

Minutes of the Livingston Parish Council
Livingston, Louisiana
May 25, 2023

The Livingston Parish Council met in a regular session duly called, advertised, and convened at its regular meeting place, at the Governmental Building in the Parish Council Chambers, 20355 Government Boulevard, Livingston, Louisiana, on Thursday, May 25, 2023, at the hour of six o'clock (6:00) p.m. with the following Livingston Parish Council members present:

Jeff Ard
Garry Talbert
Maurice "Scooter" Keen
Erin Sandefur

Gerald McMorris
Tracy Girlinghouse
Randy Delatte
Shane Mack
John Wascom

Also Present: Christopher Moody, Parish Legal Counsel

The chair called the meeting to order.

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 9a, "Presentations, Recognition of Doyle Baseball 3A Runners Up – Jeff Ard"

Mr. Ard along with Mr. McMorris then presented Coach Tim Beatty and his players with a plaque and certificates to recognize their outstanding performance this season and obtaining the Division III non-select State Runner-up.

The Chair asked the clerk to call the roll to make sure a quorum was present. With the full Council present, the chair addressed agenda item number 7, "A Resolution to contract for the engagement of urban planning firm Villavaso & Associates, LLC to assist the Livingston Parish Council in completing the zoning - Erin Sandefur"

Mrs. Sandefur asked if any of the Council had any questions and stated she had previously emailed them his resume.

Mr. McMorris asked if this firm would take the place of Alvin Fairburn & Associates in the zoning process. Mrs. Sandefur explained that Villavaso & Associates would work alongside Alvin Fairburn & Associates.

Mr. Ard then asked the parish legal counsel, Chris Moody, if the Council has authority to hire someone without advertising this for bid. Mr. Moody agreed that the Council can do this. Mr. Ard then made a point to say that if they are going to hire a professional to guide them, they need to listen to what he tells them.

Mr. Delatte then agreed with Mr. Ard, that the Council can hire anyone, but if they don't listen to what they have to say, it won't help.

LPR NO. 23-228

MOTION was made by Erin Sandefur and duly seconded by Randy Delatte to enter a contract for the engagement of urban planning firm Villavaso & Associates, LLC to assist the Livingston Parish Council in completing the zoning.

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

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

Thereupon the chair declared that the Motion had carried and was adopted on the 25th day of May, 2023.

The chair addressed agenda item number 8, “A Resolution to contract for the engagement of a special attorney, Steven Irving, to provide legal services to the Livingston Parish Council, regarding the zoning for Livingston Parish – Randy Delatte”

Mr. Delatte explained this resolution is to hire Steve Irving to provide the Council with legal services regarding zoning and whether what they have already implemented was done correctly or not. His hourly rate would be \$250 per hour, with a max budget of \$40,000, depending on how much work needs to be done. Mr. Delatte said he spoke previously with the Parish President and the \$40,000 wouldn’t be an issue.

Mr. Talbert questioned Mr. Moody if this was okay to do since the Home Rule Charter designates who the legal counsel is. Mr. Moody assured him that the Home Rule Charter also allows the Council to hire special counsel with a contract and budget.

LPR NO. 23-229

MOTION was made by Randy Delatte and duly seconded by Erin Sandefur to enter a contract for the engagement of a special attorney, Steven Irving, to provide legal services to the Livingston Parish Council, regarding the zoning for Livingston Parish.

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

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

Thereupon the chair declared that the Motion had carried and was adopted on the 25th day of May, 2023.

The chair addressed agenda item number 10, “Councilmember’s Comments,”

Mr. Ard expressed his gratitude for the people of Livingston Parish showing their support at the Shawn Kelly benefit the past Saturday.

The chair addressed agenda item number 11, “Adopt the Minutes:
a. April 27, 2023 regular meeting of the Livingston Parish Council
b. May 11, 2023 Special Meeting of the Livingston Parish Council”

LPR NO. 23-230

MOTION was made by Jeff Ard and duly seconded by Tracy Girlinghouse to adopt the April 27, 2023 regular meeting of the Livingston Parish Council and May 11, 2023 Special Meeting of the Livingston Parish Council.

