

**Minutes of the Livingston Parish Council
Livingston, Louisiana
February 11, 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, February 11, 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

Brad Casio representing for 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 28, 2021 regular meeting of the Livingston Parish Council".

LPR NO. 21-045

MOTION was made by Randy Delatte and duly seconded by Tracy Girlinghouse to dispense with the reading of the minutes from the January 28, 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. MCMORRIS, MR. HARRIS, MR. DELATTE, MR. GIRLINGHOUSE,
MR. MACK, MR. KEEN, MR. WASCOM, MR. ARD, MR. TALBERT

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

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

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

STATE OF LOUISIANA

PARISH OF LIVINGSTON

MOTION was made by Councilman Jeff Ard and duly seconded by Councilman Maurice "Scooter" Keen for the following:

LPR NO. 21-046

A RESOLUTION OF SUPPORT FOR THE SUBMITTAL OF ROADWAY IMPROVEMENTS AND COMMITMENT OF LOCAL MATCHING FUNDS THROUGH THE CAPITAL REGION PLANNING COMMISSION BATON ROUGE URBANIZED AREA - METROPOLITAN PLANNING ORGANIZATION'S (MPO) PROJECT SELECTION PROCESS.

WHEREAS, the Livingston Parish Council is in support of the following roads to apply through the MPO program: Brown Road, Linder Road, Burgess Road Bridge Replacement, Lockhart Lane/Black Mud Road and Juban Road North Extension; and

WHEREAS, these roads selected are pre-approved as Urban Collectors through the MPO and funding will be applied for over the current and next seven (7) years; and

WHEREAS, the Livingston Parish Council will commit local funding of twenty percent (20%) of the construction cost and the associated environmental and engineering fees provided by Forte and Tablada, Inc (and jointly with Alvin Fairburn & Associates for Juban Road North Extension project only); and

BE IT FINALLY RESOLVED, that this Resolution shall become effective immediately upon adoption by the Livingston Parish Council and approval by the Parish President.

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

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

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

The chair addressed agenda item number 10, “Request update from Administration on the status of the lawsuit with Ascension Parish – Randy Delatte” and called upon Parish President Layton Ricks.

Parish President Ricks explained that a lot has not changed, and encouraged Mr. Brad Casio, Parish Legal Counsel to also elaborate. Mr. Ricks briefly explained what the lawsuit originally entailed and meetings that have taken place with various leaders. Mr. Casio added that it was at a current stay. If it does come to a dismissal, the Parish President will not do that without the Council’s knowledge.

The chair addressed agenda item numbers 11 a and b, “Planning Commission Recommendations:” and called upon Mr. Sam Digirolamo, Planning Director to explain these recommendations.

LPR NO. 21-047

MOTION was made by R.C. “Bubba” Harris and duly seconded by Shane Mack to accept the recommendation of the Livingston Parish Planning Commission **to approve the preliminary site plat for Fire Protection District No. 5 with a waiver on the front setback (building will be four feet (4’) into the front setback)**, located on LA Highway 16, Sections 17 & 18, T7S R3E in Council District 5.

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

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

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

LPR NO. 21-048

MOTION was made by R.C. “Bubba” Harris and duly seconded by Tracy Girlinghouse to accept the recommendation of the Livingston Parish Planning Commission **to approve the final plat for Snowball Station**, located on Juban Road near Carter Hills Subdivision, Section 9, T7S R3E in Council District 5.

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

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

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

The chair addressed agenda item number 12, “Waiver request of Section 125-12, “Requirements for Minor Subdivisions”, for Kimberly Resetar, requesting a 25 foot servitude located at 30667 LA Highway 43, Albany, LA” and called upon Councilman Shane Mack.

Councilman Shane Mack briefly explained the request and that it was located on family property. He answered questions from the Councilmembers and referred them to review the map in their meeting packet.

The chair allowed a brief open discussion.

Councilman R.C. “Bubba” Harris qualified his “Nay” vote explaining that there was a similar situation in the past that was in his district that was voted down and it did not pass.

LPR NO. 21-049

MOTION was made by Shane Mack and duly seconded by Maurice “Scooter” Keen to approve the waiver request of Section 125-12, “Requirements for Minor Subdivisions”, upon the request of Kimberly Resetar, allowing a twenty foot (25’) servitude located at 30667 LA Highway 43, Albany, LA in Council District 9.

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

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

NAYS: MR. HARRIS, MR. GIRLINGHOUSE

ABSENT: NONE

ABSTAIN: NONE

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

The chair addressed agenda item number 13, “Adopt resolution to reaffirm LPR NO. 20-077 which requests R.S. 33:4574(F)(1)(A) to add two (2) additional board members to the Livingston Parish Convention and Visitors’ Bureau (Tourism Board) – Garry Talbert”.

The chair explained that he had been contacted by State Representative Buddy Mincey, Jr. about the proposed legislation to add two (2) additional board members to the Livingston Parish Tourism Board from seven (7) members to nine (9). Representative Mincey requested that the Council reaffirm their wishes since there had been a length of time that had elapsed from the original request.

LPR NO. 21-050

MOTION was made by Randy Delatte and duly seconded by Shane Mack to reaffirm LPR NO. 20-077 adopted on February 27, 2020 at a regular meeting of the Livingston Parish Council, which requests Legislative representation to amend R.S. 33:4574(F)(1)(A) by adding two (2) additional board members to the Livingston Parish Convention and Visitors’ Bureau (Tourism Board) increasing the membership from seven (7) members to nine (9) members, thus allowing one (1) representative in each council district.

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

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

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

The chair addressed agenda item number 14, “Adopt resolution to amend the Livingston Parish Council Policy and Procedure, “Ordinances”, amending the procedure for introductions of ordinances – Garry Talbert”.

The chair briefly explained the minor changes and clarifications that were needed to the outdated policy and read them aloud:

1. *Ordinances are to be introduced on behalf of the public by a member of the Council or the Parish President's office.*
4. *All proposed ordinances, along with any attachments, shall be submitted to the Council Office no later than ~~one (1) week~~ the agenda deadline prior to the meeting at which the ordinance is scheduled for introduction. Documents shall be submitted in digital format (Word format and/or other preferred method of the Livingston Parish Council). ~~When such technology is available to the person or agency submitting the ordinance, a floppy disk, compact diskette or e-mail containing the ordinance and all attachments must be submitted with the written ordinance.~~ Ordinances not submitted in a timely manner are subject to table by the Council.*
5. *As per the Home Rule Charter, no ordinance is considered for final adoption until a Public Hearing has been held. ~~A Public Hearing shall be set upon acceptance of an Ordinance upon introduction by a majority vote (5) of the authorized membership of the council.~~*

**Note: ~~Numerals 1-4~~ was added and inserted by a majority vote of the Council taken in open meeting on July 10, 2003.*

Ordinance Procedure

- I. *Introduction*
Notice of Introduction of Ordinance must be prepared for submission to the ~~Denham Springs NEWS~~ Official Parish Journal for next publication date in the following form:
When ordinance comes to the floor during Council meeting, the Clerk reads the proposed ordinance by title. For the record, a statement must be made that a public hearing was held at ~~6:30 p.m.~~ 6:00 p.m. and comments which were received are noted.

Councilman Shane Mack voiced his concerns. The chair answered his apprehensions. Councilman Tracy Girlinghouse explained the significance of the Ordinance committee. Councilman Randy Delatte expressed his concerns.

Councilman John Wascom stated that he wished to make a substitute motion and scratch the number five (5) part that talks about not voting. The chair asked for a second to the substitute motion. Councilman Shane Mack raised his hand to make the second. The chair explained that the substitute motion was to except the policy as written with the exception of number five (5).

LPR NO. 21-051

MOTION was made by John Wascom and duly seconded by Shane Mack to make a substitute motion for the adoption of the Ordinance Policy and Procedure for the proposed changes as written with the exception of number five (5).

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

YEAS: MR. HARRIS, MR. MACK, MR. WASCOM, MR. ARD

NAYS: MR. MCMORRIS, MR. DELATTE, MR. GIRLINGHOUSE, MR. KEEN, MR. TALBERT

ABSENT: NONE

ABSTAIN: NONE

Thereupon the chair declared that the Motion had **FAILED** and was **NOT** adopted.

