

**Minutes of the Livingston Parish Council  
Livingston, Louisiana  
May 9, 2019**

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, May 9, 2019, at the hour of six-thirty (6:30) p.m. with the following Livingston Parish Council members present:

Jeff Ard	John Wascom	Tracy Girlinghouse
Garry "Frog" Talbert	R.C. "Bubba" Harris	Tab Lobell
Maurice "Scooter" Keen	Jeff Averett	Shane Mack

Absent: Layton Ricks, Parish President

Also present: Christopher Moody, Parish Legal Counsel  
Sam Digiralamo, representing on behalf of the Parish President in his absence

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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.  
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The chair addressed agenda item 7, "Presentations:". Having no presentations, the chair moved to agenda item 8a and 8b, "Adoption of the Minutes from the April 25, 2019 regular meeting of the Council" and "May 2, 2019 special meeting of the Council". The Council clerk requested that the May 2, 2019 special meeting of the Council Minutes be placed on the next agenda for the May 23, 2019 regular meeting of the Council. The chair complied.

**LPR NO. 19-140**

MOTION was made by Maurice "Scooter" Keen and duly seconded by Jeff Averett to dispense with the reading of the minutes dated April 25, 2019 for the 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. TALBERT, MR. MACK, MR. WASCOM, MR. LOBELL, MR. HARRIS,  
MR. AVERETT, MR. ARD, MR. KEEN, MR. GIRLINGHOUSE

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 9, "Adopt resolution granting approval to Gravity Drainage District No. 1 to call and hold an election on Saturday, October 12, 2019 to authorize the renewal of a five (5) mill/ten (10) year on assessed valuation of all property in the District" and called upon Mr. Jim Ryan, Parish Financial Advisor.

Mr. Ryan addressed the Councilmembers and advised that this item was a renewal for ten (10) years and would answer any questions the Councilmembers may have.

Councilman John Wascom wished to reiterate publicly that the proposed resolution was for a renewal of a tax for Gravity Drainage District No. 1, this does not change the boundaries for the district, the boundaries will stay the same, as a renewal, this has already been approved and everything will remain the same for renewal to fund the same type of operations for people who live inside of Gravity Drainage District 1. He further stated that this area encompasses Denham Springs, including the southern part Denham Springs and also contained areas of Councilman Keen's Council District. Councilman Wascom explained that he wished to explain this to clarify

that this would not be amending the boundaries of this Gravity Drainage District as he had been approached by people questioning the intent of the election as they had been informed and thought that this would affect the boundary lines of the district.

Mr. Ryan addressed Mr. Wascom's comments and further explained that when a tax renewal is proposed, there can be no changes if it is identified as a renewal.

Councilman Wascom wished to further comment about the excellent performance of members of the board and complimented the manpower of the employees of the District and the great job that they were doing. He indicated that he wished to make the motion for the proposed resolution.

Councilman Garry "Frog" Talbert wished to comment and stated that he would like to make everyone aware that even though this Gravity Drainage District had a surplus of funds before the proposed renewal election, those funds were earmarked for specific projects. He felt that it was important to get that information out and let voters know this. He requested that the engineer and the board members address this subject to inform prospective voters about the appearance of surplus funds in the District's budget and how they are to be allocated for future projects.

Councilman Tracy Girlinghouse also wished to comment for public knowledge, that these funds are also needed for grant projects when the grant mandates a match to be provided upfront when the grant is approved.

Public input: Deric Murphy, owner of Quality Engineering and Surveying-representing Gravity Drainage District No. 1: explained many projects and how funds were allocated, including Watershed surveys, grant matches and many other situations that demands funds to be immediately available  
Shane Moyer – questioned how many taxes were being collected on ten (10) years ago and what was the revenue then? How many houses are there now and what is the projected revenue?

Councilman Keen and Councilman Jeff Ard answered Mr. Moyer's questions identifying the District's accountant and how much the district's population had shrunk since the 2016 flood event.

The chair allowed the Councilmembers to have an open discussion to continue to answer Mr. Moyer's questions.

Mr. Murphy offered information on the population of the District that included fifty-three thousand (53,000) residents. He furthered explained that forty-one percent (41%) of the Parish of Livingston is located within the boundaries of this District; being some twenty-nine thousand seven hundred (29,700) plus structures and almost twenty-six thousand (26,000) homes, which include several Council Districts, sixteen (16) schools with eight thousand (8,000) students, thirteen (13) governmental buildings, and over a hundred (100) miles of tributaries that are kept up by the district. He explained the large task that the District accomplishes and the excellent job that they do covering almost half (1/2) of the Parish of Livingston.

The chair allowed the Councilmembers to have an open discussion regarding the District's funds.

#### **PARISH COUNCIL OF THE PARISH OF LIVINGSTON, STATE OF LOUISIANA**

The following resolution was offered by John Wascom and seconded by R.C. "Bubba" Harris:

#### **L.P. RESOLUTION NO. 19-141**

A Resolution granting approval to Gravity Drainage District No. 1 of the Parish of Livingston, State of Louisiana to call and hold an election on Saturday, October 12, 2019 to authorize the renewal of a 5 mill tax on assessed valuation of all property subject to taxation in the District, for a period of ten (10) years for the purpose of paying the expense of maintaining and operating drainage works in the District.

**WHEREAS**, Gravity Drainage District No. 1 of the Parish of Livingston, State of Louisiana (the "District") adopted a Resolution on April 9, 2019 (the "District Resolution") ordering and calling a special election to be held in the District on Saturday, October 12, 2019, for

the purpose of renewing the levy and collection of a 5 mill tax on assessed valuation of all property subject to taxation in the District, for a period of ten (10) years, beginning in the year 2021 and ending in the year 2030, for the purpose of paying the expense of maintaining and operating drainage works in the District (the "Tax"), all in the manner conferred by Article VI, Section 32 of the Louisiana Constitution of 1974, as amended, La. R.S. 39:551 and the applicable provisions of Chapter 6 and Chapter 6-A of Title 18 of the Louisiana Revised Statutes of 1950, as amended, and other constitutional and statutory authority, a copy of which is on file with the Parish Council of the Parish of Livingston, State of Louisiana, as governing authority of the Parish of Livingston, State of Louisiana (the "Parish Council").

**WHEREAS**, the District has made application to the Parish Council for approval to call and hold such election on Saturday, October 12, 2019, as more fully set forth in the District Resolution.

**WHEREAS**, Article VI, Section 15 of the Louisiana Constitution of 1974, as amended, and Section 1415 of Title 33 of the Louisiana Revised Statutes of 1950, as amended, grant power to the Parish Council to approve any proposal submitted by the District to levy a tax.

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

**SECTION 1.** Pursuant to a request submitted to this Parish Council by the District and in accordance with Article VI, Section 15 of the Louisiana Constitution of 1974, as amended and La. R.S. 33:1415, approval is hereby granted to the District to call and hold an election on Saturday, October 12, 2019, for the purpose of authorizing the renewal of the levy and collection of a 5 mill tax on assessed valuation of all property subject to taxation in the District, for a period of ten (10) years, beginning in the year 2021 and ending in the year 2030, for the purpose of paying the expense of maintaining and operating drainage works in the District (the "Tax"), in the manner conferred by Article VI, Section 32 of the Louisiana Constitution of 1974, as amended, La. R.S. 39:551 and the applicable provisions of Chapter 6 and Chapter 6-A of Title 18 of the Louisiana Revised Statutes of 1950, as amended, and other constitutional and statutory authority and as more fully set forth in the District Resolution.

**SECTION 2.** In the event the foregoing proposition passes, approval, consent and authority are hereby granted to the District to levy and collect the Tax described in Section 1 hereof.

**SECTION 3.** This approval is granted in compliance with the provisions of Article VI, Section 15 of the Louisiana Constitution of 1974, as amended, and Section 1415 of Title 33 of the Louisiana Revised Statutes of 1950, as amended.

*[Remainder of this page intentionally left blank]*

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

YEAS: MR. TALBERT, MR. MACK, MR. WASCOM, MR. LOBELL, MR. HARRIS,  
MR. AVERETT, MR. ARD, MR. KEEN, MR. GIRLINGHOUSE

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

WHEREUPON, this Resolution was declared to be adopted by the Parish Council of the Parish of Livingston, State of Louisiana, on this, the 9th day of May, 2019.

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

\s\ Shane Mack  
Shane Mack, Council Chairman

**STATE OF LOUISIANA**

**PARISH OF LIVINGSTON**

I, the undersigned Clerk of the Parish Council of the Parish of Livingston, State of Louisiana (the "Parish") do hereby certify that the foregoing constitutes a true and correct copy of a Resolution adopted by the Parish Council of the Parish of Livingston, State of Louisiana on May 9, 2019 granting approval to Gravity Drainage District No. 1 of the Parish of Livingston, State of Louisiana to call and hold an election on Saturday, October 12, 2019 to authorize the renewal of a 5 mill tax on assessed valuation of all property subject to taxation in the District, for a period of ten (10) years for the purpose of paying the expense of maintaining and operating drainage works in the District.

