**Minutes of the Livingston Parish Council**

**Livingston, Louisiana**

**March 7, 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 Tuesday, March 7, 2023, at the hour of six o’clock (6:00) p.m. with the following Livingston Parish Council members present:

 Jeff Ard Gerald McMorris

 Garry Talbert Tracy Girlinghouse

 Maurice “Scooter” Keen Randy Delatte

 Erin Sandefur Shane Mack

 John Wascom

Tardy: Jeff Ard

Absent: Parish President Layton Ricks

Christopher Moody, Parish Legal Counsel

Also present: Mark Harrell on behalf of the Parish President in his absence

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The chair called the meeting to order.

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

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

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The chair addressed agenda item number 7a, “Presentations, Jason Amato – Candidate for State Representative, District 81”.

Mr. Jason Amato came before the Councilmembers and explained his intent to run as a candidate for State Representative. He discussed his ties to Livingston Parish, his qualifications and his plans for District 81.

Everyone thanked him for his visit.

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The chair addressed agenda item number 7b, “Proclamation to announce the Love the Boot Parishwide Clean Up event on April 22, 2023” and advised that this item would be deferred.

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The chair addressed agenda item number 8a and b, “ Discussion of Denham Springs Townhomes located on 31164 LA Highway 16, Denham Springs, LA 70726 - Maurice “Scooter” Keen:

* 1. Resolution approving annual payment
	2. Memorandum of Understanding between the Capital Area Finance Authority and Millennium Properties, LLC”

Public input: Vanessa Levine, Executive Director of Millennium Properties, LLC, a subsidiary of Volunteers of America: explained the project and its funding

Jason *inaudible?:* owners, developers and property managers: advised that they contract locally for ninety-nine (99%) percent of what the property would need

Eddie Aydell, Civil Engineer for the project

**STATE OF LOUISIANA**

**PARISH OF LIVINGSTON**

**L.P. RESOLUTION NO. 23-107**

On the MOTION of Councilperson Maurice “Scooter” Keen seconded by Councilperson Shane Mack, the following RESOLUTION was adopted:

A RESOLUTION APPROVING AN ANNUAL PAYMENT IN LIEU OF TAX TO THE SHERIFF OF LIVINGSTON PARISH IN AN AMOUNT NOT TO EXCEED THE CURRENT PROPERTY TAX PAYMENT OF $1042.92 IN ACCORDANCE WITH A MEMORANDUM OF UNDERSTANDING BETWEEN THE CAPITAL AREA FINANCE AUTHORITY AND MILLENNIUM PROPERTIES INC.

**WHEREAS**, the Capital Area Finance Authority (“**CAFA**”), a Louisiana public trust organized under the authority of Chapter 2-A of Title 9 of the Louisiana Revised Statutes of 1950 (the “**Public Trust Act**”), is authorized to acquire and hold property for one or more of its public purposes as set forth in R.S. 9:2341(B) and upon acquisition by CAFA such property is declared for purposes of R.S. 9:2347(M) to be public property used for essential and governmental purposes and such property is thereby exempt from all taxes of the parish, the state, or any political subdivision thereof or any other taxing body; and

**WHEREAS**, CAFA has entered a Memorandum of Understanding (the “**MOU**”) with Millennium Properties Inc. (the “**Developer**”), a Louisiana corporation, and the Developer has arranged to develop workforce housing at the following location, in accordance with the terms of the MOU:

An 102 unit apartment development located at 31164 LA‐16, Denham Springs LA 70726 (the “**Denham Townhomes Development**”)

**WHEREAS**, the Developer has formed Denham Townhomes, L.L.C. (the “**Tenant**”), a Louisiana Limited Liability Company, for the purposes of leasing and operating the Denham Townhomes Development.

