

Minutes of the Livingston Parish Council

Livingston, Louisiana

June 10, 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, June 10, 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

Gerald McMorris
Tracy Girlinghouse
Randy Delatte
Shane Mack

R.C. "Bubba" Harris

Garry Talbert

Absent: Councilman John Wascom
Parish President Layton Ricks
Christopher Moody, Parish legal counsel

Also, present: Brad Casio, representing in the absence of Christopher Moody, Parish Legal Counsel
Steve Kistler, Grants Administrator
Sam Digirolamo, Planning and Department of Public Works Director
representing in the absence of the Parish President

The chair called the meeting to order and requested that the meeting begin with a moment of silence in honor of former Councilman Jeff Averett, who passed away unexpectedly on Tuesday morning, June the 8th, 2021, to which everyone obliged.

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:", and advised that Mr. Eddie Aydell of Alvin Fairburn and Associates was present to give a short update on the proposed zoning ordinance for the Parish of Livingston.

Mr. Aydell advised that the ordinance being proposed was a work in progress and encouraged input from the Councilmembers. He asked that they contact him with any questions, especially when they are reviewing the proposed ordinance because there were a couple of unique things that were included that will be very beneficial for Livingston Parish, and hopefully make this ordinance a good fit for all of Livingston Parish, including but not limited to, the developed areas, the densely populated regions and also the rural territories. Mr. Aydell urged the Council members for their quick input because he would be meeting with the Planning Department and other parts of the Parish to get their input as well.

Mr. Aydell asked if anyone from the Council had any questions that they would like to ask of him. Councilman Tracy Girlinghouse stated that the plan for zoning would be a two-part process which would consist of rural, residential and subcategories within the Parish being the first part. Then it will progress unto the actual mapping.

The Council members thanked Mr. Aydell for his presentation and the chair moved to the next agenda item.

The chair addressed agenda item numbers 8a and b:

"Acadian Ambulance – Dwain Meche, Community and Government Relations

a. Annual Permit Renewal for period of July 2021 to June 2022

b. Authorization of Annual Membership Drive for period of August 2021 to July 2022".

The chair invited Mr. Meche to the lectern to address these agenda items.

Mr. Meche addressed the Council members and reflected, that as he was putting their packet together for this year, it occurred to him that Acadian Ambulance and the Parish of Livingston have had a thirty-five (35) year history and this was the thirty-fifth (35th) permit that the Parish has given to them. He acknowledged that he was very proud of that, and he stated how wonderful that it had been, to be a part of this community in the Parish of Livingston.

Mr. Meche established that their packet included the documentation certifying that everything for the issuance of their permit was in order and requested that the Council members graciously grant Acadian Ambulance the issuance of their annual permit for another year.

Councilman Randy Delatte requested to make the motion to grant their permit and established that he had made the motion to grant Acadian Ambulance's permit in 1992, 1994 and the year 2000, and he would like to do it again. Councilman Maurice "Scooter" Keen advised that he wished to second that motion.

LPR NO. 21-180

MOTION was made by Randy Delatte and duly seconded by Maurice "Scooter" Keen to issue Acadian Ambulance Service an annual permit of operation for the Parish of Livingston for the period beginning June 27, 2021 and ending June 27, 2022.

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

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

NAYS: NONE

ABSENT: MR. WASCOM

ABSTAIN: NONE

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

Mr. Meche continued with the second part of his presentation to request the Council's authorization to conduct Acadian Ambulance's annual membership drive. He explained the benefits and costs of the membership.

LPR NO. 21-181

MOTION was made by Randy Delatte and duly seconded by Jeff Ard to authorize Acadian Ambulance Service to conduct its annual membership drive for period of August 2021 to July 2022 in the Parish of Livingston.

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

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

NAYS: NONE

ABSENT: MR. WASCOM

ABSTAIN: NONE

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

Mr. Meche wished to make one (1) final note to the Council members and reported that it was Acadian Ambulance's fiftieth (50th) year in business. He thanked them for being supportive of their company and allowing them to operate in Livingston Parish.

The chair addressed agenda item number 10, "Parish President's Report:".

Having no report, the chair moved to address agenda item number 11a:

"Livingston Parish Office of Homeland Security and Emergency Preparedness – Brandi Janes

- a. Adopt a resolution to adopt the 2021 update of the Livingston Parish Multi-Jurisdictional Hazard Mitigation Plan."

The chair called upon Mr. Steve Kistler, Grants Administrator, to address this item. Mr. Kistler gave a brief history and significance of the adoption of this resolution.