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

IN FAITH WHEREOF, witness my official signature and the impress of the official seal of said Parish Council of the Parish of Livingston, State of Louisiana on this 15th day of May, 2019.

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

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The chair addressed agenda item 10, "Adopt resolution granting approval to Fire Protection District No. 7 to call and hold an election on October 12, 2019 to authorize the renewal of a ten (10) mills tax on assessed valuation of all property in the District for a period of ten (10) years", whereby Mr. Jim Ryan explained that there was also a thirty-two dollar (\$32.00) service fee that was to be included in this request for a renewal.

Councilman Jeff Averett advised that Fire Protection District No. 7 was located in his Council District and explained that this volunteer fire department did a very good job, and how proud he was of the hard work they accomplish. Mr. Ryan also commented on what this fire district accomplishes with very little funds and advised that the thirty-two-dollar (\$32.00) service fee collects less than fifty-thousand dollars (\$50,000.00) a year for their operation. The chair stated that the proposed resolution was also a renewal.

**PARISH COUNCIL OF THE PARISH OF LIVINGSTON, STATE OF LOUISIANA**

The following resolution was offered by Jeff Averett and seconded by R.C. "Bubba" Harris:

**L.P. RESOLUTION NO. 19-142**

A Resolution granting approval to Fire Protection District No. 7 of Livingston Parish, Louisiana to call and hold an election on Saturday, October 12, 2019 to authorize the renewal of (i) a ten (10) mills tax on assessed valuation of all property subject to taxation in the District, for a period of ten (10) years for the purpose of maintaining and operating the District's fire protection facilities and for purchasing fire trucks and other fire-fighting equipment, and (ii) a service charge in an amount not to exceed \$32.00 per annum for each residential or commercial structure for a period of ten (10) years for the purpose of fire protection services.

**WHEREAS**, Fire Protection District No. 7 of Livingston Parish, Louisiana (the "District") adopted a Resolution on April 8, 2019 (the "District Resolution") ordering and calling a special election to be held in the District on Saturday, October 12, 2019, for the purpose of renewing the levy and collection of (i) a ten (10) mills tax on assessed valuation of all property subject to taxation in the District, for a period of ten (10) years, beginning with the year 2023 and ending with the year 2032, for the purpose of maintaining and operating the District's fire protection facilities and for purchasing fire trucks and other fire-fighting equipment (the "Tax"), and (ii) a service charge in an amount not to exceed \$32.00 per annum for each residential or commercial structure for a period of ten (10) years, commencing January 1, 2020, for the purpose of fire protection services (the "Service Charge"), all in the manner conferred by Article VI, Sections 30 and 32 of the Louisiana Constitution of 1974, as amended, La. R.S. 40:1501, La. R.S. 40:1502.1 and the applicable provisions of Chapter 6 and Chapter 6-A of Title 18 of the Louisiana Revised Statutes

of 1950, as amended, and other constitutional and statutory authority, a copy of which is on file with the Parish Council of the Parish of Livingston, State of Louisiana, as governing authority of the Parish of Livingston, State of Louisiana (the "*Parish Council*").

**WHEREAS**, the District has made application to the Parish Council for approval to call and hold such election on Saturday, October 12, 2019, as more fully set forth in the District Resolution.

**WHEREAS**, Article VI, Section 15 of the Louisiana Constitution of 1974, as amended, and Section 1415 of Title 33 of the Louisiana Revised Statutes of 1950, as amended, grant power to the Parish Council to approve any proposal submitted by the District to levy a tax.

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

**SECTION 1.** Pursuant to a request submitted to this Parish Council by the District and in accordance with Article VI, Section 15 of the Louisiana Constitution of 1974, as amended and La. R.S. 33:1415, approval is hereby granted to the District to call and hold an election on Saturday, October 12, 2019, for the purpose of authorizing the renewal of the levy and collection of (i) a ten (10) mills tax on assessed valuation of all property subject to taxation in the District, for a period of ten (10) years, beginning with the year 2023 and ending with the year 2032, for the purpose of maintaining and operating the District's fire protection facilities and for purchasing fire trucks and other fire-fighting equipment (the "*Tax*"), and (ii) a service charge in an amount not to exceed \$32.00 per annum for each residential or commercial structure for a period of ten (10) years, commencing January 1, 2020, for the purpose of fire protection services (the "*Service Charge*"), in the manner conferred by Article VI, Section 32 of the Louisiana Constitution of 1974, as amended, La. R.S. 40:1501, La. R.S. 40:1502.1 and the applicable provisions of Chapter 6 and Chapter 6-A of Title 18 of the Louisiana Revised Statutes of 1950, as amended, and other constitutional and statutory authority and as more fully set forth in the District Resolution.