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

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

Thereupon the chair declared that the Motion had carried and was adopted on the 25th day of May, 2023.

The chair addressed item 12, “President’s Report.” The chair explained he had previously spoken to Mr. Ricks and he said there was no report.

The chair explained item 13, “Discussion and possible resolution and ordinance introduction to establish a moratorium on subdivisions with improvements and subdivisions without improvements consisting of ten (10) lots or more – Shane Mack” and item 14, “Adopt a resolution to re-start activity of the Livingston Parish Planning Commission, except for activity on the Deer Run Property, until an investigation can be completed by the Ordinance Committee as established in Section 2-08, “Investigations” of the Home Rule Charter – Erin Sandefur” was being pulled from the agenda.

The chair addressed item 15a, “Zoning Re-classification(s):

- a. Rezone Parcel# 0161737A from SNB to R-1 for Paul Tanner, Jr. located off of Lewis Road, Maurepas, LA in Council District 8 – Randy Delatte”

Mr. Delatte explained that the parcel is currently zoned commercial, and it currently has a house on the property, so the owner is just wanting it to be zoned appropriately, which is residential.

LPR NO. 23-231

MOTION was made by Randy Delatte and duly seconded by Jeff Ard to rezone parcel #0161737A from SND to R-1 for Paul Tanner, Jr. located off of Lewis Road, Maurepas, LA.

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

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

Thereupon the chair declared that the Motion had carried and was adopted on the 25th day of May, 2023.

The chair addressed item 16, “Adopt a resolution to authorize a waiver for a 2nd address for the owner due to 1st address being issued to the uncle which is not considered direct ascending or descending heir for parcel #0122507B for Allen Watts, located at 20052 LA Highway 444, Livingston, LA in Council District 8 – Randy Delatte”

Public Input: DeeDee Delatte – Permit Director

Mr. Delatte asked Mrs. DeeDee Delatte, Permit Director to help explain this situation. She explained that since the uncle currently lives on the property, he was unable to get a second address due to the ordinance specifying that a second address can only be given to lineal descendants, not a niece.

Mr. Mack asked if they had done any traffic or sewer studies. Mrs. Delatte explained they are not subdividing the property.

LPR NO. 23-232

MOTION was made by Randy Delatte and duly seconded by Jeff Ard to authorize a waiver for a 2nd address for the owner due to 1st address being issued to the uncle which is not considered direct ascending or descending heir for parcel #0122507B for Allen Watts, located at 20052 LA Highway 444, Livingston, LA.

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

YEAS: MR. GIRLINGHOUSE, MR. WASCOM, MR. KEEN, MR. MCMORRIS, MR. TALBERT, MR. DELATTE, MS. SANDEFUR, MR. ARD

NAYS: MR. MACK

ABSENT: NONE

ABSTAIN: NONE

Thereupon the chair declared that the Motion had carried and was adopted on the 25th day of May, 2023.

The chair addressed item 17, “Status of Amite River Mouth of Coastal Restoration Project – Randy Delatte”

Mr. Delatte stated in the four years he has been on the Council, he has been given multiple “start” dates for this project and was questioning if anyone had an update.

Mr. Ard stated Mark Harrell told him that survey work had begun.

Mr. Delatte stated that was the same answer he had been given for four years.

The chair addressed item 18, “Status of Watershed application initiative (Deadline is May 31st) – Randy Delatte”

Mr. Delatte stated the deadline for the application was the 30th of the month, and he knew no application was put in for the year before and asked if there had been one submitted for this year.

Mr. Ard stated that the application was submitted four (4) weeks ago.

Mr. Talbert suggested that Mr. Delatte go back and watch the Amite River Basin Committee Meetings, there was information on what the application entails.