**WHEREAS**, the Developer intends to (a) develop the Denham Townhomes Development; and (b) for the purposes of the Public Trust Act, transfer ownership of the land, machinery, equipment, tangible personal property and improvements that comprise the Denham Townhomes Development to CAFA;

**WHEREAS**, for the purposes of the Public Trust Act, CAFA intends to own and lease the Denham Townhomes Development to the Tenant pursuant to a ground and buildings lease (the “**Lease**”), and, pursuant to La. R.S. 9:2347(M) and subject to approval of the Livingston Parish Council (the “**Parish Council**”), CAFA will require the Tenant to pay annually to parish or municipal taxing authorities and to any other taxing body in Livingston Parish, through the Sheriff of Livingston Parish (the “**Tax Collector**”), which sum the Tax Collector shall collect and enforce payment of in accordance with the statutory provisions of La. R.S. 39:1002 to bea sum in lieu of ad valorem taxes (a “**PILOT**”) in an amount not to exceed the current property tax payments of One Thousand Forty-Two and 92/100 Dollars ($1042.92) in accordance with the MOU in order to compensate such authorities for services rendered by them to the Denham Townhomes Development; and

**WHEREAS**, the MOU provides that: (a) the PILOT shall terminate when the Lease expires on December 31, 2045 or is earlier terminated (the “**PILOT Termination Date**”); and (b) following the PILOT Termination Date, the full amount of the *ad valorem* taxes levied against the Denham Townhomes Development shall be paid to the Tax Collector; and

**WHEREAS**, in accordance with La. R.S. 9:2347(M)(2), prior to the construction of the Denham Townhomes Development, CAFA wishes to obtain the approval of the PILOT, by Resolution of the Parish Council, as the governing authority of the Parish in which the Denham Townhomes Development shall be located;

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

1. The foregoing whereas clauses are hereby adopted as set forth in the preamble to this Resolution.
2. This Parish Council does hereby approve the PILOT to be paid by the Tenant for the Denham Townhomes Development in an amount not to exceed the current property tax payments of One Thousand Forty-Two Dollars and 92/100 Dollars ($1042.92) in accordance with the MOU, as described in the foregoing whereas clauses.
3. The Parish Council does hereby agree that CAFA shall have no obligations to the Parish of Livingston with respect to the PILOT and/or the Lease.
4. The Parish President is hereby authorized to execute any documents, agreements, consents or approvals necessary in connection with the foregoing, including joinders to the MOU and/or the Lease, and any other documents as he or she may deem
5. necessary, upon the advice of counsel, to implement the intent of the matters approved above.
6. This resolution shall be effective immediately.

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

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

NAYS: MS. SANDEFUR, MR. GIRLINGHOUSE, MR. TALBERT

ABSENT: NONE

ABSTAIN: NONE

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

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The chair addressed agenda item number 9, “Adopt the Minutes of February 23, 2023 regular meeting of the Livingston Parish Council”.

**LPR NO. 23-108**

MOTION was made by Randy Delatte and duly seconded by Tracy Girlinghouse to dispense with the reading of the minutes from the February 23, 2023 regular meeting of the Livingston Parish Council and adopt as written.

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

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

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

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The chair addressed agenda item number 10a, “Parish President’s Report: Red Cross Month Proclamation”.

In the absence of the Parish President, the chair read the proclamation as follows:

Proclamation

March is American Red Cross Month– a special time to recognize and thank our Everyday Heroes – those who reach out to help their neighbors when they are in need.

American Red Cross heroes are on the front lines every day. They volunteer their time, give blood, take life-saving courses or provide financial donations to help those in need.

**We would like to remember our heroes here in Livingston Parish who give to help people in need. They** work tirelessly to help in time of disaster, when someone needs life-saving blood, or the comfort of a helping hand. They provide round-the-clock support to members of the military, veterans and their families, and teach lifesaving classes in CPR, aquatics safety and first aid.

Across the country and around the world, the American Red Cross responded to hurricanes, tornadoes, floods and wildfires, the tragedy at the Boston Marathon, and typhoon Haiyan in the Philippines.

When an injured service member ended up in a hospital far from home, the American Red Cross offered comfort. When a hospital patient needed blood, American Red Cross blood donors helped them. When a lifeguard jumped in to save a drowning child or someone stepped up to help a heart attack victim, the American Red Cross was there.

We dedicate the month of March to all those who support the American Red Cross mission to prevent and alleviate human suffering in the face of emergencies. Our community depends on the American Red Cross, which relies on donations of time, money and blood to fulfill its humanitarian mission.

NOW, THEREFORE, I, Layton Ricks, duly elected President of the Parish of Livingston, by virtue of the authority vested in me by the Constitution and laws of Livingston Parish and Louisiana do hereby proclaim March 2023 as American Red Cross Month. I encourage all Americans to support this organization and its noble humanitarian mission.

IN WITNESS WHEREOF, I have hereunto set my hand this 23rd day of February, in the year of our Lord two thousand twenty-three, at Livingston, Louisiana.

**\_\_\_/s/ Layton Ricks\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

 LAYTON RICKS, LIVINGSTON PARISH PRESIDENT

**LPR NO. 23-109**

MOTION was made by Maurice “Scooter” Keen and duly seconded by Tracy Girlinghouse to support the Parish President’s proclamation for American Red Cross Month and declare March 2023 as American Red Cross Month as follows:

Proclamation

March is American Red Cross Month– a special time to recognize and thank our Everyday Heroes – those who reach out to help their neighbors when they are in need.

American Red Cross heroes are on the front lines every day. They volunteer their time, give blood, take life-saving courses or provide financial donations to help those in need.

**We would like to remember our heroes here in Livingston Parish who give to help people in need. They** work tirelessly to help in time of disaster, when someone needs life-saving blood, or the comfort of a helping hand. They provide round-the-clock support to members of the military, veterans and their families, and teach lifesaving classes in CPR, aquatics safety and first aid.

Across the country and around the world, the American Red Cross responded to hurricanes, tornadoes, floods and wildfires, the tragedy at the Boston Marathon, and typhoon Haiyan in the Philippines.

When an injured service member ended up in a hospital far from home, the American Red Cross offered comfort. When a hospital patient needed blood, American Red Cross blood donors helped them. When a lifeguard jumped in to save a drowning child or someone stepped up to help a heart attack victim, the American Red Cross was there.

We dedicate the month of March to all those who support the American Red Cross mission to prevent and alleviate human suffering in the face of emergencies. Our community depends on the American Red Cross, which relies on donations of time, money and blood to fulfill its humanitarian mission.

NOW, THEREFORE, I, Layton Ricks, duly elected President of the Parish of Livingston, by virtue of the authority vested in me by the Constitution and laws of Livingston Parish and Louisiana do hereby proclaim March 2023 as American Red Cross Month. I encourage all Americans to support this organization and its noble humanitarian mission.

IN WITNESS WHEREOF, I have hereunto set my hand this 7th day of March, in the year of our Lord two thousand twenty-three, at Livingston, Louisiana.

**\_\_\_/s/ Layton Ricks\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

 LAYTON RICKS, LIVINGSTON PARISH PRESIDENT

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

YEAS: MS. SANDEFUR, MR. DELATTE, MR. MACK, MR. ARD, MR. GIRLINGHOUSE,

 MR. MCMORRIS, MR. TALBERT, MR. KEEN, MR. WASCOM

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

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

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The chair addressed agenda item number 11a, “Livingston Parish Grants Department” and called upon Mark Harrell.

Mr. Harrell explained that there had been a previous vote a while back to move forward with this project, unfortunately Killian has exposed water lines throughout the city and this will correct some of that.

**LPR NO. 23-110**

MOTION was made by Randy Delatte and duly seconded by Jeff Ard to authorize the Parish President to enter a contract agreement with Alvin Fairburn & Associates, LLC., to perform engineering services for the Town of Killian Waterline Improvements Project being funded through the Coronavirus State and Local Recovery Funds (SLFRF).

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

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

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

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Mr. Mark Harrell explained the need for the resolution and advised that the Tickfaw River washed out part of the road. Forte and Tablada was the high scoring firm on this project.

**LPR NO. 23-111**

MOTION was made by Shane Mack and duly seconded by Jeff Ard to authorize the Parish President to enter a contract agreement with Forte & Tablada, to perform engineering services for the Hills Washout Project 4611-1463, being funded through the FEMA Public Assistance program under 4611-DR-LA.

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

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

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

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The chair addressed agenda item number 12, “Adopt a resolution to divide a lot within a named subdivision (Satsuma Ridge) and to reduce the required servitude width  to 40’ – Jeff Ard”.

Councilman Jeff Ard advised that the requested waiver was to split two (2) lots behind the property owner’s home for her children. It was not a servitude to a large piece of property and he wished to make the motion.

**LPR NO. 23-112**

MOTION was made by Jeff Ard and duly seconded by Maurice “Scooter” Keen to divide a lot within a named subdivision (Satsuma Ridge) and to reduce the required servitude width to forty (40’) feet located off of McLin Road, Lot A-1, in Council District 1.

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

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

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

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The chair addressed agenda item number 13, “Request to authorize a waiver of sign placement and wetlands letter for Ryan Pierce located on LA Highway 42 – Randy Delatte”.

The chair called on Councilman Randy Delatte who advised that this was two (2) tracts of property, having eight (8) in total, and the property owners wished to create three (3) additional lots. The Planning Department has determined that the two (2) previous lots would be counted with the three (3) new lots, totaling five (5) lots. Therefore, a waiver will be required. Councilman Delatte asked for a waiver of the sign placement and wetlands letter.

**LPR NO. 23-113**

MOTION was made by Randy Delatte and duly seconded by Maurice “Scooter” Keen to authorize a waiver of sign placement and wetlands letter for Ryan Pierce located on LA Highway 42.

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

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

NAYS: MR. TALBERT

ABSENT: NONE

ABSTAIN: NONE

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

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The chair addressed agenda item number(s) 14a through 14e:

 Board (re)appointment(s)/resignation(s):

1. Livingston Parish Convention and Visitors’ Bureau (Tourism Board) – Randy Delatte
2. Livingston Parish Airport District – Randy Delatte
3. Livingston Parish Fire Protection District No. 9 – Randy Delatte
4. Livingston Parish Fire Protection District No. 1 – Shane Mack
5. Gravity Drainage District No. 5 – Tracy Girlinghouse

Councilman Randy Delatte addressed agenda item number 14a, “Livingston Parish Convention and Visitors’ Bureau (Tourism Board)”, and advised that he wished to appoint Mr. Joey Fontenot to the Tourism Board. Mr. Fontenot has submitted his letter of recommendation and contact information to the Council office.

**LPR NO. 23-114**

MOTION was made by Randy Delatte and duly seconded by Gerald McMorris to appoint Joey Fontenot (resident of Council District 8) to the Livingston Parish Convention and Visitors’ Bureau (Tourism Board), who is replacing the expired term of Wayne J. Guilbeau (resident of Council District 8); this three (3) year term will expire on February 11, 2026.

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

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

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

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The chair addressed agenda item number 14b, “Livingston Parish Airport District”, and called upon Councilman Randy Delatte.

Councilman Delatte explained that board member, Mr. Jerry Lobell, had resigned due to health reasons. At this time, he did not have a replacement to fill that vacancy, but was working on it and hoped to have that at the next Council meeting.

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The chair addressed agenda item number 14c, “Livingston Parish Fire Protection District No. 9 – Randy Delatte”.

Councilman Delatte advised that he wished to reappoint the three (3) board members whose terms had expired.

**LPR NO. 23-115**

MOTION was made by Randy Delatte and duly seconded by Gerald McMorris to reappoint Michael Hood, Patrick Loupe, Jr. and Keith Landry (all reside in Council District 8) to Fire Protection District No. 9, to serve a two (2) year term that will expire on January 1, 2025.

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

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

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

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The chair addressed agenda item number 14d, “Livingston Parish Fire Protection District No. 1 – Shane Mack”.

Councilman Mack advised that it was his wishes for Benton Morgan and Alesia Stilly Vicari to be reappointed to Fire Protection No. 1. He acknowledged that both members were working very well with the board and things were flowing and going very smoothly.

**LPR NO. 23-116**

MOTION was made by Shane Mack and duly seconded by Jeff Ard to reappoint Benton Morgan (resident of Council District 9) and Alesia Stilly Vicari (resident of Council District 9) to Fire Protection District No. 1, both of these two (2) year term(s) will expire on January 1, 2025.

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

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

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

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The chair addressed agenda item number 14e, “Gravity Drainage District No. 5 – Tracy Girlinghouse”.

Councilman Girlinghouse stated that he wished to reappoint Ms. Toni Parent Dugas to Gravity Drainage District No. 5

**LPR NO. 23-117**

MOTION was made by Tracy Girlinghouse and duly seconded by Maurice “Scooter” Keen to reappoint Toni Parent Dugas (resident of Council District 7) to Gravity Drainage District No. 5), whose four (4) year term will expire on February 26, 2027.

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

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

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

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The chair addressed agenda item number15, “Replace/appoint Library Board of Control – Garry Talbert”.

