

NOTICE OF INTRODUCTION OF ORDINANCE AND PUBLIC HEARING

NOTICE IS HEREBY GIVEN that the following entitled Ordinance was introduced in writing in the form required for adoption at a meeting of the Parish Council of the Parish of Livingston, State of Louisiana, on August 8, 2024, and laid over for publication of notice:

L.P. ORDINANCE NO. 24-25

AN ORDINANCE TO PROPOSE AN ELECTION TO AMEND THE HOME RULE CHARTER OF LIVINGSTON PARISH TO AUTHORIZE THE PARISH COUNCIL TO ENGAGE LEGAL COUNSEL

NOTICE IS HEREBY FURTHER GIVEN that the Parish Council of the Parish of Livingston, State of Louisiana will meet on Thursday, August 22, 2024, at 6:00 p.m., in the Council Chambers in the Governmental Building, 20355 Government Blvd., Livingston, Louisiana, at which time there will be a public hearing on the adoption of the aforesaid Ordinance.

1/2 *Sandy C. Teal*

Sandy C. Teal, Council Clerk

(Copies of the proposed Ordinance shall be made available for public inspection in the office of the Parish Council of the Parish of Livingston, State of Louisiana.)

1/2 *John Wascom*

John Wascom, Council Chairman

The following Ordinance which was previously introduced in written form at a regular meeting of the Parish Council of the Parish of Livingston, State of Louisiana on August 8, 2024, a Notice of Public Hearing having been published in the official journal and which public hearing was held in accordance with said public notice on August 22, 2024, was offered by _____ and seconded by _____:

L.P. ORDINANCE NO. 24-25

AN ORDINANCE TO PROPOSE AN ELECTION TO AMEND THE HOME RULE CHARTER OF LIVINGSTON PARISH TO AUTHORIZE THE PARISH COUNCIL TO ENGAGE LEGAL COUNSEL, AND TO PROVIDE FURTHER WITH RESPECT THERETO:

The Livingston Parish Council hereby ordains:

Section 1- There shall be called an election to put before the voters of Livingston Parish a proposition to amend Article IV, Section 4-02 of the Livingston Parish Home Rule Charter to read as follows:

Sec. 4-02. - Legal department.

A. The district attorney of the judicial district serving Livingston Parish shall serve as legal adviser to the Council, president and all departments, offices and agencies and represent the parish government in legal proceedings.

B. No special legal counsel shall be retained by the parish government except by written contract for a specific purpose approved by the favorable vote of a majority of the authorized membership of the Council. Such authorization shall specify the compensation, if any, to be paid for such services.

C. The Council may by majority vote of its membership employ special counsel for itself.

Section 2- Election Call – Under the authority of Louisiana Constitution Art. VI, Section 5, the Louisiana Election Code and the Livingston Parish Home Rule Charter, a special election is hereby called and ordered to be held in the Parish of Livingston, State of Louisiana on December 7, 2024, between the hours of 7:00 am and 8:00 pm, or such other times as provided by Louisiana law, to put before all of the qualified electors of Livingston Parish entitled to vote thereon, the following proposition:

Shall the Livingston Parish Home Rule Charter be amended to authorize the Parish Council to employ special legal counsel for itself?

Section 3 – Publication of Notice of Election – A Notice of Special Election shall be published in the Livingston Parish News, the official journal of Livingston Parish Government, once a week for four consecutive weeks with the first publication not less than 45 days nor more than 90 days prior to the election, substantially as set forth in Exhibit A, made a part hereof.

Section 4- Canvass – The Livingston Parish Council will meet at its regular meeting place, Livingston Parish Council Chambers, Governmental Building, 20355 Government Boulevard, Livingston, Louisiana, on December 19, 2024, and shall then and there in open and public session proceed to examine and canvass the returns and declare the result of the election.

Section 5 – Polling Places, Commissioners & Voting Machines – As a parish-wide election, all of the registered and qualified electors of Livingston Parish are entitled to vote in said election and voting machines shall be used. Each and every polling place, encompassing each and every precinct with Livingston Parish will be utilized for said election. The Commissioners-in-Charge and Commissioners, respectively, shall be those persons designated in accordance with Louisiana law.

Section 6 – Authorization of Officers - Said election shall be held in accordance with all applicable laws, including but not limited to the Louisiana Election Code, as set forth in Title 18 of the Louisiana Revised Statutes of 1950, as amended, and other statutory or constitutional authority, and the officers appointed to hold the said election, as provided in this Notice of Election, or such substitutes therefor as may be selected and designated in accordance with LRS 18:1287, will make due returns to said Governing Authority. The President of Livingston Parish and the Clerk of the Livingston Parish Council shall take all actions necessary to conduct such election, including furnishing certified copies of this ordinance to the Secretary

of State, Clerk of Court of Livingston Parish, and Registrar of Voters of Livingston Parish, along with a request that each such official perform its functions under Louisiana law.

Section 7 – Bond Commission – Application for approval of said election shall be made to the State Bond Commission if required by Louisiana law to do so, including providing thereto the documents required thereby.

Introduced by: Council Member Dean Coates at the meeting of the Livingston Parish Council on August 8, 2024.

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

YEAS:

NAYS:

ABSENT:

ABSTAIN:

WHEREUPON, this Ordinance was declared to be adopted by the Parish Council of the Parish of Livingston, State of Louisiana, on this, the 22th day of August, 2024.

NOTICE OF ELECTION

Pursuant to the provisions of an ordinance adopted by the Livingston Parish Council, State of Louisiana (the “Governing Authority”), acting as the governing authority for the Parish of Livingston, State of Louisiana (the “Parish”), on August 08, 2024, NOTICE IS HEREBY GIVEN that an election will be held on Saturday, December 7, 2024, and that at said election there will be submitted to all registered voters in the Parish qualified and entitled to vote at said election under the Constitution and laws of the State of Louisiana and the Constitution and laws of the United States of America, the following propositions, to wit:

PROPOSITION

Shall the Livingston Parish Home Rule Charter be amended to authorize the Parish Council to engage legal counsel for itself?

Said election will be held PARISHWIDE, at each and every polling place and encompassing each and every precinct within the Parish of Livingston, which polls will open at seven o’clock (7:00) a.m. and close at eight o’clock (8:00) p.m., in accordance with Louisiana law, specifically but not limited to LRS 18:541. The Commissioners-in-Charge and Commissioners, respectively, shall be those persons designated in accordance with Louisiana law.

Said election shall be held in accordance with all applicable laws, including but not limited to the Louisiana Election Code, as set forth in Title 18 of the Louisiana Revised Statutes of 1950, as amended, and other statutory or constitutional authority, and the officers appointed to hold the said election, as provided in this Notice of Election, or such substitutes therefor as may be selected and designated in accordance with LRS 18:1287, will make due returns to said Governing Authority, and NOTICE IS HEREBY GIVEN that the Livingston Parish Council will meet in the Livingston Parish Council Chambers, located in the Governmental Building at 20355 Government Boulevard, Livingston, Louisiana, on December 19, 2024, at SIX O’CLOCK (6:00) P.M., and shall then and there in open and public session proceed to examine and canvass the returns and declare the result of the election. All registered voters of Livingston Parish are entitled to vote in said election and voting machines will be used.

The estimated cost of the election as determined by the secretary of state based upon the provisions of Chapter 8-A of Title 18 is \$_____.

THUS, DONE AND SIGNED in Livingston, Louisiana, on this _____ day of _____, 2024: