

**Minutes of the Livingston Parish Council
Livingston, Louisiana
June 14, 2018**

The Livingston Parish Council met in regular session duly called, advertised, and convened at its regular meeting place, the Parish Council Chambers, Governmental Building, 20355 Government Boulevard, Livingston, Louisiana, on Thursday, June 14, 2018, at the hour of six (6:00) o'clock 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
	Jeff Averett	Shane Mack

Absent: Maurice "Scooter" Keen

Also present: Sam Digirolamo representing in the absence of Parish President Layton Ricks
Tardy: Christopher Moody, Parish Legal Counsel (entered Council Chambers at 6:24 p.m.)

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.

The chair addressed agenda item 7, "Presentations". Having none, the chair moved to the next agenda item.

The chair addressed agenda item(s) 8a and b, "Adoption of the Minutes:
a. May 24, 2018 Juban Crossing Economic Development District meeting
b. May 24, 2018 regular meeting of the Council"

The chair requested if these two (2) items could be adopted at the same time. With no objection from the Councilmembers or audience these items were adopted by consent.

LPR NO. 18-176

MOTION was made by Tracy Girlinghouse and duly seconded by Garry "Frog" Talbert to dispense with the reading of the minutes dated May 24, 2018 and adopt as written for:

- May 24, 2018 Juban Crossing Economic Development District meeting
- May 24, 2018 regular meeting of the Council

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

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

NAYS: NONE

ABSENT: MR. KEEN

ABSTAIN: NONE

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

The chair addressed agenda item(s) 9a and b, "Acadian Ambulance: a. Annual Permit Renewal for period of July 2018 to July 2019 and b. Authorization of Annual Membership Drive for period of August 2018 to July 2019" and called upon Mr. Dwain Meche, Acadian Community and Government Relations Supervisor.

Mr. Meche addressed the Councilmembers to explain Acadian Ambulance's requests made annually for their permit renewal and membership drive. He advised that their packet had been submitted to the Council office with the required items, in addition to the fees associated with this request. The chair advised that the Council clerk had verified that all mandated requirements were met and received.

The chair asked for comment from the audience. Having none, the chair requested if anyone from the Council had comment. Councilman Garry “Frog” Talbert addressed Mr. Meche and referred to his conversation in the back earlier before the Council meeting with Mr. Meche regarding response times. Councilman Talbert reproved Acadian Ambulance service for having an eighty-five percent (85%) response rate in his Council district, which is over the eighty percent (80%) threshold, yet it is truly about a seventy-three percent (73%) response rate because they can add back denials over twelve percent (12%) what the contract says. He remarked further to say that even though Acadian Ambulance is meeting the requirements contractually, and meeting the terms of the contract, he wanted to make everyone aware that even though the response rate is showing to over eighty percent (80%), they were not at fault. The reason is the contract has a twelve percent (12%) rate is because of the high amount of refusals in the Parish of Livingston. He discussed possible reasons as being the way that dispatches are being done and some areas of the parish not having trained EMTs. He encouraged everyone to take a look at how they could get the refusal rate down, closer to the contract number, so they have a true idea of what Acadian’s response rate is. He continued to discuss true response rates, the number of ambulance units in the parish, he questioned the hours of operation of the units, utilization of other resources, such as volunteer firemen and advised that he felt some sort of protocol should be established by the committees that are in place. He further explained that if protocol could be established, then Acadian would not be called out for every bump, that way when they are truly needed, those resources would be readily available. Mr. Meche wished to address the Councilmembers and explain what a refusal was, how this has been an ongoing problem for over twelve (12) years, his work with the previous Councilmembers and committees, and how it is still a problem today. He agreed that protocol needs to be established and wanted to do the best job that they could for the Parish of Livingston. Councilman Talbert advised that the resources that are available need to be considered. Mr. Meche stated that all agencies need to be involved as they were a team. Mr. Talbert continued to elaborate his point. The chair allowed an open discussion why protocol needed to be established differently for different areas. Everyone agreed that the nine-one-one (911) board, Acadian Ambulance and the Ambulance Review committee, along with the chiefs of every fire department, needed to meet and discuss establishing protocol for emergency calls coming in and the effectiveness of who to send to the call. Justin Cox, Operations Manager for the Parish of Livingston’s region, discussed the variety of calls made regionally, and what the protocol was to respond to the calls, not so much the call itself. He encouraged this by suggesting ways to establish good policy and protocol that would alleviate refusals. Councilman Jeff Averett gave an example of an experience that he encountered recently with a “fender-bender”. Mr. Meche acknowledged his statement and offered Acadian’s willingness to meet with all parties to work on these problems.