LPR NO. 21-182

MOTION was made by Randy Delatte and duly seconded by Jeff Ard to adopt the 2021 update of the Livingston Parish Multi-Jurisdictional Hazard Mitigation Plan as follows:

**STATE OF LOUISIANA
PARISH OF LIVINGSTON**

**L.P. RESOLUTION NO. 21-182
A RESOLUTION OF THE PARISH OF LIVINGSTON
2021 LIVINGSTON PARISH MULTI-JURISDICTIONAL HAZARD MITIGATION PLAN**

WHEREAS, the Unincorporated Livingston Parish recognizes the threat that natural hazards pose to people and property within Unincorporated Livingston Parish; and

WHEREAS, the Unincorporated Livingston Parish has prepared a multi-hazard mitigation plan, hereby known as 2021 LIVINGSTON PARISH MULTI-JURISDICTIONAL HAZARD MITIGATION PLAN in accordance with the Disaster Mitigation Act of 2000; and

WHEREAS, 2021 LIVINGSTON PARISH MULTI-JURISDICTIONAL HAZARD MITIGATION PLAN identifies mitigation goals and actions to reduce or eliminate long-term risk to people and property in Unincorporated Livingston Parish from the impacts of future hazards and disasters; and

WHEREAS, adoption by the Unincorporated Livingston Parish demonstrates their commitment to the hazard mitigation and achieving the goals outlined in the 2021 LIVINGSTON PARISH MULTI-JURISDICTIONAL HAZARD MITIGATION PLAN.

NOW THEREFORE, BE IT RESOLVED BY THE Unincorporated Livingston Parish, LOUISIANA, THAT:

Section 1. In accordance with the provisions for adopting resolutions set forth in the Livingston Parish Home Rule Charter, THE UNINCORPORATED LIVINGSTON PARISH adopts the 2021 LIVINGSTON PARISH MULTI-JURISDICTIONAL HAZARD MITIGATION PLAN.

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

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

NAYS: NONE

ABSENT: MR. WASCOM

ABSTAIN: NONE

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

The chair addressed agenda item numbers 9a and b:

“Adoption of the Minutes:

- a. May 13, 2021 regular meeting of the Council
- b. May 27, 2021 regular meeting of the Council”

LPR NO. 21-183

MOTION was made by Tracy Girlinghouse and duly seconded by R.C. “Bubba” Harris to dispense with the reading of the minutes from the May 13, 2021 regular meeting and the May 27, 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. ARD, MR. TALBERT, MR. HARRIS, MR. MCMORRIS, MR. DELATTE

NAYS: NONE

ABSENT: MR. WASCOM

ABSTAIN: NONE

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

The chair addressed agenda items 12a through 12h, “Livingston Parish Planning Commission Recommendations:” and called upon Mr. Sam Digirolamo, Planning Director to present these items.

LPR NO. 21-184

MOTION was made by Shane Mack and duly seconded by Randy Delatte to accept the recommendation of the Livingston Parish Planning Commission to approve and authorize the waiver request of Section 125-12, “Requirements for Minor Subdivisions”, and allow the number of lots on a servitude (being two (2) servitudes) for Bradley Woods due to the re-sub being family, located on Gill Road, Section 21, T6S R6E in Council District 9.

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

- YEAS: MR. GIRLINGHOUSE, MR. MACK, MR. KEEN, MR. ARD, MR. TALBERT, MR. HARRIS, MR. MCMORRIS, MR. DELATTE
- NAYS: NONE
- ABSENT: MR. WASCOM
- ABSTAIN: NONE

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

LPR NO. 21-185

MOTION was made by Randy Delatte and duly seconded by Gerald McMorris to accept the recommendation of the Livingston Parish Planning Commission to approve the waiver of Section 125-12, “Requirements for Minor Subdivisions”, allowing an exception for the cumulative period mandate for Mark Guillot and Ray Carber contingent upon their purchase of the property, located on Lost Oak Lane, Section 39, T8S R4E in Council District 8.

- YEAS: MR. GIRLINGHOUSE, MR. MACK, MR. KEEN, MR. ARD, MR. TALBERT, MR. HARRIS, MR. MCMORRIS, MR. DELATTE
- NAYS: NONE
- ABSENT: MR. WASCOM
- ABSTAIN: NONE

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

LPR NO. 21-186

MOTION was made by Tracy Girlinghouse and duly seconded by Maurice “Scooter” Keen to accept the recommendation of the Livingston Parish Planning Commission to approve the preliminary plat for Isabella Lakes, 3rd Filing through 5th Filing contingent upon tying into Foxglove Subdivision, however, if they fail to tie into Foxglove Subdivision, then the development will only be approved for eighty-seven (87) lots, located on Louisiana Highway 447, Section 24, T6S R3E in Council District 7.

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

- YEAS: MR. GIRLINGHOUSE, MR. MACK, MR. KEEN, MR. ARD, MR. TALBERT, MR. HARRIS, MR. MCMORRIS, MR. DELATTE
- NAYS: NONE
- ABSENT: MR. WASCOM
- ABSTAIN: NONE

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

LPR NO. 21-187

MOTION was made by Maurice “Scooter” Keen and duly seconded by R.C. “Bubba” Harris to accept the recommendation of the Livingston Parish Planning Commission to approve the preliminary plat for The Lakes at Lockhart, located on Lockhart Road, Section 28, T6S R3E in Council District 3.

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

- YEAS: MR. GIRLINGHOUSE, MR. MACK, MR. KEEN, MR. ARD, MR. TALBERT, MR. HARRIS, MR. MCMORRIS, MR. DELATTE
- NAYS: NONE
- ABSENT: MR. WASCOM
- ABSTAIN: NONE

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

LPR NO. 21-188

MOTION was made by Shane Mack and duly seconded by Randy Delatte to accept the recommendation of the Livingston Parish Planning Commission **to approve the preliminary site plan for Albany Community Church with a fence or no fence contingent upon obtaining waiver letters from the neighboring properties**, located on Pea Ridge Road, Section(s) 8 & 9, T6S R6E in Council District 9.

