(As per rules of the Council, copies of the proposed ordinance shall be made available for public ction in the Office of the Livingston Parish Council.)

In accordance with the Americans with Disabilities Act, if you need special assistance, please contact the Livingston Parish Council Office at 225-686-3027, describing the assistance that is

NOTICE OF COMPLETION OF BUDGETARY ACTION

Livingston Parish Sheriff's Office certifies its completion of all action required by Louisiana Revised Statute 39:1307 with respect to its 2023-2024 fiscal year budget.

Jamie Felder, Chief Civil Deputy July 20, 2023

PURSUANT TO LA. R.S. 42:19.1 NOTICE OF CONSIDERATION OF ACTION REGARDING AD VALOREM TAX

NOTICE IS HEREBY GIVEN that the Parish of Livingston, State of Louisiana will meet on Thursday, August 10, 2023, at 600 pm., in the Council Chambers in the Governmental Bulding, 20355 Government Blvd., Livingston, Louisiana, at which time there will be consideration of action regarding calling an election for the renewal of the levy and collection of an existing ad valorem tax dedicated to acquiring, constructing, improving, maintaining and operating the Livingston Parish Library.

Minutes of the Livingston Parish Council Livingston, Louisiana June 22, 2023

The Livingston Parish Council met in a regular session duly called, advertised, and convened at its regular meeting place, at the Governmental Building in the Parish Council Chambers, 20355 Government Boulevard, Livingston, Louisiana, on Thursday, June 22, 2023, at the hour of six o'clock (6:00) p.m. with the following Livingston Parish Council members

Jeff Ard Gerald McMorris Tardy Garry Talbert Maurice "Scoo

Maurice "Scooter" Keen Parish President Layton Ricks Absent Brad Cascio, Parish Legal Counsel Mark Harrell, representing on behalf of the Parish President in his absence The chair called the meeting to order.

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 and explained the procedure to be called upon.

The chair addressed agenda item number 7, "Presentations" and advised that items a and b would be pulled from the agenda:

a. Introduction of Steve Irving: Discussion of plan of action for zoning issues

b. Introduction of Stephen Villavaso, Providing professional planning assistance in regard to planning and zoning matters, including zoning ordinance, zoning map and land use codes for the Parish of Livingston – Erin Sandefur

The chair addressed agenda addendum item number A-3, "Presentation by Mark Harrell for LWI Funding – John Wascom". The chair invited Mr. Mark Harrell to come to the podium and tell them about this agenda

Mr. Harrell advised that he was requesting that the Council members support him with a resolution between Livingston Parish and six (6) or seven (7) other Parishes. He stated that they would like to file suit against the State of Louisiana, OCD (Office of Community Development) and the Watershed Initiative. He advised that they did not feel that it was going fairly, the ten (10) beaviest impacted parishes should get fifty percent (50%) of the funding and that has not happened. He stated that the scoring process changes and many feel that it is being manipulated. He further stated that the though that all but one (1) parish is in the Region), which is the Amite River Basin, and they wish to file suit. Mr. Harrell stated that he was asking for a resolution to support that. Councilman Jeff Ard stated that he wished to make the motion and Councilman Shane Mack wished to second it

The chair asked Mr. Harrell the sum of money that they are speaking of. Mr. Harrell advised that it was over a billion dollars. He further advised that they had just submitted another application for a hundred million to dredge the sediment from Port Vincett to the Lake. There is an argument that it will not be a positive impact, to which he disagreed with.

Councilman Randy Delatte addressed Mr. Harrell and advised that they had met with the people of the Watershed Initiative in the Council chambers about two (2) years ago when they had the Citizens' Drainage Group. He stated that they were specific in saying that without a drainage plan, you did not have a shot. Councilman Delatte asked Mr. Harrell if they had a parish wide drainage plan? Mr. Harrell advised that they did not and it was not required. Councilman Delatte discussed the Governor's new department that distributes the Watershed Initiative, and asked how could they tell them that's not required. He agreed that Mr. Harrell was

correct about the fifty percent (50%) because that was dictated by the federal government. Mr. Harrell concurred

Mr. Harrell explained that they would like to see a drainage plan, most parishes, most municipalities do not have it, some do. He advised that was not a dictating factor in this situation. He did understand that it is a best case scenario, but it is not one hundred percent (100%) necessary.

Councilman Delatte advised that when they spoke for us they said that they wanted a parish-wide drainage plan, they did not want to see twelve (12) drainage plans. He further advised that they said that plan was going to be scored in conjunction with all other plans as being up there and whoever's plan helped the most people, that was how they were going to dictate where that money went. He discussed why a plan would be needed. The chair stated that they had a motion and a second and asked if there were any other discus

Councilman Shane Mack requested to speak. He agreed that Livingston Parish needed a master gravity drainage plan, and it was to his understanding, after speaking with Mr. Harrell, the reason for filing this proposed lawsuit is about Livingston Parish currently not qualifying for the amount of funds that the Parish deserves.

Mr. Harrell advised that it was more than just a parish drainage plan, they must show that it benefits the region. He discussed many projects that have already been awarded throughout the state that technically do not benefit the region. He stated that the ten (10) heaviest impacted parsishes that had been dictated that they would receive fify percent (50%) of the funding, is not happening in any parish. He further stated that Livingston Parish was part of Region 7 and everyone else were in other regions, and then Region 9 was formed which is the Amite River Basin. The Amite River Basin Commission is the steering committee for this region. Each Parish was told to send projects in, one (1) main project per Parish. Everyone submitted their projects that were supported by the Amite River Basin Commission and they were just not getting anywhere.

Councilman Delatte wished to state that the person who dictates that lives in our Parish. She is on the Watershed Initiative. Mr. Harrell countered that was not how it was set up, he agreed that might be happening, but that was not the action plan that HUD approved.

Councilman Delatte asked if they had a limit on the lawsuit amount, on exper

Mr. Christopher Moody, Parish Legal Counsel, requested to speak to that. He advised that they were in discussion with several other parishes about joining together and they've asked our Parish to join with them. Mr. Moody had a conference earlier that day with the Ascension Parish attorney. He advised that they would like to work with our Parish. He stated that the idea is that they would have three (3) or four (4) parishes. chair also suggested working with cities and municipalities. Mr. Moody stated perhaps so. Harrell advised that they had six (6) parishes right now. Mr. Moody stated that there will be a tion then if we all use the same lawyers and combine our efforts. He indicated that it would be a long protracted lawsuit, it's a simple question, do they have to follow the federal law.

which they haven't so far The chair called for the vote

LPR NO. 23-266

MOTION was made by Jeff Ard and duly seconded by Shane Mack to join with other parishes within Watershed Region 9 to file suit against the State of Louisiana, the Office of Community Development and the Louisiana Watershed Initiative that will result in following federal law for the disbursement of funding for the Watershed Initiative.

on being submitted to a vote, the vote thereon was as follows

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

ABSENT: NONE ABSTAIN: NONE

PUBLIC NOTICES

NOTICE OF INTRODUCTION OF ORDINANCE 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 July 13 2023, and laid over for publication of notice:

L.P. ORDINANCE NO. 23-26

AN ORDINANCE TO ADOPT A TWELVE (12) MONTHS MORATORIUM.

AN ORDINANCE TO ADOPT A TWELVE (12) MONTHS MORATORIUM, PROHIBITING THE SUBMITTAL, REVIEW, AND APPROVAL OF ANY AND ALL SUBMITTED PRELIMINARY SITE PLANS, THE SUBMITTAL, REVIEW FOR SUBDIVISIONS WITH IMPROVEMENTS AND SUBDIVISIONS WITHOUT IMPROVEMENTS WHERE THE PROPERTY IS BEING SUBDIVIDED OR RESUBDIVIDED INTO MORE THAN FIFTY (50) LOTS OR MORE THAN ONE HUNDRED (100) ACRES.

NOTICE IS HEREBY FURTHER GIVEN that the Parish Council of said Parish will meet on July 27, 2023, at six (6:00) o'clock p.m., at the Parish Council Chambers at 20355 Government Boulevard, Livingston, Louisiana, at which time there will be a public hearing on the adoption of the aforesaid ordinance.

(As per rules of the Council, copies of the proposed ordinance shall be made available for public inspection in the Office of the Livingston Parish Council.)

PUBLIC NOTICE

at six o'clock (6:00) p.m., in the Livingston Parish Council Chambers in

the Governmental Building, 20355 Government Boulevard, Livingston,

Louisiana, at which time there will be action pursuant to the setting and

NOTICE OF INTRODUCTION OF ORDINANCE SETTING THE MILLAGE RATES FOR TAX YEAR 2023

L.P. ORDINANCE NO. 23-27

AN ORDINANCE SETTING THE MILLAGE RATES AS ADJUSTED FOR

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 July 13, 2023 and laid over for publication of notice:

NOTICE IS HEREBY FURTHER GIVEN that the Parish Council of said Parish will meet

on Thursday, July 27, 2023 at six o'clock (6:00) p.m., at the Parish Council Chambers,

Governmental Building, 20355 Government Boulevard, Livingston, Louisiana, at which time there will be a public hearing on the adoption of the aforesaid ordinance.

adoption of the millage rate for the tax year 2023.

/s/Sandy C. Teal

Sandy C. Teal, Council Clerk

THE TAX YEAR 2023

Parish

Parish/Local

Health Unit

Library Bond

Road Equipment & Maintenance

NOTICE IS HEREBY GIVEN that the Parish Council of the Parish of Livingston, State of Louisiana will meet on Thursday, July 27. 2023.

\s\ John Wascom

John Wascom, Council Chairman

5.00

2.50

0.16

\s\ Sandy C. Teal

Sandy C. Teal, Council Clerk

Thereupon the chair declared that the Motion carried and was adopted on the 22nd day of June, 2023.

Mr. Mark Harrell requested if he could update and report on the latest status of Lod Stafford Bridge

Mr. Harrell advised that FEMA has agreed to give the Parish the temporary bridge. He has followed their protocol and requested three (3) options. He stated that upon contacting DOTD, they no longer do temporary bridges, which was option

He further stated that they had found one in the northern part of the country, and could get it to Livingston Parish for the costs of approximately 3.7 million. Mr. Harrell advised that the Guard came the previous day and assessed it, and have a bridge in Marrero, and will have a cost to report to him later that evening. He will be meeting with FEMA again the following day and he believes that the Parish will be able to move forward with a temporary fairly quickly.

Councilman Randy Delatte questioned if it was possible to do something temporarily with the material that's here that we they have on hand and maybe limit the bridge to only cars and "through traffic" so there is no longer a wait.

Mr. Harrell advised that yes, they could, however, the first thing that happens when they say that, is that it must go through the full EHP procedure. Councilman Gerald McMorris requested to ask Mr. Harrell about the Amite River, Blind River

clean out that they would be doing for the erosion project. He stated that it was supposed to start on the 22nd and asked if they're traveling from Houma? Mr. Harrell stated that was correct. They were barging everything from Houma and they have had some difficulty, and have reported that next week they should be digging.

Mr. Harrell advised that they had changed the way that they were going to do it by pumping it and then having pipelines all out. They have decided now to do it by track hoe on a barge then it will be loaded on another barge and taken around to pump it onto the Parish property so there will not be all the pipelines hanging around.

Councilman Delatte questioned if the lengths and depths and widths would be changing? Mr. Harrell advised that it would depend on the survey that is to be done after everything is completed, but everything is the same including permitting.

Councilman Delatte questioned about the problems that fishermen were concerned about the dredging muddying the water. He had advised them that the technology was much better and had improved and it wasn't going to have the water too muddy without pumping. He questioned if that was going to increase any turbulence? Or was that unknown? Mr. Harrell advised that was unknown.

The chair requested that agenda item 14. "Public Hearing and Adoption of L.P. Ordinance 23-24: to acquire immovable property for the parish of Livingston pursuant to the hazard mitigation grant program project number FEMA-4277-DR-LA-0131- Livingston Parish located at 8995 Cedar Springs Avenue, Denham Springs, LA 70726 – Livingston Parish Grants Department", be moved up from it's placement on the agenda and addressed at that time. No one objected to this.

The chair read the proposed ordinance by title as follows:

L.P. ORDINANCE NO. 23-24

AN ORDINANCE TO ACQUIRE IMMOVABLE PROPERTY FOR THE PARISH OF LIVINGSTON PURSUANT TO THE HAZARD MITIGATION GRANT PROGRAM PROJECT NUMBER FEMA-4277-DR-LA-0131- LIVINGSTON PARISH.

Dana Charles Painter and Linda Flowers Painter 8995 Cedar Springs Ave. Denham Springs, LA 70726 \$206,000.00 \$206,000.00 Homeowner Address: Appraised Value Amount Offered: Legal Description: Lot 238, Shadow Springs Estates, First Filing Livingston Parish, LA

The chair opened the Public Hearing as asked if there was anyone in attendance who wished to speak for or against this proposed ordinance. Having none, the chair closed the Public Hearing

LPK NO. 23-26/ MOTION was made by Tracy Girlinghouse and duly seconded by Erin Sandefur to publish the ordinance by title in the Official Journal in accordance with the legal mandates and set a Public Hearing for Thursday, July 13, 2023 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 L.P. ORDINANCE NO. 23-24

AN ORDINANCE TO ACQUIRE IMMOVABLE PROPERTY FOR THE PARISH OF LIVINGSTON PURSUANT TO THE HAZARD MITIGATION GRANT PROGRAM PROJECT NUMBER FEMA-4277-DR.LA-0131- LIVINGSTON PARISH.

Dana Charles Painter and Linda Flowers Painte Cedar Springs Ave.
Denham Springs, LA 70726
\$206,000.00
\$206,000.00 Appraised Value: Amount Offered: Legal Description: Lot 238, Shadow Springs Estates, First Filing Livingston Parish, LA

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

YEAS: MS. SANDEFUR, MR. MCMORRIS, MR. DELATTE, MR. ARD, MR. GIRLINGHOUSE, MR. WASCOM, MR. TALBERT, MR. KEEN, MR. MACK NONE

Thereupon the chair declared that the Motion carried and was adopted on the 22nd day of June, 2023.

The chair addressed agenda item number 7ci, "Master Plan Review Committee Report and Update – Gerald Burns, committee chair: Adopt resolution to update Preliminary Road Priority List for the Economic Corridor".

ABSENT: NONE

Mr. Gerald Burns came to the podium and addressed the Councilmembers. He gave a detailed report of the Master Plan Review Committee's observations of traffic in the Parish and the white paper that was created. He discussed their meetings with federal and state representatives and projects that were needed in the Parish of Livingston. He requested that the Councilmembers update the "Preliminary Road Priority List for The Economic Corridor" adding three (3) additional items. He also discussed the handout with these projects that were listed on the white paper list and the projected costs. STATE OF LOUISIANA PARISH OF LIVINGSTON

LPR NO 23-268 MOTION was made by Maurice "Scooter" Keen and duly seconded by Jeff Ard to adopt the following resolution:

WHEREAS, the chairman of the Livingston Parish Master Plan Review Committee itted a letter dated November 21, 2019 to the Livingston Parish Council; and

WHEREAS, one of the most important components to the Livingston Parish Comprehensive Master Plan is encouraging growth in the area near and between Interstate 12 and U.S. Highway 190, which is referred to as the "Economic Corridor" in the Comprehensive Master Plan; and with recommendations from the Livingston Parish Master Plan Review Committee of a prioritized road list for the Economic Corridor identified in the Comprehensive Master Plan known as "Envision Livingston"; and

WHEREAS, a key concept of the Master Plan is that development follows infrastructure WHEREAS, the Livingston Parish Master Plan Review Committee believes that tizing these road projects would encourage residential, commercial, and industrial growth

within the Economic Corridor, which ultimately should lead to increased tax revenues by growing the tax base without having to raise tax rates; and

WHEREAS, additional advantages to these road projects would include increased access Interstate 12 and Highway 190 for citizens who travel north and south upon those major dways, whereby relieving congestion along existing arterial roadways, and ultimately reasing response times for law enforcement and first responders; and

WHEREAS, the Livingston Parish Master Plan Review Committee chairman did meet with us municipal, parish and political leaders and obtained knowledge and recommendations of gring the proposed prioritized road list with additional considerations;

WHEREAS, the following road projects listed were compiled after receiving input from mittee members, the mayors of Albany, Livingston, Walker, and Denham Springs, and the ingston Parish President and were given a further prioritized list; and

WHEREAS, this list of recommendations being attached and known as "Exhibit A", submitted by the Livingston Parish Master Plan Review and the aforementioned elected officials who have identified road projects within the Economic Corridor to prioritize has been evaluated and reviewed by the members of the Livingston Parish Council;

WHEREAS, the Master Plan Review committee now desires to make further mmendations to the members of the Livingston Parish Council to the list of roads known as minary Road Priority List for the Economic Corridor listed in "Exhibit A". THEREFORE, BE IT RESOLVED that the Livingston Parish Council wishes to vote in support and favor of this list known as "EXHIBIT A" and does hereby acknowledge that said list should continually be evaluated in relation to any changing circumstances.

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

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

ABSENT: NONE ABSTAIN: NONE Thereupon the chair declared that the Motion had carried and was adopted.

Preliminary Road Priority List for The Economic Corridor

Juban Road Extension
Louisiana Highway 190 to Lockhart Road (Louisiana Highway 1026) distance 1.2 miles. Florida Boulevard - Four lanes from Louisiana Highway 16 - Hatchell Lane to Juban Road. Approximately $1.4\,\mathrm{miles}.$

Florida Boulevard - Four lanes from Juban Road to Burgess Avenue

Florida Boulevard - Four Lanes from Burgess Avenue to Pendarvis Lane. Approximately .9 miles.

Florida Boulevard - Four lanes from Pendarvis Lane to Louisiana Highway 447 in Walker. Four-lane Florida Boulevard From Louisiana Highway 447 to the Woodside Landfill. Approximately 2.2 Miles

Four-lane Louisiana Highway 447 in Walker south of I-12 to Buddy Ellis Road. Approximately .8 miles.

A. Widen Overpass @ I-12 to four lanes.

B. Add four lane Round-a-Bout at Hwy 447 and Buddy Ellis Road.

Construct four lane Round-a-bout @ 4-H Club Road and Florida Boulevard. Install Round-a-Bout south of I-12 in Livingston @ LA Highway 63.

Four-lane Demco Road in Denham Springs from LA Highway 16 at Intersection of Cook Road to Range Avenue. Four lane Juban Road south of I-12 to Brown Road.

New Interstate 12 / 4-H Club Road Interchange.

Four-lane Louisiana Highway 63 south of I-12 in Livingston to Oliver Wheat Road. (Epic Pipe)
Approximately .8 miles.

Approximately .8 miles.

A. Four-lane Louisiana Highway 63 north of I-12 to Louisiana Highway 190

B. Add four-lane Round-a-Bout north of I-12 on Louisiana Highway 63.

New I-12 Interchange at LA Highway 449 in Walker
Four-lane connecting road to Louisiana Highway 190 at Louisiana Highway 449
Intersection.
Approximately 1.6 miles.
A. New four lane Round-A-Bout @ LA Highway 190.

New Round-a-Bout @ Louisiana Highway 190 and Woodside Landfill Entrance. Four-lane Louisiana Highway 43 from I-12 to Louisiana Highway 190 in Albany. Approximately 1.4 miles.

