in a named subdivision for the intent of onsite, custom built, single family homes to **Gene Delozier** to allow a mobile home to be placed and addressed at:

Subdivision Name:	Little Flock Subdivision
Address:	31909 Little Flock Circle Walker, LA 70785
Councilman/District:	Councilman Jeff Ard Council District 1

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

YEAS: MR. GIRLINGHOUSE, MR. MACK, MR. KEEN, MR. WASCOM, MR. ARD, MR. TALBERT, MR. HARRIS, MR. MCMORRIS, MR. DELATTE

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

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

The chair addressed agenda item number 21 a and b, “Board resignation/(re)appointments:

- Tourism Board Resignation – Gerald McMorris
- Board appointment – Gerald McMorris

LPR NO. 21-040

MOTION was by Gerald McMorris and duly seconded by Randy Delatte to accept the resignation of David Richardson (Council District 6) from the Livingston Parish Convention and Visitors’ Bureau (Tourism Board), and appoint Kim McCon Aydell (Council District 6) to fill the remainder of this board vacancy, having met the requirements of Louisiana Revised Statute 33:4574, said remainder of this three (3) year term will expire on February 11, 2023.

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

YEAS: MR. GIRLINGHOUSE, MR. MACK, MR. KEEN, MR. WASCOM, MR. ARD,
MR. TALBERT, MR. HARRIS, MR. MCMORRIS, MR. DELATTE

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

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

The chair addressed agenda item number 21b, “Fire Protection District No. 2”, and called upon Councilman Randy Delatte.

Councilman Delatte stated that he wished to replace Mr. Charles Bennett, who has done a fantastic job, it’s not anything against his workmanship or anything, but there is a lot of other people who want a chance to be on this board, and he would like to replace Mr. Bennett with Charles McKinney from Holden, Louisiana

LPR NO. 21-041

MOTION was by Randy Delatte and duly seconded by Tracy Girlinghouse to replace the board appointment of Fire Protection Board No. 2 member Charles Bennett (Council District 8) whose term expired on January 1, 2021 and appoint Charles McKinney (Council District 8) to fill this board appointment; whereby this two (2) year term will expire on January 1, 2023.

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

YEAS: MR. GIRLINGHOUSE, MR. MACK, MR. KEEN, MR. WASCOM, MR. ARD,
MR. TALBERT, MR. HARRIS, MR. MCMORRIS, MR. DELATTE

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

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

The chair addressed agenda item number 21c, “Gravity Drainage District No. 5” and called upon Councilman Tracy Girlinghouse who stated that it was desire to reappoint Mr. Stacey Yawn to the board.

Councilman Jeff Ard stated that the had requested to postpone his board appointment for Gravity Drainage No. 5, but had been in touch with everyone that he needed to speak with about this board appointment as of that evening. He spoke with longtime board member Mr. Jimmy Dunlap that afternoon, who had served for thirty (30) years, and announced that he would like to appoint Mr. Tony Achord to fill Mr. Dunlap’s position.

LPR NO. 21-042

MOTION was by Tracy Girlinghouse and duly seconded by Maurice “Scooter” Keen to reappoint Mr. William Stacey Yawn (Council District 7) to Gravity Drainage District No. 5, whose four (4) year term will expire on February 26, 2025; and also appoint Tony Achord (Council District 1) to replace the board appointment of Jimmy Dunlap (Council District 1), four (4) year term will expire on February 26, 2025.

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

YEAS: MR. GIRLINGHOUSE, MR. MACK, MR. KEEN, MR. WASCOM, MR. ARD,
MR. TALBERT, MR. HARRIS, MR. MCMORRIS, MR. DELATTE

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

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

The chair addressed agenda item number 22 a through c, “Committee Report(s)”, and advised that there were two (2) remaining members that needed to be appointed for the Citizens Drainage Committee.

The chair had spoken earlier with Parish President Layton Ricks and he was not ready to make his appointment at that time.

Councilman Jeff Ard wished to make his appointment to the board and nominated Mr. Joey Sibley to serve on the Citizens Drainage Committee as is designee.

Councilman Delatte requested that notification be sent to the board members that have been appointed to the Citizens Drainage Committee. The chair requested that Councilman Delatte set the first meeting and serve as the chairman, allow them to get organized to vote, and then step back and let the committee run themselves. Councilman Delatte concurred that the committee would elect their officers at their first meeting.

The chair called upon Councilman Jeff Ard to present the Finance Committee Report. Councilman Ard stated that the Finance committee had met earlier that evening. He reported that the Finance Director advised that the Parish’s tax money still looked extremely well. He discussed the Parish receiving a credit back from its GOMESA money, being two-hundred fifty thousand dollars (\$250,000.00) that may be used on drainage projects.

The chair allowed a brief open discussion and suggested that the Councilmembers adopt a resolution requesting that Administration set aside those funds to provide the Citizens Drainage committee revenue for a drainage study.

LPR NO. 21-043

MOTION was by Jeff Ard and duly seconded by Maurice “Scooter” Keen to request that Administration set aside the two hundred fifty thousand dollar (\$250,000.00) rebate from the GOMESA money and allow those funds to be used by the Citizens Drainage committee to work on Master Drainage Study.

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

YEAS: MR. GIRLINGHOUSE, MR. MACK, MR. KEEN, MR. WASCOM, MR. ARD, MR. TALBERT, MR. HARRIS, MR. MCMORRIS, MR. DELATTE

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

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

Councilman Randy Delatte addressed Councilman Jeff Ard and stated that he had seen that the school board reported that there was a twenty-one (21%) percent increase in internet sales.