**SECTION 2.** In the event the foregoing propositions pass, approval, consent and authority are hereby granted to the District to levy and collect the Tax and the Service Charge described in Section 1 hereof.

**SECTION 3.** This approval is granted in compliance with the provisions of Article VI, Section 15 of the Louisiana Constitution of 1974, as amended, and Section 1415 of Title 33 of the Louisiana Revised Statutes of 1950, as amended.

[Remainder of this page intentionally left blank]

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

YEAS: MR. TALBERT, MR. MACK, MR. WASCOM, MR. LOBELL, MR. HARRIS,  
MR. AVERETT, MR. ARD, MR. KEEN, MR. GIRLINGHOUSE

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

WHEREUPON, this Resolution was declared to be adopted by the Parish Council of the Parish of Livingston, State of Louisiana, on this, the 9th day of May, 2019.

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

\s\ Shane Mack  
Shane Mack, Council Chairman

**STATE OF LOUISIANA**

**PARISH OF LIVINGSTON**

I, the undersigned Clerk of the Parish Council of the Parish of Livingston, State of Louisiana (the "*Parish*") do hereby certify that the foregoing constitutes a true and correct copy of a Resolution adopted by the Parish Council of the Parish of Livingston, State of Louisiana on May

9, 2019 granting approval to Fire Protection District No. 7 of Livingston Parish, Louisiana to call and hold an election on Saturday, October 12, 2019 to authorize the renewal of (i) a ten (10) mills tax on assessed valuation of all property subject to taxation in the District, for a period of ten (10) years for the purpose of maintaining and operating the District's fire protection facilities and for purchasing fire trucks and other fire-fighting equipment, and (ii) a service charge in an amount not to exceed \$32.00 per annum for each residential or commercial structure for a period of ten (10) years for the purpose of fire protection services.

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

IN FAITH WHEREOF, witness my official signature and the impress of the official seal of said Parish Council of the Parish of Livingston, State of Louisiana on this 15th day of May, 2019.

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

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The chair addressed agenda item 11, "Parish President's Report", and questioned if the Parish President's office had anything to report. After being answered in the negative the chair moved to the next agenda item.

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The chair addressed agenda item number 12a:

Planning Department: Sam Digirolamo

- a. Cella Gardens, 2<sup>nd</sup> Filing
  - i. Accept road(s) & improvements into the maintenance system
  - ii. Release \$89,847.65 maintenance bond

Juban Road                      Section 47, T6S R3E                      Council District 7

The chair requested for Mr. Sam Digirolamo, Planning Director to address the Council on this agenda item.

Mr. Digirolamo advised that all inspections had been completed and the development looked good. He also indicated that this was located in Councilman Tracy Girlinghouse's district. Councilman Girlinghouse questioned if this development had met all of Mr. Digirolamo's standards, to which Mr. Digirolamo concurred that they had done so.

**LPR NO. 19-143**

MOTION was made by Tracy Girlinghouse and duly seconded by Maurice "Scooter" Keen to accept the road(s) and improvements into the parish maintenance system for Cella Gardens, 2<sup>nd</sup> Filing, located on Juban Road, Section 47, T6S R3E, in Council District 7.

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

YEAS:    MR. TALBERT, MR. MACK, MR. WASCOM, MR. LOBELL, MR. HARRIS,  
          MR. AVERETT, MR. ARD, MR. KEEN, MR. GIRLINGHOUSE

NAYS:        NONE

ABSENT:    NONE

ABSTAIN:    NONE

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

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**LPR NO. 19-144**

MOTION was made by Tracy Girlinghouse and duly seconded by Maurice "Scooter" Keen to release the maintenance bond upon the recommendation of the Planning Department in the amount of eighty-nine thousand eight hundred forty seven dollars and sixty five cents (\$89,847.65) for Cella Gardens, 2<sup>nd</sup> Filing, located on Juban Road, Section 47, T6S R3E, in Council District 7.

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

YEAS: MR. TALBERT, MR. MACK, MR. WASCOM, MR. LOBELL, MR. HARRIS,  
MR. AVERETT, MR. ARD, MR. KEEN, MR. GIRLINGHOUSE

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

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

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Mr. Digirolamo addressed agenda items 13a through h, “Planning Commission Recommendations”:

Mr. Digirolamo advised that it was the recommendation of the Livingston Parish Planning Commission to approve the Subdivision without Improvements for Bay Road Estates located in Councilman Tab Lobell’s District. Councilman Lobell advised that he had reviewed the Planning Commission’s recommendation and had spoken with the engineer who advised that everything looked good, and with that, he was in favor of accepting this request and making a motion to adopt a resolution approving the Planning Commission’s recommendation.