LPR NO. 18-177

MOTION was made by John Wascom and duly seconded by Tracy Girlinghouse to issue Acadian Ambulance Service an annual permit of operation for the Parish of Livingston for the period beginning June 27, 2018 and ending June 27, 2019.

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

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

NAYS: NONE

ABSENT: MR. KEEN

ABSTAIN: NONE

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

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

LPR NO. 18-178

MOTION was made by Garry “Frog” Talbert and duly seconded by Jeff Averett to authorize Acadian Ambulance Service to conduct its annual membership drive in the Parish of Livingston.

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

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

NAYS: NONE

ABSENT: MR. KEEN

ABSTAIN: NONE

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

Mr. Meche thanked the Councilmembers and stated his appreciation of servicing the parish of Livingston and its residents. He offered his assistance for the Councilmembers and their constituents to meet their concerns and needs and looked forward to meeting soon.

The chair addressed the addendum item A-1: "Discuss installation of the sewer lines in right of way in the vicinity of Garney Hood Road, Melinda Lane, and Priscilla Lane" and called upon Councilman R.C. "Bubba" Harris. Councilman Harris explained that there were members in the audience who wished to speak on this matter and called upon them to give their public input.

Public Input: Gene Higginbotham, resident of Single Acres Subdivision, Council District 5
Mr. Higginbotham's concerns:

- How and why was the servitude was granted to run a pressurized sewer line through their subdivision with no utilities to support 321 homes?
- Promised utilities for years
- Who is paying to run the sewer line? Developer or bond money?
- Who will take over the service of the project?
- Contingency plan if sewer contamination of water well?
- Can Parish and new subdivision developer tie them in to their utility services?

Councilman Tracy Girlinghouse questioned if the development was in the city limits of Denham Springs. The chair allowed Councilman Garry "Frog" Talbert to speak about the facts known to him regarding the project and ask many, many questions of Kreston Brown, Parish Review Engineer, and various Councilmembers.

Councilman Shane Mack asked if this development went through the Planning Commission. Mr. Sam Digirolamo, Planning Director, advised that it did go through the Planning Commission.

A very, very lengthy open discussion took place regarding servitudes, piping, the City of Denham Springs servicing the area, previous examples of work done in rights-of-way, impact fees, crossing public property and private property, a petition signed with the City of Denham Springs, location of the sewer lift stations, water contamination, and adopting a resolution to encourage Ward 2 Water to service the area in question.

Mr. Digirolamo responded to some of the questions that the Councilmembers solicited.

Councilman R.C. "Bubba" Harris requested that Mr. Digirolamo accompany him to a meeting with the mayor of the City of Denham Springs

Councilman Garry "Frog" Talbert advised that he was texting Ward 2 Water to inquire if they could look into servicing the area.

Public input: Troy Schultz, resident of Single Acres Subdivision, Council District 5
Mr. Schultz's concerns:

- Gave personal knowledge of the history of the area and promised utilities
- Expressed environmental and safety hazards with the sewer project
- Requested the Council to adopt a resolution to guarantee that the residents that a tie-in will not happen at the end of Melinda Lane or Garney Hood Lane allowing through-fare to help ease their safety concerns

Parish Legal Counsel, Christopher Moody, advised that the Council as a body could not do that. They are limited as a body of what they can do. He indicated that they could adopt a resolution of support to what the residents are asking. Councilman Talbert asked if they could say if something could never be tied in the future? Councilman Tracy Girlinghouse advised that if it could, it could