The chair then called for the Council to vote on the original motion.

LPR NO. 21-052

MOTION was made by Randy Delatte and duly seconded by Tracy Girlinghouse to amend the Livingston Parish Council office Policy and Procedure Manual set forth as follows:

POLICY AND PROCEDURE MANUAL LIVINGSTON PARISH COUNCIL

ORDINANCES:

It shall be the policy and procedure of the Parish Council concerning "ordinances" as follows:

1. *Ordinances are to be introduced on behalf of the public by a member of the Council or the Parish President's office.*

2. Council ordinances are to be drafted by the Council Clerk, working in collaboration with legal counsel.
3. All ordinances not drafted in collaboration with legal counsel (for instance, those received from other parishes or agencies) are to be cleared by counsel as to compliance with our Home Rule Charter, reference to the correct State statutes, legality, etc., before they are introduced.
4. All proposed ordinances, along with any attachments, shall be submitted to the Council Office no later than ~~one (1) week~~ the agenda deadline prior to the meeting at which the ordinance is scheduled for introduction. Documents shall be submitted in digital format (Word format and/or other preferred method of the Livingston Parish Council). ~~When such technology is available to the person or agency submitting the ordinance, a floppy disk, compact diskette or e-mail containing the ordinance and all attachments must be submitted with the written ordinance.~~ Ordinances not submitted in a timely manner are subject to table by the Council.
5. As per the Home Rule Charter, no ordinance is considered for final adoption until a Public Hearing has been held. ~~A Public Hearing shall be set upon acceptance of an Ordinance upon introduction by a majority vote (5) of the authorized membership of the council.~~
6. Comments are received from the public at the Public Hearing held for proposed ordinances, but no action is to be taken to amend or adopt the ordinance at this hearing.
7. When a proposed ordinance comes to the floor for final adoption at a Council meeting, the comments received at the Public Hearing are stated for the record.
8. Ordinances proposed for final adoption may be altered, changed, amended, etc., and adopted the same night, provided that:
 - a. Each proposed change to the ordinance from the form in which it was previously introduced will be voted on by the Council as a motion "to amend the ordinance as previously introduced to add/delete" (here you state the words, sentences, or sections that you are adding or deleting). Upon favorable vote, the amendment is adopted.
 - b. After all changes are made, another vote is taken on the final adoption of the proposed ordinance (in its entirety) as amended.
9. All ordinances and resolutions shall be passed by the favorable vote of at least a majority of the authorized membership (5) of the Council.
10. All finally adopted ordinances are recorded in the official minutes by title, showing vote for adoption, with notation that the ordinance is published in full in the Official Journal within fifteen (15) days of its adoption and recorded in full in the Livingston Parish Council Ordinance Book No. ____ kept for this purpose.

~~*Note: Numeral 4 was added and inserted by a majority vote of the Council taken in open meeting on July 10, 2003.~~

Exhibit No. ____

Ordinance Procedure

- I. Introduction

Ordinance numbers are assigned by the Council Clerk. Numbers reflect year of introduction and the next available number in sequence. (LPO NO. 98-01, etc.)

Ordinances cannot be introduced unless they are in writing and complete at time of introduction. See following example for "proper written form":

(insert sample ordinance)

Copies of all proposed ordinances must be readily available for public inspection during the interval from introduction to adoption.

Notice of Introduction of Ordinance must be prepared for submission to the ~~Denham Springs NEWS~~ Official Parish Journal for next publication date in the following form:

(insert sample Notice)
- II. Adoption

Ten (10) calendar days must elapse from the date of introduction of the ordinance to the date that the public hearing is scheduled to be held.

Notice of Introduction of Ordinance must be clipped from the newspaper and retained in publication file.

Public hearings relative to adoption of proposed ordinances are held at a regular meeting of the Livingston Parish Council.

All proposed ordinances must be read by title at public hearing and public/Council comment called for and recorded. Comments are received and recorded at the hearing but no action or vote is taken at the public hearing.