Councilman Delatte also questioned if the state treasury collects the Parish’s money for the Tourism Board and LEDC, and aren’t they splitting that money. He stated that he did not think that the school board collects that.

The chair requested that the office staff research how the Tourism Board receive their funds and is it split with LEDC.

Councilman Ard wished to continue his Finance committee report to advise that the Finance Director indicated that she was able to move the time normally set by insurance companies to submit quotes, so now it would no longer be during hurricane season, which will help the Parish obtain lower quotes.

The chair announced the Finance committee would have a slight change, being that Councilman Shane Mack would be replacing Councilman R.C. “Bubba” Harris on the Finance committee. Mr. Ard will continue as the chairman and Mr. Mack will serve as the vice-chair.

Finance committee members will be as follows for the 2021 year:

Councilman Jeff Ard – Chair

Councilman Shane Mack – Vice-chair

Councilman Gerald McMorris

Councilman Maurice “Scooter” Keen

The chair called upon Councilman Tracy Girlinghouse to present the Ordinance committee report. Councilman Girlinghouse reported that the committee had met earlier in the week and had a really good meeting. They had discussed the noise ordinance and also discussed amending the ordinance for large lot subdivisions for larger tracts of land. He requested that everyone review their copies of the proposed ordinance because it has some really good ideas that would create neighborhoods that have two to three acre lots, paved roads would not be required, whereby it would make it open and not as dense. He thought that it was a great ordinance and encouraged the Council members to take the proposed ordinance home and look at it. The chair stated that there had also been a discussion on utility permitting at the committee meeting. The chair discussed upcoming meetings with utility companies and the many possibilities that may be coming.

The chair addressed agenda item number 22ci, “Ordinance Committee: Discussion and **Committee Recommendation of Introduction of Ordinance:**” and requested that the Council clerk read the ordinance by title and set the public hearing.

Upon direction of the chair, the Council clerk read the ordinance by title and set the public hearing. The Council clerk will publish the ordinance by title in the Official Journal in accordance with the legal mandates and whereby set a Public Hearing for Thursday, February 11, 2021 at the hour of six o’clock (6:00) p.m. at the Parish Council Chambers in the Governmental Building located at 20355 Government Boulevard, Livingston, Louisiana, at which time comments will be received on the proposed ordinance prior to a Council vote.

L.P. ORDINANCE 21-02

AN ORDINANCE TO AMEND CHAPTER 125 OF THE CODE OF ORDINANCES OF LIVINGSTON PARISH, “SUBDIVISION REGULATIONS,” ARTICLE I, IN GENERAL, SECTIONS 125-1, “DEFINITIONS.”, 125-9, “SUBMITTALS.”, 125-13, “PROCEDURES FOR SUBDIVISIONS WITH IMPROVMENTS.”, 125-17, “STREET STANDARDS.”, 125-21, “SERVITUDES: RIGHTS-OF-WAY.”, 125-26, “UTILITIES”, AS FOLLOWS.

The chair asked the Council members to review the proposed ordinance and be ready for debate when it comes before the Council in two (2) weeks.

The chair advised that there would be changes in membership to the Ordinance committee for the 2021 year as follows:

R.C. “Bubba” Harris would be serving on the Ordinance committee and Councilman Shane Mack will no longer be serving on that committee. Councilman Girlinghouse would remain the chairman and Councilman Maurice “Scooter” Keen would be replacing the chair, Councilman Garry Talbert, as the committee vice-chair.

The Ordinance committee members for the year 2021 are as follows:

Councilman Tracy Girlinghouse – chair
Councilman Maurice “Scooter” Keen – vice chair
R.C. “Bubba” Harris
Garry Talbert

The chair addressed agenda item number 23, “District Attorney’s Report” and called upon Mr. Chris Moody.

Councilman Randy Delatte stated that he wished to ask the District Attorney a question. He indicated that they were on two (2) different sides and he wanted Mr. Moody to know that he felt that he made the right call and he wanted the Council members to hear him say that. It’s debatable if they are going to take it to court on the money situation and Councilman Delatte declared that Mr. Moody made the right decision and the chair made the right call also.

Both Mr. Moody and the chair thanked Councilman Delatte for his comments.

The chair stated that he would like to start off on agenda item number 24, “Councilmen’s comments”.

The chair reminded the Council members of an email sent earlier that day that our new website is up and running.

The chair called upon Councilman R.C. “Bubba” Harris who thanked everyone for their prayers and concern regarding the loss of his brother-in-law.

Councilman Tracy Girlinghouse asked to have one last comment. He wished to acknowledge that even though the Council members may disagree on different points, everyone respected each other and they all got along.

Having no further business, a motion to adjourn was requested until the next regular meeting being scheduled on Thursday, February 11, 2021, at the hour of six o’clock (6:00) p.m. in Livingston, Louisiana.

LPR NO. 21-044

MOTION was offered by Randy Delatte and duly seconded by John Wascom to adjourn the January 28, 2021 regular meeting of the Livingston Parish Council.

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

YEAS: MR. GIRLINGHOUSE, MR. MACK, MR. KEEN, MR. WASCOM, MR. ARD,
MR. TALBERT, MR. HARRIS, MR. MCMORRIS, MR. DELATTE

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

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

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

\s\ Garry Talbert
Garry Talbert, Council Chairman