also be undone with a vote of the Council. Councilman Harris and Mr. Schultz discussed the possibilities of lot usage in the subdivision. Councilmen Shane Mack and Tab Lobell were viewing the area and Councilman Mack discussed road improvements. Councilman Harris and the audience members all agreed that it was not feasible to do what Councilman Mack suggested. Mr. Digirolamo asked from the audience for a legal opinion from Mr. Moody. He asked if a resolution could be passed that, from this point forward, that it could never happen. Mr. Moody advised it could not. Councilman Girlinghouse asked if the Council could pass a resolution requiring that the developer would have to come before the Council before any changes are made to the project. Councilman Harris made a motion to declare Melinda Lane as a dead in street. Councilman John Wascom seconded that motion. Some of the Councilmembers voiced their opposition to this. Councilman Talbert advised of the group text that he was in the middle of with members of Ward 2 Water. He asked Mr. Digirolamo if the law said that if water goes through an area, are they required to tie into it? Mr. Digirolamo and many others replied that you did not have to. Mr. Talbert explained the tremendous cost for Ward 2 to run the water line and would need pretty good participation to justify them providing their services. Mr. Moody advised that it not a mandatory option, but if there is a utility that runs in front of your house, you have to connect and give them reasonable time to do so. He furthered explained that it is an option and it does make the service more efficient when they can service everybody and gets sewer out of the ditches. Councilman Talbert said that he was comfortable asking Ward 2 Water to evaluate and try to run water to Single Acres Subdivision. He continued to explain that at the same, if it is decided to run water, then they would need pretty good participation to tie in, otherwise it would be a marginal, and not a good investment, but governments do things all the time to help their citizens that aren't always good business investments, but it solves a need. Councilman Harris conceded that in his opinion, most of the residents are ready to tie into a system. Councilman Talbert continued to explain his opinion on his proposed resolution. After Councilman Talbert made his motion, Councilman John Wascom suggested that they might want to ask the City of Denham Springs how far it would be to tie in with their water. He explained that it may be easier to tie into their utilities than it would be to tie into Ward 2 Water. He advised of past conversations with representatives from the City of Denham Springs and conveyed his thoughts and history with serving on their sewer board. He questioned Mr. Schultz on the specifics and encouraged Mr. Schultz to reach out to the mayor of the City of Denham Springs. Councilman Harris advised Mr. Schultz that he and Mr. Digirolamo could get a meeting with the mayor of Denham Springs, would he like to go? Mr. Schultz responded that he would like to do that. Councilman Girlinghouse asked if the Council could require that development to come before the Council before they would make any significant change, instead of saying that you cannot ever do it, it would come before the Council. Mr. Digirolamo advised and said that would be fine for the Council to do, however, any changes must come to him and Kreston Brown, the Parish's Review Engineer.

LPR NO. 18-179

MOTION was made by Garry "Frog" Talbert and duly seconded by Shane Mack to request that Ward 2 Water to study the feasibility of running a water line to Single Acres from Hidden Lakes.

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

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

NAYS: NONE

ABSENT: MR. KEEN, MR. WASCOM

ABSTAIN: NONE

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

Mr. Moody asked the chair to address a previous comment that he had made earlier in regard to the question of being mandated to tie into available water and sewer utilities. He read Section 13-58 of the Livingston Parish Code of Ordinances:

All inhabited premises and buildings located within three hundred (300) feet of an approved public water supply or wastewater system shall be connected to such supply, provided that the property owner is legally entitled to make such a connection. The parish president and/or parish council may grant permission to use water and wastewater from some other source. This shall apply to new or existing water supply's and wastewater systems and shall include all new or existing

inhabited premises, residence and buildings. (Public system means a system owned and/or operated by the Parish of Livingston or an entity of the parish such as a water district or sewer district).

The chair allowed an open discussion as to why the residents of Single Acres Subdivision would not be required to tie in to the sewer project. The discussion continued as to what the proposed resolution would state.

LPR NO. 18-180

MOTION was made by Tracy Girlinghouse and duly seconded by R.C. “Bubba” Harris to request that any changes to the development (Single Acres Subdivision or Hidden Lakes Subdivision) that the developer wished to do in the future that would be located on Melinda Lane or Garney Hood Road, must come before the Livingston Parish Council for their review and approval.

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

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

NAYS: NONE

ABSENT: MR. KEEN

ABSTAIN: NONE

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

The chair addressed agenda item 10, “Parish President’s Report”. The Parish President was not in attendance at the meeting. Mr. Sam Digirolamo was appearing on his behalf and had nothing to report.