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

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

NAYS: NONE

ABSENT: MR. WASCOM

ABSTAIN: NONE

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

Mr. Digirolamo addressed agenda item number 12f:

“Cedar Springs

McLin Taylor

Preliminary Plat

Walker North Road

Section 36, T5S R3E

Council District 1”

Councilman Jeff Ard wished to comment on this agenda item that was located in his district. He invited the Council members to review the map in their meeting packets of this proposed development. Councilman Ard explained that he took issue with state highway, Louisiana Highway 447-Walker North, that runs along side of the development. He continued to explain that the development plans indicate that they will be putting both entrances on Friendship Road, a small parish maintained road that had just been blacktopped and not use the state highway that is located right beside the development. He further stated that this development will have over four hundred (400) lots.

The chair invited Ms. Morgan Sanchez, of Forte and Tablada, Parish Review Engineer, to speak on this matter. He questioned her and wished to know what will be entailed on the parish traffic study and what the parish can or cannot ask the developer to do.

Ms. Sanchez advised that the developer would need to do a traffic impact study depending on the peak hour trips being their threshold. Whereby this development has a lot, and she opined that they would have a pretty good traffic study and any level of service that they decrease, the Parish can request improvements to be made on failing a level of service. She explained that as far as the Department of Transportation and Development, she did not think that the Parish had anything that stated that you can connect to the state highway as opposed to a parish maintained road. She stated that she did not know if the Parish could make them do that, but through the mandated traffic study it may be determined that the developer would be needed to place a turn lane on Friendship Road, she would not know until the study was completed and she could review it. She stated that any improvements that would have to be made for the Department of Transportation and Development would then have to be done and approved through them as well.

Councilman Randy Delatte questioned if this was a preliminary to be approved. He advised that this would be the time to stop it and say that our parish road cannot handle this, however, if the developer comes back with plans for another entrance on the state road, the Council may wish to review it again.

Councilman Ard stated his reasons why he did not agree with the entrances being placed on Friendship Road. He advised that Friendship Road is not a very safe road. He stated there had been a couple of subdivisions in the past that were landlocked and were necessitated to place their development’s two (2) entrances close together. He substantiated that this development was not landlocked and that there was a nice state highway that this subdivision could come off of.

Councilman Delatte wished to remind everyone that the Parish ordinances were only the minimum requirements, and they could always require more than the minimum.

Councilman Shane Mack remarked that at previous a Council meeting some time ago, there had been a development on Walker South and they had proposed to come out with a commercial development on a Parish road which the Council believed to be unsafe, whereby the Council members voted to deny the preliminary plat and the developer went back and redesigned the plat

placing the entrance on a state highway. He contended that if the Council members felt that it's unsafe for the community, then they had that right to deny.

The chair purported that the motion was to deny the Planning Commission's recommendation to approve the preliminary plat because dangers of the public's health, safety and welfare of the community and Councilman Ard stated that he wished to make a motion to deny.

LPR NO. 21-189

MOTION was made by Jeff Ard and duly seconded by Randy Delatte to **DENY** the recommendation of the Livingston Parish Planning Commission based upon the safety concerns for the health, safety and welfare of the community on Friendship Road, **and not approve the preliminary plat for Cedar Springs**, located on Walker North Road, Section 36, T5S R6E in Council District 1.

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

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

NAYS: NONE

ABSENT: MR. WASCOM

ABSTAIN: NONE

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

Mr. Digirolamo addressed agenda item number 12g:

“Open Door Baptist Church - Addition Alvin Fairburn
Preliminary Site Plan
Glory Land Way Section 5, T7S R3E Council District 5”

Councilman R.C. “Bubba” Harris stated that he had one problem with this development and explained that it flooded really bad where this was being proposed and he contended that they should need to conduct a drainage impact study before approval. Mr. Digirolamo affirmed that they will have that, it would be automatic. The chair asked Mr. Digirolamo if the proposed development's preliminary site plan would have a percentage of land that was occupied that increased enough to require the study, to which this was verified.

The chair asked if Councilman Harris was agreeable to the preliminary site plan if the drainage district proved that this that the development needed to do a drainage impact study. Councilman Harris replied that he was agreeable.

LPR NO. 21-190

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 Addition/Preliminary Site Plan for Open Door Baptist Church**, located on Glory Land Way, Section 5, T7S R3E in Council District 5.

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

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

NAYS: NONE

ABSENT: MR. WASCOM

ABSTAIN: NONE

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

LPR NO. 21-191

MOTION was made by Randy Delatte and duly seconded by Tracy Girlinghouse to accept the recommendation of the Livingston Parish Planning Commission **to approve the preliminary site plan for Chloe Place**, located on Louisiana Highway 43, Section 13, T7S R6E in Council District 8.

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

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

NAYS: NONE

ABSENT: MR. WASCOM

ABSTAIN: NONE

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

The chair stated that he wished to move up agenda item number 13b, "LIGO, Fox Nesbit, Preliminary Site Plan, Ligo Lane, Sections 12 & 13, T6S R4E", since the Planning Commission actually lifted the agenda to address this. No one objected.