A. Four-lane Round-a-Bout north of I-12 in Albany.

Widen 4-H Club Road. Four-lane from I-12 to Florida Boulevard. (.9 mile)

The chair addressed agenda item number 8, "Adopt the Minutes from the June 8, 2023 regular meeting of the Livingston Parish Council", and advised that this would be placed on the next

The chair addressed agenda item number 9, "Address and explain recent new voter registration card mailouts – Gerald McMorris and Jared Andrews, Registrar of Voters", and called upon Councilman Gerald McMorris. Councilman Gerald McMorris stated that he had invited Jared Andrews, Livingston Parish Registrar of Voters. Councilman McMorris advised that voter registration cards had been mailed out to the public earlier that week and there were questions about when communities would be moved to the newly reapportioned Council districts. He called upon Registrar Jared Andrews to advise how the voter registration cards would be issued.

Livingston Parish Registrar of Voters, Jared Andrews explained that their office had many things taking place concerning reapportionment during their canvas. He advised that reapportionment must be done in stages. His office has been in the first stage with the Parish's Senate and Representatives' Districts, then moved on to the Parish Council Districts. He indicated that all

Representatives' Districts, then moved on to the Parish Council Districts. He indicated that all changes have been made and encouraged everyone to look on the "Geaux Vote" app which has the updated and correct districts. The voter registration cards have not caught up as of that date, and unfortunately, some voters are receiving multiple cards, because there have been multiple changes. He advised the Councilmembers if they received calls from their constituency about their voter registration cards, the latest card that they have is the most current. He further advised that the Council district change was done on June 1st and the cards are generated at an off-site location so they have to print the cards, distribute them, and he projected that by the end of the following week, if their constituency has not received their card, they can call his office and they can order them a new one. He reiterated that all changes have been made, and to the best of his knowledge, they are correct, and he asked that the constituents be patient with his office. They have them where they need to go, and they are trying to get them the information to indicate that that the changes have been done. Mr. Andrews stated that the good thing about these reapportionment changes is that none of the polling places have changed. The voting constituency will still go to their same polling location, but they will now be in a different district.

Councilman Maurice "Scooter" Keen wish to ask if voters did not have any changes, is Mr.

Mr. Andrews advised that if any of the voters did not have any changes, they would not be receiving a new voter registration card. He stated that he thought that the biggest issue was, that

his office had to do this in two (2) different stages, and the cards are automatically generated, even during the first stage, so those individuals would be receiving consecutive cards that would be showing both of those changes. Councilman Keen thanked Mr. Andrews for bringing answers to the questions that the voters had.

Registrar Andrews encouraged everyone to use their "Geaux Vote" app or the "Geaux Vote" website to be able to see their districts, polling location, sample ballots, which would have all of their complete information concerning all things voting wise. The chair advised that this agenda item was for informational purposes only and moved to the next agenda item that did require a vote of the Council. He explained that in 2016, because of the Great Flood, many precinct locations had to be moved. He advised that Denham Springs Elementary had been destroyed, but had since been rebuilt, and the precinct locations needed to be moved from their temporary locations, back to their original polling places.

The chair addressed agenda item number 10, "Adopt resolution to move Precincts 26, 26A, 26B, and 26C from Denham Springs Freshman High School Cafeteria to its former location(s), Denham Springs Elementary Gymnasium – Jason Harris, Livingston Parish Clerk of Court".

STATE OF LOUISIANA PARISH OF LIVINGSTON

A RESOLUTION OF THE LIVINGSTON PARISH COUNCIL LPR NO. 23-269

The following resolution was offered by Tracy Girlinghouse and duly seconded by Mauric WHEREAS, the Parish of Livingston was devastated by a catastrophic weather event as the August 2016 Flood that destroyed homes, businesses, schools, churches, and ess properties leaving these places uninhabitable; and

WHEREAS, several of the Parish of Livingston's voting precinct locations were affected by this devastation and were forced to temporarily relocate to other locations; and

WHEREAS, the polling location for Precincts 26, 26A, 26B, and 26C are currently locate at Denham Springs Freshman High School Cafeteria, being addressed at 940 North Range Avenu in Denham Springs, LA 70726, and has been a temporary location necessitated by the devastatio of the August 2016 Flood; and

WHEREAS, the Livingston Parish Clerk of Court's office has notified the Livingston Parish Council that it wishes to move Precincts 26, 26A, 26B, and 26C back to the Denham Springs Elementary School Gymnasium, located at 306 North Range Avenue, Denham Springs, LA 70726 and has been deemed ready and available for use as the polling location for said precincts, allowing them to move back into their original location.

BE IT THEREFORE RESOLVED by the Livingston Parish Council under the authority granted by Louisiana R.S. 18:534, and pursuant to the request and recommendation by the Livingston Parish Clerk of Court's office that voting Precincts 26, 26A, 26B, and 26C are hereby relocated to its original location at Denham Springs Elementary School Gymnasium, located at 306 North Range Avenue, Denham Springs, LA 70726, and

BE IT FURTHER RESOLVED by the Livingston Parish Council that the Council Clerk is hereby directed to carry out the mandates of R.S. 18:535 et. seq. by giving such notice and taking such steps as required to adequately notify candidates and voters of said change. Upon being submitted to a vote, the vote thereon was as follows:

YEAS:

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

NAYS:

ABSENT: NONE

Thereupon the Chair declared that the Resolution had carried and was adopted on June 22, 2023.

The chair thanked Mr. Andrews for his attendance, who wished to make everyone aware that the voters who inhabited the polling places just voted upon, would be receiving new voter registration cards with these updates. The chair stated that the precincts would be remaining the same, and it would only be affecting the polling location. Mr. Andrews advised that after the Flood, it was not thought that this polling location would ever

be moved back to its original location. During this year, there were some problems with Freshman School location when there were parades. Roads were blocked off for the parade whereated issues with access, and the original polling place was better suited for the needs constituents to have admittance to their polling location.

The chair addressed agenda item number 11, "Parish President's Report" and advised that he had spoken to Parish President Layton Ricks. President Ricks did not have anything to report at that time, however, the Department of Public Works did have an agenda item.

The chair addressed agenda item number 12a, "Department of Public Works - Sam Digirolamo: Adopt a resolution for the authorization and approval of Livingston Gas and Utility to locate the proposed gas main along the slope of the existing ditch farthest from the edge of road within the Parish of Livingston's right-of-way on Taylor Road for continued upgrades to their utility systems".

Councilman Randy Delatte advised that he had spoken with Mr. Digirolamo and he had requested that Councilman Delatte handle this agenda item on his behalf. The chair called upon Councilman Delatte who explained that this is a normal action of the Parish, however, Mr. Digirolamo requested that it be stated in the resolution that the Livingston Gas and Utility be responsible for all costs associated with any damages or any movement. He stated that he wished to make the motion for this resolution.

LPR NO. 23-270 MOTION was ma 23-270
was made by Randy Delatte and duly seconded by Maurice "Scooter" Keen to authorize and approve the Livingston Gas and Utility to locate the proposed gas main along the slope of the existing ditch farthest from the edge of road within the Parish of Livingston's right-of-way on Taylor Road for continued upgrades to their utility systems, with the acknowledgement that Livingston Gas and Utility will be responsible for all costs associated with any incurred damages or

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

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

YEAS:

Thereupon the chair declared that the Motion had carried and was adopted on the 22nd day of June, 2023

The chair addressed agenda item number 13, "Public Hearing and Adoption of L.P. Ordinance 23-20: Rescind and Re-enact Chapter 117, "Zoning", establishes and defines the divisions of zoning Shane Mack".

The chair called upon the Council clerk to read the proposed ordinance by title as follows:

L.P. ORDINANCE 23-20

AN ORDINANCE TO RESCIND AND REENACT CHAPTER 117, "ZONING" OF THE CODE OF ORDINANCES IN AND FOR THE PARISH OF LIVINGSTON TO AMEND THE CHAPTER IN ITS ENTIRETY.

The chair opened the Public Hearing and asked if there was anyone who wished to speak for or

The chair called upon Councilman Shane Mack, Ordinance committee chairman.

Councilman Shane Mack explained that this was more about the classifications and the uses within Councinnant state whate explained that when the Council originally adopted this ordinance, they knew that there were things that needed to be clarified, and some modifications were essential and the ordinance needed to be more consistent. He reported the work of the Ordinance committee to make the needed modifications. The Ordinance committee to make the needed modifications. The Ordinance committee that the proposed ordinance was perfect, but they thought that it was a lot better than it was.

The chair asked if there were anyone who wished to speak for or against this ordinance. Having none, the chair closed the Public Hearing. Councilman Tracy Girlinghouse wished to have clarity on what was being rescinded and re-

Councilman Garry Talbert advised that because there was so many multiple changes, so instead of having to identify every multiple to change, they would rescind the whole ordinance and then adopt it with all of the changes.

The chair allowed an open discussion.

Councilman Shane Mack stated that he was reading through the section of the proposed ordinance regarding the home occupation definition, and it was a little more restrictive than he originally intended it to be when it comes to people operating businesses operated out of their home. He suggested that the Council adopt the proposed ordinance that evening, but they could introduce more changes in the future to make it less restrictive.

Councilman Garry Talbert asked Councilman Mack if he wished to just wait and fix it first, so they are not restricting people right now? Councilman Mack advised that he did not mind waiting to get it right. Councilman Talbert stated that he could not vote for it with the home occupation set up the way that it is, and he suggested that they loosen it up by deferring it, he would be more Councilman Mack concurred and stated that ninety (90%) percent of the ordinance amendments were drastically needed, but he agreed with Councilman Talbert that the Council should wait to

adopt this proposed ordinance Upon discussion, it was determined that the needed amendments should be made and then the

ordinance should be re-introduced. The chair addressed agenda item number 15, "Introduction of Ordinance: Allocation of revenue

to the Parish by DNR on monies generated on state CCS leases – Garry Talbert (deferred from the June 8, 2023 meeting) and called upon Councilman Talbert. Councilman Garry Talbert advised that this proposed ordinance was not ready and they needed to seek outside counsel to help them out of how it should be worded for the election.

The chair addressed agenda item number 16, "Introduction of Ordinance: Amend Section 125-37(4), "Requirements for Minor Subdivisions", amending the width required for servitudes when there is a re-sub of property – Jeff Ard".

Councilman Shane Mack asked if he could address this item. He explained that when the Council Councilman Shane Mack asked if he could address this item. He explained that when the Council rescinded and renanced the development ordinance, one of the changes that were made were to minor resubs. In the past, the ordinance allowed a forty (40°) foot servitude if there were four (4) tols are less on the servitude. The Council changed that to make it required that there had to be a sixty (60°) foot servitude on everything unless a waiver was authorized. He acknowledged that since that time, the Council has granted many waivers to this ordinance for the forty (40°) foot servitude. He stated that Councilman Jeff Ard had brought this matter to the attention of the Council. The proposed ordinance will allow a forty (40°) foot servitude on four (4) lots or less.

The chair questioned if this proposed ordinance had a recommendation from the Ordinance committee. He wished to quantify his reason for his nay vote to amend this ordinance. He felt that the sixty (60°) foot servitude was a good amount for future growth, and if there is justification to authorize a waiver, then it should be allowed to do so.

Councilman Mack stated that he was not against granting waivers, but he felt as though this ordinance did not make sense and it should be amended. Councilman Jeff Ard stated that the proposed ordinance is bringing the verbiage back to what it was before it had been amended. Councilman Mack concurred. Councilman Garry Talbert wished to remind everyone that the reason that it was changed from

Councilman Garry Talbert wished to remind everyone that the reason that it was changed from forty (40) to sixty (60) is because a lot of times these things end up in a situation where a group of people want to try and do something with it and get their road straight and they can't because it's too narrow. He further stated that the reason why they did it, was because we wanted the citizens that live on these minor servitudes or these servitudes in minor resubs, if they want to get their road in such a manner that the Parish can take it over, they could do it. He continued to explain this reasoning in great detail.

Councilman Mack stated that he agreed with his statement to some extent, that was the thought at that time. However, this does not prevent people from getting their property resurveyed, signing off that they are okay with a sixty (60) foot servitude, and then making a sixty (60) foot servitude in the future to allow it to be turned into a Parish maintained road. He reiterated that this does not prevent them from being able to do this, there is a process that they can follow. Councilman Mack offered that if someone is wanting to subdivide a couple of lots, they do not have to give up such a large portion of their property.

Councilwoman Erin Sandefur stated that in an attempt to understand as many parts of this as she could, she asked Councilman Jeff Ard why did he bring this up?

could, she asked Councilman JeII Ard why did he bring this up?

Councilman JeIF Ard stated that he was having to request for a waiver at almost every Council
meeting and his intent was really to be four (4) lots or less to be forty (40°) feet, and more than
four (4) lots could still maintain at sixty (60°) feet. Councilman Mack concurred and stated that
was the way the proposed ordinance amendment was written. Councilman Ard further advised
that most of the time when four (4) lots is being divided, it is family splitting up properly and they
do not intend for it to be a Parish road. They may be giving each one of their children a piece of
land and then they are required to give up this sixty (60°) foot servitude and it is making them give
up too much of their land. Councilman Ard continued to advise that he suggested that if you make
the servitude stop at the beginning of the last lot, and do not allow it to go all the way through the
lots to that it cannot feed the back property, that would also be a reason to give them forty (40°)
foot versus sixty (60°). The further stated that if you let it go all of the way through the property,
now it could Feed that two thousand (2,000) acress in the back, and if that is what is requested to be
done, then a sixty (60°) foot servitude would need to be required.

He Council clerk read the ordinance by till for introduction as follows: The Council clerk read the ordinance by title for introduction as follows:

L. P. ORDINANCE NO. 23-25

AN ORDINANCE TO AMEND CHAPTER 125, "SUBDIVISION REGULATIONS", ARTICLE III – "MINOR SUBDIVISIONS", SECTION 125-37 (4), AMENDING THE WIDTH REQUIRED FOR SERVITUDES UPON THE RE-SUBDIVSION OF PROPERTY, OF THE CODE OF ORDINANCES OF LIVINGSTON PARISH. Councilwoman Erin Sandefur wished to clarify that the vote being taken was to introduce the

ordinance.

Councilman Garry Talbert stated that he would be voting yes to introduce the ordinance, but he would be voting no on the ordinance.

MOITON was made by Jeff Ard and duly seconded by Randy Delatte to publish the ordinance by title in the Official Journal in accordance with the legal mandates and set a Public Hearing for Thursday, July 13, 2023 at the bur of six o'clock (600) pm. 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.

L. P. ORDINANCE NO. 23-25

AN ORDINANCE TO AMEND CHAPTER 125, "SUBDIVISION REGULATIONS" ARTICLE III – "MINOR SUBDIVISIONS", SECTION 125-37 (4), AMENDING THE WIDTH REQUIRED FOR SERVITUDES UPON THE RE-SUBDIVISION OF PROPERTY, OF THE CODE OF ORDINANCES OF LIVINGSTON PARISH. Upon being submitted to a vote, the vote thereon was as follows:

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

MR. WASCOM

ABSENT: NONE

Thereupon the chair declared that the Motion had carried and was adopted on the 22nd day of June, 2023. The chair addressed agenda item 17, "Adopt resolution to authorize a waiver of the setback requirements for a pond located at Point of Isle subdivision for Head of Island Properties, LLC in Council District 8", and called upon Councilman Randy Delatte.

Councilman Delatte explained that the pond bank has encroached on the setback requirement. He advised that letters of no objection have been received from the neighboring property owners for the Council to grant this waiver.

Councilman Garry Talbert questioned if this was a set back on a pond that was existing already

and had questions about what the letter advised.

Councilman Delatte requested that Mr. Jay Labarre come to address Councilman Talbert's questions.

Mr. Jay Labarre advised that he was one of the developers and owners of the property. He addressed Councilman Talbert and advised that it was a detention pond that is required for the drainage impact study. He stated that it was his understanding that the codes and ordinanes require a thirry (30°) foot setback off of the property line. He explained that the property is abutting a subdivision, and their road abuts their property line, and what they were trying to achieve is not get a thirry (30°) foot no man's land that cannot be maintained. The adjacent property owners have acknowledged that they do not have any problems with the development doing retention up to their road bed and have also given permission for the developers to perform maintenance as well giving them the right-of-way. Mr. Labarre wished to reiterate that this was for a dry retention pond. Councilman Talbert asked Mr. Labarre: This is a dry retention pond, and you're going to use their road, which is a private road, as your access for maintenance in lieu of the thirty (30') foot buffer?

LPR NO. 23-272

13-21/2 was made by Randy Delatte and duly seconded by Shane Mack to authorize a waiver of the thirty (30') foot setback requirement for a dry retention pond located at Point of Isle subdivision for Head of Island Properties, LLC in Council District 8.

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

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

ABSENT: NONE ABSTAIN: NONE

The chair addressed agenda item number 18, "Adopt resolution to authorize a waiver for a third address for Malcolm Howze, located at 13200 Terry Howze Lane, Denham Springs, LA 70726 (17 acress-Not a subdivision) in Council District 6 – Gerald McMorris".

LPR NO. 23-273

MOTION was made by Gerald McMorris and duly seconded by Maurice "Scooter" Keen to authorize a water for a third address for Malcolm Howze, located at 13200 Terry Howze Lane, Denham Springs, LA 70726 (17 acress-Not a subdivision) in Council District 6. Upon being submitted to a vote, the vote thereon was as follows:

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

NONE

ABSENT:

ABSTAIN: NONE Thereupon the chair declared that the Motion had carried and was adopted on the 22nd day of June, 2023.

The chair addressed agenda item number 19, "Adopt resolution to authorize a waiver of the subdivision of a one (1) acre lot located in a named subdivision, "Iulius Blount Subdivision", at 14036 Stacie Lane, Walker, LA 70785 located off of Gaylord Road in Council District 7 for Lenny and Liss Landry – Tracy Grifinghouse".

LPR NO. 23-274

MOTION was made by Tracy Girlinghouse and duly seconded by Maurice "Scooter" Keen to authorize a waiver of the subdivision of a one (1) acre lot located in a named subdivision, "Julius Blount Subdivision", at 14036 Stacie Lane, Walker, LA 70785 located off of Gaylord Road in Council District 7 for Lenny and Lisa Landry.

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

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

ABSENT: NONE

ABSTAIN: NONE Thereupon the chair declared that the Motion had carried and was adopted on the 22nd day of June, 2023.

The chair addressed agenda item number 20, "Adopt resolution to authorize a waiver on the servitude located at 26690 Highway 441 in Council District No. 9 – Shane Mack".

Councilman Shane Mack explained that he was contacted by one of the residents in his district south of the interstate on Highway 441 in Holden, Louisiana. Her name is Miss Arlene Bankston. He further explained that she owns a house on the property and it is currently not subdivided and she lives in the house. The daughter lives in a mobile home on the property and they wish to sell the house to the daughter, and the daughter must be but the bank will not make the loan with two (2) residential structures on one (1) parcel of land, so they want to subdivide so that the daughter can buy the house and then her sister will live in the mobile home that is already there. He stated that he felt that this was a justified waiver and wished to make the motion.

LPR NO. 23-275

MOTION was made by Shane Mack and duly seconded by Jeff Ard to authorize a waiver on the servitude for the division of property located at 26690 Highway 441, Holden, Louisiana in Council District No. 9 for Arlene Bankston. Upon being submitted to a vote, the vote thereon was as follows:

MS. SANDEFUR, MR. MCMORRIS, MR. DELATTE, MR. ARD, MR. GIRLINGHOUSE, MR. WASCOM, MR. TALBERT, MR. KEEN, MR. MACK YEAS: NAYS: NONE ABSENT:

ABSTAIN: NONE Thereupon the chair declared that the Motion had carried and was adopted on the 22nd day of June, 2023.