The chair addressed agenda item 11, “Office of Homeland Security and Emergency Preparedness” and advised that there was no report.

The chair addressed agenda item 12, “Public Hearing and Adoption of L.P. Ordinance No. 18-18, removal of abandoned and/or inoperative vehicles”, and opened the Public Hearing and called upon Councilman Shane Mack. Councilman Mack explained the current ordinance regarding abandoned/inoperable vehicles.

The chair asked for Public Input from the audience.

Public input: Gordon Courtney, Council District 9

- Who’s going to determine whose vehicles will be removed and what costs to the Parish?
- What about mobile homes?

Councilman Garry “Frog” Talbert answered Mr. Courtney’s questions and called upon Mr. Sam Digirolamo to elaborate. Councilman Tracy Girlinghouse, Councilman Tab Lobell and Councilman Talbert answered more of Mr. Courtney’s questions.

Councilman R.C. “Bubba” Harris suggested increasing the salvage yard’s height requirement for fences from six (6) feet to eight (8) feet. Many of the Councilmembers opposed this idea.

Having no other comment from the audience or the Councilmembers, the chair closed the Public Hearing.

The chair addressed agenda item 13, “Re-Introduction of Ordinance: Removal of abandoned and/or inoperative vehicles”.

The chair called upon the Council clerk to read the ordinance by title. The Council clerk asked Mr. Moody if the previous ordinance number that had been issued could be kept as it was the same ordinance without any changes. He indicated that it could.

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

L.P. ORDINANCE 18-18

AN ORDINANCE TO AMEND CHAPTER 5.5, "ENVIRONMENT," SECTION 5.5-31, "DEFINITIONS" BY DEFINING A "SECURE YARD", AND BY ADDING SECTION 5.5-38, "REMOVAL OF ABANDONED AND INOPERATIVE VEHICLES" OF THE CODE OF ORDINANCES IN AND FOR THE PARISH OF LIVINGSTON.

LPR NO. 18-181

MOTION was offered by Garry "Frog" Talbert and duly seconded by Jeff Averett to publish the ordinance by title in the Official Journal in accordance with the legal mandates and set a Public Hearing for Thursday, June 28, 2018 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. HARRIS, MR. TALBERT, MR. LOBELL, MR. AVERETT, MR. MACK,
MR. ARD, MR. WASCOM, MR. GIRLINGHOUSE

NAYS: NONE

ABSENT: MR. KEEN

ABSTAIN: NONE

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

***Note:*

This ordinance was re-introduced because a motion and a second was not made for the introduction of this ordinance at the previous meeting on May 24, 2018.

The chair addressed agenda item 14 a and b, "Planning Department and Department of Public Works" and called upon Mr. Sam Digirolamo.

LPR NO. 18-182

MOTION was made by Garry "Frog" Talbert and duly seconded by R.C. "Bubba" Harris approve Change Order No. 2 for the Dunn Road Culvert Removal and Timber Bridge installation, Project No. A170404, decreasing the contract sum approximately two thousand seven hundred sixty dollars (\$2,760.00).

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

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

NAYS: NONE

ABSENT: MR. KEEN

ABSTAIN: NONE

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

Mr. Digirolamo continued to address the Council and advised of an issue that had just come to their attention concerning a bridge located in Councilman Maurice "Scooter" Keen's district. The bridge had started moving and causing concern and was shut down. It was determined that it needed to be torn out and replaced. Mr. Digirolamo asked the Councilmembers to approve this

and also advised that in the future the parish would need to obtain engineers to qualify pile driving to indicate how deep the pilings need to be. He advised that the cost of the bridge replacement was forty-five thousand dollars (\$45,000.00) and the costs of the engineering fees were twenty-five hundred dollars (\$2500.00) to qualify the pile drivings. The Parish would be building the bridge and a licensed, certified bridge builder would be coming in and drive the pilings. Councilman Garry “Frog” Talbert explained that the reason why this was so important is because this road and bridge were heavily trafficked when the Dunn Road bridge was being replaced.

LPR NO. 18-183

MOTION was made by Garry “Frog” Talbert and duly seconded by Tracy Girlinghouse to lift the agenda to consider approving the Crossover Bridge replacement project located on Crossover Road located off of Dunn Road.

