

PUBLIC HEARING OF THE TANGIPAOHA PARISH COUNCIL ON MAY 23, 2022, AT 5:30 P.M. AT THE TANGIPAOHA PARISH GORDON A BURGESS GOVERNMENTAL BUILDING, 206 EAST MULBERRY STREET, AMITE, LOUISIANA Mrs. Hyde made it known a public hearing was being held on the following:

T.P. Ordinance No. 22-15, T.P. Ordinance No. 22-16, T.P. Ordinance No. 22-17, T.P. Ordinance No. 22-18 – no one from the public asked to address the matters

MINUTES OF THE TANGIPAOHA PARISH COUNCIL
MAY 23, 2022 MEETING

The Tangipahoa Parish Council met on the 23rd day of May 2022 in Regular Session and was called to order by Mrs. Brigitte Hyde, Chairwoman immediately following the public hearing at 5:30pm. The Chair asked that all cell phones be muted or turned off.

Councilman Joseph gave the Invocation and led the Pledge of Allegiance

The following members were PRESENT: Trent Forrest, John Ingraffia, Louis Joseph, Carlo Bruno, Buddy Ridgel, Joey Mayeaux, Lionell Wells, David Vial, Brigitte Hyde, Kim Coates

ADOPTION OF MINUTES Motion made by Mr. Wells, seconded by Mr. Joseph to adopt the minutes of the regular meeting dated May 9, 2022. Roll call as follows:

YEA: Mr. Forrest, Mr. Ingraffia, Mr. Joseph, Mr. Bruno, Mr. Ridgel, Mr. Mayeaux, Mr. Wells, Mr. Vial, Mrs. Hyde, Mrs. Coates

PUBLIC INPUT - No one from the public asked to address any agenda item.

PARISH PRESIDENT'S REPORT - CAO Joe Thomas provided the Parish Presidents report due to President Miller being out of the country

1. FINANCIAL REPORT – Mr. Thomas made it known reports were emailed to each council member
2. APPROVAL OF CHANGE ORDER #1 for Pate Lane BRIDGE over Selsers Creek – Mr. Thomas made it known the increase was for fill that needed to be added. – Motion by Mr. Vial, seconded by Mrs. Coates to approve change order #1 for Pate Lane Bridge over Selsers Creek in the amount of \$12,995.56. Roll call vote as follows:
YEA: Mr. Forrest, Mr. Ingraffia, Mr. Joseph, Mr. Bruno, Mr. Ridgel, Mr. Mayeaux, Mr. Wells, Mr. Vial, Mrs. Hyde, Mrs. Coates
3. APPROVAL OF SUBSTANTIAL COMPLETION for Pate Lane BRIDGE over Selsers Creek – Motion by Mr. Vial, seconded by Mr. Joseph to approve the substantial completion of Pate Lane Bridge over Selsers Creek. Roll call vote as follows:
YEA: Mr. Forrest, Mr. Ingraffia, Mr. Joseph, Mr. Bruno, Mr. Ridgel, Mr. Mayeaux, Mr. Wells, Mr. Vial, Mrs. Hyde, Mrs. Coates
4. APPROVAL TO SEEK BIDS for Pate Lane ROADWAY - Old Covington Hwy to Chappapeela Sports Park
**Mr. Vial stated this is much needed for all the traffic congestion around the park and noted the good things being accomplished in that area with the traffic circle, Sister's Rd bridge and expanding the roadway. Motion by Mr. Vial, seconded by Mr. Wells for approval to seek bids for Pate Lane Roadway. Roll call vote as follows:
YEA: Mr. Forrest, Mr. Ingraffia, Mr. Joseph, Mr. Bruno, Mr. Ridgel, Mr. Mayeaux, Mr. Wells, Mr. Vial, Mrs. Hyde, Mrs. Coates
5. APPROVAL OF CHANGE ORDER #4 for Courthouse Facade Repairs – Mr. Thomas made it known the increase was for the windows on the 3rd floor and some cleaning on the roof. Motion by Mr. Joseph, seconded by Mr. Mayeaux to approve change order #4 for the Courthouse Façade Repairs in the amount of \$6,255.00. Roll call vote as follows:
YEA: Mr. Forrest, Mr. Ingraffia, Mr. Joseph, Mr. Bruno, Mr. Ridgel, Mr. Mayeaux, Mr. Wells, Mr. Vial, Mrs. Hyde, Mrs. Coates
6. APPROVAL OF SUBSTANTIAL COMPLETION for Courthouse Facade Repairs – Motion by Mr. Joseph, seconded by Mr. Wells to approve the substantial completion of the Courthouse Façade Repairs. Roll call vote as follows:
YEA: Mr. Forrest, Mr. Ingraffia, Mr. Joseph, Mr. Bruno, Mr. Ridgel, Mr. Mayeaux, Mr. Wells, Mr. Vial, Mrs. Hyde, Mrs. Coates
7. APPROVAL OF BIDS for Courthouse New Elevator – Mr. Thomas made it known 2 bids were received. This elevator will go in the shaft that has never been occupied next to the current elevator. The current elevator is as old as the building and parts are no longer available. Motion by Mr. Joseph, seconded by Mr. Forrest to approve the low bid of Kelly Construction Group in the amount of \$593,000.00. Roll call vote as follows:
YEA: Mr. Forrest, Mr. Ingraffia, Mr. Joseph, Mr. Bruno, Mr. Ridgel, Mr. Mayeaux, Mr. Wells, Mr. Vial, Mrs. Hyde, Mrs. Coates
8. APPROVAL TO SEEK BIDS for East Minnesota Park Road - Pedestrian Improvements
**Mr. Vial asked for more information
**Mr. Thomas made it known this is with the FTA grant

Motion by Mr. Vial, seconded by Mr. Mayeaux for approval to seek bids for East Minnesota Park Road – Pedestrian Improvements. Roll call vote as follows:

YEA: Mr. Forrest, Mr. Ingraffia, Mr. Joseph, Mr. Bruno, Mr. Ridgel, Mr. Mayeaux, Mr. Wells, Mr. Vial, Mrs. Hyde, Mrs. Coates