**LPR NO. 19-145**

MOTION was made by Tab Lobell and duly seconded by Jeff Averett to accept the recommendation of the Livingston Parish Planning Commission and **approve the Subdivision without Improvements**, for Bay Road Estates, located on King George Bay Road, Section 46, T8S R4E, in Council District 8.

YEAS: MR. TALBERT, MR. MACK, MR. WASCOM, MR. LOBELL, MR. HARRIS,  
MR. AVERETT, MR. ARD, MR. KEEN, MR. GIRLINGHOUSE

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

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

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Mr. Digirolamo advised that agenda item 13b, “Pipe and Steel Industrial Expansion, Preliminary site plan”, was a commercial development located in Mr. Scooter Keen’s district. He indicated that it was the recommendation of the Panning Commission to approve the preliminary site plan.

Councilman Maurice “Scooter” Keen explained that this development was located on Arnold Road in his district and was owned by Kylie Sparks, who was doing great things, such as updating all of the frontage and rebuilding the building that houses his company. He wished to make the motion to accept this agenda item.

Public input: Gueydan Smith, advised that the owner of the development was “a good neighbor”

**LPR NO. 19-146**

MOTION was made by Maurice “Scooter” Keen and duly seconded by Jeff Ard to accept the recommendation of the Livingston Parish Planning Commission and **approve the preliminary site plan** for Pipe and Steel Industrial Expansion, located on Arnold Road, Section 8, T6S R3E, in Council District 3.

YEAS: MR. TALBERT, MR. MACK, MR. WASCOM, MR. LOBELL, MR. HARRIS,  
MR. AVERETT, MR. ARD, MR. KEEN, MR. GIRLINGHOUSE

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

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

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Mr. Digirolamo addressed agenda item 13c, "Hair Razors, Site Plan with waivers" and advised that it was the recommendation of the Planning Commission to approve the site plan with a waiver on the gravel for twenty-four (24) months.

Councilman Jeff Ard questioned if the owner would be complying with the fence requirement? Mr. Digirolamo answered and affirmed that she would be installing a fence, and the only thing that the owner had requested, was to allow her twenty-four (24) months to get the hard surface in place. Councilman Ard advised that he was agreeable with that request.

Councilman Garry "Frog" Talbert questioned if an apron would be built with concrete, or would it be gravel all the way to the road? Mr. Digirolamo advised that Billy Taylor was the engineer for the project, and felt sure that for safety precautions, while it is not being mandated, that the owner would want some type of concrete apron for vehicles to be able to pull out on the highway before they would be going in with the gravel. Councilman Talbert questioned if it was noted in the site plan? He was advised that it was not listed or noted on the site plan. Councilman Ard advised that he was in favor of the project and wished to make the motion.

**LPR NO. 19-147**

MOTION was made by Jeff Ard and duly seconded by R.C. "Bubba" Harris to accept the recommendation of the Livingston Parish Planning Commission and **approve the site plan with a waiver on the gravel for twenty-four (24) months** for Hair Razors, located on Walker North Road, Section 35, T5S R3E, in Council District 1.

YEAS: MR. TALBERT, MR. MACK, MR. WASCOM, MR. LOBELL, MR. HARRIS,  
MR. AVERETT, MR. ARD, MR. KEEN, MR. GIRLINGHOUSE

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

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

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**LPR NO. 19-148**

MOTION was made by Tab Lobell and duly seconded by Jeff Averett to accept the recommendation of the Livingston Parish Planning Commission and **approve the waiver for the number of lots on a servitude**, for Elizabeth Williams, located on Morales Lane, Section(s) 41 and 42, T8S R4E, in Council District 8.

YEAS: MR. TALBERT, MR. MACK, MR. WASCOM, MR. LOBELL, MR. HARRIS,  
MR. AVERETT, MR. ARD, MR. KEEN, MR. GIRLINGHOUSE

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

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

Mr. Digirolamo wished to advise the Councilmembers after the vote was taken that it was only one (1) extra lot that would be on the servitude.

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**LPR NO. 19-149**

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 and **approve the preliminary site plan**, for Louisiana Highway 16 Mechanic Shop, located on Louisiana Highway 16, Section 39, T6S R3E, in Council District 3.

YEAS: MR. TALBERT, MR. MACK, MR. WASCOM, MR. LOBELL, MR. HARRIS,  
MR. AVERETT, MR. ARD, MR. KEEN, MR. GIRLINGHOUSE

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

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

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Mr. Digirolamo addressed agenda item 13f, “Brad Woods, Waiver-No. of Lots on a servitude” advising that this item was located in Councilman Shane Mack’s Council District and it was the recommendation of the Planning Commission to approve the waiver on number of lots on a servitude. He also advised that the waiver was for just one (1) lot.

