

Minutes of the Livingston Parish Council
Livingston, Louisiana
November 21, 2017

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, November 21, 2017, 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	
Maurice "Scooter" Keen	Jeff Averett	Shane Mack

Absent: Tab Lobell
Layton Ricks, Parish President

Also present: Christopher Moody, Parish Legal Counsel

The chair called the meeting to order and called upon Councilman Garry "Frog" Talbert. Councilman Talbert explained the significance of the blue and gold football jerseys that each of the Councilmembers were wearing. He indicated that the Live Oak High School football team had made it to the quarter finals. Their next game would be against the number three (3) team in 5A ranked football. This event would be the first time since 1985 that a Livingston Parish 4 or 5A team has made it to the quarter finals. Councilman Jeff Ard suggested that the Councilmembers show their support by wearing Live Oak's football jerseys. Councilman Talbert contacted Live Oak High School's football coach and requested nine (9) jerseys to be worn by the Councilmembers at the next Council meeting. He also thanked the Councilmembers for their support.

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 7a, "Presentations: Recognition of Trunk-or-Treat Contributors" and called upon Councilman R.C. "Bubba" Harris.

Councilman Harris explained that he wanted to acknowledge the volunteers and participants who made contributions and donations making the Trunk-or-Treat event a huge success.

Councilman Harris had framed Certificates of Appreciation for each of the contributors to be recognized:

The City of Denham Springs, Mayor Gerard Landry – not present
Jamie Seals, Quality Engineering – present
Five Star Printing, Danny Paline – present
Fire Protection District No. 5, Fire Chief Joseph Koczrowski – present
Waste Management, Warren Guedry – present
Ward II Marshal's office, Joe Schumate – present
Coca-Cola, Brandon Stewart - present
Recreation District No. 3, Gary Templeton – not present
Garland Hemphill, United Services – not present
Stan Cain, Carter's Grocery – not present
Mark Harrell, Director of the Office of Homeland Security and Emergency Preparedness – not present
Frog's Wholesale Fuels, Garry "Frog" Talbert – present

The chair allowed time for a photo opportunity for the contributors and Councilman Harris.

The chair addressed agenda item 8, "Adoption of the Minutes from the November 9, 2017 regular meeting of the Council".

LPR NO. 17-381

MOTION was made by Jeff Ard and duly seconded by Jeff Averett to dispense with the reading of the minutes dated November 9, 2017 of 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. ARD, MR. WASCOM, MR. GIRLINGHOUSE, MR. KEEN, MR. HARRIS,
MR. TALBERT, MR. AVERETT, MR. MACK

NAYS: NONE

ABSENT: MR. LOBELL

ABSTAIN: NONE

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

The chair addressed agenda item 9, “Adopt resolution to acknowledge that a split of Precinct 7B is needed (over 2200 voters) and authorize the Parish President to sign PART TWO of the Precinct Survey form received from the Livingston Parish Registrar of Voters office following the 2017 annual canvass of the voter registration rolls – Jared Andrews”. The chair called upon the Council clerk who explained that the Registrar had contacted the Council office to advise that this resolution was not needed at this time. The chair advised that this item would be tabled until further notice.

The chair addressed agenda items 10, “Parish President’s Report:” and 11, “Office of Homeland Security and Emergency Preparedness – Mark Harrell”. There being nothing to report on either item, the chair moved to address the Addendum item number A-1, “Adopt resolution to authorize a waiver and approve a second address to be issued to a mobile home on a lot located off of LA Highway 40– Shane Mack”. The chair called upon Councilman Shane Mack who explained in brief the nature of the requested waiver.

LPR NO. 17-382

MOTION was made by Shane Mack and duly seconded by John Wascom to authorize a waiver and approve a second address to be issued to a mobile home on a lot located off of LA Highway 40.

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

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

NAYS: NONE

ABSENT: MR. LOBELL

ABSTAIN: NONE

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

The chair declared the Public Hearing open for agenda item 12, “Public Hearing and Adoption of L.P. Ordinance No. 17-43, Establish Revocation Procedure for Streets, Quitclaims, Servitudes and Rights-Of-Way – Shane Mack”.

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

The chair directed the Council clerk to read the proposed ordinance by title.