9. APPROVAL TO ENTER INTO AN INTERGOVERNMENTAL AGREEMENT with Drainage District No. 4 for the debris removal in approved laterals – Mr. Thomas made it known the parish will be applying jointly with NRCS. Motion by Mr. Joseph, seconded by Mr. Forrest to approve to enter into an Intergovernmental Agreement with Drainage District No 4 for the debris removal in approved laterals. Roll call vote as follows:
YEA: Mr. Forrest, Mr. Ingraffia, Mr. Joseph, Mr. Bruno, Mr. Ridgel, Mr. Mayeaux, Mr. Wells, Mr. Vial, Mrs. Hyde, Mrs. Coates
10. APPROVAL TO ENTER INTO AN INTERGOVERNMENTAL AGREEMENT with Drainage District No. 5 for the debris removal in approved laterals. Motion by Mr. Forrest, seconded by Mr. Joseph to approve to enter into an Intergovernmental Agreement with Drainage District No 5 for the debris removal in approved laterals. Roll call vote as follows:
YEA: Mr. Forrest, Mr. Ingraffia, Mr. Joseph, Mr. Bruno, Mr. Ridgel, Mr. Mayeaux, Mr. Wells, Mr. Vial, Mrs. Hyde, Mrs. Coates

REGULAR BUSINESS

11. DISCUSSION of 911 Building – John Ballard – Mr. Frank Edwards spoke on behalf of the 911 Board. Mr. Edwards began by saying there are 7 members on the board with the representation of the Council being John Ballard however Mr. Ballard was ill and not able to attend. Mr. Edwards discussed the Police Jury buying 15 ½ acres in 1982 where the jail is located now. The Tangipahoa Communications District (hereinafter called 911 district) was formed in 1990 and is supported by surcharges of telephones and cell phones. In 2001, an Attorney General's opinion said the 911 district was not eligible to own real property and because of that opinion the 911 district built a 6,000 sq ft building costing \$1.2 million on approximately 2 acres of the 15 ½ acres owned by parish. Mr. Edwards stated in 2012 the Attorney General recalled the previous opinion noting 911 district can now own real property. Mr. Edwards stated the 911 district board is looking at expanding the building by 6,000 sq ft with the anticipated cost of \$3 million. Mr. Edwards stated the 911 district board is concerned about investing \$3 million in a facility that the board does not own and on property owned by the parish.
- **Mr. Bruno made it known the board does not own the 911 building, the taxpayers of the parish own the building. The 911 board is in charge of the it and operates it for the taxpayers.
- **Mr. Joseph asked if the board's concern is that the parish will take the building from them if more money is invested in it?
- **Mr. Edwards answered Mr. Joseph by stating as a board they have a responsibility to do what is best for the 911 district and the board is reluctant to spend \$3 million on a building that belongs to someone else.
- **Mr. Joseph's response to Mr. Edwards comment "belongs to someone else" was it belongs to the people, who pay the taxes
- **Mr. Vial stated the 911 district has operated this way for 40 years and now this is an issue
- **Mr. Edwards noted the change in the Attorney General's opinion and the board wanting to double the size of the building
- **Mr. Bruno stated there is room for the expansion on the property and in 36 years as a councilman he has never seen the parish take a building from another entity. Mr. Bruno also stated the opinion of an Attorney General is an opinion. Mr. Bruno made it known he personally will not vote to give the 911 building to a 7 member board who can vote tomorrow to give the building to someone else once it is out of the Council's hands.
- **Mr. Edwards went back to the Attorney General's opinion stating it is now allowed and he assumes if they are allowed to do it then it's done elsewhere.
- **Mr. Wells understood the opinion to read, in order for the 911 district to own the property, the parish council has to give permission
- **Mr. Edwards stated in his closing comments, the board would like the parish council to donate the building to the 911 district
- **Legal Counsel, Chris Moody, stated he was unaware of a new opinion by the Attorney General and stated to his knowledge the statute has not changed. Mr. Moody will look further into the 2012 AG opinion provided by Mr. Edwards however in reading the opinion, Mr. Moody stated it does not say the council has to give the property to the 911 district.
- **Mr. Bruno asked Mr. Edwards how much is in the 911 account currently
- **Mr. Edwards responded \$3 million +, noting the money is there to pay for the expansion and renovation the board is wanting to do

*****ADOPTION OF ORDINANCES*****

12. ADOPTION of T.P. Ordinance No. 22-15 - The following ordinance which was previously introduced in written form required for adoption at a regular meeting of the Tangipahoa Parish Council on May 9, 2022 a summary thereof having been published in the Official Journal together with a notice of public hearing which was held in accordance with said public notice, was brought up for final passage on May 23, 2022 on a Motion made by Mr. Vial and seconded by Mrs. Coates to adopt T.P. Ordinance No. 22-15:

AN ORDINANCE AMENDING AND ENACTING CHAPTER 6 - ALCOHOLIC BEVERAGES, ARTICLE II – HIGH ALCOHOLIC CONTENT LICENSES AND ARTICLE III – LOW ALCOHOLIC CONTENT LICENSES

BE IT ORDAINED by the Tangipahoa Parish Council-President Government, State of Louisiana, acting as the Governing Authority thereof revises and amends the Tangipahoa Parish Code of Ordinance, Chapter 6 – Alcoholic Beverages as follows:

CHAPTER 6 – ALCOHOLIC BEVERAGES

ARTICLE II – HIGH ALCOHOLIC CONTENT LICENSES

Sec. 6-34 – Location of establishments restricted

- (a) Outside of municipalities and in unincorporated areas which are not divided into subdivisions with streets, blocks or sidewalks, no liquor or alcoholic beverage permit shall be granted for any premises situated within 500 feet or less in distance of a building or property occupied exclusively as a church, synagogue, public library, public playground or school, except a school for business education conducted as a business college or school. In the said undeveloped rural areas the measurement to be taken shall be in a straight line from nearest point of property line to nearest point of the property line of the premises; provided, however, that these restrictions shall not apply to any premises which is maintained as a bona fide hotel, railway car, or bona fide fraternal organization; and provided, further, that this restriction shall not apply to any premises licensed to deal in beverages authorized by this article for a period of one year prior to the enactment of this ordinance on April 10, 1995.
- (b) Any facility (bar, tavern, lounge, etc.) selling alcoholic beverages in a residential area in open containers for consumption on the premises within 500 feet of any adjacent property shall have written, notarized consent of adjacent property owners. If said facility does not meet the requirements of this section, a permit will be prohibited. This excludes convenience stores or any facility selling packaged liquor which will not be consumed on the premises. This does not apply to any facility that is already permitted. Any new business operating in a previously permitted location shall be exempt from this requirement if the following criteria are met:
- i. The new business is applying for a permit within one year of the previously permitted business cessation of operation; and
 - ii. Law enforcement was not dispatched to the previously permitted business more than once within its last year of operation.
- (c) The written, notarized consent of adjacent property owners shall be submitted as part of the application to the sheriff's office for a beer, wine, and liquor permit.