The chair concurred and advised that it was only (1) lot that was being requested. The owner of the development had six (6) acres that he was dividing in half, being two (2) three (3) acre lots that are big lots. The chair explained that the request for a waiver had to be made because one (1) of those lots on the servitude happened to be a half (1/2) acre. Councilman Mack advised that he was all in favor of this request, to which Councilman John Wascom made the motion on his behalf.

**LPR NO. 19-150**

MOTION was made by R.C. “Bubba” Harris and duly seconded by Jeff Averett to accept the recommendation of the Livingston Parish Planning Commission and **approve the waiver on the number of lots on a servitude,** for Brad Woods, located on Gill Road, Section 21, T6S R6E, in Council District 9.

YEAS: MR. TALBERT, MR. MACK, MR. WASCOM, MR. LOBELL, MR. HARRIS,  
MR. AVERETT, MR. ARD, MR. KEEN, MR. GIRLINGHOUSE

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

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

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**LPR NO. 19-151**

MOTION was made by Tracy Girlinghouse and duly seconded by Jeff Ard to accept the recommendation of the Livingston Parish Planning Commission and **approve the preliminary site plan,** for Coburns Administration Building, located on Louisiana Highway 190, Section 28, T6S R3E, in Council District 7.

YEAS: MR. TALBERT, MR. MACK, MR. WASCOM, MR. LOBELL, MR. HARRIS,  
MR. AVERETT, MR. ARD, MR. KEEN, MR. GIRLINGHOUSE

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

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

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Mr. Digirolamo addressed agenda item 13h, “Robbie A. Schillings, Minor Resub”, to which Councilman Garry “Frog” Talbert advised that this item was a holdover from a previous meeting because the Gravity Drainage District was concerned about some stuff in the servitude, now to which, has been taken care of. He wished to make the motion for this item.

*\*\*This item had been deferred from the April 11, 2019 regular meeting of the Livingston Parish Council. Councilman Talbert had recommended that the item be deferred until the Schillings could get the servitude cleared so that Gravity Drainage District No. 2 could go in and clean the servitude. It had been pending approval until acceptable evidence had been received that the drainage servitude had been cleared and was no longer blocked.*

**LPR NO. 19-152**

MOTION was made by Garry “Frog” Talbert and duly seconded by Maurice “Scooter” Keen to **approve the Minor Resub.** for Robbie A. Schillings, located on Saray Drive, Section 28, T5S R3E in Council District 2.

YEAS: MR. TALBERT, MR. MACK, MR. WASCOM, MR. LOBELL, MR. HARRIS,  
MR. AVERETT, MR. ARD, MR. KEEN, MR. GIRLINGHOUSE

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 14, “**Public Hearing and Adoption of L.P. Ordinance No. 19–12**, Amend Section 13-76, “Methods of Reducing Flood Losses,” Part (4), by establishing criteria for adding fill dirt to individual lots, tracts, and parcels of land”.

The chair opened the Public Hearing and called upon the Council clerk to read the proposed ordinance by title.

The chair called upon Councilman Jeff Ard. Councilman Ard spoke about the Special Meeting that was held the previous week concerning this ordinance. He advised of the many people who attended that included engineers and developers and instructed of the good information that was received from the meeting. He offered that from that information, the Councilmembers realized that the ordinance may need to be “tweaked” a little bit, and that something must be done, but that it must be done right. He spoke of the need to break it down into different areas and the need for the Master Plan to be implemented.

Councilman Tracy Girlinghouse stated his position, indicating the ordinance’s length of time that it had been in committee, his agreement and desire to schedule the Special Meeting held the previous week, he spoke of how informative the meeting was, and also of the many unanswered questions that were brought up about the fill dirt ordinance. He explained that he wished to be cautious imposing limits and restrictions on certain areas and certain people within the Parish where it is unnecessary. However, he also advised that he knew that something must be done. He indicated that he wished to make a motion (after the Public Hearing) to send the ordinance back to the Ordinance committee.

Councilman Garry “Frog” Talbert spoke and advised the chair that the Department of Transportation had sent a representative who was in the audience and wished to speak on the proposed ordinance.

Public input: Vanessa Thompson, resident of North Doyle Road: had several questions regarding who the ordinance affected, including subdivisions

The chair and several Councilmembers addressed Ms. Thompson’s questions in great length.

The chair allowed the Councilmembers to have an open discussion.