LPR NO. 17-383

The following ordinance which was previously introduced in written form required for adoption at a regular meeting of the Livingston Parish Council on November 9, 2017, 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 November 21, 2017 on Motion of Shane Mack and seconded by R.C. "Bubba" Harris:

LIVINGSTON PARISH ORDINANCE NO. 17-43

AN ORDINANCE TO AMEND CHAPTER 13, "PLANNING AND DEVELOPMENT," ARTICLE I, "IN GENERAL," BY ADDING SECTION 13-3, "STREETS, QUITCLAIMS, SERVITUDE AND RIGHTS-OF-WAY REVOCATION PROCEDURE," OF THE CODE OF ORDINANCES IN AND FOR THE PARISH OF LIVINGSTON.

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

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

NAYS: NONE

ABSENT: MR. LOBELL

ABSTAIN: NONE

And the ordinance was declared adopted on the 21st day of November 2017.

(The above and foregoing ordinance, upon final approval by the President, or the Council in case of veto by the President, shall be published in full in the Official Journal by the Clerk of the Council within fifteen (15) days of its adoption and shall be recorded in full in the Livingston Parish Council Ordinance Book No. 4).

The chair addressed agenda item 13, "Approval of Judicial Building Fund service charge fee of \$10.00 (per filing), as mandated by R.S. 13:1910(e), for the Ward II Marshal's office, Introduction of ordinance – John Wascom" and called upon Councilman John Wascom. Councilman Wascom indicated that he had been approached by City of Denham Springs, Ward II and Ward 7, Clerk of Court's office and explained the need for the proposed fee and called upon Joe Shumate, Denham Springs Ward II Marshal. Mr. Shumate explained that the Louisiana Supreme Court bestowed a grant in the amount of two hundred thousand dollars (\$200,000.00) to their court that would be used to update their computer technology by the first of the year. The ten-dollar (\$10.00) fee would help pay for that technology, training and updates. The chair called upon the Council clerk to read the ordinance by title.

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

LIVINGSTON PARISH ORDINANCE NO. 17-44

AN ORDINANCE TO AMEND CHAPTER 2, ARTICLE II, OF THE CODE OF ORDINANCES OF LIVINGSTON PARISH TO ADD A SECTION 2-32, "JUDICIAL BUILDING FUND RELATIVE TO COURT SERVICE CHARGES."

LPR NO. 17-384

MOTION was offered by John Wascom and duly seconded by Maurice "Scooter" Keen to publish the ordinance by title in the Official Journal in accordance with the legal mandates and set a Public Hearing for Thursday, December 14, 2017 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. ARD, MR. WASCOM, MR. GIRLINGHOUSE, MR. KEEN, MR. HARRIS,
MR. TALBERT, MR. AVERETT, MR. MACK

NAYS: NONE

ABSENT: MR. LOBELL

ABSTAIN: NONE

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

The chair addressed agenda item 12, "Amendment(s) Section 13-49.6 "Requirements for Minor Subdivisions", Introduction of ordinance" and called upon Councilman Shane Mack who requested that this item be deferred until the December 14, 2017 regular meeting of the Council.

The chair addressed agenda item 15, "Introduction of Ordinance to Increase Commercial and Residential Construction Permit Fees" and called upon Councilman Garry "Frog" Talbert. Councilman Talbert advised he was addressing this because he was the Finance committee chairman. He further explained that the Permit Department had been cited by the auditor several times for permit numbers that were inconsistent numerically because of antiquated software. He explained the new software in great detail and why the fee increase was needed.

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

LIVINGSTON PARISH ORDINANCE NO. 17-45

AN ORDINANCE TO AMEND AND RE-ENACT SECTION 4.5-13 OF CHAPTER 4.5 OF THE CODE OF ORDINANCES, COMMERCIAL CONSTRUCTION PERMIT FEES, PARAGRAPH (g), UNIT VALUATIONS PARAGRAPHS 1-4 ONLY; AND SECTION 4.5-14, RESIDENTIAL CONSTRUCTION PERMIT FEES, PARAGRAPH (c), UNIT VALUATIONS PARAGRAPHS 1-4 ONLY, AS MORE FULLY SET FORTH HEREIN.