The chair addressed agenda item number 21, " Adopt a resolution to authorize a waiver on the size of the lot located on Thistle Road, Lot 1141-A to be divided into Lots 1141-B and 1142-B, in Magnolia Estates, Council District 3", and called upon Councilman Maurice "Scooter" Keen.

Councilman Keen stated that they were making major improvements in Magnolia Estates. He advised that a developer has started buying lots that began as half acre lots or so, and they made them into one (1) acre. The developer wished to re-subdivide these things back to the way that

Upon being submitted to a vote, the vote thereon was as follows: MS. SANDEFUR, MR. MCMORRIS, MR. DELATTE, MR. ARD, MR. GIRLINGHOUSE, MR. WASCOM, MR. TALBERT, MR. KEEN, MR. MACK

ABSTAIN: NONE

NAYS: NONE ABSENT:

The chair addressed agenda addendum item number A – 4:

Thereupon the chair declared that the Motion had carried and was adopted on the 22nd day of June, 2023.

LPR NO. 23-276
MOTION was made by Maurice "Scooter" Keen and duly seconded by Tracy Girlinghouse to authorize a watever on the size of the lot located on Thistle Road, Lot 1141-A to be divided into Lots 1141-B and 1142-B, in Magnolia Estates, Council District 3.

"Request(s) for authorization of waiver(s) for property belonging to Ramona James located in Section 46 of T5S-R2E East of St. Helena Meridian Greensburg Land District – Parish of Livingston, on Bend Road in Council District 2: Section 125-37(6), "Requirements for Minor Subdivisions", Section 125-37(6), "Requirements for Minor Subdivisions", and Section 125-126, "Wetland regulations; Prohibited and Permitted Uses: - Garry Talbert".

Councilman Garry Talbert explained that this is currently the old Addison family tract. There are currently three (3) ten (10) acre lots and there are two (2) sisters and in an effort to resolve the estate they had Mr. Kinchen's group coming and do a survey and draw up this map and as you notice there are now those three (3) lots have become thirteen (13), and they are all pretty substantial in size all of them over two acres, but they need a waiver of their too many lots on a servitude, one on each side, and because it is a family situation resolving a deal, Councilman Talbert was asking if the waiver for the sign that is supposed to be posted and the EPA wetlands.

The chair questioned if Councilman Talbert stated that these were three (3) ten (10) acres lots?

Councilman Talbert stated that it was three (3) ten (10) acre lots that are going to become two (2) three and a half acres lots, a three (3) acre lot and then everything else will be an acre and a half above that. The three (3) ten (10) acre lots are becoming fifteen (15) lots.

The chair questioned why the sign waiver was important?

Councilman Talbert stated that typically it's a family estate resolving issue and we haven't, we've waived those in the past.

The chair advised that the sign was to inform the people, and he could understand the wetlands waiver and the servitude, but was questioning the signage waiver. Councilman Talbert explained in great detail the reasons for the needed waivers

23-277
was made by Gary Talbert and duly seconded by Maurice "Scooter" Keen authorization of waiver(s) for property belonging to Ramona James located in Section 46 of TSS-RZE East of St. Helena Meridian Greensburg Land District — Parish of Livingston, on Bend Road in Council District 2: Section 125-37(6), "Requirements for Minor Subdivisions", Section 125-37(9), "Requirements for Minor Subdivisions", and Section 125-126, "Wetland regulations; Prohibited and Permitted Uses. Upon being submitted to a vote, the vote thereon was as follows:

MR. MCMORRIS, MR. DELATTE, MR. ARD, MR. GIRLINGHOUSE, MR. TALBERT, MR. KEEN, MR. MACK

NAYS: MS. SANDEFUR, MR. WASCOM ABSENT:

ABSTAIN: NONE

Thereupon the chair declared that the Motion had carried and was adopted on the 22nd day of June, 2023. The chair addressed agenda item number 22, "Update and discussion of P&Z Commission procedure(s): Erin Sandefur".

Councilwoman Erin Sandefur advised that recently a joint stipulation and order came down from the 21° Judicial District Court from Judge Jeff Johnson and she requested that the Council clerk read the statement for public record as follows:

NOW INTO COURT, through undersigned counsel, jointly comes Plaintiff, 5th District Livingston Concerned Citizens Association, LLC, and Defendants, Layton Ricks, the President of Livingston Parish, Louisiana, in his capacity as the President and Chief Executive Officer of the Parish of Livingston, Sam Digirolamo, Livingston Parish Planning Director, in his capacity as the Director of the Livingston Parish Council Planning and Zoning Commission, and DeeDee Delatte, Livingston Parish Building & Permit Director, in her capacity as the Director of the Livingston Parish Building & Permit Department, who respectfully submit this Joint Stipulation as recited and agreed to in open court on May 23, 2023, and for the purpose of committing this joint stipulation into an Order from the Court, to wit:

Whereas on May 23, 2023, Plaintiff and Defendants appeared in Court for hearing on Exceptions filed by Defendants and hearing on Plaintiff's mandamus Appearing in Court were:

Steven Loeb attorney for Plaintiff, and Christopher Moody, attorney for Defendants

costs, expenses, and fees,

Upon advising the Court that a stipulation could render this litigation moot, the following stipulation was agreed to in open Court:

Neither the Parish President, in his capacity as the Livingston Parish President and with authority to bind same, nor the Livingston Parish Planning Director, in his capacity as the Director of the Livingston Parish Council Planning and Zoning instalpactly as the Director of the Evingson rainst contain raining and Zolinic Commission and with authority to bind same, nor the Director of the Livingston Parish Building & Permit Department in her capacity as the Director of the Livingston Parish Building & Permit Department and with authority to bind same, will approve the construction plans or in any manner give consent for construction to start for the Deer Run Subdivision development until a fourth entrance into the subdivision has been added and those construction drawings are in compliance with Parish Ordinances in effect at the time the approval is granted.

The Parties hereby accept the above as their solemn and joint stipulation, and

Defendants and those under their charge, shall abide by this stipulation by taking no action that may be considered as an approval, consent or permission of any kind which may enable construction of any aspect of the Deer Run Subdivision to proceed, unless a plat and construction drawings are submitted to and approved by the Parish President, in his capacity as the Livingston Parish President and with authority to bind same, or the Livingston Parish Planning Director, in his capacity as the Director of the Livingston Parish Council Planning and Zoning Commission and with authority to bind same, which comply with the Livingston Parish Ordinances in existence at the time approval is granted by the Parish President, in his capacity as the Livingston Parish President and with authority to bind same, or the Livingston Parish Planning Director, in his capacity as the Director of the Livingston Parish Council Planning and Zoning Commission and with authority to bind same.

The Parties further agree that by the execution of this stipulation and entry of this stipulation as an order of the Court, this litigation shall be dismissed without prejudice IT IS HEREBY ORDERED that the above recited and agreed upon Joint Stipulation be

and the same hereby is accepted and adopted by the Court and shall be binding upon the parties to the fullest extent permitted by law. IT IS FURTHER ORDERED that the above entitled and numbered cause be and the same hereby is Dismissed, without prejudice as moot, with each party to pay its owns

Thus, done and signed in Livingston, Louisiana on the 14th of June 2023. Councilwoman Sandefur stated that was a pretty important ruling that came out and she wished to talk about a case, Bogan v Scott Harris that happened in the US Supreme Court that was over legislative immunity. She advised that Janet Scott Harris filed a lawsuit against Fall Rivers Massachusetts and in her lawsuit Scott Harris alleged that the climination of her position was motivated by racial animus and her exercising her first amendment rights. Councilwoman Sandefur stated that Scott Harris was accused of frings someone and was accused of racism and that's not what it was. She discussed an opinion written by US Supreme Justice Clarence Thomas that whether an act is legislative is determined by the nature of the act itself rather than on the notive or intent of the official performing it. She wished to point out the legislative immunity for our Council and no local legislators are entitled to the same absolute immunity from civil liability

as our federal state and regional legislators. She continued to state that on April 26th, our Parish President Layton Ricks told the Advocate that Council members can be sued individually.

Upon this statement, she wished to ask Mr. Moody:

Have you advised him on the Bogan Scott Harris case and on absolute legislative for us?

Mr. Moody advised that we he had and also sent the course.

fr. Moody advised that yes, he had and also sent the same memo sent to you and he has sent the notions that his office had filed to get everyone dismissed from the case in our personal capacity Councilwoman Sandefur stated that this was on April 26th, and they were not told of legislative by Mr. Moody initially Mr. Moody advised that was not total and absolute. He further advised that he had made that clear

Too. He explained that there are instances where you can be exposed for personal liability, you step outside your authority as the legislative and you start pursuing personal interests and or you are found to be arbitrary and capricious. Councilwoman Sandefur wished to ask Mr. Moody another question:

Does the Planning and Zoning Commission have legislative immunity?
Mr. Moody replied in the affirmative that they did.

Mr. Moody replied in the altirmative that they did.

Councilwoman Erin Sandefur wished to segue way into the Capital Region Planning Commission that puts on a training session for commission members and others that are involved in this area of planning within a parish and they are having a workshop on Saturday, June 24th. She advised that she had information on this if anyone needed it and with that, this course is required by Louisiana Act 859, Revised Statute Title 33:103.1 mandating four (4) hours of approved training for planning commissioners, advisory board members, historic district commissioners and boards of zoning adjustment before or during their first year of public service in this role. She stated that they do ask that this is kept up every couple of years and there is a part two for this training in September. She felt that it was important to mention that to our people so that everyone can take this course. She has taken the course and has invited the Council, the Master Plan Review committee, as well as the Planning Commission.

With this she concluded her statements on agenda item number 22, "Update and discussion of P&Z Commission procedure(s): Erin Sandefur".

The chair addressed agenda item number 23a, "Zoning Re-classification(s):

a. Request for rezoning of Lots 12-A & 13-A, located in Riverscape at Clio, Phase I, from current classification of "Unclassified" to "R-2" to allow for consolidation of two (2) lots into one (1)

(No new lots are being created) in Council District 8 - Randy Delatte". Councilman Randy Delatte advised that this property was currently zoned as unclassified and he

was requesting that it be zoned as R-2 because they are wanting to combine two (2) lots together and Planning is advising that the Council needs to classify it combine two (2) lots together.

ABSENT:

ABSENT:

MOTION was made by Randy Delatte and duly seconded by Maurice "Scooter" Keen to authorize the rezoning of Lots 12-A & 13-A, located in Riverscape at Clio, Phase I, from current classification of "Unclassified" or "R-2" to allow for consolidation of two (2) lots into one (1) (No new lots are being created) in Council District 8.

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

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

Thereupon the chair declared that the Motion had carried and was adopted on the 22nd day of June, 2023. The chair addressed agenda item number 24:

"Livingston Parish Council staff appointment(s):

NONE ABSTAIN: MS. SANDEFUR

Part-time Employee" The chair advised that he had been working with the Council clerk on a couple of issues, first being item 24a as they were looking for hiring someone to fill the vacancy having multiple interviews

and the Council should be hearing back at the next Council meeting on a recommendation of an employee. There will also be a recommendation for a temporary employee as the Deputy clerk will be taking a leave of absence in October. The chair advised that secondly, he wished to take up agenda addendum A-2, "ARPA funded temporary employee(s): Adopt resolution to assign current Deputy clerk's position from temporary to permanent full-time employee which shall be funded through the General Fund - John

The chair advised that this was a request from Administration's Human Resources Department that notified the Council office that ARPA Council employees, which is how the Council initially hired the Deputy clerk, those funds will be terminated and the Council will need to transfer the Deputy clerk, Ms. Caroline Lockhart, from ARPA funding to the Parish's General Fund.

The chair requested that a resolution be adopted to assign the current Deputy clerk position from

MOTION was made by Jeff Ard and duly seconded by Shane Mack to assign the current Deputy clerk's position (being Caroline Harris Lockhart) from temporary (funded through ARPA) to permanent full-time employee which shall be funded through the General Fund being retroactive from the date of June 15, 2023.

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

MS. SANDEFUR, MR. MCMORRIS, MR. DELATTE, MR. ARD, MR. GIRLINGHOUSE, MR. WASCOM, MR. TALBERT, MR. KEEN, MR. MACK NONE

ABSTAIN: NONE Thereupon the chair declared that the Motion had carried and was adopted on the 22nd day of June, 2023. The chair called upon Councilman Garry Talbert who stated that he had concerns about item 24 being's that we are converting the employee that was paid through ARPA funds to now be paid with budgeted funds, he stated that he wasn't sure that they had money in the budget for another employee.

The chair stated that he appreciated that but he would like the Council to make that determination. He advised that those funds have always been available and they have always had employees there and if the budget needs to be amended they can do so at the middle of the year.

Councilman Talbert questioned the appointment of a Personnel Board by the chair at some point and time and then it was disbanded. The chair advised that was correct. Councilman Talbert questioned the purpose of the board. oman Erin Sandefur declared point of order

The chair advised that had been a recommendation by the Parish attorney to do that, and advised that his comments were out of order. A heated debate ensued as Councilman Talbert was repeatedly told that he was out of order The chair addressed agenda item number(s) 25a and b, "Committee Report(s):"

Councilman Randy Delatte advised that the Finance committee did not have anything to report at that time. The chair called upon Councilman Shane Mack to report on the Ordinance committee. Counc Mack stated that the committee met and discussed school impact fees and the servitude wice Mack stated that the committee met and discussed ninor resubs for four (4) lots or less on a servitude

Councilman Mack wished to give an update on the school impact fee ordinance. He advised that the justification of the dollar amount for the school impact fee needed to be looked at per the advice of the Parish's legal counsel. He stated that this proposed ordinance was turned over to Mr. Villavaso to review and give the committee and the Council members some advice on how to

The Chair addressed the next item 26, "District Attorney's Report" and acknowledged that Councilman Delatte had placed these three (3) specific items on the agenda: Adoption of LP Ordinance 23-21: Pink Tax Exemption for Livingston Parish – Randy Delatte Adoption of LP Ordinance 23-22: Prohibiting Biological Males from Competing in Female Sports in Livingston Parish – Randy Delatte

"The pink tax exemption was authorized by state law and you have the right to waive those items

Councilman Delatte stated that is true, however, he thought that it goes a little bit further if the tax was a user tax voted in an election. He questioned if Mr. Moody had researched any of those

Councilman Delatte stated that was correct, the Police Jury attorney does not know of any situation and he suggested that the Council contact the Legislative Auditor, but if Mr. Moody had an opinion showing that happened somewhere in Louisiana then he was okay with that.

Councilman Garry Talbert stated that EBR approved the tax exemption and he advocated that there's been multiple pink tax exemptions allowed throughout the Parish in different areas of taxes

Councilman Delatte stated that the third and final one that was on the agenda: "Adoption of a resolution authorizing the Parish President to enter a contract agreement with Thompson Consulting Services, to perform Standby Disaster Debris Monitoring & Management Services for FY 2023. – LOHSEP", he was okay with Mr. Moody's answer.

Councilman Delatte agreed with Mr. Moody and asked if he could tell him that difference between the state public bid and a service contract.

Mr. Moody further stated that if it is an arm's length transaction where there are many multiple bidders or requests for proposals, then it's considered arm's length and so it passes that scrutiny and then you can then make it for even into the next term.

Councilman Delatte questioned why didn't they just do a six (6) month contract versus a year?

Mr. Moody responded and stated that was what was given to him and it was because you get a

They could not break this contract come January of next year Mr. Moody advised that they could put another one in place to piggyback it, which would be smart for them to do and they should start that progress pretty close.

Councilman Delatte stated that his intent is not to give a contract past your term if this is what you call an arm's length contract. He advised that he just did not understand why it has to go past our term. Mr. Moody replied that the stated reason was that it would save the Parish a lot of money, if you had to bid it for only six (6) months, you would pay a higher rate.

Councilman Delatte stated that he had one more question for Mr. Moody. He asked Mr. Moody to explain the difference between a service contract and this contract?

Mr. Moody advised that a service contract is one that personal services can be entered into by the Parish President without a need for going out for bid. Councilman Delatte countered and stated that is a discretion, but why wouldn't this be one? Mr. Moody stated that was because it was using federal funds and they require a process and they require bidding and that is why Mr. Moody thinks that it falls under that exemption.

The chair stated that led him to the item that Mr. Moody had placed on the agenda, item number

Mr. Moody advised that they did not need that agenda item either and the chair advised that this agenda item was being pulled.

LPR NO. 23-280
MOTION was offered by Tracy Girlinghouse and duly seconded by Jeff Ard to adjourn th
22, 2023 regular meeting of the Livingston Parish Council.

Upon being submitted to a vote, the vote thereon was as follows: MS. SANDEFUR, MR. MCMORRIS, MR. DELATTE, MR. ARD, MR. GIRLINGHOUSE, MR. WASCOM, MR. TALBERT, MR. KEEN, MR. MACK

Thereupon the chair declared that the Motion had been carried and was adopted and that the meeting was adjourned \s\ Sandy C. Teal

ABSTAIN: NONE

\1\ John Wascom John Wascom, Council chairman

It may also be found on the Livingston Parish Council's website at:

https://www.livingstonparishcouncil.com/ If you have any questions please contact the Livingston Parish Council office at

The Livingston Parish Council met in a regular session duly called, advertised, and convened at its regular meeting place, at the Governmental Building in the Parish Council Chambers, 20355 Government Boulevard, Livingston, Louisiana, on Thursday, June 8, 2023, at the hour of six o'clock (6:00) p.m. with the following Livingston Parish Council members present:

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

Also Present: Brad Cascio, Parish Legal Counsel
Mark Harrell, representing on behalf of the Parish President in his absence The chair called the meeting to order.

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

The chair addressed agenda item number 10, "Councilmembers' Comments", and called upon Councilman Gerald McMorris.

Councilman McMorris invited everyone to participate in the upcoming Springfield Fire Department Poker Run that would be held at Tin Lizzy's on Saturday from ten-thirty (10:30) a.m. to seven o'clock (7:00) p.m. He advised that the funds raised would be used for their fire trucks and things. People could travel by boats, cars, jeeps or motorcycles. There would be seven (7) to fourteen (14) stops that would be located in lower Livingston Parish. And unidentified audience member suggested that the event had been moved. Councilman McMorris stated that he had been given this information by the fire chief and would double check on that information. He asked if the chairman would allow him to address this later in the meeting when he could verify the location. The chair obliged. The next item that Councilman McMorris wished to address was Old Mill Settlement Road. He

Councilman McMorris stated that he, as well as Councilman Randy Delatte, have been with Senator Eddie Lambert, who has requested from the State to designate five hundred the with Senator Eddie Lambert, who has requested from the State to designate five hundred thousand dollars (\$500,000,00), and another two hundred and fifty thousand dollars (\$250,000,00) to dedicated to Old Mil Settlement Road during the Regular Session of 2023, House Bill 560, Councilman McMorris wished to thank Mr. Eddie Lambert for his help, which meant there would be engineering for this road, and thereafter, money would need to be sought for the construction of it.

The chair also wished to comment on the help received from Mr. Mark Harrell on a project that began approximately four (4) years ago in his Council district. He advised that the contract had just been let for Pine Bluff Road to be built up and praised Mr. Harrell for his tenaciousness making sure to see the project was followed through to the end.