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

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

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

LPR NO. 18-184

MOTION was made by R.C. “Bubba” Harris and duly seconded by Tracy Girlinghouse to approve the cost associated with the Crossover Bridge replacement project in the amount of forty-five thousand dollars (\$45,000.00) in addition to the engineering fees in the amount of twenty-five hundred dollars (\$2500.00) to qualify the bridge pile drivings.

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

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

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

LPR NO. 18-185

MOTION was made by Tracy Girlinghouse and duly seconded by Garry “Frog” Talbert to go back to the agenda and regular order of business.

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

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

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

The chair addressed agenda item 14b, “Accept/Reject bids for Parish of Livingston Capital Improvements Program 2017, Addendum No. Three (3)” and called on Mr. Digirolamo once again.

Mr. Digirolamo called upon Mr. Billy Taylor of McLin Taylor, Parish Road Engineer. Mr. Taylor explained that this project had gone out for bid and was based on the linear footage. He further indicated that it would be about four point five, four point six (4.5, 4.6) million and that five (5) bids were received from licensed contractors. Mr. Taylor advised their recommendation was to accept the low bid from RJ Daigle and Sons in the amount of four million one hundred forty-seven thousand one hundred fifty-nine dollars and one cent (\$4,147,159.01).

LPR NO. 18-186

MOTION was made by Garry “Frog” Talbert and duly seconded by Jeff Averett to accept the recommendation from McLin Taylor, Parish Road Engineer, and accept the low bid received from RJ Daigle & Sons, LA License Number 12031, for the Livingston Parish Capital Improvements Program 2017 in the Base Bid amount of four million one hundred forty-seven thousand one hundred fifty-nine dollars and one cent (\$4,147,159.01).

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

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

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

Councilman Garry “Frog” Talbert questioned when the work would start. Mr. Taylor advised that they would receive the contract next week, start working on their bonds, insurance, have a pre-construction meeting, in the next week or two (2), start ordering their material, and possibly begin work on the ground sometime in the first or second week in July.

The chair addressed agenda item 15, “Planning Commission Recommendation(s)”, and called upon Mr. Sam Digiralmo.

LPR NO. 18-187

MOTION was made by Garry “Frog” Talbert and duly seconded by Tracy Girlinghouse to accept the recommendation of the Livingston Parish Planning Commission **and approve the subdivision with improvements** located on Oliver Wheat Road, Section 7 and 8, T7S R5E for RDP-FAM, LLC in Council District 8, contingent that the guidelines are followed for a Subdivision with improvements to include a drainage impact study.

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

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

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

LPR NO. 18-188

MOTION was made by Jeff Averett and duly seconded by R.C. “Bubba” Harris to accept the recommendation of the Livingston Parish Planning Commission **and approve the preliminary plat** for Manor Pointe, located on Walker South Road, Section 26, T7S R3E in Council District 6.

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

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

NAYS: NONE

ABSENT: MR. KEEN

ABSTAIN: NONE

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

LPR NO. 18-189

MOTION was made by Garry “Frog” Talbert and duly seconded by R.C. “Bubba” Harris to amend the agenda to reflect Council District 3 on this item and to accept the recommendation of the Livingston Parish Planning Commission **and approve the preliminary site plan** for Arnold Road Townhomes, located on Arnold Road, Section 38, T6S R3E in Council District 3.

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

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

NAYS: NONE

ABSENT: MR. KEEN

ABSTAIN: NONE

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

LPR NO. 18-190

MOTION was made by Garry “Frog” Talbert and duly seconded by R.C. “Bubba” Harris to accept the recommendation of the Livingston Parish Planning Commission **and approve the servitude revocation** for Shriver Investment Properties, located on Juban Road, Section 5, T7S R3E in Council District 5.

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

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

NAYS: NONE

ABSENT: MR. KEEN

ABSTAIN: NONE

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

The chair announced that agenda item 15e, “Creative Crafts, Preliminary Site Plan w/Waiver, Florida Boulevard, Section 48, T6S, R3E, Council District 4”, had been deferred.

The chair addressed agenda item 16, “Adopt resolution to authorize a waiver for a variant fence type (chain link) other than specified in Section 13-67.1 (C) to Best Stop #25 located on LA Highway 16 at LA Highway 42, Council District 6”, and called upon Councilman Jeff Averett.