ARTICLE III – LOW ALCOHOLIC CONTENT LICENSES

Sec. 6-81. Location of establishments restricted.

- (a) Outside of municipalities and in unincorporated areas which are not divided into subdivisions with streets, blocks or sidewalks, no liquor or alcoholic beverage permit shall be granted for any premises situated within 500 feet or less in distance of a building or property occupied exclusively as a church, synagogue, public library, public playground or school, except a school for business education conducted as a business college or school. In the said undeveloped rural areas the measurement to be taken shall be in a straight line from nearest point of property line to nearest point of the property line of the premises; provided, however, that these restrictions shall not apply to any premises which is maintained as a bona fide hotel, railway car, or bona fide fraternal organization; and provided, further, that this restriction shall not apply to any premises licensed to deal in beverages authorized by this article for a period of one year prior to the enactment of this ordinance on April 10, 1995.
- (b) Any facility (bar, tavern, lounge, etc.) selling alcoholic beverages in a residential area in open containers for consumption on the premises within 500 feet of any adjacent property shall have written, notarized consent of adjacent property owners. If said facility does not meet the requirements of this section, a permit will be prohibited. This excludes convenience stores or any facility selling packaged liquor which will not be consumed on the premises. This does not apply to any facility that is already permitted. . Any new business operating in a previously permitted location shall be exempt from this requirement if the following criteria are met:
- i. The new business is applying for a permit within one year of the previously permitted business cessation of operation; and
 - ii. Law enforcement was not dispatched to the previously permitted business more than once within its last year of operation.
- (c) The written, notarized consent of adjacent property owners shall be submitted as part of the application to the sheriff's office for a beer, wine and liquor permit.

Sec. 6-82. Permit applicants to designate manager who will assume responsibility in absence of permittee; changes in managers; offenses by managers.

Sec. 6-83. Locations near churches or schools restricted.

- (a) No license or permit shall be granted under this article to any applicant when the premises in which the business is to be conducted is within one-half mile of the main campus of Southeastern Louisiana University, Hammond, Louisiana, or is situated within 500 feet of a building used exclusively as a regular church or synagogue, public library, public playground, school or orphans' home (except a school for business education conducted as a business college or school), provided that the provisions of this section shall not apply to premises which are maintained as a bona fide hotel, railway car or fraternal organization, nor to any premises licensed to deal in beverages of low alcoholic content, for a period of one year or longer prior to November 20, 1956.
- (b) The method of measuring the distance requirements set forth hereinabove shall be as follows:
Begin at the nearest property line of the church, synagogue, library, playground or school and proceed along the sidewalk toward the usual entrance, or if there is more than one usual entrance, toward the nearest usual entrance, of the place where alcoholic beverages are to be sold. However, measurement shall not be up to the entrance, but up to the nearest point of the premises to be licensed, which is usually a sidewalk or a partition of the premises wherein alcoholic beverages are sold. Where a structure includes two or more businesses, one of which sells alcoholic beverages, the measurement is to the nearest point of the room or store where the beverage is sold; provided that the room or store is partitioned or walled off from the other rooms, sales areas or stores in the structure. Where there is no sidewalk in an improved area, measurement should be made along where the sidewalk would normally be, that is, along the edge of the street right-of-way.
- (c) The term "premises," as used in this section, shall mean the definite place that is closed or partitioned in locality, whether room, shop or building, wherein the alcoholic beverage is sold.

Sec. 6-84. Approval of council, health unit required.

Sec. 6-85. Authority of council to withhold permits.

Sec. 6-86. Procedure for determination to issue or withhold.

Sec. 6-87. Separate permits required for each place of business; sales of businesses; changed locations.

Sec. 6-88. Transfer.

Sec. 6-89. Renewal.

Sec. 6-90. Denial of applications for renewals; reasons established.

Sec. 6-91. Acts prohibited on licensed premises; suspension or revocation of permits.

Sec. 6-92. Additional causes for suspension or revocation.

Sec. 6-93. Closing hours

Sec. 6-94. Wholesale dealers prohibited from selling to unlicensed retail dealers.

Sec. 6-95. Permittees shall notify sheriff of disturbances; failure to comply.

Sec. 6-96. Sheriff required to notify council of arrests, charges.

Sec. 6-97. Violations; penalties.

Sec. 6-98. Revocation of permit to sell beverages of high alcoholic content automatically suspends permit to sell beverages of low alcoholic content.

Sec. 6-99. Council authorized to deny, suspend or revoke permits to protect public welfare.

Sec. 6-100. State authorities notified if local permit revoked or suspended.

Sec. 6-101. Premises where permits revoked become ineligible for one year.

Sec. 6-102. Transfer of ownership of premises where permits have been suspended; waiting period for new applications.

Sec. 6-103. Sheriff shall notify wholesalers of retailers whose permits have been suspended or revoked; publication of information.

Sec. 6-104. Certificates required of persons dispensing alcoholic beverages.

Secs. 6-105—6-134. Reserved.

BE IT FURTHER ORDAINED that this ordinance shall become effective immediately upon signature of the Parish President and all previous ordinances in conflict with said ordinance are hereby repealed.

This ordinance having been submitted in writing, having been introduced at a public meeting of the Tangipahoa Parish Council, discussed at a public hearing of said council and was submitted to an official vote of the Tangipahoa Parish Council.