LPR NO. 23-249

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

Thereupon the chair declared that the Motion had carried and was adopted on the 8th day of June, 2023.

Councilman Delatte stated that Mr. Moody had given the Councilmembers an opinion and read it

for that tax that you impose.

cases.

Mr. Moody advised that the state allows you to grant an exemption for the particular pink tax, for any tax or sales tax that the Council has already imposed.

Councilman Delatte contended that it was not after the people have voted. He stated that the Council as the governing authority imposed the tax, but the people had voted on this and it's called a used tax referendum. He questioned if Mr. Moody had any knowledge of any case in the United States? Mr. Moody stated yes, very often. Councilman Delatte requested that Mr. Moody quote

Mr. Moody stated that dozens of exemptions have been passed by the legislature and others that exempt collection of sales tax

Councilman Delatte stated that he just needed to be provided with one (1). He felt that they were Councilman Delatte stated that he just needed to be provided with one (1). He felt that they were confusing when the people had a referendum and they call it a user tax with a regular tax and that is not the same. He further stated that those people had a choice precisely put in the proposition what's excluded. He advised that women and feminine products were already exempted in some cases and that is not in our original tax. He submitted that they came back after the people voted on it, and they said that they were going to give a four dollar and five cents (\$4.05) tax break to seventy five thousand (75,000) women and they were going to take thirteen million dollars (\$13,000,000,00) out of the road fund. He reiterated that the people of Livingston Parish did not vote on that, they voted on the exemptions that was in the proposition. He stated that he was going to hold his position until they get that or they either contact the Legislative Auditor or someone else who can show them that exemption that happened.

He stated that Mr. Moody had advised that the contract was just going up until November, so that means that if that contract is only going to November the 1st of this year, and it doesn't go past the

The chair called upon Councilman Jeff Ard. Councilman Ard wished to invite Mr. Jim Gilbert from the Denham Springs City Council to share about events that had happened earlier that day concerning Corporal Shawn Kelly's funeral service.

Mr. Gilbert advised that the City conducted the funeral service for Corporal Shawn Kelly earlier that day for which many attended, including law enforcement officers from all over the country as far as New York City. The procession was from Healing Place Church on Highland Road to Denham Springs. There were thousands of people lining the road with flags and hands over hearts, as well as ladder trucks from the fire departments, and Demco and Entergy. GM Varnado and other big equipment companies had flags hanging from their equipment. He stated that the show of respect was astounding and that the ceremony was beautiful and was a fitting tribute to say goodbye to a hero. He asked for prayers Corporal Kelly's family as well as Denham Springs Police Department family, as he would be missed. He thanked the Councilmembers for all of their thoughts and prayers. The chair addressed agenda item(s) number 11: Adopt the Mir a. May 11, 2023 regular meeting of the Livingston Parish Council
 b. May 25, 2023 regular meeting of the Livingston Parish Council

ABSTAIN: NONE

The chair addressed agenda item number 12, "Parish President's Report". He advised that he had poken with the Parish President earlier that day and that he would be sending a representa-

his behalf, but that he did not have a report at that time.
*Mr. Mark Harrell appeared on behalf of the Parish President in his absence.

The chair called upon Councilman Delatte to address these items.

Councilman Randy Delatte stated that he wished to question item one (1) and three (3). He felt that item two (2) was okay.

Mr. Moody stated that every tax is like that and voted on by the people. Councilman Delatte advised that not all taxes are voted on by the people. Mr. Moody concurred. He advised that the Parish's sales tax was voted on by the people. Councilman Delatte stated that was why he was asking him if he could show him a case where it was vote on by the people.

else who can show them that exemption that happened.

current sitting Councilmembers' terms, he felt that was great and asked if that was indicated in

Mr. Moody responded to Councilman Delatte and advised that was not exactly what he had said. He explained that he had stated that it goes by the storm year, so most likely use of that contract would end in November because it's not likely to be a storm after November. He further stated that he could guess that there may be a flood or some other event that would trigger a cleanup, but he advised that they were exempt from this contract because it went through a bid process. Mr. Moody instructed that the Livingston Parish Charter does say that doesn't apply if it is a contract that is let out under the state public bid law.

Mr. Moody read what the law and the Parish of Livingston's Charter is trying to prevent, outgoing Council and Parish President giving a fat lucrative contract to some buddy that the next Council would be stuck with.

much better price.

Councilman Delatte questioned, so when January comes around, and the new Council wants to use someone else? Mr. Moody advised that he suggests that they can negotiate and go out for RFPs for a contract that would start in June or whenever this one started. Councilman Delatte questioned Mr. Moody if they were tied to this contract for a year regardless?

Councilman Delatte asked again if what Mr. Moody was saying was that the Council would use them all the ways until June regardless? Mr. Moody answered in the affirmative. He also responded that he had pointed out that the likelihood is you wouldn't use them at all past November.

Mr. Delatte stated okay, and thanked Mr. Moody. The chair moved to the next agenda item and proposed to pick up agenda addendum item A-"Discussion of a moratorium on new developments until zoning is corrected – Maurice "Scooter

The chair called upon Councilman Keen who stated that he did not think that they were going to

Having no further business, a motion to adjourn was requested until the next regular meeting being scheduled on Thursday, July 13, 2023, at the hour of six o'clock (6:00) p.m. in Livingston, Louisiana

NAYS: NONE ABSENT:

Sandy C. Teal, Council clerk The audio and video for this meeting may be found in its entirety on the Livingston Parish Council's YouTube page at: https://www.youtube.com/watch?v=wxaazXSdaBc

Minutes of the Livingston Parish Council June 8, 2023

Jeff Ard Garry Talbert Maurice "Sco Maurice "Sco Erin Sandefur Absent: Shane Mack Parish President Layton Ricks

The chair addressed agenda item number 9, "Presentations", having none, the chair moved to the

The next next and connectinal Measurement and advised that the Livingston Parish Council requested a study to be done by Mr. Mark Harrell to raise the road for the safety and welfare of the homeowners to be allowed to flee during flooding or rescue attempts from LA 16 to the river.

MOTION was made by Tracy Girlinghouse and duly seconded by Maurice "Scooter" Keen to adopt the May 11, 2023 regular meeting of the Livingston Parish Council and May 25, 2023 regular meeting of the Livingston Parish Council. Upon being submitted to a vote, the vote thereon was as follows:

ABSENT: MR. MACK

iii. Adoption of a resolution authorizing the Parish President to enter a contract agreement with Thompson Consulting Services, to perform Standby Disaster Debris Monitoring & Management Services for FY 2023. – LOHSEP

THURSDAY, JULY 13, 2023

MS. SANDEFUR, MR. MCMORRIS, MR. DELATTE

LPR NO 23-250

NAYS:

YEAS:

NAYS

NONE

The chair addressed agenda items number 13a and b:

10. Acadian Ambulance – Dwain Meche, Community and Government Relations
a. Annual Permit Renewal for period of July 2023 to June 2024
b. Authorization of Annual Membership Drive for period of August 2023 to July 2024 Upon being submitted to a vote, the vote thereon was as follows: YEAS: MR. KEEN, MR. TALBERT, MR. ARD, MR. GIRLINGHOUSE, MR. WASCOM,

MS. SANDEFUR, MR. MCMORRIS, MR. DELATTE

NAYS: NONE

ABSENT:

Thereupon the chair declared that the Motion had been carried and was adopted on the 8th day of June, 2023

Upon being submitted to a vote, the vote thereon was as follows MR. KEEN, MR. TALBERT, MR. ARD, MR. GIRLINGHOUSE, MR. WASCOM, YEAS:

had been reaching out to the company that had the contract, and they have not returned the Parish's ABSENT: phone calls. He cancelled the contract and it has been re-bid. Mr. Harrell advised that Thompson ABSTAIN: NONE Consulting Services was the one (1) that the Selection Committee team chose for recommendation and he was requesting authorization to move forward.

Thereupon the chair declared that the Motion had carried and was adopted on June 8, 2023. cilman Gerald McMorris questioned if this would include all of the lower part of Livi The chair addressed agenda item number 13b, "Authorization of Annual Membership Drive for period of August 2023 to July 2024", and advised that the Parish attorney had reviewed the surety bond submitted for the membership drive and deemed it acceptable.

Councilman Tracy Girlinghouse wished to comment. He explained that his family had used Acadian Ambulance's services several times in the last six (6) months for his elderly parents. He praised them for their punctuality and professionalism and he encouraged everyone to become a member.

Mr. Harrell stated that it would be the Amite River, Blind River, Petit Amite, and Old Amite. He wished to advise the Councilmembers that they were ready to move forward up until Monday morning. Mr. Harrell advised that he had received an email from the Louisiana Wildlife and Fisheries agency explaining what all needed to be done and report back to them on how the Parish would protect the heel splitter mussel on the Amite River. He further advised that he was going to try to get people moving forward with the rest of the project while trying to satisfy the US Fish and Wildlife Service.

disaster hits, when going out for a bid, the prices go up.

After a brief pause, the chair called for the vote.

YEAS:

(6:00) p.m.

ABSENT: MR. MACK

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

Councilman Randy Delatte questioned how long the contract was for? Just this year? Was it one (1) year total, or just the end of this year? Mr. Harrell replied, one (1) year.

Councilman Delatte questioned if the contract doesn't start this year, then it's only good for six

(6) months the following year? Mr. Harrell advised that it was one (1) year from the date that it was signed by the Parish.

Councilman Delatte questioned if he would sign the contract when the Parish Council gave approval or when they are ready to start?

Mr. Harrell explained that no, when the Council gives that approval the contract will be signed and it is a stand-by contract. FEMA requires stand-by contracts so that you do not wait until the

contract to be longer than six (6) months? Or eight (8) months, whatever the Councilmembers have left of their term? He further stated that they cannot sign a contract that inhabits or entails another new group, a new Council, with a new Parish President, we cannot sign a contract that binds them. He advised that if the contract went for six (6) months then he was good with it, if it goes into next year, how can we do that, they couldn't so it in the past.

Councilman Delatte stated that his question is, if it is a stand-by contract, how can he authorize this

Mr. Harrell stated that when this came up, Mr. Moody, Parish Legal Counsel, advised that you sign it for whatever and the next Council can replace it with another deal, but what you don't want to do is get caught without it.

Councilman Delatte stated that he agreed with that, but the next group that comes in and they want to replace it with someone else, then they are going to have to pay damages because this group in good faith signed a one (1) year contract. He was saying that the contract should be good for the end of this year only and not in the new year of government.

Mr. Harrell said that if you want that, then he would go back out for bid, the price will probably Councilman Delatte stated that it was not what they want, if they were following the laws, how

LPR NO. 23-256
MOTION was made by Gerald McMorris and duly seconded by Tracy Girlinghouse to authorize
the Parish President to enter a contract agreement with Thompson Consulting Services,
to perform Standby Disaster Debris Monitoring & Management Services for FY 2023.

MS. SANDEFUR. MR. MCMORRIS MR. DELATTE

MR. KEEN, MR. TALBERT, MR. ARD, MR. GIRLINGHOUSE, MR. WASCOM,

ABSTAIN: NONE Thereupon the chair declared that the Motion had been carried and was adopted on the 8th day of June, 2023,

The chair requested that the Council members return back to agenda item number 16c, "Grants c. Introduction of Ordinance: to acquire immovable property for the parish Livingston pursuant to the hazard mitigation grant program project number FEMA-4277-DR- LA-0131- Livingston Parish located at 8995 Cedar Springs Ave. Denham Springs, LA 70726."

The chair advised when this proposed ordinance was read by title, the time of the Public Hearing The Council clerk announced that the Public Hearing would be on June 22, 2023 at six o'clock

Councilman Jeff Ard requested that the chair consider going to agenda item number 19, "Update on Lod Stafford Road Bridge project" as Mr. Mark Harrell would be addressing this agenda item.

The chair complied and called upon Mr. Harrell to speak on agenda item number 19, "Update on Lod Stafford Road Bridge project – Jeff Ard", to which no one objected.

Mr. Harrell explained that it was not good news that he had to report that evening. He stated that FEMA swaps out their reservist, and unfortunately this week they started sending in requests for information that has already been submitted, this happens every time they swap this out, he stated that it has happened several times.

Mr. Harrell has asked Congressional leaders to schedule a meeting for him with the head of FEMA in D.C. and Mr. Harrell has requested a Congressional hearing on this project. He further advised that he would be meeting the next day with GOHSEP and FEMA seeking to move this project forward, but whether it moves forward or Nr. Harrell still wanted the Congressional hearing. He acknowledged how FEMA operated from D.C. and all the decisions are determined in D.C.

Councilman Jeff Ard asked if there was a possibility for a temporary crossing? Mr. Harrell advised that was one (1) thing that he was going to request at the meeting tomorrow. He further advised that it would be a low weight bridge if they allow it, but it would take care of an ambulance and things of that nature. The big trucks would not be allowed. He stated that it would be a blessing if they could get it, and he was going to request it, and he was going to fight for it.

Councilman Ard thanked Mr. Harrell and the chair stated that it was an honor to have him working for this Parish. Mr. Harrell asked if there were any more questions. Having none, the chair addressed the next

The chair addressed agenda item number 18, "Adopt a resolution asking all commissions, committees, and boards appointed by the Livingston Parish Council to say the pledge of allegiance and say a prayer before all official meetings. - Maurice "Scooter" Keen".

Councilman Keen stated that in light of some of the things that he had been seeing, mainly the Library Board. He advised that he saw the last meeting and it was ridiculous. They had to decide if they wanted to say a prayer without offending people. He stated that this was a Christian nation, if can't say a prayer, don't say a prayer, if you don't want to do it, sit down, it's okay. He stated

that we can't say the pledge, we have to take "under God" out of the thing. So Councilman Keen was asking the Council members to pass a resolution asking all commissions and boards to say a prayer and pledge to our flag, it was very simple.

LPR NO. 23-257 MOTION was made by Maurice "Scooter" Keen and duly seconded by Randy Delatte to send notification to request that all commissions, committees, and boards appointed by the

Livingston Parish Council to say the pledge of allegiance and say a prayer before all official meetings.

YEAS: MR. KEEN, MR. TALBERT, MR. ARD, MR. GIRLINGHOUSE, MR. WASCOM, MS. SANDEFUR, MR. MCMORRIS, MR. DELATTE NONE NAYS:

ABSTAIN: NONE Thereupon the chair declared that the Motion had carried and was adopted on June 8, 2023. The chair addressed agenda item number 20, "Introduction of Ordinance: Allocation of revenue

Councilman Garry Talbert stated that he wished to table it. He stated that it did not clear, it to conference, it received a rule. He further advised that it passed committee about forty-five minutes ago and until they look at what changes might have happened he wished to table it.

to the Parish by DNR on monies generated on state CCS leases - Garry Talbert

The chair addressed agenda item number 21, "Public Hearing and Adoption of LP Ordinance 23-21: Pink Tax Exemption for Livingston Parish – Garry Talbert" and asked the Council clerk to read it by title. The Council clerk read the ordinance by title as follows: L.P. ORDINANCE NO. 23-21

AN ORDINANCE TO AMEND ARTICLE I, "IN GENERAL", OF CHAPTER 2, "ADMINISTRATION", OF THE CODE OF ORDINANCES OF LIVINGSTON PARISH, BY ADDING SECTION 2-27, "LIVINGSTON PARISH PINK TAX EXEMPTION", BY ESTABLISHING AN EXEMPTION FOR LIVINGSTON PARISH SALES AND USE TAX ON WOMEN'S FEMININE HYGIENE PRODUCTS AND DIAPERS.

The chair called upon Councilman Garry Talbert who advised that this proposed ordinance had been discussed a bunch and suggested that they ask the public if they wanted to talk about it, if not, he would like to make a motion to adopt. The chair advised that there had been a motion by Mr. Talbert and it was seconded by Councilman

The chair then called upon Councilwoman Erin Sandefur

The chair then called upon Councilwoman Erin Sandefur. Councilwoman Erin Sandefur stated that she just wanted to go on public record to say this, at the last meeting, when they talked about it, a lady in the audience came up and spoke and said roughly women would spend eighteen thousand dollars (\$18,000.00) in their lifetime buying feminine hygiene products. She further stated that when you take one percent (19%) from that, that would be one (1) female totaling one hundred and eighty dollars (\$180.00) for over forty (40) years. She wished to point out, as it was concerning to her, that the one (1) cent tax exemption was going to come from our roads and our jails. Councilwoman Sandefur advised that when you add those monies up it comes out to three hundred and fifteen thousand dollars (\$315,000.00) per year and you take the forty (40) year life sano of the females that would be beginned by home females that would be beginned by home for the source. you take the forty (40) year life span of the females that would be buying feminine hygiene products over forty (40) years in our Parish, that comes out to 12.6 million dollars. She stated that was a big blow and she just wanted to go on record to point that out. She advised that she would support the tax exemption, but that needed to be pointed out because they did have roads that needed to be overlaid. She further stated that one of the biggest concerns that they had in the Parish was the crime that was coming to the Parish. The chair advised that he was opening the public hearing and invited anyone who wished to speak on this agenda item to please come forward.

The chair asked if there were any one else who wished to speak under Public input. Having none, the chair closed the Public Hearing. Councilman Randy Delatte stated that he understood the goodness of Councilman Garry Talbert's heart when he proposed this ordinance, but he agreed with Ms. Julie Dyason-Norris. He advised that it just seems like the people have already decided where they want the money at so he shouldn't come back and tell them no, we're going to give a tax break to somebody else after they voted to access this fee to everyone in the Parish. Everyone had the opportunity to vote, and the restorits were

Public input: Julie Dyason-Norris, resident of Denham Springs, LA

majority won Councilman Delatte requested that the Council members really look at this hard. He stated that

they make a lot of decisions that it probably doesn't make a lot of difference and he thought that this is a decision that would make a difference. He discussed the differences in savings as opposed to what funding would not be collected. He felt that this decision had already been made by the people at the election poll and he would implore the Council members to take their responsibility seriously and vote no.

Councilman Garry Talbert stated that he thought the thing that they were forgetting was that there are a lot of people in this parish that do not have the same socioeconomic situations that some of others have. Some of us don't have the ability to pay and four dollars and fifty cents (§4.50) might not mean a lot to some people, but it might mean the difference whether somebody's child eats on in a particular situation. He felt that the numbers that they were using were kind of skewed in the fact that you all determined how many women are in the Parish and every one of them need to use the exemption of this tax. He guaranteed that there is a period of time that some portion of those women use it and they're not using it the whole time. Councilman Talbert further stated that this is something that's been set forth for them that the have the option to do. He acknowledged that it probably won't impact certain people, it won't matter to them one way or another, but there is a group that will definitely be impacted and they will appreciate any costs savings that can be passed on to them, especially if you have young children that require diapers.

LPR NO. 23-258 LPR NO. 23-258
The following ordinance which was previously introduced in written form required for adoption at a regular meeting of the Livingston Parish Council on May 25, 2023, 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 June 8, 2023 on Motion of Garry Talbert and seconded by Jeff Ard:

L.P. ORDINANCE NO. 23-21

AN ORDINANCE TO AMEND ARTICLE I, "IN GENERAL", OF CHAPTER 2, "ADMINISTRATION", OF THE CODE OF ORDINANCES OF LIVINGSTON PARISH, BY ADDING SECTION 2-27, "LIVINGSTON PARISH PINK TAX EXEMPTION", BY ESTABLISHING AN EXEMPTION FOR LIVINGSTON PARISH SALES AND USE TAX ON WOMEN'S FEMININE HYGIENE PRODUCTS AND DIAPERS.