When ordinance comes to the floor during Council meeting, the Clerk reads the proposed ordinance by title. For the record, a statement must be made that a public hearing was held at ~~6:30 p.m.~~ 6:00 p.m. and comments which were received are noted.

During floor discussion, ordinances proposed for final adoption may be altered, changed, amended, etc., and adopted the same night provided that:

- a. Each proposed change to the ordinance from the form (language) in which it was previously introduced will be voted on by the Council as a motion "to amend the ordinance as previously introduced to add/delete.....(here you state the words, sentences, or sections that you are adding or deleting)." Upon favorable vote, the amendment is adopted.
- b. After all changes are made and approved, one more vote is taken on the final adoption of the proposed ordinance (in its entirety) "**as amended.**"

All adopted ordinances must be presented to the Parish President within seven (7) days for his veto or approval.

All adopted ordinances are published in full one (1) time within fifteen (15) days of adoption and approval of the Parish President.

All adopted ordinances are referenced in the minutes by title and statement made that it was published in full and is recorded in Council Ordinance Book No. ____.

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

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

NAYS: MR. MACK, MR. WASCOM

ABSENT: NONE

ABSTAIN: NONE

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

The chair addressed agenda item 15, "Adopt resolution to reaffirm LPR NO. 19-296 which requests proposed state legislation to add two (2) additional members to Ward 2 Water – Garry Talbert/John Wascom".

The chair advised that Councilman Wascom introduced the resolution originally, and that it was coming up to be introduced during this next Legislative session. The chair called upon Councilman Wascom.

Councilman Wascom advised that he did not put this on the agenda. The chair advised that he had put this on the agenda so that it may be reaffirmed. Councilman Wascom stated that he did not feel that the previously adopted resolution should be affirmed.

The chair read the proposed legislation and discussed the municipality that is located within Ward 2 Water District.

The chair allowed a very lengthy open discussion regarding the added membership and the proposed legislation.

LPR NO. 21-053

MOTION was made by Randy Delatte and duly seconded by John Wascom to request that State Representative Sherman Mack remove the wording of the proposed legislation for HLS 21RS-25, "DISTRICTS/WATERWORKS: Provides relative to the Livingston Parish Ward Two Water District", R.S. 33:3813 (C)(7) as follows:

Notwithstanding the provisions of this Section, the membership of the board of commissioners of the Livingston Parish Ward Two Water District shall be comprised of seven members. All seven (7) members shall be appointed by the police jury as provided in this Section, ~~and the remaining two members shall be appointed by the governing authority of the municipality included within the waterworks district.~~

Whereby, if this amendment is not permissible, then the Livingston Parish Council respectfully requests to leave the proposed wording as is, proceeding with the amendment:

"and the remaining two members shall be appointed by the governing authority of the municipality included within the waterworks district."

to be presented during this year's Legislative session and the Livingston Parish Council will strive to amend the newly suggested wording in next year's Legislative session.

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

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

NAYS: MR. TALBERT

ABSENT: NONE

ABSTAIN: NONE

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

The chair addressed agenda item number 16, **“Public Hearing and Adoption of L.P. 21-01:**
Amend Chapter 22, “Environment”, Section 22-22, “Specific Prohibitions”, setting the time usage
of outside business sound systems”, and requested the Deputy clerk to read the ordinance by title.

The chair opened the Public Hearing and questioned if anyone in the audience wished to comment
at that time to be addressed in Public Input.

Public input: Bonnie Parnell, wanted clarification of the definition of private and public

The chair allowed an open discussion and answered Ms. Parnell’s questions.

Councilman Shane Mack proposed removing the wording “or residence” from the proposed
ordinance.

The open discussion continued. Ms. Parnell argued that according to the Sheriff’s office, the
proposed ordinance would not help the noise problem because of another part of the noise
ordinance concerning the decibel level.

Mr. Brad Casio, Parish Legal Counsel and Livingston Parish Assistant District Attorney, advised
that currently, you do have to have a decibel reading, but on the new proposed ordinance, it does
not matter if it is a decibel reading or if it is whispering the music, if there is a speaker that is turned
on outside of a business between ten o’clock (10:00) p.m. and seven o’clock (7:00) a.m., they will
be in violation of this new ordinance.