LPR NO. 21-192

MOTION was made by Jeff Ard and duly seconded by Shane Mack to accept the recommendation of the Livingston Parish Planning Commission to approve the site plan for LIGO, located on Ligo Lane, Sections 12 & 13, T6S R4E in Council District 1.

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

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

NAYS: NONE

ABSENT: MR. WASCOM

ABSTAIN: NONE

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

The chair addressed agenda item number 13a, "Livingston Parish Planning Department:
Amend LPR No. 21-158, accepting the roads and improvements into the Parish maintenance system and release the maintenance bond for Gray's Creek, 3rd Filing, located on Natchez Trace in Council District 4 by adding the wording "Phase 1" after 3rd Filing"

The chair confirmed with Mr. Digirolamo that this item had been placed on the agenda because it was just a wording issue that was needed in the resolution and that the resolution had been unanimously approved at the previous Council meeting.

LPR NO. 21-193

MOTION was made by Jeff Ard and duly seconded by Tracy Girlinghouse to amend LPR No. 21-158, accepting the roads and improvements into the Parish maintenance system and release the maintenance bond for Gray's Creek, 3rd Filing, located on Natchez Trace in Council District 4, by adding the wording "Phase 1" after 3rd Filing, which was previously adopted at the May 27, 2021 regular meeting of the Livingston Parish Council.

THEREFORE, LET IT BE RESOLVED by the Livingston Parish Council as the governing authority of the Parish of Livingston, that LPR NO. 21-158 adopted at the May 13, 2021 regular meeting of the Livingston Parish Council be amended to read as follows:

STATE OF LOUISIANA

PARISH OF LIVINGSTON

LPR NO. 21-158

*MOTION was made by John Wascom and duly seconded by Randy Delatte to accept the roads and improvements into the parish maintenance system and to release the one hundred twenty-two thousand nine hundred thirty-one dollars (\$122,931.00) maintenance bond for Gray's Creek, 3rd Filing - **Phase 1**, located on Natchez Trace, Section 47, T6S RSE in Council District 4.*

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

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

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

NOW THEREFORE, BE IT RESOLVED by the Livingston Parish Council, as the governing authority of the Parish, that the above mentioned addition be added to the Livingston Parish Resolution No. 21-158, that was adopted at a regular meeting of the Livingston Parish Council on Thursday, May 13, 2021.

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

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

NAYS: NONE

ABSENT: MR. WASCOM

ABSTAIN: NONE

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

The chair addressed agenda item number 14, “Address issues with roads and drainage – Randy Strickland-Chinquapin Homeowners/Randy Delatte”, and advised that this item had been originally placed on the agenda four (4) weeks ago and because they were so busy, the Council requested that they wait two (2) weeks, and then two (2) weeks ago those couldn’t come because they were under water, which is what they wished to discuss that evening.

The chair requested that discussion be limited on the number of people that discuss this agenda item, but reiterated that they were not trying to limit their time they wish to give, and encouraged them to have twenty to twenty five (20-25) minutes to talk about the issues that they have and asked them to try not to be repetitive. The chair stated that this request was only because the Council members wished to leave after the meeting adjourned to go the wake of former Councilman Jeff Averett and pay their respects before the wake ended that evening.

The chair invited the audience members that were in attendance to come up for Public Input and start the discussion.

Public input: Ivy Robertson, resident of Chene Blanc Lane: wished to talk about the condition of the road, requested what their community could do to have the road in question repaired, discussed the main concerns of the residents regarding emergency situations, in addition to damage to vehicles traveling on the road, requested guidance from the Council members on what they could do to have the road repaired

Councilman Randy Delatte requested to answer Mr. Robertson’s concerns and advised that he was correct, as Councilman Delatte had personal experience with this area and he wished to propose that the Council members adopt a resolution to add this road to the overlay list. He advised that he knew that there was extra money coming in this year and he didn’t wish to presume that the road would be overlaid this year, and wished to request that the Council help to vote to accomplish this.

The chair questioned Councilman Delatte if the road in question was currently not on the list for consideration. Councilman Delatte replied that it was not. The chair advised that the Council could address that at the end and they would put it on the list. Councilman Delatte advised that it was two (2) roads that he wished to put on the list. The first being, Chene Blanc and the second being the Public Boat Landing and advised that it would need to be built up about eight to ten inches (8-10”) and it was less than an eighth (1/8th) of a mile.

Public input: Ivy Robertson: described another issue on Chene Blanc, the road continuously goes underwater

Councilman Delatte wished to acknowledge that the road that was underwater is less than an eighth (1/8th) of a mile. During the last rain event it was almost two (2) weeks that residents could not reach their homes to clean from the flooding. Mr. Sam Digirolamo, Planning and Department of Public Works Director, sent the Department of Public Works to the road site after hours to build material so that the residents were able to travel by four-wheel drives to have access to their residences for cleanup.

The chair questioned if the residents have to go down this eighth (1/8th) of a mile road before they can actually get to the other road. Councilman Delatte advised that was correct. He explained that the two (2) roads intersect and he wasn't sure why they had two (2) different names. Mr. Robertson advised that the entire road was measured at seventeen hundred feet (1700') and the worst part measured at six hundred feet (600').

Public input: Dennis Bourgeois, resident on Chene Blanc: requested that material be placed on the road to build it up before it can be overlaid to remedy lack of access to their homes

The chair requested a legal opinion from Parish legal advisor, Brad Casio. The chair asked if it would be appropriate at that point in time for the Council to adopt a resolution requesting the Livingston Parish Department of Public Works to elevate what the name of the road that Councilman Delatte spoke about and then put both of those roads for consideration on the overlay in the same resolution. He further inquired that because the resolution is not specifically listed on the agenda, but the agenda states it is to address these issues, and since it tends to be that those roads are flooding and are in disrepair, that would be a resolution to that problem. The chair asked if the Council was on solid legal footing to adopt said resolution. Mr. Casio advised that it was acceptable as long as this item was on the agenda when the agenda was initially posted, then this falls squarely within the issues of the road and drainage.

The chair stated that the motion would be to ask the Livingston Parish Department of Public Works to raise the portion of Boat Landing Road. Councilman Delatte stated that the resolution would indicate six hundred feet (600') in length, until the Council can get it full with a Capital Outlay program. The chair reiterated that the Council would ask them to initially raise the six hundred feet (600') to make it passable, and at this point and time the Council would also put it on the road list for consideration and the raising of that six hundred feet (600') will solve the immediate problem, but not be a long-term solution. The chair asked Councilman Delatte if that was what he wished to make the motion upon.

**STATE OF LOUISIANA
PARISH OF LIVINGSTON**

LPR NO. 21-194

MOTION was made by Randy Delatte and duly seconded by Shane Mack to request the Livingston Parish Department of Public Works to raise the lower portion of Boat Landing Road that is approximately six hundred feet (600') long making it passable, and in addition, move to add Boat Landing Road and Chene Blanc Lane for consideration to the Capital Outlay/Priority Road list as follows:

**2021 LIVINGSTON PARISH ROAD IMPROVEMENT PROGRAM ROAD ANALYSIS AND ASSESSMENT –
3 YEAR PRIORITY LIST**

ROAD NAME	Council District	Priority Rank	Priority Score	LP Resolution Number	Date Adopted
McLin Road	1	1	44	LPR NO. 17-091	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	5	9	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
1st 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>Date of Adoption</u>
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
Ben Jones Road	6	tbs	LPR NO. 21-067	February 25, 2021
Clay Street	9	tbs	LPR NO. 21-091	March 11, 2021
Livingston Street	9	tbs	LPR NO. 21-091	March 11, 2021
Second Street	9	tbs	LPR NO. 21-091	March 11, 2021
Joe Lena	9	tbs	LPR NO. 21-091	March 11, 2021
Oak Street	9	tbs	LPR NO. 21-091	March 11, 2021
Mulberry Street	9	tbs	LPR NO. 21-091	March 11, 2021
Linwood Street	4	tbs	LPR NO. 21-171	May 27, 2021
Railroad Avenue	4	tbs	LPR NO. 21-171	May 27, 2021
Third Street	4	tbs	LPR NO. 21-171	May 27, 2021
Juban Parc Avenue	6	tbs	LPR NO. 21-171	May 27, 2021
Rossow Court	6	tbs	LPR NO. 21-171	May 27, 2021
Ashwood Court	6	tbs	LPR NO. 21-171	May 27, 2021
Russell Way	7	tbs	LPR NO. 21-171	May 27, 2021
Williamsburg Drive	7	tbs	LPR NO. 21-171	May 27, 2021
Cambridge Drive	7	tbs	LPR NO. 21-171	May 27, 2021
Hollydale Drive	7	tbs	LPR NO. 21-171	May 27, 2021
Concord Drive	7	tbs	LPR NO. 21-171	May 27, 2021
Ridgeway Drive	7	tbs	LPR NO. 21-171	May 27, 2021
Brookcrest Drive	7	tbs	LPR NO. 21-171	May 27, 2021
Autumn Run Drive	7	tbs	LPR NO. 21-171	May 27, 2021
JW Lane	8	tbs	LPR NO. 21-171	May 27, 2021
Barnett Lane	3	tbs	LPR NO. 21-171	May 27, 2021
Shooting Range Drive	7	tbs	LPR NO. 21-171	May 27, 2021
Boat Landing Road	8	tbs	LPR NO. 21-194	June 10, 2021
Chene Blanc Lane	8	tbs	LPR NO. 21-194	June 10, 2021

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

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

NAYS: NONE

ABSENT: MR. WASCOM

ABSTAIN: NONE

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

The chair asked if there were any other matters that needed to be addressed regarding the issues with roads and drainage in Chinquapin Estates.

Public input: Shanna Robertson: wished to address the slews that are in this neighborhood that are prohibiting drainage

Councilman Delatte requested to speak and wished to address this matter. He explained that from Leader Road, Brazil Road, Koto Road, Boat Launch Road, Chene Blanc Lane, they all drain to the Chinquapin Canal and when the property was developed, they dozered the levy down, whereby covering up some of the slews that cut through, so in the back they went ahead and they showed it, pictures of slews or whatever you wish to call them, and many people filled in culverts under that permit. These actions have caused a gap in the parish culverts and where a catch basin is needed. This being all located off of a parish right-of-way, and should be the homeowners association's responsibility for that gap. He discussed a parish permit that had been applied for and discussed when Public Works used their culvert cleaning machines and cleaned all of the culverts in this area. He stated that Public Works has done everything that they have been asked to do. Councilman Delatte explained that he did not know how to help the situation that Ms. Shanna Robertson was referring to in Public input. Someone needed to maintain these tributaries, but was unsure who can or cannot do this.

The chair advised that Gravity Drainage District 8 was now an entity, even though they did not have any funding at that time, and he should approach the parish engineer to inquire if funding from the Watershed Initiative could be used for this and was available. He discussed the Citizens Drainage Committee meeting that had been held the night before. The chair asked if he wished to make a motion that if the permit came in, to ask the Department of Public works to clean some of the slews in question to benefit the five (5) roads that Councilman Delatte had mentioned earlier.

LPR NO. 21-195

MOTION was made by Randy Delatte and duly seconded by Shane Mack to request that the Department of Public Works clean the slews that lead from Leader Road, Brazil Road, Koto Road, Boat Launch Road and Chene Blanc Lane if the parish's permit that had previously made application for was granted and received by the Parish.

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

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

NAYS: NONE

ABSENT: MR. WASCOM

ABSTAIN: NONE

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

Public input: Shanna Robertson, also wished to address Ascension Parish's pumping water

The chair allowed an open discussion regarding Ascension's pumping station.

Councilman Gerald McMorris questioned specifics of the buildup work requested in Chinquapin Estates. He substantiated that there were twenty to twenty-five (20-25) roads in his district that cannot get to their homes because of the same problem and asked how the Council would address that by resolution. Councilman Delatte suggested that he place it on the agenda just like his constituents that were present had done. Councilman McMorris stated that he supported the resolution to help them one hundred percent (100%). The chair encouraged Councilman McMorris that if he had an issue to bring it before the Council and talk about it. Councilman McMorris acknowledged the audience members from Chinquapin and stated that he was glad that they had come to the meeting because it will help a lot of people.

Councilman Delatte advised that he wanted to make a statement. He advised that before the Council members voted, or after they voted, he trusted and appreciated the Council showing a lot of compassion for his constituents in the audience that have gone through a hard time, whom some were still not back in their homes, and the Council really truly listened to them and tried to solve the problem and that meant a lot.

The chair addressed the Chinquapin constituents in the audience who had appeared for this agenda item, and stated that he hoped that the Council had addressed their concerns and they have done what they could do as a Council to ask the Administration to move forward on trying to resolve their issues and hopefully they would receive some response.

The chair addressed agenda item number 15, “ Amend LPR NO. 21-171 adopted at the May 27, 2021 regular meeting of the Livingston Parish Council to correct “Shooting Range Drive” to “Training Center Boulevard” located in Council District 7 – Billy Taylor/Tracy Girlinghouse” and called upon Councilman Tracy Girlinghouse to explain the need for this agenda item.

LPR NO. 21-195

MOTION was made by Tracy Girlinghouse and duly seconded by Shane Mack to amend LPR NO. 21-171 adopted at the May 27, 2021 regular meeting of the Livingston Parish Council to correct “Shooting Range Drive” to “Training Center Boulevard” located in Council District 7.

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

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

NAYS: NONE

ABSENT: MR. WASCOM

ABSTAIN: NONE

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

The chair addressed agenda item number 16, “Adopt a resolution to accept drainage servitude off of Rue Orleans into parish public maintenance system – Shane Mack”.

The chair called upon Councilman Shane Mack who described the nature of this agenda request. He explained that in his district, there were many lateral ditches that drain into bigger tributaries such as creeks and branches, and things of this nature. And since there is not a funded drainage district in this area, the Department of Public Works and the Livingston Parish Administration are relied upon to fix the drainage and clean out the laterals in this district. He further explained that this is a very slow process as they only have one (1) crew, and from what he particularly understood, is that they take that particular crew back to another crew, so this area doesn’t get a whole lot drainage work done in eighty percent (80%) of Livingston Parish. He advised that in this particular area, there is a private road that leads to a lateral ditch where a gentleman purchased a piece of property located in a minor subdivision, being all private, and had built a house. He would like to drain his “in-compliance approved sewer system” to that ditch. Councilman Mack stated that there was a state law that indicated that you cannot drain to that private ditch and that it needed to become a public ditch, so in this case, as it’s been done several times, if the property owners are willing to sign over and authorize a right-of-way for the parish to maintain that ditch and make it become public, then it allows this gentleman to drain this legal sewer system to that ditch. Councilman Mack stated that he had done this many times, and had called upon the Department of Public Works, who had inspected the area, and to which, are now refusing to do this. He could not understand why, but they recommended that he place this on the agenda to receive a majority approval from the Livingston Parish Council, for them to sign a right-of-way, then they would accept it, and make it become public and allow this gentleman to drain his sewer system and he would like to make that in a form of a motion.

Councilman Maurice “Scooter” Keen asked if Councilman Mack had a map or anything showing what this area looked like? He questioned: How far to the house? How far to the lateral?

Councilman Mack asked if that really mattered.

The chair advised that he had a question for Councilman Mack. He wished to first advise that there had been a motion by Councilman Mack and a second made by Councilman Randy Delatte.

The chair questioned where do all of the other people that live on this road, Rue Orleans, drain their sewer?