Councilman Garry “Frog” Talbert questioned if he should disclose that he provides fuel to two (2) of this business’s existing properties and he will be selling to this property as well. He asked Mr. Moody if he should recuse himself from the vote. Mr. Moody advised that he should recuse himself from the vote.

LPR NO. 18-191

MOTION was made by Jeff Averett and duly seconded by R.C. “Bubba” Harris to authorize a waiver for a variant fence type (chain link) other than specified in Section 13-67.1 (C) to Best Stop #25 located on LA Highway 16 at LA Highway 42, Council District 6.

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

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

NAYS: NONE

ABSENT: MR. KEEN

ABSTAIN: MR. TALBERT

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

The chair addressed agenda item 17, “Annual appointment of the Livingston Parish Official Journal (July 1, 2018 through June 30, 2019)”.

LPR NO. 18-192

MOTION was made by John Wascom and duly seconded by Shane Mack to appoint *the Livingston Parish News* as the Official Journal of the Livingston Parish Council for the term of July 1, 2018 through June 30, 2019 as required by Louisiana Revised Statute 43:150 and Louisiana Revised Statute 43:174.

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

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

NAYS: NONE

ABSENT: MR. KEEN

ABSTAIN: NONE

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

The chair addressed agenda item 18, “Board (re)appointment(s):” and requested that someone make the motion on item 18a, “Livingston Parish Library Board (re)appointment” to reappoint Mr. Ronnie Bencaz, who resides in his Council District.

LPR NO. 18-193

MOTION was made by R.C. “Bubba” Harris and duly seconded by Tracy Girlinghouse to reappoint Ronnie Bencaz (resident of Council District 1) to the Livingston Parish Library Board, term of five (5) year board reappointment to expire on June 30, 2023.

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

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

NAYS: NONE

ABSENT: MR. KEEN

ABSTAIN: NONE

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

LPR NO. 18-194

MOTION was made by Garry “Frog” Talbert and duly seconded by Jeff Averett to appoint Kevin Romig (resident of Council District 2) to the Mosquito Abatement Board District Two and Three, term of appointment to expire on April 26, 2020.

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

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

NAYS: MR. WASCOM

ABSENT: MR. KEEN

ABSTAIN: NONE

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

The chair addressed agenda item 19, “Adopt resolution to authorize a waiver for the allowance of a second address to be issued for a mobile home for a direct ascending/descending heir on a lot that is 3,076.16 square feet short of the requirement, located at 30360 Hwy 43, Albany, LA 70711” and called upon Councilman Shane Mack. Councilman Mack explained why the waiver was needed, advised of his research concerning this request and solicited the Councilmembers’ for their support. He asked if anyone had any questions and advised that Mr. Lawrence and his daughter, who would be receiving the second address, were present in the audience.

The chair advised why he would not be able to vote in support of this resolution as he had previously denied constituents in his district for the same request. Councilman Tracy Girlinghouse echoed the chair’s statement in qualifying his “NO” vote for this agenda item. Councilman Garry “Frog” Talbert questioned if the daughter moves out, would the second address go away? Councilman Mack advised that was a great question and appreciated that he had brought it up. He explained that the applicant’s will be required to sign an affidavit and if there would ever be a complaint, the Parish has the authority to pull the meter and the occupancy permit and require that the mobile home be removed from the property.

Public Input: Crystal Vicknair, daughter requesting second address to be able to take care of and be close to her father who has acute, debilitating health problems

LPR NO. 18-195

MOTION was made by Shane Mack and duly seconded by John Wascom to authorize a waiver to Lawrence Vicknair for the allowance of a second address to be issued for a mobile home for a direct ascending/descending heir on a lot that is 3,076.16 square feet short of the requirement, located at 30360 Hwy 43, Albany, LA 70711 in Council District 9.