The open discussion continued.

Public input: Christa Carpenter

The Council members and the Parish Legal Counsel attempted to answer Ms. Carpenter’s
questions. The lengthy open discussion continued.

The chair ended the discussion and verified that if there were no other comments from the public,
he closed the Public Hearing.

The chair stated that Councilman Mack had made a couple of recommendations to amend the
proposed ordinance. He wished to clarify if Councilman Mack wished to make an amendment to
scratch the wording “or residence” and add an exemption for non-profits?

Councilman Mack stated that he also wished to include churches. The chair questioned if he would
also like to add schools to which he concurred.

The chair stated there was an amendment to the ordinance that was introduced, that strikes “or
residence” and adds an exception for non-profits, churches and schools.

LPR NO. 21-054

MOTION was made by Shane Mack and duly seconded by Tracy Girlinghouse to amend L.P. No.
21-01, “Amend Chapter 22, “Environment”, Section 22-22, “Specific Prohibitions”,
setting the time usage of outside business sound systems”, as previously introduced by
striking the wording “or residence” and adding an exception to the ordinance for non-
profits, churches and schools.

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

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

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

LPR NO. 21-055

The following ordinance which was previously introduced in written form required for adoption at a regular meeting of the Livingston Parish Council on January 28, 2021, 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 February 11, 2021 on Motion of Tracy Girlinghouse and seconded by Gerald McMorris:

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.

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

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

And the ordinance was declared adopted as amended on the 11th day of February 2021.

(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)

The chair addressed agenda item number 17, "**Public Hearing and Adoption of L.P. 21-02:** Amend Chapter 125, "Subdivision Regulations," Article I, In General, Sections 125-1, "Definitions.", 125-9, "Submittals.", 125-13, "Procedures For Subdivisions With Improvements.", 125-17, "Street Standards.", 125-21, "Servitudes: Rights-Of-Way.", 125-26, "Utilities" and asked the Deputy clerk to read the ordinance by title.

The chair declared that the Public Hearing open and asked for Public comment. Having none, the chair closed the Public Hearing.

The chair requested input from the Council members and received a motion from Councilman Shane Mack and a second from Councilman Tracy Girlinghouse.

Councilman John Wascom requested for the chair to explain what changes were being made to the ordinance.

The chair referred everyone to their meeting packets. He explained the changes in the ordinance were made were noted in read. He proceeded to read them aloud and Councilman Wascom advised that he remembered these changes and he was good.

Councilman Delatte questioned if there was anything that included curb and gutter? The chair explained the clarification requested by the Parish Review Engineer.

The chair asked if there were any other questions, having none he called for the vote.

LPR NO. 21-056

The following ordinance which was previously introduced in written form required for adoption at a regular meeting of the Livingston Parish Council on January 28, 2021, 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 February 11, 2021 on Motion of Shane Mack and seconded by Tracy Girlinghouse:

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 IMPROVEMENTS.", 125-17, "STREET STANDARDS.", 125-21, "SERVITUDES: RIGHTS-OF-WAY.", 125-26, "UTILITIES", AS FOLLOWS.

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

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

NAYS: NONE

ABSENT: MR. WASCOM

ABSTAIN: NONE

And the ordinance was declared adopted on the 11th day of February 2021.

(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)

The chair addressed agenda item number 18, "Adopt resolution to request Louisiana DOTD to install two signs on LA Highway 444 showing intersection ahead for the Bull Run Road & Miller Road-One sign when traveling east and another sign when traveling west-Randy Delatte".

LPR NO. 21-057

MOTION was made by Randy Delatte and duly seconded by Jeff Ard to send a request to the Louisiana Department of Transportation and Development to install two signs on LA Highway 444 showing intersection ahead for the Bull Run Road and Miller Road; placing one sign when traveling east and another sign when traveling west.

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

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

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

The chair addressed agenda item number 19, "Name an unnamed road, "Mayberry Lane", for 911 purposes located off of Highway 63 in Council District 8 – Randy Delatte".

LPR NO. 21-058

MOTION was made by Randy Delatte and duly seconded by Tracy Girlinghouse to name an unnamed road, "Mayberry Lane", for 911 purposes located off of Highway 63 in Council District 8; road name being approved in writing by Wendy Bouilly, Assistant Permit Director, on February 10, 2021.

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

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

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

The chair addressed agenda item number(s) 20a through d:

Board resignation/(re)appointments:

- a. Master Plan Review Committee – Randy Delatte
- b. Gravity Drainage District No. 6 – Jeff Ard
- c. Ratify Fire Protection District No. 4’s board appointment – Tracy Girlinghouse
- d. Recreation District No. 3 – John Wascom

The chair advised that he wished to take all of these items at one (1) time, go through each one (1) of them and then vote on all of them at one time.

Councilman Randy Delatte was called upon. He advised that Master Plan Review Committee member, Nathan Simoneaux, had taken another job and would no longer be able to serve on this committee. Councilman Delatte stated that he wished to appoint Mr. Kenny Morrison to this position to fill that vacancy.

The chair asked if anyone had any objections to this. Having none, he moved to the next item.

The chair called upon Councilman Jeff Ard who stated that he wished to reappoint David Sibley and Joey Sibley to Gravity Drainage District No. 6.

The chair asked for any objections. Having none, he moved to the next item.

Councilman Tracy Girlinghouse stated that he wished to reappoint Mr. Robert Dugas to Fire Protection District No. 4. The chair clarified that this was the Fire board’s appointment that needed to be ratified. He confirmed that the Council office had received the minutes from Fire Protection District No. 4’s meeting whereby Mr. Dugas was reappointed by the board.

The chair called upon Councilman John Wascom who advised that he wished to reappoint Mr. Jay Mallett to Recreation District No. 3 who was doing a very good job serving on this board.

The chair stated that everyone knew what the appointments being made were for, and questioned if anyone had any objections to these appointments. Having none, the chair questioned if everyone was in favor.

Councilman Wascom stated that he wished to not reappoint Mr. D.J. Ramirez at that time, but would like him to continue to serve on a month by month basis as a Recreation District No. 3 board member.

The chair asked if everyone was in favor, to which all unanimously stated “Aye”. The chair stated that there were no objections.

LPR NO. 21-059

MOTION was made by John Wascom and duly seconded by Shane Mack to vote by consent, having no objection, for the following board resignation/(re)appointments:

Master Plan Review Committee – Randy Delatte

- Accept resignation from Nathan Simoneaux (Council District 8)
- Appoint Kenny Morrison (Council District 8) to fill the vacancy left by Nathan Simoneaux; term does not expire as board members serve at the pleasure of the Council

Gravity Drainage District No. 6 – Jeff Ard

- Reappoint David Sibley (Council District 1); four (4) year term will expire on July 23, 2023
- Reappoint Joey Sibley (Council District 1); four (4) year term will expire on July 23, 2023

Ratify Fire Protection District No. 4’s board appointment – Tracy Girlinghouse

- Ratify the reappointment of Robert Dugas as Fire Protection District No. 4’s at large member; two (2) year term will expire on January 1, 2023

Recreation District No. 3 – John Wascom

- Reappoint Jay Mallett (Council District 4); five (5) year term will expire on February 23, 2024

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

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

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

The chair addressed agenda item number(s) 21ai, "Committee Report(s): Ordinance Committee:

a. Ordinance committee

i. Discussion and Committee Recommendation(s): **Introduction of Ordinance(s)**

1. Amend Section 125-27, "Driveway culverts and/or Subsurface Drainage"
2. Amend Section 50-13, "Littering"
3. Amend Section 58-419, "Utilities Installation in Rights-of-Way", "Notification"

The chair called upon Councilman Tracy Girlinghouse, Ordinance committee chairman who shared that the committee had met and discussed amending the ordinance for driveway culverts and subsurface drainage by adding that approval would now come from the entity that is responsible for the maintenance of that ditch.

The chair requested that the Deputy clerk read the ordinance by title and set the public hearing.