The Chair addressed item 19, “Adopt resolution to authorize a waiver of the minimum lot size and all-purpose servitude from sixty (60’) feet to forty (40’) feet for John and James Morgan located on Myers Road in Council District 3 – Maurice “Scooter” Keen”

Mr. Keen explained brothers that owned property on Myers Road wanted the servitude width waived from 60’ to 40’, and he had no problem with it.

Mr. Ard brought up a point that he is not against this waiver, but this issue keeps coming to the Council for people coming to get waivers. He suggested that this be sent to the Ordinance Committee to possibly change the width requirement.

LPR NO. 23-233

MOTION was made by Maurice “Scooter” Keen and duly seconded by Randy Delatte to adopt resolution to authorize a waiver of the minimum lot size and all-purpose servitude from sixty (60’) feet to forty (40’) feet for John and James Morgan located on Myers Road.

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

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

Thereupon the chair declared that the Motion had carried and was adopted on the 25th day of May, 2023.

The Chair addressed item 20, “Adopt a resolution to authorize a waiver for a drainage impact study for Gunite Pools located at 11260 Florida Boulevard, Walker, LA 70785 in Council District 7 – Tracy Girlinghouse/Gerald McMorris”

Public Input: Billy Taylor

Mr. Girlinghouse explained that the constituent reached out to Councilmen McMorris due to him being out the past week, so he wished for Mr. McMorris to explain the situation further.

Mr. McMorris explained he had met with Gunite Pools and the previous owners actually dug a retention pond, but never came back and never got the permits for the studies. He then asked for Billy Taylor (surveyor) to come explain more.

Mr. Taylor explained that back in 2017 a concrete company bought the property and had a site plan and an approved drainage impact study, but there were a few improvements that needed to be made, but never came back and got it approved again. He says the old and new site plans look identical and they went and looked at the work and it had been completed. He is asking the Council to use their judgement on whether they can get the drainage impact study waived.

LPR NO. 23-234

MOTION was made by Tracy Girlinghouse and duly seconded by Gerald McMorris to authorize a waiver for a drainage impact study for Gunite Pools located at 11260 Florida Boulevard, Walker, LA 70785.

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

YEAS: MR. GIRLINGHOUSE, MR. WASCOM, MR. KEEN, MR. MCMORRIS, MR.

TALBERT, MR. DELATTE, MS. SANDEFUR, MR. ARD, MR. MACK

NAYS: NONE
ABSENT: NONE
ABSTAIN: NONE

Thereupon the chair declared that the Motion had carried and was adopted on the 25th day of May, 2023.

The Chair addressed item 21, “Request for side setback, building will be divided through the connecting wall of the building, for Watson Plaza, L.L.C. located off of Old Highway 16 and Highway 1019 in Council District 2 – Garry Talbert”

Mr. Talbert explained that this is a family business and that they are trying to settle an estate. One sibling will inherit part of the structure, and the other sibling will get the other half of the attached building. He stated they already have a fire wall connecting them, and the property line will be an adjoining wall.

LPR NO. 23-235

MOTION was made by Garry Talbert and duly seconded by Maurice “Scooter” Keen to authorize a waiver for the side setback be divided through the connecting wall of the building, for Watson Plaza, L.L.C. located off of Old Highway 16 and Highway 1019 in Council District 2

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

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

Thereupon the chair declared that the Motion had carried and was adopted on the 25th day of May, 2023.

The Chair addressed item 22, “Committee Report(s):”

- a. “Finance committee”
Mr. Delatte stated that the Finance Committee did not meet.
- b. “Ordinance committee: Recommendations for Introduction of Ordinance(s):”
 - i. “Zoning definitions”
Mr. Mack stated that the Ordinance committee had been working at the last few meetings on clearing up the zoning classification definitions to make it clear for everyone to know what is and is not allowed in each classification. He explained that there are also definitions that were added in the ordinance too. He asked if the public hearing could be held on June 22, 2023 due to him not being at the next meeting.