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

YEAS: MR. HARRIS, MR. TALBERT, MR. LOBELL, MR. AVERETT, MR. MACK

NAYS: MR. ARD, MR. GIRLINGHOUSE

ABSENT: MR. KEEN

ABSTAIN: NONE

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

The chair addressed agenda item 20, “Requests for waiver(s) intended for the allowance of permitting due to the restrictions of L.P. No. 17-22, “Section 13-46.1, Prohibitions and Restrictions of Use” for mobile/manufactured homes to be placed in a named subdivision for the intent of onsite, custom built, single family homes”

**STATE OF LOUISIANA
PARISH OF LIVINGSTON**

LPR NO. 18-196

MOTION was made by John Wascom and duly seconded by Tracy Girlinghouse to ratify and approve the following:

Requests for waiver(s) intended for the allowance of permitting due to the restrictions of L.P. No. 17-22, "Section 13-46.1, Prohibitions and Restrictions of Use" for mobile/manufactured homes to be placed in a named subdivision for the intent of onsite, custom built, single family homes:

Name: Ronald Corona – Councilman Jeff Ard, District 1
Subdivision: North Livingston Acres
Address(es): 30772 Weiss Road
30776 Weiss Road
30780 Weiss Road
Walker, LA 70785

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

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

NAYS: NONE

ABSENT: MR. KEEN

ABSTAIN: NONE

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

The chair addressed agenda item 15, "District Attorney Report(s):" and called upon Mr. Christopher Moody who advised that there was nothing to report at this time.

The chair addressed agenda items 16 a and b, Committee Report(s):

- Ordinance Committee – Shane Mack, Chair
Councilman Shane Mack discussed the Legislative House Bill on houseboat regulations and registration and suggested that previous consideration to adopt an ordinance for houseboats be withdrawn based on the adoption of state legislation. Councilman R.C. "Bubba" Harris welcomed the legislation as a house boat owner. Councilman Tab Lobell advised that he wished to seek the opinions of Mark Harrell, Director of Livingston Parish Homeland Security and Emergency Preparedness, and also Sheriff Jason Ard to make sure that the new state legislation met the needs of our parish.
- Finance Committee – Tracy Girlinghouse, chair
Councilman Girlinghouse advised that the committee had met earlier and discussed the year-to-date projections of the Parish and that sales taxes were up. He also advised that the committee had made a recommendation to introduce the millage ordinance on June 28, 2018. He also indicated that a resolution to adopt the annual Compliance Questionnaire was needed.

LPR NO. 18-197

MOTION was made by Tracy Girlinghouse and duly seconded by to Garry "Frog" Talbert accept the completed 2017 Compliance Questionnaire for Audit Engagements of Government Entities for the period of January 1, 2017 through December 31, 2017.

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

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

NAYS: NONE

ABSENT: MR. KEEN

ABSTAIN: NONE

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

Councilmen's Comments:

- Councilman Garry "Frog" Talbert wished to state that the first board meeting of the Livingston Parish Mosquito Abatement Two and Three would happen on the 20th in the Council Chambers at seven o'clock (7:00) p.m.

Having no further comment from the Councilmembers, the chair requested if an audience member wished to speak.

Public Input: Catherine Warner, resident of Single Acres Subdivision located in Council District 5

Ms. Warner wished to comment on Addendum item A-1, "Discuss installation of the sewer lines in right of way in the vicinity of Garney Hood Road, Melinda Lane, and Priscilla Lane". She described their close-knit community in Single Acres Subdivision and advised the Councilmembers that it did not flood in the August 2016 Flood. She requested that each time that the adjoining new subdivision of Hidden Acres brings up any requests before the Councilmembers for their approval, to remember "the little guys" that have been there for a long time. She tearfully stated that the residents of Single Acres Subdivision depend on them, they vote them in and they support the hard work that the Councilmembers do, but their community does not have the resources to hire an attorney and continued to plead for their cause.

The Councilmembers thanked Ms. Warner for her comments.

Having no further business, the chair requested a motion to adjourn until the next regular meeting scheduled on Thursday, June 28, 2018, at the hour of six (6:00) o'clock p.m. in Livingston, Louisiana.

LPR NO. 18-198

MOTION was offered by Garry "Frog" Talbert and duly seconded by Jeff Averett to adjourn the June 14, 2018 regular meeting of the Livingston Parish Council.

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

NAYS: NONE

ABSENT: MR. KEEN

ABSTAIN: NONE

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

Sandy C. Teal, Council Clerk

Jeff Ard, Council Chairman