On motion by Mr. Vial and seconded by Mrs. Coates, the foregoing ordinance was hereby declared adopted on this 23rd day of May, 2022 by the following roll-call vote:

YEAS: Forrest, Ingraffia, Joseph, Bruno, Ridgel, Mayeaux, Wells, Vial, Hyde, Coates

13. ADOPTION of T.P. Ordinance No. 22-16 - The following ordinance which was previously introduced in written form required for adoption at a regular meeting of the Tangipahoa Parish Council on May 9, 2022 a summary thereof having been published in the Official Journal together with a notice of public hearing which was held in accordance with said public notice, was brought up for final passage on May 23, 2022 on a Motion made by Mr. Vial and seconded by Mrs. Coates to adopt T.P. Ordinance No. 22-16:

T.P. Ordinance No. 22-16

AN ORDINANCE AMENDING AND ENACTING CHAPTER 8 – AMUSEMENTS, ARTICLE III – PUBLIC AMUSEMENT

BE IT ORDAINED by the Tangipahoa Parish Council-President Government, State of Louisiana, acting as the Governing Authority thereof revises and amends the Tangipahoa Parish Code of Ordinance, Chapter 8 – Amusements as follows:

CHAPTER 8 – AMUSEMENTS

ARTICLE III – PUBLIC AMUSEMENT

DIVISION 1. GENERALLY

Sec. 8-84. Definitions.

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Place of public amusement includes the following:

Amusement park means any place commonly known as an amusement park, amusement ground or amusement center where swimming, dancing, games, exhibits or shows are carried on, conducted or allowed whether an admission fee is charged or not; provided that beer, wine or liquor is not sold, kept, provided or given away in connection with such amusement park.

Circus show means all sideshows, circuses, traveling shows, animal shows, traveling carnivals, traveling or moving tent shows, exhibitions, temporary theaters or itinerant playhouses, except, however, motion picture theaters, playhouses being operated in a permanent structure, or the annual parish fair.

Dance hall means any place wherein dances are given, operated, conducted or permitted as a business enterprise, occupation or amusement whether or not music is provided by paid or amateur performers or by prerecorded means. Excluded from the definition of the term "dance hall" are dances conducted by any nonprofit or charitable organization; provided that the net profit from any dance does not accrue to the private profit of any person.

Music festival means any outdoor festival, carnival, dance or like musical activity, whether or not music is provided by paid or amateur performers or by prerecorded means, which is of a periodic nature and to which members of the public are admitted for a charge, whether or not the charge is directly or indirectly made.

Public swimming pool means a swimming pool to which members of the public are admitted for a charge, whether or not the charge is made directly or indirectly. Excluded from the definition of the term "public swimming pool" shall be those swimming pools constructed on the business premises of motels, which pools serve exclusively the registered guests of the motel.

Special event means an event confined to or designed for a definite field of action, purpose, or occasion where ~~500~~ 150 or more people are in attendance.

Sec. 8-85. Penalty.

Any person who shall violate any of the provisions of this article shall, upon conviction thereof, be punished as provided by section 1-13.

Sec. 8-86. Prohibited conduct.

It shall be unlawful for any person, partnership, corporation or unincorporated association, acting alone or in concert with any of the foregoing, to do any of the following:

- (1) Operate a public amusement without first procuring a license to do so.
- (2) Advertise or otherwise publicly announce that a public amusement will be held in the parish without a license first having been received for the conduct thereof.
- (3) Provide entertainment at a public amusement, whether or not compensation is paid for the performance of the entertainment, with the knowledge that a license has not been obtained.
- (4) Operate, conduct or carry on any public amusement in such a manner as to create a public or private nuisance.
- (5) Exhibit, show or conduct within the place of public amusement any obscene, indecent, vulgar or lewd exhibition, show, play, entertainment or exhibit, no matter by what name designated.
- (6) Blocking or parking on any public or private right of ways and/or access to event.

Sec. 8-87 – 8-115. Reserved

DIVISION 2. LICENSE

Sec. 8-116. Required.

- (a) Any person wishing to operate, maintain or conduct a place of public amusement within the confines of the parish and outside city boundaries, must first obtain a license to do so. No license shall be issued, however, until all conditions required have been met and fulfilled.
- (b) Any event at which alcoholic beverages will be consumed and which requires its guests, patrons, or attendees to pay for admittance into the facility or immovable property or pay for consumption shall first obtain all liquor licenses and permits described in Chapter 6 prior to holding any events.

Sec. 8-117. Application.

Any person desiring to operate a place of public amusement shall file a written application, consisting of an original and five copies, with the sheriff which shall contain the following facts and information:

- (1) The name, age, residence and mailing address of the person making the application. If the application is made by a partnership, the names and addresses of the partners must appear. Where the applicant is a corporation, the application must be signed by the president, vice-president and secretary thereof and must contain the addresses of such corporate officers, and a certified copy of the articles of incorporation shall be submitted with the application.
- (2) A statement of the kind, character or type of the place of public amusement which the applicant proposes to conduct, operate or carry on.

- (3) The address or legal description of the place or premises where the proposed public amusement is to be conducted, operated or carried on. Additionally, the applicant must submit proof of ownership of the place where the public amusement is to be conducted or a statement signed by the owner of the premises indicating his consent that the site be used for the proposed amusement.
- (4) The number of days for which the license is sought. A license authorizes the conduct of a public amusement for a maximum of 365 days and must thereafter be renewed.
- (5) An estimate of the number of customers, spectators, participants and other persons expected to attend the public amusement for each day it is conducted.
- (6) Applicant must provide all other agency approvals with the application to the Sheriff's Office. These agencies shall be but not limited to the Parish Health Office, Director of Public Works, and the State Fire Marshall Office

Sec. 8-118. Filing Fee.

A nonrefundable filing fee of \$250.00 shall be collected from the applicant for a license under this division.

Sec. 8-119. Distribution of applications; investigation; public hearing.

- (a) Upon receipt of the application for a license under this division, the sheriff shall file copies of the original application and other agency approvals for distribution. Copies are to be distributed to the to parish clerk shall file the original application and distribute one copy thereof to the sheriff, the parish health officer, the director of the department of public works, the state fire marshal, district attorney and the parish council. These parish department heads shall thereupon cause an investigation of the application.
- (b) The sheriff shall forward the complete application with all recommendations to the parish council clerk shall to set the matter for public hearing at a regular meeting of the parish council. This application shall be received which shall be not no later than 60 days from the date of the filing of the application. Ten days' written notice of the date of such hearing shall be given to the applicant and to the all parish departments and agencies relating to receiving a copy of the application.
- (c) The parish council shall, based upon the reports of the interested parish departments and on the testimony of witnesses and evidence presented at the hearing, grant the application, deny the application or set conditions which must be met before a license may be granted.
- (d) Where conditions are imposed pertaining to section 8-120, the parish clerk must certify to the sheriff that all conditions have been met before a license may be issued. The clerk shall require written notice from parish departments charged with responsibility under section 8-120 that conditions have been met before issuing its certification.
- (e) When the parish clerk certifies that conditions have been met, the tax collector shall immediately issue a license for the kind of public amusement licensed and note the number of days operation is authorized. The licensee shall keep the license posted in a conspicuous place upon the premises at which the public amusement is conducted.

Sec. 8-120. Council may impose conditions prior to granting; standing requirements and conditions

- (a) At the hearing required under section 8-119, the parish council may establish conditions which must be met prior to the issuance of any license under this division except that the council may take a matter under submission before determining which conditions shall be imposed. Where the council takes a matter under submission, written notice of any conditions imposed as prerequisite to the issuance of a license must be mailed to the applicant within 15 days of the original hearing.
- (b) The conditions which may be imposed by the council regarding the parish's general police power for the protection of health, safety and property of local residents and persons attending public amusements in the parish are as follows:
 - (1) *Police protection.*
 - a. Every licensee shall employ at his own expense ~~at least one~~ private patrol officer or guard, approved by the sheriff, whose duty shall be the preservation of order and protection of property in and around the place of public amusement. In the case of public amusements expected to attract large numbers of persons, provision for additional private patrol officers and security guards may be required. ~~One patrol officer or security guard for every 300 persons expected to be in attendance may be required.~~
 - b. Such patrol officers may be required to be licensed and to be in attendance, wearing uniforms, at all times the public amusement is in operation. Where the sheriff authorizes the employment of off-duty peace officers to meet the requirements of this section, the peace officers shall be under the direction and control of the sheriff. The sheriff will do a threat assessment to determine the number of officers must be satisfied that the requisite number of private patrol officers or guards will be provided that will be required at all times of operation before a license is issued. Submittal by the applicant of a written agreement between the applicant and a licensed private patrol agency may be required.
 - (2) *Water facilities.*
 - a. Every licensee shall provide an ample supply of water for drinking and sanitation purposes on the premises of the public amusement. Quality and quantity of water and location of facilities must be approved by the parish health officer prior to the issuance of a license.
 - b. In the case of outdoor public amusements, a supply of ten gallons of water for each person expected to be in attendance may be required. All water shall meet ~~United States Public Health Service standards~~ Department of Health and Hospitals. Public and/or private lavatories and drinking facilities may be required. Drainage and sewage systems relating to such facilities shall be adequate to the satisfaction of the parish health officer and shall be subject to his prior approval.
 - (3) *Low alcoholic beverages.* Selling of low alcoholic beverages is permitted in accordance with the low alcoholic content license provisions in chapter 6, article III.
 - (4) *Food concession.* In the case of public amusements proposed to be held in areas located a substantial distance from markets, restaurants or like eating establishments, the applicant may be required to demonstrate that food will be available at the premises for each day of operation to adequately feed the number of persons expected to be in attendance. Concessionaires must be licensed pursuant to local regulation and state laws. Quality and quantity of food and location of concessions must be approved by the parish health officer prior to the issuance of any license.
 - (5) *Sanitation facilities.*
 - a. Every licensee must provide at least one closed toilet facility marked "men" and one such facility marked "women" on the premises of a public amusement. If large crowds are expected, a toilet for each 40 males and for each 40 females expected to be in attendance may be required.
 - b. Where flush-type toilets cannot be made available, the supervisors may consent to the use of portable chemical toilets. Such chemical toilets must meet the approval of the parish health officer before any license may be issued. Chemical toilets must be emptied at the licensee's expense as necessary and according to procedures established by the parish health officer.
 - c. Every licensee shall be required to furnish at least one trash can with 32 gallons' capacity for every 25 persons expected to be in attendance. Proof that the requisite quantity of trash and refuse receptacles will be available must be made to the parish health officer. Trash and refuse shall be emptied at the licensee's expense as necessary and pursuant to procedures established by the parish health officer.
 - (6) *Medical facilities.*
 - a. Where a proposed public amusement is expected to attract large numbers of persons and is planned for a site which is located a substantial distance from existing medical treatment facilities, the applicant may be required to provide emergency medical treatment facilities on the premises of the public amusement. The location of such facilities, number of doctors, psychiatrists, psychologists, nurses and other aides needed to staff the facilities and the quantity of medical supplies, drugs, ambulances and other equipment that must be on the site must be approved by the parish health officer prior to the issuance of any license under this division.
 - b. The parish health officer shall calculate the need for medical services based on the number of persons expected to attend a public amusement, their expected age group, the duration of events planned and the possibility of exposure to inclement weather and outdoor elements.

- (7) *Parking areas.* Persons desiring to operate or conduct public amusements may be called upon to provide a separate parking space for every two persons expected to attend the public amusement by motor vehicle. Such individual parking spaces shall be clearly marked and shall be not less than nine feet wide and 20 feet long. The director of public works must approve an applicant's parking plan before a license shall be issued.
- (8) *Access and parking control.*
 - a. Every licensee shall provide adequate entrance and exit to his public amusement premises and parking areas therefor. Necessary roads, driveways and entranceways shall exist to ensure the orderly flow of traffic into the premises from a highway or road which is a part of the parish system of highways or which is a highway maintained by the state. The director of public works must approve the licensee's plan for entrance and exit before a license shall be issued.
 - b. Additionally, any applicant may be required to show that traffic guards are under his employ to ensure orderly traffic movement and relieve traffic congestion in the vicinity of the public amusement area.
- (9) *Hours of operation.* All public amusements which are subject to licensing under this division shall close and cease operation continuously between the hours of 1:00 a.m. and 6:00 a.m. of each day.
- (10) *Illumination.* Every licensee planning to conduct a public amusement after dark, or planning to allow persons who attend the public amusement to remain on the premises after dark, shall provide electrical illumination to ensure that those areas which are occupied are lighted at all times. The director of public works must approve an applicant's lighting plan as a prerequisite to issuance of a license hereunder. A licensee may be required to illuminate specific areas on the premises in accordance with the following scale of lighting intensity:

Scale of Lighting Intensity

Open areas reserved for spectators	5—10 footcandles
State areas	75—100 footcandles
Parking and overnight areas	1—5 footcandles
Restroom and concession areas	20—50 footcandles