Councilman Garry Talbert stated that the Attorney General’s Office issued an Opinion about three (3) ago on the fact that Parish Councils can change out boards at will on the Library Control Boards members.

He advised that he had appointed Ms. Debbie Henson, she was the previous Councilman’s appointment before him and he had appointed her once before and re-upped her probably last year in 2022. He stated that he had reached out to her on a couple of occasions to talk to her about the current situation on the library and she returned his call one (1) time and he missed it, and he tried to call her back. He stated that they just have not been able to hook up. He thought that it was a very important discussion to him and when the Council had sent a resolution to the Library board requesting that they do something and they kind of gave them the whatever back and just kind of ignored us and said they could do what they wanted to do. He further stated that he sent a letter to the board and emailed all the board members and basically how he felt about things that got no response, he just felt it was time for a change. He advised that hey actually had someone to appoint that day and received a call earlier from her, and based on the fact the board director resigned, there were some fairly nasty emails that traded and some pretty rough comments on social media, she just felt that at this point and time she didn’t want to serve.

Councilman Talbert stated that he would like to make a motion to remove his member, Ms. Debbie Henson, and he will continue to do diligent research within the community and look for a replacement.

Public input: Larry Davis, wished to echo the Councilman

 Marla Elsey, against the removal of Debbie Henson

Francine Smith, advocate for Debbie Henson and questioned what the qualifications would be for a replacement

Gus Holden, upset about derogatory comments that a Councilmember said at the last meeting

 Caitlin Roberts, advocate for the Library and its current policies

 Orita Ho, Librarian, supports Debbie Henson

Ryan Thames, agreed that the Council could remove a board member if they did not vote the way that the Councilmember wanted them to vote

Abby Crosby

Councilmembers’ input: Councilman Gerald McMorris

 Councilman Tracy Girlinghouse

**LPR NO. 23-118**

MOTION was made by Garry Talbert and duly seconded by Maurice “Scooter” Keen to remove Ms. Debbie Henson as a member of the Livingston Library Board of Control whose five (5) year term will expire on June 30, 2027.

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

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

NAYS: MR. DELATTE, MR. MCMORRIS

ABSENT: NONE

ABSTAIN: NONE

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

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Councilman Jeff Ard stated that he would like to reappoint Mr. Ronnie Bencaz.

**LPR NO. 23-119**

MOTION was made by Jeff Ard and duly seconded by Shane Mack to reappoint Mr. Ronnie Bencaz to the Livingston Parish Library Bord to serve a five (5) year term that will expire on June 30, 2028.

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

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

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

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The chair addressed agenda item number 16, “Banning Tik Tok on all Parish Government computers and cell phones including all subdivisions of Parish Governments including but not limited to the Livingston Parish Library – Garry Talbert”.

Councilman Talbert stated that ya’ll are aware that Tik Toc and WeChat have been in the news over ownership of Chinese, owned by the Chinese government, Chinese corporations in the harvesting of information that they’ve done and there has been moves throughout different parts of the country to ban it. Councilman Talbert stated that he was suggesting that the Livingston Parish Council ban Tik Toc on Parish related computers and cell phones and the WeChat app, on Parish computers and phones and related entities of the Parish, which would include the library, health unit and some of those other things that they fund. He stated that it does not go into effect for thirty (30) days which gives everybody from the time it is voted on, after that they’ve had the public hearing, and the Parish President signs it, which he felt would be plenty enough time to clean computers of the app.

The Deputy clerk read the proposed ordinance by title as follows:

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

AN ORDINANCE TO AMEND CHAPTER 50, “OFFENSES – MISCELLENEOUS”, BY CREATING SECTION 50-17 “GOVERNMENT DEVICE ACCESS”, OF THE CODE OF ORDINANCES IN AND FOR THE PARISH OF LIVINGSTON AS SET OUT MORE SPECIFICALLY HEREIN.

 A motion was made by Garry Talbert and duly seconded by Maurice “Scooter” Keen.

Councilman Gerald McMorris questioned what our state and our government are doing in regard to the Chinese and Tik Toc? He asked if it would be addressed at the upcoming State Legislative Session? Councilman Jeff Ard concurred that it was scheduled to be addressed. Councilman McMorris questioned why the Livingston Parish Council, as a government entity, get involved at this time?