Upon being submitted to a vote, the vote thereon was as follows: MR. KEEN, MR. TALBERT, MR. ARD, MR. GIRLINGHOUSE, MR. MCMORRIS

YEAS: MR. WASCOM, MS. SANDEFUR, MR. DELATTE

ABSTAIN: NONE And the ordinance was declared adopted on the 8th day of June 2023.

The chair addressed agenda item number 17, Adopt a resolution authorizing the Parish President to enter a contract agreement with Thompson Consulting Services, to perform Standby Disaster Debris Monitoring & Management Services for FY 2023. – LOHSEP", and called upon Mr. Mark Mr. Harrell advised that the Parish had done this last year and it was approved by the Livingston Parish Council. However, they were ready to start soon on the FEMA Waterway debris and he

Mr. Meche described their shortage of staffing, just as hospitals and other health care profession have been going through. He reported that Acadian Ambulance Services had partnered witl Springfield Fire Department, who have allowed Acadian to place some housing that would provide a classroom environment. He advised of upcoming EMT classes and asked the Council members to encourage anyone that they knew who may be interested into entering this field of work, to participate in the classes that he mentioned.

Mr. Mark Harrell, who was located in the audience, advised that Acadian had come to his daughter's aid the day before and helped air lift her to receive medical attention. His praised their efforts. LPR NO. 23-251

Mr. Dwain Meche thanked Councilman Girlinghouse for his kind words. He explained the billing process and how it relates to those with Medicare. Mr. Meche stated Acadian Ambulance took great pride in their employees.

was made by Tracy Girlinghouse and duly seconded by Jeff Ard to authorize Acadian Ambulance Service to conduct its annual membership drive for period of August 2023 to July 2024 in the Parish of Livingston. Upon being submitted to a vote, the vote thereon was as follows:

MS. SANDEFUR, MR. MCMORRIS, MR. DELATTE

MR. KEEN, MR. TALBERT, MR. ARD, MR. GIRLINGHOUSE, MR. WASCOM,

ABSENT: ABSTAIN: NONE

NONE

Thereupon the chair declared that the Motion had carried and was adopted on June 8, 2023. The chair addressed agenda item number 14, "Introduction of Steve Irving and also discuss zon issues and plan of action" and called upon Councilman Randy Delatte. Councilman Dela informed the Councilmembers that Mr. Irving was not present and he would like to place this

The chair addressed agenda item number 15, "Update on Planning and Zoning Investigation", and called upon Councilman Jeff Ard. Councilman Jeff Ard advised that after he had placed this on the agenda, the Councilmembers had received a letter from District Attorney Scott Perrilloux. Councilman Maurice "Scooter" Keen asked if the letter could be read publicly.

Councilman Ard asked for the Council clerk to read aloud the letter as follows To the Livingston Parish Council Members:

I understand that you, the members of the Livingston Parish Council, are attempting to suspend the activity of the Parish's Planning & Zoning Commission and have instituted an "investigation" of the Commission. If you have any information which you feel indicates any illegal action, impropriety, or malfeasance, we ask that you immediately provide that to o office so that we can institute appropriate action.

In the meantime, we point out to you that, as per Section 125-2 of the Livingston Parish Code of Ordinances, the Planning & Zoning Commission under the direction of the Parish President is in charge of administration of Chapter 125 of the Livingston Parish Code of Ordinances ("Subdivision Regulations"). The Louisiana courts have discussed the authority a Parish Council has over a Planning Commission:

ra Planning Commission:

"It must be understood that the PLANNING COMMISSION is a separate legal entity, created by the governing body of this Parish, the Terrebonne Parish Council, and historically, by joint creation with the Houma City Council. The only control the Terrebonne Parish Council has over the PLANNING COMMISSION is the appointment of its members and in the various Parish Ordinances regulating subdivisions that are passed by the Terrebonne Parish Council The only defense, other than the removal of members at the expiration of their terms, that the Terrebonne Parish Council has to a rogue PLANNING COMMISSION that does not want to follow ordinances and codes passed by the Terrebonne Parish Council, is to deny acceptance for perpetual maintenance of subdivisions that do not meet the requirements of the Terrebonne Parish Council keeps control of the PLANNING COMMISSION to insure the adequate safeguard of the public and to insure that the Parish Ordinances are compiled with by the PLANNING COMMISSION." McCleary v. Terre (1994), at Page 9. rrebonne Parish Consolidated Government. 1996 WL 34492135 tisiana Attomey General's Office has indicated that a Parish Council's power over a created agency such naing & Zoning Commission is limited to the passing of ordinances to abolish, trump or nullify an action ommission. La. Atty. Gen. Op. No. 06-0025 (2006).

The general, the Parish Council cannot otherwise dictate the actions of the Planning Commission. There is a good reason these boards are created with independence free of politics. If you have evidence of corruption or wrongdoing, we will be happy to investigate. Otherwise, I would suggest that you let the Planning and Zoning Commission make their own decisions, even though you may disagree with some of them. Please call if you have any questions. Yours truly, Sett M. Perrelleup

The chair asked Councilman Ard if there were any other updates that he wished to speak upon. Councilman Ard stated that because of the letter received from the District Attorney, there is no

reason for the investigation. He further stated that if the Council members had a problem, they would need to then send it to the District Attorney as it clearly states in his letter.

Councilman Randy Delatte asked Mr. Brad Cascio, Parish legal counsel, how does that relate to Section 2-08 of the Home Rule Charter

Mr. Cascio stated that Section 2-08 of the Home Rule Charter does state that the Council does have the ability to perform an investigation, but he believed that Mr. Perrilloux's letter was saying that the Council does not have the ability to tell the Planning Commission what they can and cannot do, you cannot direct their actions. He also thought that if the Council was to perform an investigation, it would need to be the entirety of the Council based off of the letter, not a subcommittee or a inaudible...

Councilman Garry Talbert questioned how long ago did the Council vote to have this

Councilman Delatte answered that it was four (4) weeks ago and advised of the actions taken at

MOTION was made by Garry Talbert and duly seconded by Jeff Ard to rescind whatever action this Council took with respect to the Planning and Zoning Commission investigation on May 11, 2023 and move forward at a later date. ssion investigation on May 11,

Public input: Derek Babcock, member of the Planning and Zoning Commission MOTION was made by Garry Talbert and duly seconded by Jeff Ard to rescind Livingston Parish Resolution Number 23-200b.

The chair allowed the lengthy open discussion to continue Councilwoman Sandefur stated that she did come with specifics and the attorney in attendance that night would not allow her to amend the resolution to make it so specific. She stated that she just

Councilman Gerald McMorris requested a few minutes to look at and evaluate this before the vote Councilwoman Erin Sandefur stated that she would need to look at it as well.

anted that on public record.

LPR NO. 23-252 MOTION was made by Garry Talbert and duly seconded by Jeff Ard to rescind Livingston Parish Resolution Number 23-200b that was adopted on May 11, 2023 at the Special Meeting.

Upon being submitted to a vote, the vote thereon was as follows: MR. KEEN, MR. TALBERT, MR. ARD, MR. GIRLINGHOUSE, MR. WASCOM, MR. MCMORRIS, MR. DELATTE

NAYS: MS. SANDEFUR ABSENT: MR. MACK ABSTAIN: NONE

Thereupon the chair declared that the Motion had carried and was adopted on June 8, 2023.

The chair called for the vote

The chair addressed agenda item number 16a, "Grants Department:

a. Adopt a resolution authorizing the parish president to execute the servitude agreements and all other documents required in connection with the Hazard Mitigation Grant Program (HMGP) 1603-0283 West Colyell Creek Improvements and the 4277-0109 West Colyell Creek Drainage Improvements (Buddy Ellis Road to Middle Colyell Confluence."

The chair called upon Mr. Mark Harrell who stated that this was probably the longest working project in the history of Livingston Parish. He briefly explained the project and asked for a resolution to allow the Parish President to sign.

2.32-253
was made by Tracy Girlinghouse and duly seconded by Jeff Ard to authorizing the Livingston Parish President to execute the servitude agreements and all other documents required in connection with the Hazard Mitigation Grant Program (HMGP) 1603-0288 West Colyell Creck Improvements and the 4277-0109 West Colyell Creck Drainage Improvements (Buddy Ellis Road to Middle Colyell Confluence). Upon being submitted to a vote, the vote thereon was as follows:

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

NAYS: NONE ABSENT: MR. MACK ABSTAIN:

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

The chair addressed agenda item number 16b, "Grants Department: Adopt a resolution authorizing the parish president to execute the Entity/State Agreement between the Livingston Parish Council and the Louisiana Department

YEAS:

LPR NO. 23-255 MOTION was off

of Transportation and Development for the Livingston Parish West Colyell Bridge Replacement Project (State Project No. H.015355) funded by the Louisiana Department of Transportation and Development."

Thereupon the chair declared that the Motion had been carried and was adopted on the 8^{th} day of June, 2023.

Mr. Harrell gave a brief history of this project LPR NO. 23-254 MOTION was ma

2.32-254
was made by Tracy Girlinghouse and duly seconded by Jeff Ard to authorize the Livingston Parish President to execute the Entity/State Agreement between the Livingston Parish Council and the Louisiana Department of Transportation and Development for the Livingston Parish West Colyell Bridge Replacement Project (State Project No. H.015355) funded by the Louisiana Department of Transportation and Development.

MR. KEEN, MR. TALBERT, MR. ARD, MR. GIRLINGHOUSE, MR. WASCOM, MS. SANDEFUR, MR. MCMORRIS, MR. DELATTE ABSENT: MR. MACK ABSTAIN: NONE

Thereupon the chair declared that the Motion had been carried and was adopted on the 8th day of June, 2023. The chair addressed agenda item number 16c, "Grants Department: Introduction of Ordinance: to acquire immovable property for the parish of Livingston pursuant to the hazard mitigation grant program project number FEMA-4277-DR- LA-0131- Livingston Parish located at 8995 Cedar Springs Ave. Denham Springs, LA 70726."

The Council clerk read the proposed ordinance by title as follows

L.P. ORDINANCE NO. 23-24 AN ORDINANCE TO ACQUIRE IMMOVABLE PROPERTY FOR THE PARISH OF LIVINGSTON PURSUANT TO THE HAZARD MITIGATION GRANT PROGRAM PROJECT NUMBER FEMA-4277-DR-LA-0131-LIVINGSTON PARISH.

was offered by Erin Sandefur 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, June 22, 2023 at the hour of six o'clock (6:00) p.n. 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 volce.

The chair called upon Mr. Dwain Meche from Acadian Ambulance. Mr. Meche advised that they were seeking their annual permit renewal. All documentation had been submitted and received by the Livingston Parish Council clerk and Homeland Security had inspected each ambulance unit. ABSTAIN: NONE was made by Tracy Girlinghouse and duly seconded by Gerald McMorris to issue Acadian Ambulance Service an annual permit of operation for the Parish of Livingston for the period beginning June 27, 2023 and ending June 27, 2024.

(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. 5) The chair addressed agenda item number 22, "Public Hearing and Adoption of LP Ordinance 23-22: Prohibiting Biological Males from Competing in Female Sports in Livingston Parish – Garry

The chair called upon the Council clerk to read the ordinance by title as follows

L.P. ORDINANCE NO. 23-22

AN ORDINANCE TO AMEND ARTICLE I, "IN GENERAL", OF CHAPTER 2, "ADMINISTRATION", OF THE CODE OF ORDINANCES OF LIVINGSTON PARISH, BY ADDING SECTION 2-28, "WOMENS SPORTS IN LIVINGSTON PARISH."

The chair called upon Councilman Garry Talbert who explained that it's pretty simple, it just says biological males cannot compete in women's sports in the Parish. It doesn't talk about co-ed sports, it doesn't talk about griss playing in boys' sports, it's strictly biological males, it doesn't matter how you identify, if you're a biological man you cannot participate in female sports in the

Councilman Talbert made the motion to adopt and Councilman Maurice "Scooter" Keen made the second to that motion

The chair opened the Public Hearing and asked if there was anyone in the audience who wished to speak for or against prohibiting biological males from competing in women's sports in Livingston Parish.

Having none, the chair closed the Public Hearing and called for the vote. LPR NO. 23-259

AN ORDINANCE TO AMEND ARTICLE I, "IN GENERAL", OF CHAPTER 2, "ADMINISTRATION", OF THE CODE OF ORDINANCES OF LIVINGSTON PARISH, BY ADDING SECTION 2-28, "WOMENS SPORTS IN LIVINGSTON

Upon being submitted to a vote, the vote thereon was as follows: YEAS: MR. KEEN, MR. TALBERT, MR. ARD, MR. GIRLINGHOUSE, MR. WASCOM,

ABSENT: MR. MACK ABSTAIN: NONE

NAYS:

LPR NO. 23-260

NAYS:

ABSENT:

ABSTAIN: NONE

NONE

NONE

NAYS:

MR. MACK

NONE

The chair addressed agenda item number 23, "Public Hearing and Adoption of LP Ordinance 23-23: Amending LP Ordinance 15-18, Justice of the Peace and Constable Salary Provisions - Randy

AN ORDINANCE AMENDING L.P.O. 15-18, THE METHOD OF PAYMENT AND PROVIDING FOR THE LIVINGSTON PARISH JUSTICES OF THE PEACE AND CONSTABLES BY MAKING SALARY PROVISIONS AS SET FORTH MORE FULLY HEREIN.

None being, the chair closed the Public Hearing.

Councilman Garry Talbert questioned Councilman Delatte and asked there was a period of time that we received this money that we didn't pass it on are we going to retroactively give them their money and then pay them timely and we have the money in the budget.

Councilman Delatte stated that the answer was yes. He also acknowledged that the Finance

LPR NO. 23-260
The following ordinance which was previously introduced in written form required for adoption at a regular meeting of the Livingston Parish Council on May 25, 2023, 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 June 8, 2023 on Motion of Randy Delatte and seconded by Tracy Girlinghouse:

Upon being submitted to a vote, the vote thereon was as follows: MR. KEEN, MR. TALBERT, MR. ARD, MR. GIRLINGHOUSE, MR. WASCOM, MS. SANDEFUR, MR. MCMORRIS, MR. DELATTE

The chair addressed agenda item number 25, "Adopt Resolution to name an unnamed road, "Lambert Lane," located off Country Lane in District 8- Randy Delatte".

LPR NO. 23-261

MOTION was made by Randy Delatte and duly seconded by Tracy Girlinghouse to name an
unamed road, "Lambert Lane", located off of Country Lane in Council District 8;
approval letter received from the Building Department on May 24, 2023.

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

Thereupon the chair declared that the Motion had carried and was adopted on June 8, 2023.

MOTION was made by Garry Talbert and duly seconded by Gerald McMorris to appoint the

Livingston Parish News as the Official Parish Journal for the governing authority of the Parish of Livingston as mandated by R.S. 43:150 and R.S. 43:174 for the term of one (1) year beginning on June 30, 2023 and ending upon June 30, 2024; and whereby submitting this selection to the Louisiana Secretary of State.

NONE MR. MACK

The chair addressed agenda item number 27, "Zoning Re-classification(s):

a. Rezone Parcel #0626952A from Agriculture (AG) to Industrial (II) for David Bennet (LEDC) for Hornsby Industrial Park in Council District 1 – Jeff Ard" The chair called upon Councilman Jeff Ard who explained that the property in question was located north of Shaw and Martin Brower. It had been requested that this area be changed and re-classified to light industrial, going from AG to Industrial. He advised that this had been brought up and requested by Mr. David Bennett, Director of the Livingston Economic Development

LPR NO. 23-263 22-200 was made by Jeff Ard and duly seconded by Tracy Girlinghouse to rezone Parcel #0626952A from Agriculture (AG) to Industrial (I1) for Hornsby Industrial Park in Council District 1.

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

Councilman Ard explained that this was a request to change the classification from AG to C-2 and was a large area of property located on Satsuma Road and 190 and he wished to make that the contract of the

MOTION was made by Jeff Ard and duly seconded by Tracy Girlinghouse to rezone Parcel #0237644 from AG to C-2 for Bressler Enterprises LLC, located off of Florida Boulevard in Council District 1.

NAYS: NONE ABSENT: MR. MACK ABSTAIN: MS. SANDEFUR, MR. MCMORRIS

b. "Ordinance committee:"
 The chair advised that the Ordinance committee did not meet.

United States District Court Middle District of Louisiana

Case 3:23-cv-00340-SDD-EWD Ascension Properties, Inc.

Mr. Brad Cascio requested to have this item removed from the agenda.

would be held at Boopalu's and not Tin Lizzy's on Saturday from ten-thirty (10:30) a.m. to seven o'clock (7:00) p.m. He advised that the funds raised would be used for their fire trucks.

Louisiana.

NONE

And the ordinance was declared adopted on the 8th day of June 2023. (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. 5)

Councilman Randy Delatte advised that it was his understanding that everything had been received to approve this agenda item. Upon that acknowledgement, he made the motion.

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

The chair addressed item 26, "Adopt resolution for the annual appointment of the Livingston Parish Official Journal (July 1, 2023 through June 30, 2024) – Louisiana Secretary of State". LPR NO. 23-262

Upon being submitted to a vote, the vote thereon was as follows: YEAS: MR. KEEN, MR. TALBERT, MR. ARD, MR. GIRLINGHOUSE, MR. WASCOM, MS. SANDEFUR, MR. MCMORRIS, MR. DELATTE

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

The chair addressed agenda item number 27, "Zoning Re-classification(s):

b. Rezone Parcel #0237644 from AG to C-2 for Bressler Enterprises LLC, located off of Florida Blvd. in Council District 1 – Jeff Ard"

The chair addressed agenda item number 27, "Zoning Re-classification(s):

Bressler Enterprises LLC, located off of Florida Blvd. in Council District 1 – Jeff Ard"

through there will be commercial. LPR NO. 23-264

Upon being submitted to a vote, the vote thereon was as follows: YEAS: MR. DELATTE

Thereupon the chair declared that the Motion had carried and was adopted on June 8, 2023.

It may also be found on the Livingston Parish Council's website at:

If you have any questions please contact the Livingston Parish Council office at

LPR NO. 33-259

The following ordinance which was previously introduced in written form required for adoption at a regular meeting of the Livingston Parish Council on May 25, 2023, 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 June 8, 2023 on Motion of Garry Talbert and seconded by Maurice "Scooter" Keen:

L.P. ORDINANCE NO. 23-22

MS. SANDEFUR, MR. MCMORRIS, MR. DELATTE

And the ordinance was declared adopted on the 8th day of June 2023. (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 Parisl Council Ordinance Book No. 5)

The chair called upon the Council clerk to read the proposed ordinance by title as follows L.P. ORDINANCE NO. 23-23

The chair opened the Public Hearing and asked if anyone in the audience wished to speak for or against the proposed ordinance.

Director guided them in this ordinance.

L.P. ORDINANCE NO. 23-23

AN ORDINANCE AMENDING L.P.O. 15-18, THE METHOD OF PAYMENT AND PROVIDING FOR THE LIVINGSTON PARISH JUSTICES OF THE PEACE AND CONSTABLES BY MAKING SALARY PROVISIONS AS SET FORTH MORE FULLY HEREIN.

The chair addressed agenda item number 24, "Adopt a resolution granting two waivers for Section 125-37(6) and Section 125-126(b) & (c) for Malcolm Ray and Holly Forbes located off of Bebe Lane in Council District 8 – Randy Delatte". This agenda item was pulled.

ABSTAIN: NONE

ABSENT: ABSTAIN: NONE Thereupon the chair declared that the Motion had carried and was adopted on June 8, 2023.

up and requested Council (LEDC).

NAYS: NONE ABSENT: MR. MACK ABSTAIN: NONE

Thereupon the chair declared that the Motion had carried and was adopted on June 8, 2023.

Public input: Sarah Phares, resident of Denham Springs, LA Councilman Ard clarified that the location of this property was from Satsuma Road to the Old Rayburn's Grocery store on Highway 190. He stated that right now it is all wooded and the request was made to make it commercial because it is on the side of 190. He advised that everything

MR. KEEN, MR. TALBERT, MR. ARD, MR. GIRLINGHOUSE, MR. WASCOM,

The chair addressed item 28, "Committee Report(s):" "Finance committee Mr. Delatte stated that the Finance Committee did not meet.

versus Livingston Parish Government, Randall Delatte, Erin Sandefur, Gerald McMorris, Jeff Ard, Shane Mack and John Wascom Complaint for Declaratory Relief, Injunctive Relief and Damages with Request for Jury Trial"

LPR NO. 23-265 MOTION was offered by Randy Delatte and duly seconded by Tracy Girlinghouse to adjourn the June 8, 2023 regular meeting of the Livingston Parish Council

NAYS: ABSENT: MR. MACK

The chair addressed agenda item number 29, "District Attorney's Report: a. Executive Session

John Wascom, Council chairman

Parish Council's YouTube page at: https://www.youtube.com/watch?v=gnmpxhF6M4o&t=1249s

https://www.livingstonparishcouncil.com/

(225)686-3027.

Having no further business, a motion to adjourn was requested until the next regular meeting being scheduled on Thursday, June 22, 2023, at the hour of six o'clock (6:00) p.m. in Livingston,

\s\ John Wascom

Sandy C. Teal, Council clerk

The audio and video for this meeting may be found in its entirety on the Livingston

- MR. KEEN, MR. TALBERT, MR. ARD, MR. GIRLINGHOUSE, MR. WASCOM, MS. SANDEFUR, MR. MCMORRIS, MR. DELATTE
- ABSTAIN: NONE
- \s\ Sandy C. Teal

- Councilman Gerald McMorris wished to confirm that the Springfield Fire Department Poker Run
- Upon being submitted to a vote, the vote thereon was as follows:
- Thereupon the chair declared that the Motion had been carried and was adopted and that the

July 10, 2023

The regular meeting of the Walker Mayor and City Council was held at Walker City Hall on Monday, July 10, 2023 at 6:00 p.m. The meeting was called to order by Mayor Jimmy Watson, followed with prayer led by Councilman, Eric Cook. Municipal Clerk, Tammy Payton, followed with the roll call of the council.

The following council members were present: David Clark, Eric Cook, Gary Griffin, Scarlett Major and Richard Wales.

Mayor Watson called for a motion to adopt the minutes for the council meetings held on June 12^{th} and June 26^{th} , 2023. There were no comments or objections The motion was made by Mr. Wales, seconded by Mr. Cook, to approve/adopt the minutes for both meetings.

YEAS: Clark, Cook, Griffin, Major, Wales

ABSENT: None

Mayor Watson afforded the following political candidates an opportunity to briefly introduce themselves at the council meeting: John Mangus, Livingston Parish Council, District 6; Jeff Ard, Parish President; Jim Norred, State Representative District 11, Kellee Hennessy Dickerson, candidate for the House of Representative, District 64 was unable to attend as scheduled. Financial Director, Mike Cotton, presented the May 2023 financial report to the mayor and members of the council. The total net assets for the period ending May 31, 2023 were \$1,635.184. The gas revenue was 10.9% and sales tax 0.5% year over year. Mr. Cotton expressed his appreciation to everyone who contributed to the success of the 2022 annual audit.

Mr. Clark introduced an ordinance for the 2023 Budget Amendment No. 2 for Streets/ Drainage and Sewer. The proposed ordinance will be subject to a public hearing at the August 2023 council

A motion was made by Ms. Major, seconded by Mr. Clark, to enter into a public hearing to discuss Ordinance to Amend Chapter 4, Sec. 4-2/Cruelty to Animals of the City of Walker Code of Ordinances (07-2023-01).

YEAS: Clark, Cook, Griffin, Major, Wales

NAYS:

ABSENT: None

Ms. Major explained that the changes to the existing ordinance addressed the matter of animal hoarding. It recommends that it will be at the discretion of the animal control director to determine if the situation creates a public nuisance that affects public health, safety or the welfare by virtue of the number and/or types of animals kept or harboracl. City attorney, bobby King, further elaborated that the proposed changes will allow the matter to be handled in Mayor's Court by the court magistrate. Upon a motion made by Ms. Major, seconded by Mr. Wales, Ordinance #07-2023-01 was

YEAS: Clark, Cook, Griffin, Major, Wales

NAYS: None

ABSENT:

The motion to close the public hearing was made by Mr. Griffin, seconded by Mr. Cook. Clark, Cook, Griffin, Major, Wales YEAS:

NAYS:

ABSENT: None Kresten Brown of Forte & Tablada, Inc. provided updates on the progress Phase 1 of the two rojects underway on Aydell Lane and Pendarvis Lane.

Chief David Addison requested that the council approve his recommendation to change the status of Tristan Priest from a reserve officer to full-time officer now that there is an opening at Walker Police Department.

MPO p

ABSENT: None

A motion was made by Ms. Major, seconded by Mr. Wales, to approve Chief Addison's mendation upgrade Tristan Priest employment status.

Clark, Cook, Griffin, Major, Wales YEAS: NAYS:

The 4th of July Event held Saturday, July 1, 2023 at Sidney Hutchinson Park was considered a success. It was estimated that 4000 were in attendance.

- Mayor Watson recognized Mr. William O. Flowers, Jr., a WWII Navy veteran, who turns 100 years old on July 12, 2023. He was awarded a Walker medallion and a certificate to commemorate the occasion. A slideshow of pictures was shown with Mr. Flowers holding his certificate along with other photos of Mr. Flowers with his family.
- Ms. Major announced a free Spade and Neuter Clinic this weekend. The City of Walker partnered with Dog People of Livingston Parish to sponsor this clinic a second time.
- Mr. Cook announced the Rock the Block in the Community event scheduled for Saturday, July 15th, from 11:00 5:00 at Club Outreach Civic Center. There will be a health clinic, food vendors and guest speakers. The event is free to the public.

Clark, Cook, Griffin, Major, Wales

With no further business or comments to discuss, a motion was made by Mr. Wales and seconded by Ms. Major, to adjourn the July 10, 2023 council meeting.

NAYS:

ABSENT: None

YEAS:

ORDINANCE: #07-2023-01

CITY OF WALKER

On motion by Ms. Major and seconded by Mr. Wales, the following ordinance was adopted by the Mayor and City Council of the City of Walker, Louisiana.

July 10, 2023

ORDINANCE TO AMEND CHAPTER 4, SECTION 4-2 CRUELTY TO ANIMALS OF THE CITY OF WALKER CODE OF ORDINANCES

WHEREAS, The City of Walker hereby amends Chapter 4, Section 4-2, Cruelty to Animals of the City of Walker Code of Ordinances to be as follows:

Sec 4-2. Cruelty to animals.

Any person who intentionally or with criminal negligence commits any of the following shall

be guilty of simple cruelty to animals: (1) Overworks a living animal.

- (2) Torments, cruelly beats, or unjustifiably injures any living animal, whether belonging to
- (3) Having charge, custody or possession of any animal, either as owner or otherwise, unjustifiably fails to provide it with proper food, proper water, proper shelter, or proper veterinary care. (4) Abandons any animal: Only residents of the City of Walker, with a current photo I.D.,
- Additions any alimitation of the second of t Impounds or confines or cause to be impounded or confined in a pound or other place a living animal and fails to supply it during such confinement with proper food, proper water, and proper shelter.
- (6) Unjustifiably administers any poison or noxious drug or substance to any domestic animal or unjustifiably exposes any such drug or substance with intent that the same shall be taken or swallowed by any domestic animal.
- (7) Mistreats any living animal by any act or omission whereby unnecessary or unjustifiable physical pain, suffering, or death is caused to or permitted upon the animal. (8) Animal hoarding that creates a public nuisance as defined by the animal control director and is offensive or dangerous to the public health, safety or welfare by virtue of the number and/or types of animals kept or harbored.
- (9) Causes or procures to be done by any person any act enumerated in this section 4-2.
- (10) Any animal found to be abandoned for over twenty-four (24) hours shall be seized, impounded and kept for five (5) days by the animal control shelter. If owner does not claim within five (5) days, the animal will be forfeited to the animal control shelter. A
- warning notice will be left at the residence to notify the owner of the whereabouts of his animal and be subject to additional fines. (11) Whoever commits the crime of simple cruelty to animals shall be punished in accordance with section 1-8. In addition to any other penalty imposed, the court may issue an order prohibiting the defendant from owning or keeping animals for a period of time deemed
- appropriate by the court. State law reference(s)—Similar provisions, R.S. 14:102.

 NOW THEREFORE, BE IT ORDAINED, the City of Walker hereby implements the revisions to Chapter 4, Section 4-2, Cruelty to Animals of the City of Walker Code of

The above and foregoing ordinance was read and adopted, section by section and then submitted to an official vote as a whole, following a public hearing, the vote thereon being as

Clark, Cook, Griffin, Major, Wales NAYS:

> ABSENT: This ordinance was thereupon declared adopted this 10th day of July, 2023.

Ordinances

CERTIFICATE This is to certify that the above is a true and correct copy of an Ordinance adopted on the 10th day

of July, 2023 by the City Council of the City of Walker, Louisiana, at the regular scheduled meeting at the City Hall, Walker, Louisiana, on said date, at which meeting a quorum was present and voted unanimously in favor thereof and this Ordinance has not been revoked or rescinded

MINUTES OF THE REGULAR MEETING OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF LIVINGSTON IELD AT THE LIVINGSTON MUNICIPAL BUILDING, 20550 CIRCLE DRIVE, LIVINGSTON, LOUISIANA, JUNE 08, 2023 6:00 P.M. MAYOR JONATHAN "JT" TAYLOR, ALDERMAN JIMMY NESOM, ALDERMAN JOEY SIBELY, ALDERMAN ROBERT STEWART, AND ALDERMAN JESSIE "DUSTY" GLASCOCK.

nmy Payton, Municipal Clerk

In

ABSENT:

Also present Clerk Lea McDonald, Town Attorney Mike Lee, Eddie Aydell with Alvin Fairburn & Asso., Val Taylor,

Mayor Taylor called the meeting to order. Mr. Jimmy Nesom gave an invocation and Mr. Robert Stewart led the pledge of allegiance

ALDERWOMAN KACIE STEWART.

Mr. Joey Sibley made a motion, duly seconded by Mr. Jessie Glascock, to adopt the consent agenda. The motion having been submitted to a vote, the vote thereon was as follows: J. Nesom, J. Sibley, R. Stewart, and J. Glascock

Mr. Robert Stewart made a motion, duly seconded by Mr. Jimmy Nesom, to pay the bills for May, 2023. The motion having been submitted to a vote, the vote thereon was as follows:

Mayor Taylor welcomed everyone to the meeting NEW BUSINESS:

A. Surplus Vehicles.

Ram PK 2013

Dodge 2008 Dur Vin # 1D8HD38N48F121066

Tahoe 2013 Vin # 1GNLC2EOXDR262786 PK 2013 Vin# 1C6RR6KP6DS597957

2001 International Dump Truck Vin # 1HTSCARR61H342849

Mr. Joey Sibley made a motion, duly seconded by Mr. Jessie Glascock, to declare the following vehicles and

Track Hoe Excavator (Sm) Model CX36B Serial # PX15-20795 Back Hoe Case Model 580 M Series 2 Product ID# N7C423842 The motion having been submitted to a vote, the vote there on was as follows: J. Nesom, J. Sibley, R. Stewart, and J. Glascock.

Track Hoe Excavator (Lg) Model CX55B Serial # R11370

K. Stewart.

Nays:

B. Introduce proposed ordinance amending the Code of Ordinance of the Town of Livingston by adding thereto Part 9 – Chapter 4 – Use of Golf Carts and Slow-Moving Vehicles, Section 9–4001 – Use of Golf Cats and Slow-Moving Vehicles, Section 9-4002 - Low Speed Vehicles (LSV) Permission, Section 9-4003 – [UTV permission], And Section 9-4004 – [UTV registration].

Mr. Robert Stewart introduced proposed ordinance amending the Code of Ordinance of the Town of Livingston by adding thereto Part 9 – Chapter 4 – Use of Golf Carts and Slow-Moving Vehicles, Section 9-4001 – Use of Golf Cats and Slow-Moving Vehicles, Section 9-0202 – Low Speed Vehicles (LSV) Permission, Section 9-4003 – [UTV permission], And Section 9-4004 – [UTV registration] Part 9 - Chapter 4 - USE OF GOLF CARTS AND SLOW-MOVING VEHICLES

Sec. 9-4001 - USE OF GOLF CARTS AND SLOW-MOVING VEHICLES

For the purpose of this article, the following words and terms shall have the meanings respectively ascribed: Off-road vehicle shall include within its meaning any motorbike, minibike, moped, go kart, motorcycle, dune buggy or any three-wheel or four-wheel all-terrain vehicle (ATV), but shall not include a utility terrain vehicle (UTV) as that term is defined in La. Rev. Statute 32:299.3, the use of which upon public roads is provided for in n 9-4004 et seq

(1) Consistent with the provisions of R.S. 34:299.4, in order to establish a definitive policy within the Town of Livingston to promote the health, safety and welfare of persons operating golf cart(s) within the Town of Livingston and to protect the safety of their passengers and the other users of public streets, the implementation of a golf cart ordinance is necessary to provide for local operation of golf carts on Town streets and to address the interests of public safety.

highway for purposes of travel.

(2) Golf carts are not designed or manufactured to be used as a vehicle on public streets, roads or highways. The adoption of this section is not to be relied on as a determination that operation of golf carts on public streets is safe or advisable if done in accordance with this section. All persons who operate or ride upon golf carts on public streets do so at their own risk or peril and must be observant of, and attentive to, all traffic laws, as well as to the safety of themselves, their passengers, other motorists, bircyclists and pedestrians. Any person who operates a cart must procure liability insurance sufficient to cover the risks involved in using a cart on the roads on the town. Definitions. The following words, terms and phrases, when used in this section, shall have the meanings ascribed to them in this subsection, except where the context clearly indicates a different meaning. DOTD means the department of transportation and development.

Driver means every person who drives or physically controls a golf cart or slow-moving vehicle as

Golf Cart means an electric motorized pleasure vehicles capable of traveling a maximum speed of not more than 25 miles per hour on a straight and level surface.

Operator means every person, who drives or is in actual physical control of a motor vehicle upon a highway or who is exercising control over or steering a vehicle being towed by a motor vehicle. Owner means a person who holds a legal title to a golf cart or slow moving vehicle or, in the event of such, are the subject of an agreement for the conditional sale, lease, or transfer of possession thereof

with the right of purchase upon the performance of the conditions stated in the agreement, with the right of immediate possession in the vendee, lessee, possessor, or in the event such similar transaction is had by means of mortgage and the mortgagor of a vehicle is entitled to possession, then the conditional vendee, lessee, possessor, or mortgagor shall be deemed the owner for the purposes of this article Sidewalk means that portion of a highway between the curb lines, or the lateral lines of highway, and the adjacent property lines, intended for the use of pedestrians.

Low Speed Vehicle as defined in R.S. 32:1(40) which is a four-wheeled, electric-powered vehicle with a maximum speed of not less than 20 miles per hour but not more than 25 miles per hour and is equipped with the minimum motor vehicle equipment appropriate for vehicle safety as required in 49 CFR Street means the entire width between the boundary lines of every way or place of whatever nature publicly maintained and open to the use of the public for the purpose of vehicular travel, including bridges, causeways, tunnels and ferries; synonymous with the term "highway."

Traffic means pedestrians, vehicles, and other conveyances either singly or together while using any

Utility Terrain Vehicle (UTV) means a recreational motor vehicle designed for and capable of travel over designated roads, traveling on four or more tires with a maximum tire width of twenty-seven inches, a maximum wheel cleat or lug of three-fourths of an inch, a minimum width of fifty inches but not exceeding seventy-four inches, a minimum weight of at least seven hundred pounds but not exceeding two thousand pounds, and a minimum wheelbase of sixty-one inches but not exceeding one hundred ten inches. "Utility Terrain Vehicle" shall include those vehicles not equipped with a certification label as required by 49 CFR Part 567.4. "Utility Terrain Vehicle" does not include golf carts, vehicles specially designed to carry a disabled person, or vehicles otherwise registered under R.S. 32:299. A "Utility Terrain Vehicle" or "UTV" also means a recreational off-highway vehicle or ROV. Vehicle means every device by which persons or things may be transported upon a public highway or bridge, except devices moved by human power or used exclusively upon stationary rails or tracks. A bicycle or a ridden animal shall be a vehicle, and a trailer or semitrailer shall be a separate vehicle.

Rules and regulations (1) This article allows for the operation of golf carts, as defined herein, on public streets, roads,

pathways within the jurisdiction of the Town and on designated future highway crossings, to be determined, as may be authorized by any statute, rule or regulation enacted by the legislature of the state or the DOTD. (2) This article pertains to golf carts as defined herein. This article does not pertain to the operation of any motorbike, minibike, moped, go kart, motorcycle, dune buggy or any three-wheel lawn mowers, tractors, four-wheelers, ATV's or any other conveyance, other than those described herein.

(3) By adopting this article, the town is merely providing for the regulation and permitting of the operation of such vehicles by addressing public safety issues and concerns. All operators and pass of golf carts which operate within the jurisdiction of the town do so at their own risk and peril. (4) This article does not imply that operation of these vehicles on said streets, roads, paths, and

highways, is safe or advisable, even if done so in compliance with this article. All operators of golf carts and their passengers must be observant of and attentive to the safety of themselves, motorists, pedestrians, blucylists, and the personal and real property of others. (5) The town shall bear no liability whatsoever under any theory of liability for permitting the opera of golf carts on streets, roads, paths, or highways, under its jurisdiction as allowed by state statutes and/or special legislation enacted by the state legislature but governed by this article.

(6) Golf carts may only be operated on streets, roads, paths, and designated highway paths within the town in accordance with the following and regulations of this article. (7) A golf cart may be operated upon any street or road within the Town of Livingston that has a speed limit of twenty-five (25) miles per hour or less. A golf cart may not be operated upon any street or road that has a speed limit greater than twenty-five (25) miles per hour, with the exception of Red Oak from U.S. 190 to Alesha Dr.

(8) Any golf cart operated upon a town street shall be registered with the State of Louisiana through the Department of Public Safety and Corrections, office of motor vehicles, as an off-road vehicle and shall display a decal issued by the office of motor vehicles.

(9) Any person operating a golf cart on city public roads and streets must have in his or her possession a valid driver's license from Louisiana or another state, proof of insurance as required by R.S. 32:900(B).