The chair called upon the Council clerk to read the ordinance by title and announce the Public Hearing as follows:

NOTICE OF INTRODUCTION OF ORDINANCE

NOTICE IS HEREBY GIVEN that the following entitled ordinance was introduced in writing in the form required for adoption at a meeting of the Parish Council of the Parish of Livingston, State of Louisiana, on May 25, 2023, and laid over for publication of notice:

L.P. ORDINANCE 23-20

AN ORDINANCE TO RESCIND AND REENACT CHAPTER 117, “ZONING” OF THE CODE OF ORDINANCES IN AND FOR THE PARISH OF LIVINGSTON TO AMEND THE CHAPTER IN ITS ENTIRETY.

NOTICE IS HEREBY FURTHER GIVEN that the Parish Council of said Parish will meet on June 22, 2023, at six (6:00) o'clock p.m., at the Parish Council Chambers at 20355 Government Boulevard, Livingston, Louisiana, at which time there will be a public hearing on the adoption of the aforesaid ordinance.

Mr. Ard asked Mr. Moody if the Council should wait to talk to the zoning professional before proceeding with this ordinance. Mr. Moody thinks that the professional should be on board by the time the public hearing is held, so it shouldn't be an issue.

Mr. Talbert clarified that the blue ink is additions and the blue with strikes are getting taken out. He asked why rescind and reenact the ordinance and not just make amendments? The Clerk informed him that there were so many changes, it is faster/easier to rescind and reenact. He agreed.

LPR NO. 23-236

MOTION was made by Shane Mack and duly seconded by Tracy Girlinghouse to publish the ordinance by title in the Official Journal in accordance with the legal mandates and set a Public Hearing for Thursday, June 22, 2023 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 23-20

AN ORDINANCE TO RESCIND AND REENACT CHAPTER 117, "ZONING" OF THE CODE OF ORDINANCES IN AND FOR THE PARISH OF LIVINGSTON TO AMEND THE CHAPTER IN ITS ENTIRETY.

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

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

Thereupon the chair declared that the Motion had carried and was adopted on the 25th day of May, 2023.

ii. School Impact Fees

Mr. Mack expressed the school board and school board task force reached out to him about the Council's support of school impact fees. The ordinance committee is working on writing an ordinance on collecting these fees. The school board would oversee collecting and distributing these fees as they deem necessary. He encouraged everyone to come to the next ordinance committee meeting to express how they feel about these fees. Mr. Wascom asked if there would be any action on this item, Mr. Mack said no.

Mr. McMorris asked if the fire departments would be included in this. Mr. Mack said right now, they are just looking at school. He is hoping to speak with the professional planner the Council is hiring about this further. He explained they are still working on how much the fees will be.

The Chair addressed item 22biii, "Pink Tax Exemption for Livingston Parish – Garry Talbert" and asked the Clerk to read the ordinance by title.

NOTICE IS HEREBY GIVEN that the following entitled ordinance was introduced in writing in the form required for adoption at a meeting of the Parish Council of the Parish of Livingston, State of Louisiana, on May 25, 2023 and laid over for publication of notice:

L.P. ORDINANCE NO. 23-21

AN ORDINANCE TO AMEND ARTICLE I, "IN GENERAL", OF CHAPTER 2, "ADMINISTRATION", OF THE CODE OF ORDINANCES OF LIVINGSTON PARISH, BY ADDING SECTION 2-27, "LIVINGSTON PARISH PINK TAX EXEMPTION", BY ESTABLISHING AN EXEMPTION FOR LIVINGSTON PARISH SALES AND USE TAX ON WOMEN'S FEMININE HYGIENE PRODUCTS AND DIAPERS.

NOTICE IS HEREBY FURTHER GIVEN that the Parish Council of said Parish will meet on Thursday, June 8, 2023, at six o'clock (6:00) p.m., at the Parish Council Chambers, 20355 Government Boulevard, Livingston, Louisiana, at which time there will be a public hearing on the adoption of the aforesaid ordinance.

Mr. Talbert made a clarification that in the ordinance, the percentage of sales tax should be “1%.” Mr. Moody validated that he had not found any case laws that says they have the power for more. Mr. Talbert explains that this ordinance mirrors state law. He further explained some items have been deemed medical necessities that are tax exempt at the state level and gives Parishes and Municipalities the option to follow. He then reads what items would be tax exempt. Mr. Talbert then made a motion to pass to introduce this item.

Ms. Sandefur wished to speak and also said she would second his motion and support this item, but she wished to go on record and say this does take money from roads and jails in Livingston Parish. She expressed she is appreciative, but said Mr. Talbert voted to put homes in her district and also stated that the Parish needed the tax revenue. The Chair then called for the vote.

LPR NO. 23-237

MOTION was made by Garry Talbert and duly seconded by Erin Sandefur to publish the ordinance by title in the Official Journal in accordance with the legal mandates and set a Public Hearing for Thursday, June 8, 2023 at the hour of six o’clock (6:00) p.m. at the Parish Council Chambers in the Governmental Building located at 20355 Government Boulevard, Livingston, Louisiana, at which time comments will be received on the proposed ordinance prior to a Council vote.

L.P. ORDINANCE NO. 23-21

AN ORDINANCE TO AMEND ARTICLE I, “IN GENERAL”, OF CHAPTER 2, “ADMINISTRATION”, OF THE CODE OF ORDINANCES OF LIVINGSTON PARISH, BY ADDING SECTION 2-27, “LIVINGSTON PARISH PINK TAX EXEMPTION”, BY ESTABLISHING AN EXEMPTION FOR LIVINGSTON PARISH SALES AND USE TAX ON WOMEN’S FEMININE HYGIENE PRODUCTS AND DIAPERS.

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

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

Thereupon the chair declared that the Motion had carried and was adopted on the 25th day of May, 2023.

Mr. Talbert explained that the term “Pink Tax” was a description that was given to it by someone else.

The Chair addressed item 22biv, “Prohibition of biological males from competing in female sports in Livingston Parish – Garry Talbert”

Mr. Talbert expressed he wanted to introduce this ordinance when the French Settlement and Albany High sports teams were at the last meeting, but the ordinance got sent to the Ordinance Committee. He explained this ordinance mirrored state law saying biological men cannot compete in female sports in Livingston Parish. The Chair asked if the Clerk could read it by title.

NOTICE IS HEREBY GIVEN that the following entitled ordinance was introduced in writing in the form required for adoption at a meeting of the Parish Council of the Parish of Livingston, State of Louisiana, on May 25, 2023 and laid over for publication of notice:

L.P. ORDINANCE NO. 23-22

AN ORDINANCE TO AMEND ARTICLE I, “IN GENERAL”, OF CHAPTER 2, “ADMINISTRATION”, OF THE CODE OF ORDINANCES OF LIVINGSTON PARISH, BY ADDING SECTION 2-28, “WOMENS SPORTS IN LIVINGSTON PARISH.”

NOTICE IS HEREBY FURTHER GIVEN that the Parish Council of said Parish will meet on Thursday, June 8, 2023, at six o’clock (6:00) p.m., at the Parish Council Chambers, 20355 Government Boulevard, Livingston, Louisiana, at which time there will be a public hearing on the adoption of the aforesaid ordinance.

Mr. Talbert reiterated that this ordinance mirrors state law. Mr. Talbert made a motion to introduce this ordinance previously read, with a second by Randy Delatte.

A substitute Motion was then made by Erin Sandefur to adopt a resolution to oppose and not support biological males competing against females in female dedicated sports. She expressed she believed the Council did not have jurisdiction to create an ordinance like Mr. Talbert was presenting in Livingston Parish because the state and LHSAA has already adopted something similar, and they have jurisdiction over the schools in the Parish.