Councilman Mack advised that to the best of his knowledge, they drain to this particular lateral ditch. He further stated that probably before 2017, this was not an issue. People were allowed to put in sewer systems and they would allow them to drain into theses ditches and it was all legal. He advised that it seemed like around 2017 that the Department of Health and Hospitals discovered and began to start enforcing this rule and it is now not allowed because it is state law. He further stated that to the best of his knowledge the houses that exist in this area, drain to this particular lateral ditch.

The chair questioned if this was a subdivision with improvements or without improvements or a minor subdivision, and why the ditch was not part of the maintenance system already?

Councilman Mack answered and stated that it was his opinion, that it was because this area does not have a gravity drainage district, and there are not any dedicated drainage servitudes in our area that are allowed to go in and clean out these lateral ditches. He further indicated that it is also the Parish's responsibility to clean out all lateral ditches and all waterways across Livingston Parish, mattering not if it would be a minor subdivision or just a rural area. He opined that the problem had always been that the individuals may not choose to allow the Department of Public Works on their property, and may choose not to sign the documentation for the drainage right-of-way to be allowed. He advised that these particular individuals are perfectly willing to sign the documentation authorizing the Department of Public Works to go in there and clean this out as needed once every twenty (20) to thirty (30) years. He indicated that he was not asking the Department of Public Works to actually spend any public money to clean this out. He explained that all he was really asking for, was to allow the Department of Public Works and Planning Department to go out there and hand over the piece of paper to allow these property owners to dedicate the servitude or right-of-way to the parish so that this gentleman can drain his sewer ditch.

The chair acknowledged Councilman Mack's statements and wished to further question if Rue Orleans was a public road.

Councilman Mack responded that Rue Orleans was not a public road, it was private.

The chair also wished to state that in the parish's other gravity drainage districts, it was their duty to determine if that they were responsible for that ditch, and therefore clean it. He countered that Councilman Mack has established a legal entity in Gravity 8, and therefore needs to be Gravity 8 because the laterals within Gravity 8 are now the responsibility of that gravity drainage district, be it funded or unfunded. He advised that the legal entity should be the person that establishes the servitude.

Councilman Randy Delatte stated that what Councilman Mack was talking about happened all over this parish until ten (10) years ago; ten (10) years ago is when Administration changed the procedure, not because anything had been passed by the Livingston Parish Council, and not because state law was passed, but they changed their procedure. He advised that he had no problem in doing what the chair had said because all they need to move into their house is a piece of paper stating that someone is going to maintain the ditch. He further stated that these people bought every permit from the parish, went through every inspection from the parish, they did everything that the state asked them to do, and they now need a piece of paper stating that somebody is going to maintain the ditch, not mattering if it is a private road or a parish road, or a state road, they still need that piece of paper.

Councilman Keen questioned Councilman Mack if Rue Orleans was a private road that goes back, and now it is being requested to dedicate the road ditch to the parish so that the parish can maintain it forever, or just the lateral? He also questioned if the other houses were draining to the road ditch in front of their house? Councilman Mack countered that to the best of his knowledge they were draining to the lateral. Councilman Keen wished to know why the other gentleman was not allowed to drain his lot and questioned if Councilman Mack was requesting to take in the road ditch and the lateral?

Councilman Mack clarified that before the road ever existed, it was just rural property. Gravity Drainage Districts 6 and 7 were created ten to fifteen (10-15) years ago and were unfunded. Livingston Parish has always maintained the drainage in eighty percent (80%) of Livingston Parish with unfunded gravity drainage districts. Councilman Mack opined that if this gentleman's sewer water needed to drain down the ditch like it is today, and then drain to that lateral, to him, that was perfectly acceptable. He reiterated that the Parish would not be maintaining the road and he was not trying to spend taxpayer dollars developing the road, all that was needed was for the Parish to sign the piece of paper stating that it was okay for you to drain here, and this is now a public ditch if Livingston Parish had the opportunity to go clean it, they would be authorized to do so.

The chair stated that he understood the unfunded part to do the actual work, but Gravity 8 is the legal entity, that under the guise of creating Gravity 8, is responsible for cleaning the road and the laterals. He suggested that Gravity 8 should meet and state, that yes, this is a public ditch, and Gravity 8 should issue that paper.

Councilman Mack stated that for last ten to fifteen (10-15) years that Gravity Drainage 6 and 7 had been established and unfunded, Livingston Parish has been doing this over and over and over in his Council District and questioned how now all of a sudden it is changing because it's a different drainage district.

The chair stopped the discussion and declared that there was a motion and a second to adopt a resolution to accept the drainage servitude off of Rue Orleans into the parish and requested that the Council clerk call for the vote.

MOTION was made by Shane Mack and duly seconded by Randy Delatte to accept the drainage servitude off of Rue Orleans into the Parish maintenance system located in Council District 9.

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

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

NAYS: MR. KEEN

ABSENT: MR. WASCOM

ABSTAIN: NONE

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

The chair addressed the agenda addendum numbered A-1, "Adopt Resolution to allow a third residence to be placed at 28114 Levron Lane, Holden, LA for property owner Vickie Richardson and her brother, Section 125-49, "Mobile Home Parks, Definitions" and called upon Councilman Shane Mack.