- (11) *Overnight camping facilities.* Every licensee authorized to allow persons who attend the public amusement to remain on the premises overnight shall provide camping facilities and overnight areas. Such areas and facilities must be approved by the parish health officer and public works director prior to the issuance of any license. Not to exceed 72 hours or 3 days.
- (12) *Bond.*
 - a. Any licensee may be called upon to post an indemnity bond and/or a performance bond in favor of the parish in connection with the operation of a public amusement. Bonds required by this subsection (12) must be approved by the parish counsel prior to issuance of a license.
 - b. An applicant may be required to submit a surety bond written by a corporate bonding company authorized to do business in the state by the department of insurance, in a penal amount determined by the council. The bond shall indemnify the parish, its agents, officers, servants and employees and the council against any and all loss, injury and damage of any nature whatsoever arising out of, or in any way connected with, the public amusement and shall indemnify against loss, injury and damage to both person and property.
 - c. Additionally, the parish may demand that the applicant provide a corporate surety bond written by a corporate bonding company authorized to do business in the state, indemnifying the parish and the owners of property adjoining the public amusement site for any costs necessitated for cleaning up and/or removing debris, trash or other waste from, in and around the premises. The bond shall be in an amount determined by the council.
- (13) *Miscellaneous conditions.* Any applicant may be required to meet any other condition prior to receiving a license to conduct a public amusement which is reasonably calculated as necessary to protect the health, welfare and property of local residents and persons attending a public amusement.

Sec. 8-121. Grounds for denying application; notice of denial.

- (a) After holding the required public hearing under this division, the parish council may deny issuance of a license if it finds any of the following:
 - (1) That the applicant fails to meet the conditions imposed in this division.
 - (2) That the proposed public amusement will be conducted in a manner and/or location not meeting the health or safety standards established by the ordinances of the parish or the laws of the state.
 - (3) That the applicant has knowingly made a false, misleading or fraudulent statement of material fact in the application for license, or in any other document required by this division.
 - (4) That the applicant, his employee, agent or any person connected or associated with the applicant as partner, director, officer, stockholder, associate or manager, has previously conducted the type of public amusement being applied for which resulted in the creation of a public or private nuisance.
 - (5) That the applicant, his employee, agent or any person associated with the applicant as partner, director, officer, stockholder, associate, or manager has been convicted in a court of competent jurisdiction, by final judgment of:
 - a. An offense involving the presentation, exhibition or performance of an obscene production, motion picture or play or the selling of obscene matter;
 - b. An offense involving lewd conduct;
 - c. An offense involving the use of force and violence upon the person of another; or
 - d. An offense involving misconduct with children.
- (b) Where the application is denied, the parish clerk shall mail to the applicant written notice of denial within 14 days of the action, which notice shall include a statement of the reasons the application was denied.

Sec. 8-122. License fees; exemptions.

- (a) The license fees for operating places of public amusement shall be established from time to time by the council, a schedule of which shall be on file in the office of the parish clerk.
- (b) A neighborhood or community benefit organization, organized for charitable or religious purposes, shall be exempt from paying the license fee provided for in this section; provided that the net proceeds from any such activity does not accrue to the benefit of any private person.

Sec. 8-123. Revocation.

The parish council shall have the power to revoke any license under this division, or to revoke and reinstate any license upon suitable conditions, when the following causes exist:

- (1) The licensee fails, neglects or refuses to pay to the tax collector the fee prescribed by this division.
- (2) The licensee, his employee or agent fails, neglects or refuses to fulfill any or all of the conditions imposed with reference to this division.
- (3) The public amusement violates any law or regulation established by the ordinances of the parish or the laws of the state.
- (4) The licensee allows the public amusement to be conducted in a disorderly manner or knowingly allows any person to remain on the premises of the public amusement while under the influence of intoxicating liquor, or any narcotic or dangerous drug.
- (5) The licensee, his employee or agent is convicted of any of the offenses enumerated under section 8-121(a)(5).

Sec. 8-124. Notice of intent to revoke; licensee entitled to public hearing.

Notice of intent to revoke any license under this division shall be given and the licensee shall be entitled to a hearing. The parish clerk shall give notice, setting forth the causes for revocation and shall state the time and place at which the matter of revocation will

be heard before the parish council. The notice shall be mailed not later than ten days prior to the date set for the hearing. The council shall hear all interested parties and may revoke a license only for one or more causes enumerated by section 8-123.

Sec. 8-125. Complaints concerning establishments.

Any person may file a complaint with the parish clerk or may petition the parish council to conduct a hearing concerning the revocation of the license of any licensee under this division. The clerk shall notice the petition for hearing in accordance with the provisions of section 8-124.

Sec. 8-126. Renewal.

A license under this division may be renewed upon the same terms, conditions and pursuant to the same procedures required herein for the issuance of an initial license.

BE IT FURTHER ORDAINED that this ordinance shall become effective immediately upon signature of the Parish President and all previous ordinances in conflict with said ordinance are hereby repealed.

This ordinance having been submitted in writing, having been introduced at a public meeting of the Tangipahoa Parish Council, discussed at a public hearing of said council and was submitted to an official vote of the Tangipahoa Parish Council.

On motion by Mr. Vial and seconded by Mrs. Coates, the foregoing ordinance was hereby declared adopted on this 23rd day of May, 2022 by the following roll-call vote:

YEAS: Forrest, Ingraffia, Joseph, Bruno, Ridgel, Mayeaux, Wells, Vial, Hyde, Coates

14. ADOPTION of T.P. Ordinance No. 22-17 - The following ordinance which was previously introduced in written form required for adoption at a regular meeting of the Tangipahoa Parish Council on May 9, 2022 a summary thereof having been published in the Official Journal together with a notice of public hearing which was held in accordance with said public notice, was brought up for final passage on May 23, 2022 on a Motion made by Mr. Vial and seconded by Mr. Ridgel to adopt T.P. Ordinance No. 22-17:

T.P. Ordinance No. 22-17

AN ORDINANCE AMENDING AND ENACTING CHAPTER 36 – PLANNING AND DEVELOPMENT, ARTICLE V – STANDARDS FOR DEVELOPMENT OF PROPERTY, SECTION 36-113 – GENERAL STANDARDS FOR MAJOR SUBDIVISIONS AND SPECIAL USE COMMERCIAL DEVELOPMENTS