Mr. Mack asked Mr. Moody if he has any comments on Mrs. Sandefur's motion. Mr. Moody explained that he would just question how much effect passing the ordinance would have on enforcing this topic since the organization (LHSAA) has control over high school sports. He clarified; he doesn't think it would hurt to pass an ordinance but doesn't know how much it would affect it would have.

Ms. Sandefur asked if a resolution or ordinance would be more effective.

Mr. Girlinghouse said it is virtually the same thing since they do not have authority. Mr. Moody explained that a resolution just expressed the desire of the Council. They could send either the resolution or ordinance to the school system.

Mr. Girlinghouse asked if this is already state law. Ms. Sandefur answered yes. So Mr. Girlinghouse stated that the state was already working on this, then he believed it would go to the school board who would enforce this, even though the state is already doing it. He wanted to clarify that is against this (biological males participating in female sports), but he would like the Council to work on something that they can actually do. He then stated he would be fine doing the resolution or the ordinance.

Mr. Talbert clarified that a resolution is a non-binding request. He explained that there are other sports that exist in the Parish other than school sports, such as recreation teams and that an ordinance is law until it is challenged. He expressed that the Council has mirrored state law on other occasions. He then asked Mr. Moody if he was correct, Mr. Moody agreed.

Mr. Keen reiterated what Mr. Talbert said about the recreation teams in the Parish, so why not have the ordinance in place that would direct them on what to do, and also have the resolution.

Mr. Ard wanted to bring the attention to the Council, to when they voted on the second amendment sanctuary, they did a resolution and an ordinance, so he doesn't see why they can't do both now.

Mr. McMorris stated he wanted everyone to know he is against this (biological males competing in female sports).

Ms. Sandefur made a statement to Mr. Talbert that "doubling down" makes a statement and they agree on this topic.

Mr. Talbert stated he thinks there was a procedural problem with Ms. Sandefur making a substitute motion for a resolution on an ordinance introduction. He suggested they lift the agenda to pass the resolution.

Mr. Wascom asked for legal input on this. Mr. Moody said Ms. Sandefur needed to change her original motion to ask for a resolution in addition to the ordinance. Mr. Wascom explained that he would support the resolution, but not the ordinance, but ultimately decided he would express that at the next meeting at the public hearing and adoption of the ordinance at the next meeting. He asked if there was a second to Ms. Sandefur's substitute motion. Mr. Mack seconded.

The Council Clerk asked Mr. Moody if the Council needed two votes, one for the introduction of ordinance, and one for the resolution. Mr. Moody said only if Mr. Wascom wanted them separate.

LPR NO. 23-238

A SUBSTITUTE MOTION was made by Erin Sandefur and duly seconded by Shane Mack to adopt a resolution to oppose and not support biological males to compete against females in female dedicated sports, in addition to publishing the ordinance by title in the Official Journal in accordance with the legal mandates and set a Public Hearing for Thursday, June 8, 2023 at the hour of six o'clock (6:00) p.m. at the Parish Council Chambers in the Governmental Building located at 20355 Government Boulevard, Livingston, Louisiana, at which time comments will be received on the proposed ordinance prior to a Council vote.

L.P. ORDINANCE NO. 23-22

AN ORDINANCE TO AMEND ARTICLE I, “IN GENERAL”, OF CHAPTER 2, “ADMINISTRATION”, OF THE CODE OF ORDINANCES OF LIVINGSTON PARISH, BY ADDING SECTION 2-28, “WOMENS SPORTS IN LIVINGSTON PARISH.”

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

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

Thereupon the chair declared that the Motion had carried and was adopted on the 25th day of May, 2023.

After a discussion back and forth between the Council and Mr. Moody, it was determined that they would vote on the introduction, then lift the agenda to vote on the resolution

LPR NO. 23-239

MOTION was made by Garry Talbert and duly seconded by Randy Delatte to lift the May 25, 2023 Council agenda.

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

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

Thereupon the chair declared that the Motion had carried and was adopted on the 25th day of May, 2023.