(10) Golf carts and slow-moving vehicles are not allowed to travel upon state highways or in their rights of-way or on the following roads: U.S. Hwy 190

- LA 63
- (11) Golf carts and low speed vehicles may not be operated during inclement weather, including weather in which visibility is reduced or impaired by rain, snow, fog, or other conditions, nor at any time when there is insufficient light to clearly see a person or another vehicle upon the roadway at a distance of 500 feet. (12) Any person who operates a golf cart or low speed vehicle within the town jurisdiction must adhere to all municipal, parish and state traffic laws, and all other laws, governing the use of, or the possession of, alcoholic beverages and controlled substances

(13) Drivers and operators of golf carts and low speed vehicles must yield the right-of-way to pedestrians and overtaking vehicles at all times.

- (14) All passengers, including children, must be properly seated while the golf cart or low speed vehicle is in motion and shall not be transported in a negligent manner. The number of passengers shall not exceed the amount for which the golf cart was designed.
- (15) Golf Carts nor slow moving vehicles shall not be allowed to operate on any town sidewalks or inside any town parks. Required Equipment

(1) Golf Carts must be equipped with efficient brakes, reliable steering apparatus, safe tires, rea mirror, red reflective warning devices in both the front and rear of the vehicle, front and rear tu lamps, tail lamps, brake lamps, headlamps, & vehicle identification number or serial number.

(2) Low Speed Vehicles must be equipped with the minimum motor vehicle equipment appropriate for vehicle safety as required in 49 CFR 571.500.

(1) In addition to, and upon proof of compliance with, the requirements contained in R.S. 34:299.4, prior to operating a golf cart on the permitted public streets within the jurisdiction of the Town of Livingston, the owner must register the cart with the Town of Livingston. Proof of registration shall be in the form of a decal sticker provided by the Town of Livingston Police Department. The sticker shall be displayed on the back driver side bumper. Said registration shall be at no charge to the registrant. The application form for registration shall leval the registration date, full name, address, and telephone number of the owner/registrant, as well as the applicant's date of birth, Louisiana driver's

license number, liability insurance company and policy number. Between the effective date of the ordinance from which this section is derived, owners who obtain the necessary state permit from Louisiana Department of Motor Vehicles shall be allowed to operate the permitted golf cart within Town of Livingston upon signing the hold harmless form and providing a copy of the state issued permit Driver's License Bureau Off Road Vehicle DPSMV 1799 to the Town of Livingston.

(2) As part of the issuance of such registration permit, at the time of registration, every owner must sign a release of liability/indemnification form in favor of the Town of Livingston which shall state, at a minimum, the following: "The undersigned owner and registrant hereby agrees to indemnify, defend, and hold harmless the Town of Livingston, its officer, agents, employees, assistants, legal representative and their heirs, executors, administrators, and assigns, harmless from and against any liabilities, losses, suits, claims, judgments, fines, or demands arising by reason of injury or death of any person or damage to any property, including all reasonable costs of investigation and defense thereof, including but not limited to, attorney fees, court costs, and expert fees, of any nature whatsoever arising out of, or incidental to, acts or omissions of the owner/registrant, his officers, agents, employees, contractors, subcontractors, subclassees, linvitees, passengers, or any third persons in the use or operation of the owner/registrant's golf carts on the public streets within the Town of Livingston." (3) The chief of police or his designee shall have the right to refuse to issue and/or revoke any permit sticker and may remove said sticker from any golf cart and slow-moving vehicle at any time and for any reason that he feels it appropriate to ensure the safety and well-being of the citizens, and the motoring or pedestrian traffic, of the town.

evidence of material misrepresentation made in the permit application, if liability insurance has been revoked, suspended, expired, or is no longer in effect, or if there is any evidence that the permitted cannot safely operate a golf cart and slow-moving vehicles. (5) A permit shall be revoked by the chief of police or his designee if it is found that the operator's, or any person that the operator allows to operate said vehicle, driver's license has been suspended, revoked, or has expired.

(4) Any "permit of operation" may be revoked by the chief of police or their designee if there is any

(6) The chief of police or his designee shall issue a "notice of revocation" in the event that a permit is revoked and shall hand deliver said revocation notice to the permit holder, or the chief of police may send said notice by certified mail to the address of the applicant. The revocation shall be effective immediately upon hand delivery or three days after mailing by certified mail. Exemptions, exclusions, and special events.

- Penalty for violation. In addition to any applicable state law violations, any person violating any part of this section shall be guilty of a misdemeanor and upon conviction shall be fined not less than \$100.00 or more than \$500.00

Sec. 9-4002 - Low Speed Vehicles (LSV) Permission It shall be permissible to operate a Low-Speed Vehicle (LSV) as defined in La. Revised Statute 32:300.1 upon

It shall be permissible to operate a utility terrain vehicle (UTV) as defined in La. Revised Statute 32:299.3 upon oads designated by the Town of Livingston for such use and in accordance with the condit imposed thereon by the town

Sec. 9-4004 - [UTV registration.]

Introduced and Read in regular meeting of the Mayor and Board of Alderman of the Town of Livingston at Livingston, Louisiana, on 8th day of June, 2023 at 6:00 p.m.

Published in Livingston Parish News, the Official Journal for the Town of Livingston on June 22, 2023, June 29, 2023, and July 06, 2023.

The above ordinance having been properly introduced, published, and public hearing held was submitted to a vote for final passage, and the vote thereon being as follows:

Absent

(1) The provisions of these rules may be modified for special events to allow certain variations on location and time of operations of golf carts on municipal streets in furtherance of such events but only in those cases where the event organizer or sponsor obtains the approval of the Town of Livingston. Such special events may include community movie nights, community holiday celebrations, or other community events open to the general public. In no case shall golf carts be allowed to access prohibited streets for special events unless the street is legally closed to vehicular traffic for the special event, such as the Town of Livingston Christmas Parade.

Savings clause. Each section, part and/or provision of this section shall be considered severable. If, for any reason, any section, part and/or provision is determined to be invalid or contrary to any law or regulation, such determination shall not impair the operation of or have any other effect upon the remaining sections, portions and/or provisions of this ordinance from which this section derives and any such section, portion and/or provision not so invalidated shall be given full force and effect and the invalid part shall be deemed not to be part of the ordinance [from which this section derives].

Sec. 9-4003 - [UTV permission.]

Any utility terrain vehicle operated upon within the Town of Livingston shall be registered with the State of Louisiana through the department of public safety and corrections, office of motor vehicles, as an off-road vehicle and shall display a decal issued by the office of motor vehicles.

Public Hearing held on July 13, 2023 at 5:45 p.m

Abstain

Lea McDonald, Clerk Mayor Taylor called for a Public Hearing to be held Thursday, July 13, 2023 at 5:45.

C. Amendment 1 - Engagement Letter - Bordelon Foreman & Associates, Inc

essie Glascock made a motion, duly seconded by Mr. Jimmy Nesom, to accept and authorize Mayor Taylor n Amendment 1 to the Engagement Letter from Bordelon Foreman & Associates, Inc. The motion having submitted to a vote, the vote thereon was as follows:

Yeas:

Nays: Absent K. Stewart

July 20, 2023

Attest:

Lea McDonald, Clerk

To: All interested Federal, State, and Local Agencies, Groups, and Individuals

CFR 55.20 Subpart C Procedures for Making Determinations on Floodplain Management, to determine the potential effect this activity in the floodplain and wetland will have on the human environment for the Lod Stafford Road Bridge Replacement Project.

Livingston Parish Government has considered the following alternatives and mitigation measures be taken to minimize adverse impacts and to restore and preserve natural and beneficial values:

 Proposed Action Alternative – under the Proposed Action Alternative, the existing damaged timber bridge over Colyell Creek would be replaced by a concrete span bridge, restoring essential roadway access to the community of Livingston and approximately 0.43 acres of floodplain would be impacted at the site. Livingston Parish Government has reevaluated the alternatives to building in the floodplair

Livingson Parisi Overlinient has reevaluated the alternatives to outlinding in the moorphism and has determined that it has no practicable alternative. Environmental files that document compliance with steps 3 through 6 of Executive Orders 11988 and 11990 are available for public inspection, review, and copying upon request at the times and location delineated in the last paragraph of this notice for receipt of comments. This activity will have no significant impact on the environment for the following reasons:

environment should be given an opportunity to express their concerns and provide information about these areas. Second, an adequate public notice program can be an important public educational tool. The dissemination of information about floodplains can facilitate and enhance Federal efforts to reduce the risks associated with the occupancy and modification of the special areas. Third, as a matter of fairness, when the Federal

There are three primary purposes for this notice. First, people who may be affected by

activities in floodplains and those who have an interest in the protection of the natural

Taston Brookshire, Project Manager

ELOS, LLC 607 W Morris Street

Hammond, LA 70403 Tbroo (985) 662-5501 PUBLIC NOTICE
LOUISIANA DEPARTMENT OF ENVIRONMENTAL QUALITY (LDEQ)
UTILITIES INC. OF LOUISIANA / WOOD ACRES SUBDIVISION
DRAFT LOUISIANA SEWAGE SLUDGE AND BIOSOLIDS USE OR DISPOSAL PERMIT

The LDEQ, Office of Environmental Services prepared the draft Louisiana Sewage Sludge and Biosolids Use or Disposal Permit for Utilities Inc. of Louisiana to prepare sewage sludge generated at the Wood Acres Subdivision for out-of-state land application. Upon expiration of the comment period, the Administrative Authority will issue a final permit decision.

Comments and requests for a public hearing or notification of the final decision can be submitted online on the public notice webpage (http://www.deg.louisiana.gov/public-notices), via personal delivery, U.S. mail, or email. Comments and requests for public hearings must be received by 4:30 pm CDT, Thursday, August 24, 2023. Delivery may be made to the drop-box at 602 N. 5th St., Baton Rouge, LA 70802. U.S. Mail may be sent to LDEQ, Public Participation Group, P.O. Box 4313, Baton Rouge, LA 7082.1-4313, and emails may be submitted to DEO PUBLICNOTICES@LA.GOV. Persons wishing to receive notice of the final permit action must include a complete sculing and decises whose admiring composition.

If LDEQ finds significant degree of public interest, a public hearing will be held. LDEQ will send notification of the final permit decision to the applicant and to each person who has submitted written comments or a written request for notification of the final decision.

Inquiries or requests for additional information regarding this permit action should be directed to Ms. Ronda Burtch, LDEQ, Water Permits Division, P.O. Box 4313, Baton Rouge, LA 70821-4313, phone (225) 219-3213. Persons wishing to be included on the LDEQ permit public notice mailing list, wishing to receive the permit public notices via email by subscribing to the LDEQ permits public notice List Server, or for other public participation related questions should contact the Public Participation Group in writing at LDEQ, P.O. Box 4313, Baton Rouge, LA 708214313, by email at DEQ.PUBLICNOTICES@LA.GOV or contact the LDEQ Customer Service Center at (225) 219-LDEQ (219-5337).

Permit public notices including electronic access to the draft permit and fact sheet can be viewed at the LDEQ permit public notice webpage at http://www.deq.louisian.gov/public-notices and general information related to the public particulation in permitting activities can be viewed at http://www.deq.louisian.gov/page/the-public-notices are supported by the properties of the properties of the public particulation of the public particu

All correspondence should specify AI Number 18594, Louisiana Sewage Sludge and Biosolids Use or Disposal Permit Number LAJ018594, and Activity Number PER20230001.

The Meeting of the Denham Springs City Council, convened at 6:00 p.m. on July 11, 2023, in the Meeting Room of the Denham Springs City Hall with Mayor Gerard Landry

It was noted that Mayor, all Council Members and the press were notified according to state law.

INVOCATION

ROLL CALL Upon roll call, the following members of the City Council were present: Amber Dugas, Jim Gilbert, Lori Lamm-Williams, Robert Poole and Jeff Wesley. A quorum being present the

Council Meeting was convened.

presiding.

Also present: Joan LeBlanc, City Clerk; Rick Foster, Building Official; Richard Stafford, Fire Chief. Reports: (a) Building Official; (b) City Attorney; (c) Engineers; (d) City Treasurer; (e) Planning and Zoning; (f) Animal Control; (g) Fire Report; (h) Police Report

Building Uticial – written report submitted
City Attorney – no report
Engineers – no report
City Treasurer – no report
Planning and Zoning – report given on P&Z meeting on 7/10
Animal Control Report – no report
Fire report – written report submitted.
Police Report – written report submitted.

Upon motion of Lamm-Williams, seconded by Poole, the City Council approved the consent agenda for June 1, 2023 through June 30, 2023. \$3.260.573.97 Total Payroll & Taxes Accounts Pavable

Nays:

thereto Paragraph 195, from R-1 Residential to R-2 Residential, Lot 5, Block 4 of Dodge City Subdivision. located in Section 45, T6S-R3E, G.L.D., City of Denham Springs, Livingston Parish, Louisiana. (RZ-446). Requested by Andrea Bell. 1907 Bay St.]; to be held on August 8, 2023 at 6:00 p.m. in the Court Room of the Municipal Building, 116 N. Range Ave., Denham Springs, LA.

Yeas: Dugas, Gilbert, Lamm-Williams, Poole, Wesley

Abstain:

Adopt a Resolution for Louisiana Pest Control Services, Inc.

J. Nesom, J. Sibley, R. Stewart, and J. Glascock None. K. Stewart.

Mr. Robert Stewart made a motion, duly seconded by Mr. Jimmy Nesom, for the meeting to adjourn. The motion having been submitted to a vote, the vote thereon was as follows:

J. Nesom, J. Sibley, R. Stewart, and J. Glascock.

Jonathan Taylor, Mayor

Final Public Notice for Lod Stafford Road Bridge Project

This is to give notice that Livingston Parish Government has conducted an evaluation, as required by Executive Orders 11988 and 11990, in accordance with HUD regulations at 24

The proposed project includes the replacement of the existing timber bridge over Colyell Creek with a concrete span bridge. The existing bridge has been closed off due to major damage from Hurricane Ida. The 0.89-acre property is located north of the intersection of LA Highway 190 and N Range Rd, at 30° 31' 23.57" N 90° 45' 22.431" W in Livingston LA. Approximately 0.43 acres of floodplain will be impacted as a result of the proposec

No Action Alternative – under the No Action Alternative, the bridge would remain closed off due to major damage that happened during Hurricane Ida, and no impacts to the floodplain would occur.

1. The concrete bridge structure will be built on pilings, the adjacent banks will be reinforced with rip rap, and the drainage capabilities will not be impeded by the

government determines it will participate in actions taking place in floodplains, it must inform those who may be put at greater or continued risk. Written comments must be received by Taston Brookshire at ELOS on behalf of Livingston Parish Government at the following address on or before July 28, 2023, during the hours of 8:00 AM and 5:00 PM.

The LDEQ, Office of Environmental Services, is accepting written comments on a draft Louisiana Sewage Sludge and Biosolids Use or Disposal Permit prepared for the Utilities Inc. of Louisiana / Wood Acres Subdivision, 1100 N. Causeway Blok, Suite 104, Mandeville, LA 70471. The facility is a privately owned wastewater treatment plant located next to 35363 Live Oak Circle in Denham Springs, Livingston Parish.

see additional instructions for comment submission, hand delivery, and information regarding electronsion at http://www.deq.louisiana.gov/page/the-public-participation-group or call (225) 219-3276.

olication, draft permit, and fact sheet are available for review at the LDEQ, Public Records Center, 602 N, 5th on Rouge, LA 70802. Viewing hours are from 8:00 am to 4:30 pm, Monday through Friday (except s). The available information can also be accessed electronically on the Electronic Document ement System (EDMS) on the DEQ public website at https://edms.deq.lousian.gov/edmsv2/quick-rough

MEETING CITY OF DENHAM SPRINGS CITY COUNCIL 200 P.M. MUNICIPAL BUILDING JULY 11, 202 JULY 11, 2023

Invocation was given by Robert Poole. PLEDGE OF ALLEGIANCE

Building Official - written report submitted

Discuss and take appropriate action adopting the consent agenda for June 1, 2023 through June 30, 2023.

Accounts Payable
Natural Gas Payment for May 2023 Purchases
Ward 2 Marshal's Office
Ward 2 City Court
Upon being submitted to a vote, the vote thereon was as follows:
Yeas:
Dugas, Gilbert, Lamm-Williams. Poole, Wesley
Na \$4,716.21

Introduce a proposed ordinance and authorize a public hearing for a proposed Ordinance to Amend Section 1.02 of Article One of the Denham Springs Zoning Commission Ordinance of 1990, as amended, City Ordinance 1001 by adding

Upon motion of Lamm-Williams, seconded by Poole, the City Council introduced a proposed ordinance to Amend Section 1.02 of Article One of the Denham Springs Zoning Commission Ordinance of 1990, as amended, City Ordinance 1001 by adding thereto Paragraph 195, from R-1 Residential to R-2 Residential, Lot 5, Block 4 of Dodge City Subdivision. located in Section 45, T6S-R3E, G.L.D., City of Denham Springs, Livingston Parish, Louisiana. (RZ-446). Requested by Andrea Bell. [907 Bay St.]; to be held on August 8, 2023 at 6:00 p.m. in the Court Room of the Municipal Building, 116 N. Range Ave., Denham Springs, LA.

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

Yeas: Dusa Gilbert Lamm-Williams Prole Wesley

Nays:

Approve as published in the official journal minutes of the June 26, 2023 City Council Meeting. Upon motion of Dugas, seconded by Gilbert, the City Council approved the minutes of June 26, 2023 City Council Meeting.

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

Yeas: Dugas, Gilbert, Lamm-Williams. Poole, Wesley

Nays: None

Upon motion of Lamm-Williams, seconded by Poole, the City Council introduced a

And the ordinance was therefor declared adopted on the _ _ day of __ . 2023 Upon motion of Poole, seconded by Wesley, the City Council adopted a Resolution authorizing Mayor Gerard Landry to enter into a contract with Louisiana Pest Control Services, Inc. for the wastewater treatment plant facility in the initial amount of \$762.00 and subsequent annual renew of \$300.00.

Upon being submitted to a vote, the vote thereon was as follows:
Yeas: Dugas, Gilbert, Lamm-Williams, Poole, Wesley

Nays: Absent: Abstain:

Approve Cyber liability insurance for the Fiscal Year July 1, 2023 - June 30, 2024. Upon motion of Lamm-Williams, seconded by Gilbert, the City Council approved ers Insurance with Lewis Mohr Agency for cyber liability insurance for the Fiscal Year

Travelers insurance with Lewis Mohr Agency for cyber liability insura
July 1, 2023 - June 30, 2024.

Upon being submitted to a vote, the vote thereon was as follows:
Yeas:
Gilbert, Lamm-Williams, Poole, Wesley
Nays:
Dugas
Absent:
None
Abstain:
None

Approve Payment Application #5 in the amount of \$245,765.00 to Feliciana Welders, Inc. for the Hillon Hood Gas project.

Upon motion of Wesley, seconded by Gilbert, the City Council approved Payment Application #5 in the amount of \$245,765.00 to Feliciana Welders, Inc. for the Hillon Hood Gas

Upon being submitted to a vote, the vote thereon was as follows:
Yeas: Dugas, Gilbert, Lamm-Williams, Poole, Wesley
Nays: None

Approve Payment Application # 1 in the amount of \$241,205.00 to Feliciana Welders, Inc. for the MOVEBR gas relocate Segment 2 project.