Councilman Tracy Girlinghouse advised that because this was an introduction, he would need to think about this and how far reaching that this is. He stated that it seemed straightforward, but must also look at what this will effect?

He stated that he would support the introduction of the proposed ordinance, but would reserve his decision on this for two (2) weeks from then. He did not want there to be any confusion about his affirmative vote that evening, for being an affirmative vote later.

Councilman Randy Delatte agreed with Councilman Girlinghouse that the ordinance should be allowed to be introduced. However, he was against the ordinance because there was no way for the Council to regulate this or police it.

Councilman John Wascom stated that from what he knew about this Tik Tok ban, he was absolutely against banning. He acknowledged that if you ban this, you might as well ban Facebook, YouTube, and the internet. He felt that the ordinance should have been sent to the Ordinance committee.

Councilwoman Erin Sandefur wished to make a substitute motion to send the proposed ordinance to the Ordinance committee and Councilman Randy Delatte wished to make a second to her motion.

Councilman Garry Talbert wished to make a comment on a question. He stated that the governor has banned it in Executive branch of government already, the Feds are banning it currently, school boards across the country have banned it and basically if a Parish computer has Tik Tok on it, then it’s been discussed that it gives China access to Parish data, it’s that simple.

Councilman Talbert further stated that if they wanted to send it to Ordinance, send it to Ordinance.

The chairman called for the vote.

**LPR NO. 23-120**

SUBSTITUTE MOTION was made by Erin Sandefur and duly seconded by Randy Delatte to send the proposed ordinance to ban Tik Toc on parish computers and cell phones to the Ordinance committee.

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

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

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

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The chair addressed agenda item number 17, “Adopt a resolution to request that the Planning Department allow existing use for Green Meadow Mobile Home Park located in Council District 9 – Shane Mack”.

Councilman Shane Mack explained that this was an existing mobile home park in his district, being located off of Florida Boulevard, on the corner of Edna Kinchen. It is approximately seven (7) acres and the property owners have met with Planning, who are okay with treating this as an existing mobile home park as long they follow the rules when it comes to sewer systems, base flood elevation and things of that nature. He stated that in the future this will be zoned as a mobile home park. It was established in 1998. Councilman Shane Mack wished to ask the Council members if they would adopt a resolution to treat this as an existing mobile home park and they would follow the rules that was recommended by the Planning Department allowing them to move forward with their plans.

Councilman Garry Talbert questioned if it was an existing mobile home park, why did they need to pass a resolution asking Planning to treat it as an existing mobile home park? He questioned if it was a boot leg trailer park, do they want to make a real trailer park because they didn’t follow the rules originally? He stated that he was just trying to figure this out.

Councilman Mack wished to allow Councilman Randy Delatte to speak.

Councilman Talbert disparaged that it was Councilman Mack’s district, he didn’t know what it’s about?

Councilman Mack stated that he had an answer, but Councilman Delatte requested to speak on this agenda item.

Councilman Delatte stated that he had some history on this matter. He advised that Mr. John Zeba of sanitary used to have this mobile home park. He passed away and there was a succession and his daughter now has this mobile home park and she is ready to move mobile homes in the park. She will abide by all of the new rules that the Council has put forward. Planning will not allow any exceptions. However, they are requesting that the Livingston Parish Council authorize this waiver.

Councilman Mack asked if there were any other questions.

Councilman Tracy Girlinghouse stated that it was just a resolution, he was curious as to why they just do not grant a waiver? He stated that he was good, and that was his question earlier.

Councilman Mack advised that it was recommended by the Planning Department Director to do it that way.

Councilman Talbert still had questions. He asked, so it is an existing trailer park?

Councilman Delatte stated that the pads were still there, and there would have to be some changes in the sewer and they would have to abide by the new sewer regulations.

Councilman Talbert asked, what about the lights and electrical and fence and concrete? Is all that going to have to be updated to meet the new standard?

Councilman Delatte answered that yes, they will, but there is only one (1) neighbor to the property, and they would be giving a waiver for the fence requirement.

Councilman Talbert asked, so they have to go by the rules of a new trailer park right now without having to go through the Planning process and drainage impact study, and retention pond and all of that other stuff?

Councilman Mack advised that they would not be doing a drainage impact study. This would be treated as an existing trailer park.

Council Jeff Ard advised that they have already made the pads, they have just never moved the mobile homes.

Councilman Mack wished to acknowledge that there were seven (7) mobile homes originally, and this would be only for those seven (7) original spots, any additional spots or additional improvements to the property would have to go back and follow all the new rules.

**LPR NO. 23-121**

MOTION was made by Shane Mack and duly seconded by Randy Delatte to request that the Planning Department allow existing use for Green Meadow Mobile Home Park located on the corner of Florida Boulevard and Edna Kinchen Road in Council District 9, and that they would follow all rules and recommendations made by the Planning Department.

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

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

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

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The chair addressed agenda item number 18, “Adopt a resolution to authorize a second address at 26985 James Chapel Road, North Holden, LA 70744 in Council District 9 – Shane Mack”.

Councilman Shane Mack explained that Mr. Chris Pacey lives on James Chapel and he has a fairly large parcel of property. He has a son who has a home on the property who is working to remodel this home. Mr. Chris Pacey is requesting that his sister be allowed to have a second address on this same property. Councilman Mack advised that there was plenty of room to place another home on this property. Mr. Pacey does not wish to subdivide the property, but apply for a second address. Due to Parish ordinances that only allow a second address for ascending/descending relatives, his sister would not qualify to receive a second address.

Councilman Mack would like to make a motion to adopt a resolution to authorize a waiver for the allowance of Mr. Pacey’s sister to obtain a second address.

**LPR NO. 23-122**

MOTION was made by Shane Mack and duly seconded by Randy Delatte to authorize a second address at 26985 James Chapel Road, North Holden, LA 70744 in Council District 9.

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

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

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

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The chair addressed agenda item number 19, “Committee Reports” and called upon Councilman Randy Delatte, chairman of the Finance committee.

Councilman Delatte reported that the committee had met earlier that evening and the finances looked good. They also discussed supplemental pay of two hundred forty ($240.00) dollars for one (1) year only that had been put in place since October by a bill from Senator Bodi White for Justices of the Peace and constables. He stated that Parish Administration does not feel that they have to pay for this, because they are already overpaying them. Councilman Delatte offered that may be an issue that the Council needs to address up if it be their wishes.

Councilman Gerald McMorris questioned the issue with Ms. Abby Crosby’s public records request and the fees associated with Nortech. He asked when the Council should address this issue?

Councilman Delatte stated that it was going to be addressed in an Ordinance committee, but since that time, Ms. Jennifer Myers, Finance Director, came back and stated that the contract says that they owe a backup anytime that the Council requests for it and cannot charge for these services.

The chair called upon Councilman Mack, chairman of the Ordinance committee. Councilman Mack reported that the next Ordinance committee will be held on March 14, 2023 at five-thirty (5:30) p.m. The committee would be discussing the Multifamily setback ordinance. There was a small discrepancy in the ordinance that need to be amended. The committee would also be addressing the Zoning classifications. They have been working with Mr. Eddie Aydell, of Alvin Fairburn and Associates, on tweaking the uses within their classifications and there would be a final document with some definitions and things that would be reviewed. They would also be discussing the proposed Tik Toc ordinance and in the future they would be discussing a dirt fill ordinance along with some other things. He encouraged everyone to stay tuned for the good things coming in the future.

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The chair addressed agenda item number 20a, “District Attorney’s Report: Discuss settlement and termination of Council employee”.

The chair advised that since the Council members moved the meeting date from Thursday to Tuesday, both Mr. Moody and Mr. Brad Cascio were both busy with prior engagements and could not attend the Council meeting that evening.

The chair explained that he and Mr. Moody did discuss another specific thing in regard to working with the ladies in the office, Mr. Moody suggested that he as chairman, put together a Personnel Committee that would act as a buffer between the Parish Council and the employees. If the employees have a problem, they would be able to go to this Personnel committee and work out grievances. In addition, the Personnel committee would make recommendations to the Parish Council and watch as an oversight to make recommendations for discipline, termination, hiring, and things of that nature.

The chair announced that the Council’s Personnel Committee would consist of Ms. Erin Sandefur, Mr. Randy Delatte and Mr. Gerald McMorris. He determined that the committee could decide amongst themselves who would be their chairperson.

The chair advised that he would be pulling the executive session item. He had spoken with Mr. Moody and there had been nothing to discuss in regard to settlement or termination. Having no questions or comments, he then moved to the next agenda item.