LPR NO. 23-240

MOTION was made by Erin Sandefur and duly seconded by Shane Mack to adopt a resolution to oppose and not support biological males to compete against females in female dedicated sports.

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

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

Thereupon the chair declared that the Motion had carried and was adopted on the 25th day of May, 2023.

LPR NO. 23-241

MOTION was made by Garry Talbert and duly seconded by Randy Delatte to go back into the regular May 25, 2023 meeting of the Livingston Parish Council.

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

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

Thereupon the chair declared that the Motion had carried and was adopted on the 25th day of May, 2023.

LPR NO. 23-242

MOTION was made by Garry Talbert and duly seconded by Randy Delatte to publish the ordinance by title in the Official Journal in accordance with the legal mandates and set a Public Hearing for Thursday, June 8, 2023 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.

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

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

Thereupon the chair declared that the Motion had carried and was adopted on the 25th day of May, 2023.

The Chair addressed item 22b(vii), "Amend L.P. Ordinance No. 15-18: Justice of the Peace and Constable Salary Provisions"

Mr. Delatte made a motion and explains they are currently getting paid \$500 a month per ordinance. Since then, a bill has been passed that has given them supplemental pay. For them to receive the supplemental pay, the ordinance needs to be amended. The Chair asked the Clerk to read the ordinance by title.

NOTICE OF INTRODUCTION OF ORDINANCE

NOTICE IS HEREBY GIVEN that the following entitled ordinance was introduced in writing in the form required for adoption at a meeting of the Parish Council of the Parish of Livingston, State of Louisiana, on May 25, 2023, and laid over for publication of notice:

L.P. ORDINANCE NO. 23-23

AN ORDINANCE AMENDING L.P.O. 15-18, THE METHOD OF PAYMENT AND PROVIDING FOR THE LIVINGSTON PARISH JUSTICES OF THE PEACE AND CONSTABLES BY MAKING SALARY PROVISIONS AS SET FORTH MORE FULLY HEREIN.

NOTICE IS HEREBY FURTHER GIVEN that the Parish Council of said Parish will meet on Thursday, June 8, 2023, at six (6:00) o'clock p.m., at the Parish Council Chambers, 20355 Government Boulevard, Livingston, Louisiana, at which time there will be a public hearing on the adoption of the aforesaid ordinance.

LPR NO. 23-243

MOTION was made by Randy Delatte and duly seconded by Tracy Girlinghouse to publish the ordinance by title in the Official Journal in accordance with the legal mandates and set a Public Hearing for Thursday, June 8, 2023 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

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

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

Thereupon the chair declared that the Motion had carried and was adopted on the 25th day of May, 2023.

The Chair addressed item 22b(v), “Allocation of revenue to the Parish by DNR on monies generated on state CCS leases – Garry Talbert”

Mr. Talbert explained the ordinance committee had previously talked about this ordinance, but he wanted to make some changes to it. In lieu of introducing, he wished to wait to introduce it in two weeks at the next meeting. He asked Mr. Mack when the next ordinance committee meeting was so they could talk about the amendments. Mr. Wascom suggested that Mr. Talbert bring it to the next Council meeting instead of the ordinance committee due to the ordinance committee not meeting before the next Council meeting.

The Chair then addressed the Addendums to the agenda:

A-2: Adopt a resolution to authorize a waiver of Section 125-37(9), “Requirements for Minor Subdivisions” in regard to signage for the Buddy Lamar Payne Property located off of Webb Road in Council District 2 – Garry Talbert

Mr. Talbert reminded the Council of a waiver that was granted to this same property, but he did not realize he needed a waiver on the signage also.

LPR NO. 23-244

MOTION was made by Garry Talbert and duly seconded by Randy Delatte to authorize a waiver of Section 125-37(9), “Requirements for Minor Subdivisions” in regard to signage for the Buddy Lamar Payne Property located off of Webb Road in Council District 2.

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

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

Thereupon the chair declared that the Motion had carried and was adopted on the 25th day of May, 2023.