Upon motion of Gilbert, seconded by Dugas, the City Council approved Payment ation # 1 in the amount of \$241,205.00 to Feliciana Welders, Inc. for the MOVEBR gas

relocate Segment 2 project. Upon being submitted to a vote, the vote thereon was as follows Dugas, Gilbert, Lamm-Williams, Wesley, Poole

Nays:

Abstain:

Approve Payment Application #8 in the amount of \$56,052.00 to NCMC, LLC for the Pete's Highway Lift Station project. Upon motion of Lamm-Williams, seconded by Gilbert, the City Council approved nt Application #8 in the amount of \$56,052.00 to NCMC, LLC for the Pete's Highway

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

Dugas, Gilbert, Lamm-Williams, Wesley, Poole

Nays: Absent: Abstain:

Adopt a Resolution for a drainage servitude acquisition for Kelli Dr. Drainage project.

Upon motion of Wesley, seconded by Dugas, the City Council adopted a Resolution

authorizing Mayor Gerard Landry to approve and execute a drainage servitude acquisition proposed for Kelli Dr. Drainage Project, by Forte & Tablada at a cost not to exceed \$15,000.00. Upon being submitted to a vote, the vote thereon was follows:

Yeas: Dugas, Gilbert, Lamm-Williams. Poole. Weslev Dugas, Gilbert, Lamm-Williams, Poole, Wesley

Adjournment Upon motion of Lamm-Williams, seconded by Poole, the City Council adjourned the

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

Dugas, Gilbert, Lamm-Williams, Poole, Wesley None None



At 6:00 p.m., on August 8, 2023, at City Hall, 116 N. Range Ave., Denham Springs, LA, the Denham Springs City Council will hold a public hearing to consider the adoption of a proposed ordinance and further provide with respect thereto described more specifically as follows:

ORDINANCE

AN ORDINANCE TO AMEND SECTION 1.02 OF ARTICLE ONE OF THE DENHAM SPRINGS ZONING COMMISSION ORDINANCE OF 1990, AS AMENDED, CITY ORDINANCE NO. 1001 BY ADDING THERETO, PARAGRAPH 195, R-1 RESIDENTIAL TO R-2 RESIDENTIAL, LOT 5, BLOCK 4, DODGE CITY SUBDIVISION, LOCATED IN SECTION 45, T68-R3F, C.L.D., CITY OF DENHAM SPRINGS, LIVINGSTON PARISH, LOUISIANA. (RZ-446) 907 BAY STREET). Gerard Landry, Mayor



ring is a list of **202** Jurors drawn to serve and who shall report for duty at the Livingston urthouse located at 20300 Government Boulevard, Livingston, LA at **8:30 a.m. on Tuesday** ADDISON, DANIEL WAYNE

ALBIN, BRADLEY LAYTON ANDREWS WHITNEY ANNE ARCENEAUX, AMANDA JULIA AUCOIN, DAYNA ROSE AUTREY, ALEXIA DANIELLE BABIN, WENDELL J BAEHR, KRISTA COURTER BANKS, BRIAN DERRELL BANTA DIANA MARIF BARNETT, MANDY LYNETTE CARTER BEARD, CHRISTOPHER MATTHEW BEATTY, JOCIE L BENION, SINAE CHALMYA ROSE BERGERON, SEAN AARON BERRYHILL, BRITTANY AUSTIN BERTHELOT, CONNER PATRICK BEVENS, JARED ANTHONY BILLIOT, JILLIAN BLANCHARD, RHONDA KAY BLOWERS, MYRTLE A BOONE, JORDAN BROUGHTON BOSTEDOR, MARY LOUISE BOUDREAUX, JOSEPH LANE BOYLES, LAURA ELLEN BRIAN, AMANDA WALKER BROUSSARD, PEYTON W BROWN, BRANDON CLINT BROWN-WILSON, LISA ELIZABETH BRUNET, JODICYN MICHELLE BUNCH, MADISON BLAIR BURRESS, PAMELA F BUTLER. MONICA LEBLANC CALLAWAY, ORAN CAMELO, CHRISTIAN MARIE CAMPBELL, AMANDA ELAINE CAMPO, JOSEPH ANTHONY CARR, RONALD JERRELL CARROLL, CHRISTOPHER EARL CARTER, DAVID I CARTER, MARY L CASTILLO, KASSANDRA H CAVALIER, ANNIE F CHAMPAGNE, PETER G CHAVERS, BRENDA K CLARK, AARON CHARLES CLARK, TODD ALLEN COBAS CASTELLON, DAIMIRY COMEAUX, LONDON VINCENT COOK, ABIGAIL GRACE CORLEY, ALVIN ELTON JR COURTNEY, SHELVIE DEAN CRAFT, DARYL WAYNE CRAWFORD, MARILYN BIGGE CREEL, BRADLEY JOSEPH CROW, MAVIS D DAMARE, DARRELL W DANIEL. MARA FAITH DAWSON, KIMBERLY ANN DAY, BROOKE JENKINS DESROSIERS, AMY ELIZABETH DEXTER, BONNIE JANE

DIXON, JAYTHON DIXON, PEGGY RICHARDSON

ELLIS, BRENDA C

ELLISON, CYNTHIA DIAN FAIRCHILD, JEFFERY M

FALCON, CHERI DAWN FARLOW, LAURA GABEL

FIELDS, KIM KENNEDY FIELDS, REBECCA ANN

FOSTER, HENRY HARDY III FOSTER. KELLY PERKINS FRANCE, ERIN BURGE

GAUDET, JOANNE BLANCHE GEAUTREAUX, LINDA J

GOERGES, JOHN CARL JR GOMER, KANAUSSARA S

GRAHAM, PAUL EDWARD

GUILLORY, JENNIFER D GUITREAU, EVELYN

GUNTHER, QUENTIN L JR HAMILTON, ALLAN EUGINE III

HARDY, DAVID WAYNE

GRAHAM, ROBIN B GRAHAM, WILLIAM GRIESE, LANA DANIELLE

GOODEN, AUNJELLE BIZETTE

GILBERT, JOHN ALLEN GILCHRIST, ALVAH E GLASCOCK, JAMES LESTER

DORHAUER, LOUIE DOUGLAS DOUCET, BRANDY NICOLE

DUNBAR, NICKOLAS ALEXANDER

WILLIAMS, ROSS JAMES III WILLIS, JONATHAN YOTT, JOSHUA ALAN

Given under my hand and seal of this office this 7th day of June, 2023.

JASON B. HARRIS

Livingston Parish Clerk of Court

HARRELL, KRISTIN MINEO

HAYDEL, CHARLES RANDY HEAD, CLINTON ALLEN

HOLLIDAY, RODNEY JAMES SR

HUTCHINSON, MICHEAL BRYANT

HOOVER, DANIELLE RENEE

HARRIS, TAMMY SONS

HART, CALEB MICAH HATCHER, BRANDY WEBRE

HEBERT, JULIE R

IDLER, LORI ANN JENKINS, TATINA MARLEAN JENSEN, KURT RENE

JOHANSEN, LINDA S JOLES, JOSEPH ALLEN JONES, RITA LUCILLE

JUREY, ALICIA KAY

LAIRD, RICHARD E

KAISER, SEAN ANDREW

LANDRY, YANCEY DANIEL LAUZERVICH, ALDEN J JR

LAWSON, HANNAH ELISE

LEWIS, SAVANNAH COX LOVE, JOHN EDWARD JR MAHFOUZ, CHRIS C

MAJOR, MORGAN CAROL MARCOTTE, MEGHAN MITCHELL

MATHEWS, ROLAND JUDE

MCDANIEL, CIERRA JAYDE

MCDONALD, JESSIELEE JR

MILLER, AKIRA KALYNN

MILLER, BETHANIE ANNE MITCHELL, ANA MARIA SERRANO

MITCHELL, JAZ MARTELL

MORRISON, JOHN L NANCE, BLAINE LEE

OLINDE, EARL J JR

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QUIRK, LAWSON RYAN REA, RANDY CLAY REINE, NETTIE JERNIGAN

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WARNER, DARLENE H

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MIZE, JESSE

MCMANUS, JOSHUA ANDREW MCQUARN, BREA ELIZABETH

MCCLELEN, KAREN M

LEMOINE. MICHELE H LENTINI, GABRIEL JOSEPH

MAILLE, BARBARA A

Run: THURSDAY, JULY 20, 2023

Authorized for Payment Krista Prestidge Deputy Clerk/Jury Coordinator Livingston Parish Clerk of Court

Notice is hereby given that Livingston Council on Aging intends to apply for a federal grant for operating assistance to provide Rural Public Transportation of a non-emergency, ambulatory nature for the FY 2024-2025 program year. The application for assistance is pursuant to the Non-Urbanized Area Formula Program of 49 CFR 5311 and or 5339. Services will generally be between 7:30 am and 2:00 pm, Monday through Friday, in the area encompassing Livingston Parish, Louisiana. Transit services are provided without regard to race, color, and national origin in accordance with Title VI of the Civil Rights Act. Written comment on the proposed services may be sent within 15 days to 949 Government Dr.

Denham Springs, LA 70726, and to Rural Transportation Program Manager, Department of

Transportation and Development, P. O. Box 94245, Baton Rouge, LA 70804-9245. Comments must be received by November 1, 2023. The following ordinance, which was previously introduced in written form required for adoption at a regular meeting of the Parish Council on April 13, 2023, 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 April 27, 2023, on Motion of Jeff Ard and seconded by Gerald McMorris.

L.P. ORDINANCE NO. 23-13

AN ORDINANCE TO AMEND ARTICLE I, "IN GENERAL", OF CHAPTER 2, "ADMINISTRATION", OF THE CODE OF ORDINANCES OF LIVINGSTON PARISH BY ADDING SECTION 2-27, "SECOND AMENDMENT SANCTUARY", TO DECLARE AND EXPRESS THE LIVINGSTON PARISH COUNCIL'S SUPPORT OF THE SECOND AMENDMENT AND TO DECLARE THE PARISH OF LIVINGSTON AS A SECOND AMENDMENT SANCTUARY PARISH AND TO FURTHER PROVIDE WITH RESPECT THERETO. WHEREAS, the Constitution of the United States of America is the Supreme Law of our

WHEREAS, the Second Amendment to the Constitution of the United States of America states: "A well-regulated Militia being necessary to the security of a free State, the right of the people to keep and bear Arms shall not be infringed."; and

WHEREAS, the Fourteenth Amendment to the Constitution of the United States, Section 1, states: "No State shall make or enforce any law which shall abridge the privileges or immunities of citizens of the United States; nor shall any State deprive any person of life, liberty, or property,

without due process of law; nor deny to any person within its jurisdiction the equal protection of WHEREAS, the United States Supreme Court in McDonald v. City of Chicago (2010) affirmed that a person's Second Amendment rights to "Keep and bear arms" is further secured by the "due process" and the "privileges and immunities" clauses of the Fourteenth Amendment. The decision also protects rights closely related to the Second Amendment, namely the right to manufacture, transfer, purchase and sell firearms, accessories and ammunition; and

WHEREAS, John Adams wrote in "A Dissertation on the Canon and Feudal Law" (1765): I say Rights, for such they (the people) have, undoubtedly, antecedent to all earthly government, Rights that cannot be repealed or restrained by human laws, Rights derived from the great

Legislator of the universe; and

WHEREAS, in *Printz v. United States* (1997), the United States Supreme Court held: "The Federal Government may neither issue directives requiring the States to address particular problems, nor command the States' officers, or those of their political subdivisions, to administer or enforce a federal regulatory program." Thus, local government bodies have the legal authority and, in the opinion of the Livingston Parish Council the duty, to refuse to engage in behavior or take actions in furtherance of federal firearm laws or regulations that violate those rights recognized therein; and

WHEREAS, the Livingston Parish Council recognizes the limitation placed upon it by the Supremacy Clause of the United States Constitution as well as the United States Supreme Court's decision in Marbury v. Madison and can therefore not act to invalidate Federal Law nor enact ordinances that violate these principles. However, it also recognizes the autonomy that it has, and its duty to refuse to enforce Federal mandates, laws or regulatory programs that are violative of the God Given rights guaranteed to the Citizens of Livingston Parish by the United States Constitution and the Louisiana State Constitution; and

WHEREAS, the Livingston Parish Council recognizes that the Livingston Parish Sheriff is an independent elected official in Louisiana, established by Article V, Section 27 of the Louisiana Constitution. Further, it is hereby recognized that the Parish Council has no operational control over the Livingston Parish Sheriff, its officers or its employees. With that said, the Parish Council urges the Livingston Parish Sheriff to recognize the autonomy that he or she has and the right and duty not to be coerced by, and to refuse to enforce federal mandates, laws or regulatory programs that are violative of the rights guaranteed by to the Citizens of Livingston Parish by the United States Constitution and the Louisiana State Constitution; and

WHEREAS, Justice Antonin Scalia in Printz v. United States wrote: "We held in New York ongress cannot compel the States to enact or enforce a federal regulatory program. Today

WHEREAS, a criminal's intent to harm others with or without a firearm is a selfish act and criminals by definition do not obey laws. Therefore, laws that have the effect of disarming law-abiding citizens in an effort, purportedly, to reduce gun crime are not only an infringement upon the rights of the citizens, but will also embolden criminals and give them an advantage over those

who follow the law. A sincere desire to reduce criminal gun violence is a laudable goal, but is neither a sufficient nor a constitutionally valid justification to abrogate or abridge the unalienable, constitutionally-guaranteed rights of law-abiding citizens. BE IT ORDAINED by the Parish Council of Livingston Parish, Louisiana: The Code of Ordinances of the Parish of Livingston, Louisiana, is hereby amended by adding a Section, to be numbered Section 2-27, "Second Amendment Sanctuary" which Section reads as follows:

SECTION 2-27. SECOND AMENDMENT SANCTUARY

The purpose of this ordinance is to establish the Parish of Livingston as a Second Amendment Sanctuary that rejects the enforcement of state or federal gun laws perceived to threaten the right to gun ownership. The Livingston Parish Council hereby declares that public funds of the Parish shall not be

- used to unlawfully restrict the individual rights of the citizens of Livingston Parish to keep and bear arms as recognized in the Constitutions of the United States and the State of Louisiana, nor shall public funds of the Parish aid in the unlawful restriction of those san individual rights.

 The Livingston Parish Council will not appropriate funds or allow the resources,
- employees, agencies, contractors, buildings, detention centers or offices under its authority and control to be used for the purpose of enforcing or assisting in the enforcement of any element of such acts, laws, orders, mandates, rules or regulations that infringe on the right of the people to keep and bear arms as described in detail above. In the event an ATF, federal or state statute or law is passed that is of questionable constitutionality, any member of the Livingston Parish Council may call for a vote of the Council to determine not whether the law is constitutionally valid, as this is beyond the scope or authority of the Council, but whether or not funds will be expended pursuant to
- the enforcement of said law, or prevented from being expended pursuant to this resolution. All funding will cease unless and until a vote of the Council finds it valid. This meeting would only be called to determine if a law is worth expending resources. This law must hold text history and tradition that predates 1791 to be considered a lawful Second Amendment measure in accordance with the ruling of the Supreme Court of the United States made in NYSRPA v BRUEN.

States made in 1750 A V BROEN.

Exceptions:
This ordinance does not permit or otherwise allow the possession of firearms in federal buildings, schools or where otherwise prescribed by law.

NOW THEREFORE, BE IT FURTHER ORDAINED that the Parish of Livingston is hereby declared to be a Second Amendment Sanctuary Parish.

All ordinances or parts of ordinances in conflict herewith are hereby repealed. If any provision of this ordinance shall be held to be invalid, such invalidity shall not affect other provisions herein which can be given effect without the invalid provision and to this end the provisions of this ordinance are hereby declared to be severable.

This Ordinance shall take effect immediately upon adoption This ordinance having been submitted to a vote; the vote thereon was as follows

MR. DELATTE, MR. ARD, MR. MACK, MR. KEEN, MR. TALBERT,

MS. SANDEFUR, MR. MCMORRIS NAYS: NONE

ABSENT:

MR. WASCOM, MR. GIRLINGHOUSE ABSTAIN: NONE

And the ordinance was declared adopted on the 27th day of April 2023.



ATTEST:



Layton Ricks
Layton Ricks, Parish President

IN THE MATTER OF PROBATE: 19115 DIVISION: F 21ST JUDICIAL DISTRICT COURT

THE SUCCESSION OF PARISH OF LIVINGSTON

JOHN DONNELL SMOTHERS, SR. STATE OF LOUISIANA NOTICE TO SELL IMMOVABLE PROPERTY AT PRIVATE SELL

Application to the Court for private sale of the immovable property described as follows:

LOT 271, Oak Hills Estates, Sixth Filing, located in Sections 42&43, 158-83E, Greensburg Land District, Livingston Parish, Louisiana as shown on that Final Plat of Oak Hills Estates Sixth Filing dated September 12, 2016 prepared by Brett Martin, Professional Land Surveyor Reg. # 5135 of McLin Taylor, Inc. Engineering and Land Surveying, recorded September 29, 2016 at Plat Book 68, Page 221 File Number 878606, records of Livingston Parish Louisiana.

Municipal address: 36991 Oak Haven Drive, Denham Springs, LA 70706.

for the amount of Three Hundred Fifteen Thousand and 00/100 Dollars (\$315,000.00), less the usual expenses to be paid by the seller.

Notice is now given to all parties to whom it may concern, that they be ordered to file any opposition which they may have to the Application for Authority to Sell Real Estate at Private Sale within seven (7) days from the date of the last publication, and in the absence of such opposition,

this Honorable Court may issue an order or judgment authorizing, approving and homologating said application and said order or judgment may be issued after the expiration of seven (7) days,

from the date of the last publication of such notice, all in accordance with law

HYMMA DEPUTY CLERK

*TO CLERK: PLEASE PUBLISH THIS NOTICE TWO TIMES AS PROVIDED IN LA.

NOTICE OF CHANGE OF POLLING PLACE(S) **PRECINCTS 26, 26A, 26B and 26C**

NOTICE IS HEREBY GIVEN, in accordance with R.S. 18:534, et. seq., that the of the majority during a regular meeting held June 22, 2023, sent, changed the location of Voting Precincts 26, 26A, 26B

at which a meeti Denham Springs Freshman High School Cafeteria

940 North Range Avenue Denham Springs, LA 70726

Denham Springs Elementary School Gymnasium

306 North Range Avenue Denham Springs, LA 70726

NOTICE of this CHANGE OF POLLING PLACE(S) is given herein. A copy of the resolution implementing this change, can be obtained from the Livingston Parish Council Office, located in the Governmental Building, 20355 Government Boulevard, Livingston, LA 70754, or by calling (225)686-3027. \s\ Sandy C. Teal

Sandy C. Teal, Council Clerk Livingston Parish Council

PLEASE PUBLISH: Thursday, July 6, 2023 Thursday, July 13, 2023 Thursday, July 20, 2023 Thursday, July 27, 2023 Thursday, August 3, 2023 Thursday, August 10, 2023 Thursday, August 17, 2023 Thursday, August 24, 2023 Thursday, August 24, 2023 Thursday, August 24, 2023



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Established in 1898 (ISSN 1545-9594) Publication No.

776740

70726 and 70727. Published once weekly at 688 Hatchell

Editor

Periodical postage paid in Denham Springs, Louisiana

Lane, Denham Springs, Louisiana 70726. POSTMASTER: Send address changes to LIVINGSTON PARISH NEWS, Post Office Box 1529, Denham Springs, Louisiana 70727-

1529. All subscriptions paid in advance, non-refundable. Subscribers' names removed from mailing list when

subscriptions expire. 52 issues per year.