BE IT ORDAINED by the Tangipahoa Parish Council-President Government, State of Louisiana, acting as the Governing Authority thereof revises and amends the Tangipahoa Parish Code of Ordinance, Chapter 36 – Planning and Development as follows:

CHAPTER 36 – PLANNING AND DEVELOPMENT

ARTICLE V – STANDARDS FOR DEVELOPMENT OF PROPERTY

Sec. 36-113. General standards for major subdivisions and special use commercial developments

- (d) All developments in flood zone A and AE as established by adopted DFIRM shall be developed to follow the natural terrain and hydrology of the site and shall meet the following standards:
- (1) The proposed development shall maintain the existing topography with only minimum grading permitted. ~~to meet parish development standards as determined by the parish engineer or drainage district administrator. The preliminary grading plan shall be approved by the parish engineer and/or appropriate drainage district authority.~~ Minimum grading not to exceed +/- twenty-four inches (24") from pre-developed grade. Pre-developed grade elevations are singular points taken from a 100' x 100' grid survey and is not an average elevation across the site.
 - (2) Fill shall be limited to two feet above existing elevations for areas under proposed roadways and driveways. Roadways may be additionally elevated at intersections with parish and state roads in order to meet road grades. ~~Based upon the base flood elevation, the parish engineer shall determine if additional fill shall be required for health, safety and welfare issues.~~
 - (3) The fill shall have a slope steepness between 4H:1V to 3H:1V back slope to the existing grade.
 - (4) Each development shall meet the zero net fill requirement. Fill calculations shall include the development's roads and anticipated fill needed for each lot's house pads, back slopes and driveways. The average fill volume for the house pad, back slope and driveway shall be indicated on each lot and used in the overall development net fill calculations. The development detention and drainage calculations shall include a 1.25 factor for variation between anticipated designed and actual fill during lot build out.
- (e) All developments in flood zone X and X500 as established by adopted DFIRM shall be developed to follow the natural terrain and hydrology of the site and shall meet the following standards:
- (1) All proposed developments shall conform to the drainage requirements of the parish as found in section 36-143(2) or appropriate drainage district authority standards for the location of property.
 - (2) The proposed development shall maintain the existing topography with only minimum grading permitted. ~~to meet parish development standards as determined by the parish engineer or drainage district administrator. The preliminary grading plan shall be approved by the parish engineer or appropriate drainage district authority.~~ Minimum grading not to exceed +/- twenty-four inches (24") from pre-developed grade. Pre-developed grade elevations are singular points taken from a 100' x 100' grid survey and is not an average elevation across the site.
 - (3) The development detention and drainage calculations shall include a 1.0 factor for variation between anticipated designed and actual fill during lot build out.
- (f) All structures constructed on new lots in flood zone A and AE as established by adopted DFIRM shall be developed as follows in compliance with the base flood elevation:
- (1) ~~A maximum of two feet of fill may~~ A maximum of 24 inches of fill from post-development grade be placed under the roof-shed area of the primary structure and shall not exceed the volume required to prepare an adequate building footprint pad. The fill shall have a slope steepness between 4H:1V and 3V:1V back slope to the existing grade. The final plat and as-builts plans must include a table detailing maximum allowed height for all lots with fill as defined in these regulations. Elevations shall be taken at the center of each lot.
 - (2) Fill shall not be placed in any side yard, rear yard or front yard setbacks.

BE IT FURTHER ORDAINED that this ordinance shall become effective immediately upon signature of the Parish President and all previous ordinances in conflict with said ordinance are hereby repealed.

This ordinance having been submitted in writing, having been introduced at a public meeting of the Tangipahoa Parish Council, discussed at a public hearing of said council and was submitted to an official vote of the Tangipahoa Parish Council.

On motion by Mr. Vial and seconded by Mr. Ridgel, the foregoing ordinance was hereby declared adopted on this 23rd day of May, 2022 by the following roll-call vote:

YEAS: Forrest, Ingraffia, Joseph, Bruno, Ridgel, Mayeaux, Wells, Vial, Hyde, Coates

15. ADOPTION of T.P. Ordinance No. 22-18 - The following ordinance which was previously introduced in written form required for adoption at a regular meeting of the Tangipahoa Parish Council on May 9, 2022 a summary thereof having been published in the Official Journal together with a notice of public hearing which

was held in accordance with said public notice, was brought up for final passage on May 23, 2022 on a Motion made by Mr. Ingraffia and seconded by Mr. Bruno to adopt T.P. Ordinance No. 22-18:

T.P. Ordinance No. 22-18

AN ORDINANCE TO GRANT A VARIANCE TO SECTION 36-90, (E) – MINOR COMMERCIAL PARTITIONS, (2) - EACH LOT MUST BE A MINIMUM OF ONE ACRE EACH FOR 2 SISTERS UNITY LLC, 19346 HWY 40, LORANGER, LA, ASSESSMENT #5344905 IN TANGIPAHOA PARISH, DISTRICT NO. 2

WHEREAS, 2 Sisters Unity, LLC is requesting a variance to allow the subdivision of a one acre parcel of property with road frontage on two sides at 19346 Hwy 40, Loranger, LA, Assessment #5344905 for commercial development; and

WHEREAS, 2 Sisters Unity, LLC is selling a ½ acre to parcel Assessment #5344905 with the remaining ½ acre subdivided being smaller than the required one acre minimum for commercial development; and

WHEREAS, Tangipahoa Parish Code of Ordinances Chapter 36 Planning and Development, Article IV Standards for Subdivision of Property, Section 36-90 Minor Subdivision Standards (e) Minor commercial partitions, (2) Each lot must be a minimum of one acre each; and

THEREFORE BE IT ORDAINED by the Tangipahoa Parish Council-President Government, governing authority of Tangipahoa Parish, State of Louisiana, that a variance to the section of the Tangipahoa Parish Code of Ordinances, Parish of Tangipahoa, State of Louisiana, be granted to 2 Sisters Unity, LLC to obtain approval to subdivide Assessment #5344905 once all other requirements have been satisfied;

BE IT FURTHER ORDAINED that this ordinance shall become effective immediately upon signature of the Parish President and all previous ordinances in conflict with said ordinance are hereby repealed.