Public input: Judy Whitmire, resident of Denham Springs – in favor of the fill ordinance  
Perry Picou, resident of Bear Island, Maurepas – in opposition of the ordinance

Councilman Talbert addressed Mr. Picou’s questions and concerns.

Councilman Ard also addressed Mr. Picou's many, many concerns.

Public input: Shane Moyer, developer who resides in District 1: had many questions for the Councilmembers, including how commercial developments would be affected by the proposed ordinance

The chair allowed the Councilmembers to answer Mr. Moyer's questions in a lengthy, open dialog.

The chair also addressed the many questions that were being presented. He discussed the meeting that he had attended recently that the Master Plan Review Committee held. He recommended that the proposed ordinance be directed and reviewed by the Master Plan Review Committee.

A very heated and lengthy open debate ensued between the Councilmembers.

Councilman Maurice "Scooter" Keen recommended that the ordinance be sent back to the Ordinance Committee.

The chair expressed what he had gleaned from the Master Plan Review Committee meeting and opined in great detail the changes needed before the proposed ordinance could be considered for adoption.

Public input: Donald Sibley, resident of Council District 6 – questioned the Councilmembers

The chair addressed Mr. Sibley's concerns.

Councilman Jeff Averett gave input to the area that Mr. Sibley resides in.

The chair allowed the Councilmembers to engage in an open, impassioned discussion.

Public input: Cindy O'Neal, State Coordinator for the National Flood Insurance Program: discussed Livingston's insurance claims, offered answers to previous questions that the Councilmembers had regarding insurance savings if homes were put on pilings and how the base flood elevation affects insurance premiums

The chair had several questions for Ms. O'Neal regarding homes on dirt as opposed to homes on piers or pilings, to which she answered.

The chair allowed Ms. O'Neal to answer and explain the Councilmembers' many questions. Ms. O'Neal educated the Councilmembers and gave many statistics.

Ms. O'Neal discussed the Community Rating System (CRS) program and the many discounts that could be received by governing authorities to be passed on to homeowners.

The chair allowed the Councilmembers to question Ms. O'Neal and have an open discussion.

Public input: Vanessa Thompson: discussed piers

The chair closed the Public Hearing.

The chair advised that there was a motion from Councilman Girlinghouse that had been seconded by Councilman Ard.

Councilman John Wascom advised that he wished to make a substitute motion:

*"To not send the proposed ordinance back to the Ordinance committee, but to send it to the Master Plan Review Committee"*

**LPR NO. 19-153**

MOTION was made by John Wascom and duly seconded by R.C. "Bubba" Harris to send proposed Livingston Parish Ordinance No. 19-12 to the Master Plan Review Committee.

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

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

ABSENT: NONE

ABSTAIN: NONE

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

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**LPR NO. 19-154**

The following ordinance which was previously introduced in written form required for adoption at a regular meeting of the Livingston Parish Council on April 25, 2019, a summary thereof having been published in the Official Journal together with a notice of public hearing which was held in accordance with said public notice, was brought up for final passage on May 9, 2019, but was not adopted and was recommended by Motion of Tracy Girlinghouse and seconded by Jeff Ard to send the proposed ordinance back to the Ordinance Committee for further work and revision:

**L.P. ORDINANCE 19-12**

AN ORDINANCE TO AMEND CHAPTER 13, "PLANNING AND DEVELOPMENT," ARTICLE V, "FLOOD DAMAGE PREVENTION", SECTION 13-76, "METHODS OF REDUCING FLOOD LOSSES," PART (4), BY ESTABLISHING CRITERIA FOR ADDING FILL DIRT TO INDIVIDUAL LOTS, TRACTS, PARCELS OF LAND, IN AND FOR THE PARISH OF LIVINGSTON.

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

YEAS: MR. TALBERT, MR. LOBELL, MR. AVERETT, MR. ARD, MR. KEEN,  
MR. GIRLINGHOUSE,

NAYS: MR. MACK, MR. WASCOM, MR. HARRIS

ABSENT: NONE

ABSTAIN: NONE

And the ordinance was **NOT** adopted, and voted upon to be sent back to the Ordinance Committee.

The chair allowed the Councilmen to have another open, fervent and impassioned discussion regarding the fill dirt ordinance.

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The chair addressed agenda item 15, "**Introduction of ordinance**, establish a certified "Fire Prevention Bureau" for Livingston Parish Fire Protection District No. 4 to perform inspections on behalf of the Fire Marshal as specified by RS 40:1563" and called upon Councilman Jeff Ard.

Councilman Jeff Ard briefly discussed why the proposed ordinance was needed.