Councilman Mack explained that the property owner, Ms. Vickie Richardson, is requesting that her brother and her niece be allowed to place a mobile home on the property that she has a structure and she lives in, and her sister also has a structure that she resides in.

The definition of linear descendants was discussed and why the waiver is needed.

Councilman Tracy Girlinghouse wished to offer a substitute motion that the third address would only be allowed for family members and not to be rented out.

Councilman Mack advised that Ms. Richardson is willing to abide by the ordinance, and sign the affidavit stating that the third address will not be rented and her brother will be living in the home. Councilman Mack asked if they could get back to the ordinance for clarification. He continued to opine that it was his understanding, that the placement of three mobile homes on the same tract of land, excluding the homestead, will be permitted by the Planning Department; two (2) of the placements of the mobile homes shall be linear descendants of the landowner and one (1) of the placements of the mobile home park exception may be a family member or friendly acquaintance. He continued and asserted that Ms. Richardson is meeting the requirements, and the only real issue is one (1) of them is a family member and friendly acquaintance, and the other one (1) is not a lineal descendant.

Section 125-49. - Definitions.

Mobile home park means more than one (1) mobile home located on the same tract of land occupying such space as required by this article. However, if a landowner makes application with the planning department and meets the requirements of the affidavit attached to the ordinance from which this article is derived and executed, then placement of three (3) mobile homes on the same tract of land, excluding the homestead, will be permitted by the planning department. Two (2) of the placements of the mobile home park exception shall be lineal descendants of the landowner, and one (1) of the placements of the mobile home park exception may be a family member or friendly acquaintance. The landowner must subdivide to add any more mobile homes.

Councilman Girlinghouse advised that he would recall his substitute motion if Councilman Mack would agree that only family members would be allowed to reside in the third residence and it could not be rented. Councilman Mack stated that he had advised Ms. Richardson the same from the beginning of her request.

LPR NO. 21-198

MOTION was made by Shane Mack and duly seconded by Gerald McMorris to authorize a waiver of Section 125-49, "Mobile Home Parks, Definitions", and allow a third residence to be placed at 28114 Levron Lane, Holden, Louisiana being located in Council District 9, for property owner Vickie Richardson and her brother, contingent that the property owner will not rent this residence and it only serve the purpose for family members.

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

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

NAYS: NONE

ABSENT: MR. WASCOM

ABSTAIN: NONE

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

The chair addressed agenda item number 17a, "Board (re)appointment(s): Livingston Parish Library Board" and called upon Councilman R.C. "Bubba" Harris who explained that it was time to appoint a board member and he would like to appoint Erin Sandefur to replace Ms. Joyce Varnado.

LPR NO. 21-199

MOTION was made by R.C. "Bubba" Harris and duly seconded by Gerald McMorris to appoint Erin Sandefur (Council District 5) to the Livingston Parish Library Board to replace the board member appointment of Joyce Varnado (Council District 5); said five (5) year term of this new appointment will expire on June 30, 2026.

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

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

NAYS: NONE

ABSENT: MR. WASCOM

ABSTAIN: NONE

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

The chair addressed agenda item number 18a, "Committee Reports: Ordinance Committee", and called upon Councilman Tracy Girlinghouse, Ordinance committee chairman.

Councilman Girlinghouse gave a brief report of their last meeting and stated that the committee had a recommendation to introduce an ordinance.

The chair called upon the Council clerk to assign a number for the proposed ordinance, read it 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, June 24, 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 21-17

AN ORDINANCE TO AMEND CHAPTER 125 OF THE CODE OF ORDINANCES OF LIVINGSTON PARISH, "SUBDIVISION REGULATIONS," ARTICLE I, IN GENERAL, BY ADDING SECTION 125-33, "DRAINAGE EASEMENT REQUIREMENTS." AS FOLLOWS.

Having no objections or further comment, the chair moved to the next agenda item.

The chair addressed agenda item number 18b, "Finance committee", and called upon Councilman Jeff Ard, committee chairman. Councilman Ard stated that the committee had not met yet, and had no report at that time.

The chair addressed agenda item 19, "District Attorney's Report:", and called upon Mr. Brad Casio, representing as legal counsel in the absence of Mr. Christopher Moody. Mr. Casio advised that there was nothing to report at that time.

The chair addressed agenda item number 20, "Councilmen's comments:".

Councilman Gerald McMorris wished to share the wake and funeral arrangements for his predecessor, Councilman Jeff Averett, who served on the Livingston Parish Council the previous term and encouraged everyone to show their respect. He ended the night by leaning far back, seated in the same chair that Councilman Averett held his station, and did a perfect impression of his well-regarded friend and beloved community leader, and requested to make a motion to adjourn the meeting with everyone smiling, treasuring that memory.

Having no further business, a motion to adjourn was requested until the next regular meeting being scheduled on Thursday, June 24, 2021, at the hour of six o'clock (6:00) p.m. in Livingston, Louisiana.

LPR NO. 21-200

MOTION was offered by Gerald McMorris and duly seconded by Jeff Ard to adjourn the June 10, 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. ARD, MR. TALBERT,
MR. HARRIS, MR. MCMORRIS, MR. DELATTE

NAYS: NONE

ABSENT: MR. WASCOM

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