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The chair addressed agenda item number 21, “Councilmembers’ Comments:”.

Councilmembers’ comments:

Councilman Garry Talbert addressed comments made earlier in the meeting by Councilman Randy Delatte.

Councilman Gerald McMorris encouraged everyone to attend a meeting on March 18, 2023 at the Amvets Hall in Springfield, Louisiana that will be in regard to the Lake and the carbon monoxide that is being proposed to go under the Lake. He stated that this will be a meeting is to be informative learn what it happening in the Lake, and also, what they, as a community could do to protect their Lake. Councilman McMorris advised that General Honoré would be present, as well as many others to speak on this subject. He encouraged State Representative candidate, Mr. Jason Amato, in the audience to come to this event.

Councilman McMorris announced that he would be facilitating a Zoning meeting for District 6 on Monday, March 13, 2023 at six (6:00) o’clock p.m. in the Council chambers. He invited everyone from District 6 to come and express their input on areas being zoned.

Councilman McMorris wished to state that French Settlement High School would be going to the State championship in Lake Charles where they would be hosting number three (3), Winfield, at six (6:00) o’clock p.m. for the semi-finals. He advised that there were four (4) teams that were left, two (2) would play Wednesday, two (2) would play Friday, and then the championship would be the following Saturday beginning at four (4:00) o’clock. He further advised that Mr. Gerald Keller was the last person to ever win the state championship at French Settlement High School in 1966. He commended Mr. Jay Bourgeois who began four (4) years ago as the coach and had built that team since the players started out as freshman.

Councilman Randy Delatte wished to respond to the comments made by Councilman Garry Talbert.

Councilwoman Erin Sandefur desired to recognize Livingston Parish DPW and Gravity Drainage District No. 1. She advised that she had been out and about in Council District 5 looking at drainage ditches, waterways, etc. and wished to thank them for all of their hard work and efforts that abounded in Council District 5. She specifically wished to thanked Mr. Clint Persick, Mr. Sam Digirolamo and Mr. Wesley Kinnebrew.

Councilman Jeff Ard wished to commend the Walker High School Boys basketball team were also in the final four, and if Walker wins, there will be two (2) teams playing in the state championship on Saturday. He stated that this was Walker’s sixth year in a row to make it to the final four. Councilman Ard also advised that the Girl’s basketball team had made it to the final four, but had lost, but they were extremely proud of them.

Councilman Tracy Girlinghouse desired to wish Councilman Shane Mack a happy birthday.

Councilman Shane Mack stated that he does hope that French Settlement wins, and advised of his own experiences with Coach Gerald Keller, and hoped that they would win in memory of him.

He then reported on the Albany Hornets team that played for the state championship the other night and had competed against a really good team. The Albany Hornets came up a little bit short, but they were state runners-up, they had a very successful season, and he was very, very proud of them. Go Hornets!

Councilman Mack also wished to state that he did hope that the Walker Wildcats did well. He acknowledged that he loved to watch the Walker Wildcat boys play basketball, recognizing that they are so talented, many go on to play college basketball. And he stated that he followed them through college as well, to enjoyed proclaiming and identifying them as a Livingston Parish native and resident.

Councilman Mack stated that he wished to have a Town Hall meeting on March 30, 2023 at six (6:00) o’clock p.m. to discuss zoning in Council District 9.

The chair wished to announce that the city of Denham Springs would be having its first St. Patrick’s Day parade on March 18th.

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Having no further business, a motion to adjourn was requested until the next regular meeting being scheduled on Thursday, March 23, 2023, at the hour of six o’clock (6:00) p.m. in Livingston, Louisiana.

**LPR NO. 23-123**

MOTION was offered by Jeff Ard and duly seconded by Tracy Girlinghouse to adjourn the March 7, 2023 regular meeting of the Livingston Parish Council.

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

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

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

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\s\ Sandy C. Teal \s\ John Wascom

Sandy C. Teal, Council Clerk 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=IpHreyEyXrc&t=4133s**](https://www.youtube.com/watch?v=IpHreyEyXrc&t=4133s)

**It may also be found on the Livingston Parish Council’s website at:** [**https://www.livingstonparishcouncil.com/**](https://www.livingstonparishcouncil.com/)

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