The Chair addressed the next item, A-1, “Executive Session:

United States District Court

Middle District of Louisiana

Case 3:23-cv-00340-SDD-EWD

Ascension Properties, Inc.

Versus

Livingston Parish Government, Randall Delatte, Erin Sandefur, Gerald McMorris, Jeff Ard, Shane Mack and John Wascom

Complaint for Declaratory Relief, Injunctive Relief and Damages with Request for Jury Trial”

A motion was made by Jeff Ard and duly seconded by Garry Talbert to go into Executive Session

Ms. Sandefur wished to say on the record to Mr. Moody that this is not confidential because she is named personally in the lawsuit and Mr. Moody advised her to get a personal attorney and at the last meeting Mr. Moody invited him into the meeting, but he was not present. Ms. Sandefur said her attorney was present now and wished to have him join in the meeting. Mr. Moody expressed no objection to him joining in the meeting as long as the Council did not object, to which no one did.

LPR NO. 23-245

MOTION was made by Jeff Ard and duly seconded by Garry Talbert to go into Executive Session to discuss: United States District Court

Middle District of Louisiana

Ascension Properties, Inc.

Versus

Livingston Parish Government, Randall Delatte, Erin Sandefur, Gerald McMorris, Jeff Ard, Shane Mack and John Wascom

Complaint for Declaratory Relief, Injunctive Relief and Damages with Request for Jury Trial.

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

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

Thereupon the chair declared that the Motion had carried and was adopted on the 25th day of May, 2023.

The Chair stated there would be no action taken while in the back. When the Council comes back and votes to go back into the regular Council meeting, they may or may not take action.

Council in Executive Session

LPR NO. 23-246

MOTION was made by Maurice “Scooter” Keen and duly seconded by Jeff Ard to go back into the May 25, 2023 regular meeting of the Livingston Parish Council.

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

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

Thereupon the chair declared that the Motion had carried and was adopted on the 25th day of May, 2023.

The Chair made a point to let everyone know that no action was taken in executive session.

A motion was made by Garry Talbert and duly seconded by Jeff Ard to give Mr. Moody the opportunity to accept the settlement that was discussed in Executive Session.

A substitute motion was made by Shane Mack to defer the decision to accept the settlement, with a second by Erin Sandefur.

Mr. Girlinghouse asked if there was a time frame on how long Mr. Mack wished to defer this item. Mr. Mack ultimately decided on four (4) weeks.

The Chair called for the vote on the substitute motion.

LPR NO. 23-247

A SUBSTITUTE MOTION was made by Shane Mack and duly seconded by Erin Sandefur to defer the decision to accept the settlement discussed in Executive Session for four (4) weeks.

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

YEAS: MR. WASCOM, MR. MCMORRIS, MR. DELATTE, MS. SANDEFUR, MR. MACK

NAYS: MR. GIRLINGHOUSE, MR. KEEN, MR. TALBERT, MR. ARD

ABSENT: NONE

ABSTAIN: NONE

Thereupon the chair declared that the Motion had carried and was adopted on the 25th day of May, 2023.

Having no further business, a motion to adjourn was requested until the next regular meeting being scheduled on Thursday, June 8, 2023, at the hour of six o'clock (6:00) p.m. in Livingston, Louisiana.

LPR NO. 23-248

MOTION was offered by Jeff Ard and duly seconded by Tracy Girlinghouse to adjourn the May 25, 2023 regular meeting of the Livingston Parish Council.

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

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

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

Ms Caroline Lockhart

Caroline Lockhart, Deputy Clerk

Ms John Wascom

John Wascom, Council chairman

The audio and video for this meeting may be found in its entirety on the Livingston Parish Council's YouTube page at:

<https://www.youtube.com/watch?v=A8MBjO6xwKQ>

It may also be found on the Livingston Parish Council's website at:

<https://www.livingstonparishcouncil.com/>

If you have any questions please contact the Livingston Parish Council office at (225)686-3027.