L.P. ORDINANCE 21-03

AN ORDINANCE TO AMEND CHAPTER 125 OF THE CODE OF ORDINANCES OF LIVINGSTON PARISH, "SUBDIVISION REGULATIONS," ARTICLE I, IN GENERAL, SECTIONS 125-24, "DRAINAGE/DRAINAGE IMPACT STUDY.", 125-25, "DRAINAGE IMPACT STUDY/DRAINAGE DESIGN REQUIRMENTS.", 125-27, "DRIVEWAY CULVERTS AND/OR SUBSURFACE DRAINAGE." AS FOLLOWS.

Upon direction of the chair, the Deputy clerk read the ordinance by title and set the public hearing. The introduction of ordinance will be published by title in the Official Journal in accordance with the legal mandates and whereby set a Public Hearing for Thursday, February 25, 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.

Councilman Girlinghouse reported that the committee did not make any progress with the proposed ordinance to amend Section 50-13, "Littering" and it will be deferred indefinitely. The committee also discussed a Parishwide garbage contract and invited everyone to attend the committee meeting and encouraged their input.

Councilman Girlinghouse continued his report and advised that the committee wished to introduce an ordinance amending Section 58-419, "Utilities Installation in Rights-of-Way", "Notification" that would mandate utility companies to notify the Parish when utility work is conducted in Parish rights-of way.

The chair requested that the Deputy clerk read the ordinance by title and set the public hearing.

L.P. ORDINANCE 21-04

AN ORDINANCE TO AMEND CHAPTER 58 "ROADS AND DRAINAGE," ARTICLE IV, "UTILITIES INSTALLATION IN RIGHTS-OF-WAYS", SECTION 58-419, "NOTIFICATION.", AS FOLLOWS.

Upon direction of the chair, the Deputy clerk read the ordinance by title and set the public hearing. The introduction of the ordinance and Notice of the Public Hearing will be published by title in the Official Journal in accordance with the legal mandates and whereby setting a Public Hearing for Thursday, February 25, 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.

The chair called upon Councilman Jeff Ard, Finance committee chairman who reported that the committee did not meet that week, but would be meeting again on February 25, 2021.

The chair called upon Councilman Randy Delatte to report on the Citizens' Drainage committee. Councilman Delatte advised that their first meeting would be held on Wednesday, at five (5:00) o'clock p.m. in the Council chambers.

The chair addressed agenda item number 22, "District Attorney's Report" and called upon Mr. Brad Casio, representing on behalf of Mr. Chris Moody in his absence. Mr. Casio stated that it

had been a pleasure being at the meeting that evening and he would be working on wording for the noise ordinance for complaints prior to ten (10:00) o'clock p.m. that had been discussed earlier in the meeting.

The chair addressed agenda item number 23, "Councilmen's comments".

Councilman John Wascom stated that he respected the chair's actions to keep the Council meeting moving forward.

Councilman Randy Delatte agreed with Councilman Wascom's statements and advised that the chairman does have a responsibility that he does not provide commentary on every item.

The chair pledged that his advice was duly noted.

Councilman Maurice "Scooter" Keen reported that he had attended the Master Plan Review committee held the previous Tuesday. Although there was not a quorum in attendance, during discussion, Mr. Gerald Burns, the committee chairman, requested that Councilman Keen and the other Council members contact the Parish President by resolution to find money to hire a planner as provided in the Master Plan directives. Councilman Tracy Girlinghouse advised that he had also spoken to Mr. Burns about this, and he would reach out to the Parish President to discuss it and could possibly put a resolution to be adopted on the next meeting agenda.

Councilman Randy Delatte brought up budget amendments and the chair allowed a brief open discussion.

Councilman Shane Mack discussed the upcoming Farmers' Market that would be located at the Livingston Parish Fairgrounds held on Saturday and advised that they would be giving away free boxes of homegrown groceries.

Councilman Jeff Ard wished to comment as a proud Walker High alumni, that Brian Thomas had signed with LSU to play ball.

Having no further business, a motion to adjourn was requested until the next regular meeting being scheduled on Thursday, February 25, 2021, at the hour of six o'clock (6:00) p.m. in Livingston, Louisiana.

LPR NO. 21-060

MOTION was offered by Tracy Girlinghouse and duly seconded by Randy Delatte to adjourn the February 11, 2021 regular meeting of the Livingston Parish Council.

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

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

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