The following ordinance was introduced in proper written form and read by title, to wit:

**L.P. ORDINANCE 19-13**

AN ORDINANCE TO CREATE THE "LIVINGSTON PARISH FIRE PROTECTION DISTRICT NO. 4 FIRE PREVENTION BUREAU" BY ADDING SECTION 6-96, "FIRE PREVENTION BUREAU," TO CHAPTER 6, "FIRE PREVENTION AND PROTECTION", ARTICLE II, DIVISION 5, BY ESTABLISHING THE BUREAU'S DEFINITION, INTENT, AND REGULATIONS PURSUANT TO R.S. 40:1563, IN ADDITION TO, THE ADOPTION OF THE CODE OF THE MOST RECENT STATE OF LOUISIANA ADOPTED VERSION OF THE NATIONAL FIRE PROTECTION AGENCY

LIFE SAFETY CODE AND, AS A MAINTENANCE CODE, THE STATE OF LOUISIANA UNIFORM FIRE PREVENTION CODE AS DEFINED IN R.S. 40:1578.7.

**LPR NO. 19-155**

MOTION was offered by Jeff Ard 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, May 23, 2019 at the hour of six-thirty (6:30) 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. TALBERT, MR. MACK, MR. WASCOM, MR. LOBELL, MR. HARRIS, MR. AVERETT, MR. ARD, MR. KEEN, MR. GIRLINGHOUSE

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

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

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**LPR NO. 19-156**

MOTION was made by Tab Lobell and duly seconded by Jeff Averett to name the extension of J.W. Lane for 911 addressing purposes only (2,112 feet currently maintained by the parish) located in Council District 8.

YEAS: MR. TALBERT, MR. MACK, MR. WASCOM, MR. LOBELL, MR. HARRIS, MR. AVERETT, MR. ARD, MR. KEEN, MR. GIRLINGHOUSE

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

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

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**LPR NO. 19-157**

MOTION was made by Tab Lobell and duly seconded by Jeff Averett to approve a waiver for the number of lots off of a servitude for a proposed family partition for Richard McCoy located off of LA Highway 42 in Council District 8.

YEAS: MR. TALBERT, MR. MACK, MR. WASCOM, MR. LOBELL, MR. HARRIS, MR. AVERETT, MR. ARD, MR. KEEN, MR. GIRLINGHOUSE

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, "District Attorney Report(s):" and called upon Mr. Chris Moody. Mr. Moody advised that he had nothing to report at this time.

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The chair moved on and addressed agenda item 18, "Committee Report(s): Ordinance Committee and called upon Councilman Garry "Frog" Talbert, Committee chairman.

Councilman Talbert advised that the committee had not met that week. He indicated that he had met with Eddie Aydell to discuss a sewer ordinance. The work on the ordinance is not yet complete, and Mr. Aydell requested more time to work on it. He advised that the committee would meet again the following week to discuss fill, and if the sewer ordinance was ready for discussion, that would be brought up first.

The chair called on Councilman Tracy Girlinghouse to discuss the Finance committee. Councilman Girlinghouse advised that the finances of the Parish were on schedule and everything looked good. He advised that the committee also discussed funding for the Master Plan. The Finance Director advised that they were in the middle of an audit and that she would get back to the committee to discuss funding for the Master Plan at the next Finance Committee meeting.

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The chair asked if there were any comments from the Councilmen:

Councilman Jeff Averett wanted to wish Doyle baseball team good luck in the championship games to be played in the upcoming weekend.

He also wished Deputy Clerk, Angie Cornett, a happy birthday, to which the other Councilmembers cheered.

Councilman Tab Lobell wanted to congratulate the Holden Ladies Softball team on their third straight championship.

The chair wished to express his excitement about Fire Protection District No. 11's successful results for their renewal election.

Councilman Tracy Girlinghouse discussed the tragic loss of one of Walker High's graduates, Jacobi Scott, who lost his life in a car accident coming back from college on his way home the previous evening. He requested for the community to keep the Scott family in their prayers.

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Having no further business, a motion to adjourn was requested until the next regular meeting scheduled on Thursday, May 23, 2019, at the hour of six-thirty (6:30) p.m. in Livingston, Louisiana.

**LPR NO. 19-158**

MOTION was offered by Tab Lobell and duly seconded by Jeff Averett to adjourn the May 9, 2019 regular meeting of the Livingston Parish Council.

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

YEAS: MR. TALBERT, MR. MACK, MR. WASCOM, MR. LOBELL, MR. HARRIS,  
MR. AVERETT, MR. ARD, MR. KEEN, MR. GIRLINGHOUSE

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

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

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

/s/ Shane Mack  
Shane Mack, Council Chairman