LPR NO. 17-385

MOTION was offered by Garry "Frog" Talbert and duly seconded by Maurice "Scooter" Keen to publish the ordinance by title in the Official Journal in accordance with the legal mandates and set a Public Hearing for Thursday, December 14, 2017 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. ARD, MR. WASCOM, MR. GIRLINGHOUSE, MR. KEEN, MR. HARRIS,
MR. TALBERT, MR. AVERETT, MR. MACK

NAYS: NONE

ABSENT: MR. LOBELL

ABSTAIN: NONE

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

The chair addressed agenda item number 16, "Introduction of ordinance amending compensation of Council members as per Section 2-05 of the Home Rule Charter and R.S. 33:1233" and called upon Councilman Maurice "Scooter" Keen. He gave a brief explanation of the proposed ordinance and suggested recommendations that he and Councilman Garry "Frog" Talbert had been discussing. Both councilmen suggested that a formula for the Councilmembers' salary be created

based on seventy-five percent (75%) of what Louisiana’s State Legislature sets by revised statute. The chair allowed Councilman Garry “Frog” Talbert to give a very lengthy explanation of the history of the Council’s pay and how the amendment to the proposed ordinance would be considered and carried out. The chair explained in great detail the current standard of the Councilmembers’ pay rate and the state of Louisiana’s standard maximum that is allowed. The chair allowed an open discussion.

Public Input: Danny Paline

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

L.P. ORDINANCE 17-46

AN ORDINANCE AMENDING COMPENSATION OF COUNCIL MEMBERS
AS PER SECTION 2-05(B) OF THE HOME RULE CHARTER AND
LOUISIANA REVISED STATUTE 33:1233.

LPR NO. 17-386

MOTION was offered by Maurice “Scooter” Keen and duly seconded by Garry “Frog” Talbert to publish the ordinance by title in the Official Journal in accordance with the legal mandates and set a Public Hearing for Thursday, December 14, 2017 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. ARD, MR. WASCOM, MR. GIRLINGHOUSE, MR. KEEN, MR. HARRIS,
 MR. TALBERT, MR. AVERETT

NAYS: MR. MACK

ABSENT: MR. LOBELL

ABSTAIN: NONE

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

The chair addressed agenda item 17, “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”. Having no requests received, the chair moved to the next agenda item, agenda item 18, “District Attorney’s Report(s)”. Parish legal advisor, Christopher Moody advised that he had nothing to report at this time. He wished everyone a Happy Thanksgiving.

The chair called upon Councilman Shane Mack to address agenda item 19a, “Ordinance Committee”. Councilman Mack advised that he would have the two (2) ordinances, one, that would amend Minor Subdivisions, and the other, to set forth Pond regulations. He advised that they both would be ready for introduction at the next meeting and would forward them by email to the other Councilmembers for their review.

Councilman Garry “Frog” Talbert advised that the Finance committee met earlier and made a recommendation to introduce the Budget ordinance with one (1) amendment that would add thirty-five thousand dollars (\$35,000.00) to the General Fund for the Livingston Parish Airport Authority. He directed the Councilmembers to review page five (5) of the Budget that indicated the adjustments for the year 2017 and the 2018 Budget. He explained the figures presented.

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

L.P. ORDINANCE 17-47

AN ORDINANCE AMENDING THE 2017 BUDGET AND ADOPTING THE 2018 BUDGET OF THE LIVINGSTON PARISH PRESIDENT-COUNCIL RELATIVE TO THE GENERAL FUND, SPECIAL REVENUE FUNDS, DEBT SERVICE FUNDS AND CAPITAL IMPROVEMENT FUNDS.

LPR NO. 17-387

MOTION was offered by Garry “Frog” Talbert and duly seconded by John Wascom to publish the ordinance by title in the Official Journal in accordance with the legal mandates and set a Public Hearing for Thursday, December 14, 2017 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. ARD, MR. WASCOM, MR. GIRLINGHOUSE, MR. KEEN, MR. HARRIS, MR. TALBERT, MR. AVERETT, MR. MACK

NAYS: NONE

ABSENT: MR. LOBELL

ABSTAIN: NONE

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

Councilman comments:

- Councilman Maurice “Scooter” Keen wished to acknowledge Councilman Garry “Frog” Talbert’s birthday that he would be celebrating the following day
- Councilman John Wascom wished everyone a Happy Thanksgiving

Having no further business, the chair requested a motion to adjourn until the next regular meeting scheduled on Thursday, December 14, 2017, at the hour of six (6:00) o’clock p.m. in Livingston, Louisiana.

LPR NO. 17-388

MOTION was offered by Jeff Averett and duly seconded by Jeff Ard to adjourn the November 21, 2017 regular meeting of the Livingston Parish Council.

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

NAYS: NONE

ABSENT: MR. LOBELL

ABSTAIN: NONE

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

Sandy C. Teal, Council Clerk

Tracy Girlinghouse, Council Chairman