This ordinance having been submitted in writing, having been introduced at a public meeting of the Tangipahoa Parish Council, discussed at a public hearing of said council and was submitted to an official vote of the Tangipahoa Parish Council.

On motion by Mr. Ingraffia and seconded by Mr. Bruno, the foregoing ordinance was hereby declared adopted on this 23rd day of May, 2022 by the following roll-call vote:

YEAS: Forrest, Ingraffia, Joseph, Bruno, Ridgel, Mayeaux, Wells, Vial, Hyde, Coates

*****INTRODUCTION OF ORDINANCES*****

16. INTRODUCTION of T.P. Ordinance No. 22-19 - An Ordinance to amend and enact T.P. Ordinance No 19-04 - Amwaste of Louisiana Contract for the petitioned rate and price increase – Motion made by Mr. Bruno, seconded by Mr. Ridgel to introduce TP Ordinance No. 22-19 and set public hearing for Monday, June 13, 2022, at 5:30PM for the purpose of receiving input on the adoption thereof. Roll call vote as follows:

YEA: Mr. Forrest, Mr. Ingraffia, Mr. Joseph, Mr. Bruno, Mr. Ridgel, Mr. Mayeaux, Mr. Wells, Mr. Vial, Mrs. Hyde, Mrs. Coates

17. INTRODUCTION of T.P. Ordinance No. 22-20 - An Ordinance placing 15 mph speed limit signs on Anna Drive of The Shadows Subdivision in District 10 – Motion made by Mrs. Coates, seconded by Mr. Wells to introduce TP Ordinance No. 22-20 and set public hearing for Monday, June 13, 2022, at 5:30PM for the purpose of receiving input on the adoption thereof. Roll call vote as follows:

YEA: Mr. Forrest, Mr. Ingraffia, Mr. Joseph, Mr. Bruno, Mr. Ridgel, Mr. Mayeaux, Mr. Wells, Mr. Vial, Mrs. Hyde, Mrs. Coates

18. INTRODUCTION of T.P. Ordinance No. 22-21 - An Ordinance reducing the speed limit to 20mph on South Bennett Road and placing Slow Children at Play and Caution One Lane Road signs at the intersection of W Bennett Road to the dead end, District 4 – Motion made by Mr. Bruno, seconded by Mr. Joseph to introduce TP Ordinance No. 22-21 and set public hearing for Monday, June 13, 2022, at 5:30PM for the purpose of receiving input on the adoption thereof. Roll call vote as follows:

YEA: Mr. Forrest, Mr. Ingraffia, Mr. Joseph, Mr. Bruno, Mr. Ridgel, Mr. Mayeaux, Mr. Wells, Mr. Vial, Mrs. Hyde, Mrs. Coates

19. INTRODUCTION of T.P. Ordinance No. 22-22 - An Ordinance declaring surplus TPG Asset# Misc0241, 16092 East Paradise Park Lane, Independence, Assessment #3374904 and to authorize the Parish President or his authorized designee to sign any and all documents in regard to the sale and transfer of the property to Camp Serenity, LLC

**Mr. Bruno asked Mr. Thomas for more information

**Mr. Thomas made it known the property was purchased out by the Restore, the structures are no longer on the property, the adjacent property owner wanting to buy it is Camp Serenity and due to the deed restriction nothing can ever be put on the property.

Motion made by Mr. Bruno, seconded by Mr. Ingraffia to introduce TP Ordinance No. 22-22 and set public hearing for Monday, June 13, 2022, at 5:30PM for the purpose of receiving input on the adoption thereof.

Roll call vote as follows:

YEA: Mr. Forrest, Mr. Ingraffia, Mr. Joseph, Mr. Bruno, Mr. Ridgel, Mr. Mayeaux, Mr. Wells, Mr. Vial, Mrs. Hyde, Mrs. Coates

*****ADOPTION OF RESOLUTIONS & PROCES VERBAL*****

The Chair moved Item 21 Proces Verbal up and read aloud:

PROCES VERBAL of the canvass of votes cast at the election held in Garbage District No. 1 of the parish of Tangipahoa, Louisiana, on Saturday, April 30, 2022, shown there was a total of 2,967 votes cast IN FAVOR OF the proposition and a total of 1,617 votes cast AGAINST the proposition, therefore the proposition hereby is PASSED by a majority of votes cast as promulgated by the Secretary of State.

20. ADOPTION of T.P. Resolution No. R22-10 - A Resolution providing for canvassing the returns and declaring the result of the special election held in Garbage District No. 1 of the Parish of Tangipahoa, Louisiana (the "District") on Saturday, April 30, 2022, to authorize the renewal of the levy and collection of a ten (10) mills ad valorem tax on all property subject to taxation within the boundaries of the District, for a

period of ten (10) years, beginning with the year 2023 and ending with the year 2032, for the purposes of acquiring, constructing, improving, maintaining or operating the garbage collection and disposal systems and services of the District as works of public improvement; and providing for other matters in connection therewith. Motion by Mr. Bruno, seconded by Mr. Wells to adopt TP Resolution No. R22-10. Roll call vote as follows:

YEA: Mr. Forrest, Mr. Ingraffia, Mr. Joseph, Mr. Bruno, Mr. Ridgel, Mr. Mayeaux, Mr. Wells, Mr. Vial, Mrs. Hyde, Mrs. Coates

T.P. Resolution No. R22-10

A Resolution providing for canvassing the returns and declaring the result of the special election held in Garbage District No. 1 of the Parish of Tangipahoa, Louisiana (the “*District*”) on Saturday, April 30, 2022, to authorize the renewal of the levy and collection of a ten (10) mills ad valorem tax on all property subject to taxation within the boundaries of the District, for a period of ten (10) years, beginning with the year 2023 and ending with the year 2032, for the purposes of acquiring, constructing, improving, maintaining or operating the garbage collection and disposal systems and services of the District as works of public improvement; and providing for other matters in connection therewith.

BE IT RESOLVED by the Parish Council of the Parish of Tangipahoa, State of Louisiana, acting as the governing authority (the “*Governing Authority*”), of Garbage District No. 1 of the Parish of Tangipahoa, Louisiana (the “*District*”), as follows:

SECTION 1. That the Governing Authority does now proceed in open and public session to examine the official certified tabulations of votes cast at the special election held in the District on Saturday, April 30, 2022 (the “*Election*”), said tabulations having been prepared and certified by the election officials serving at the designated polling places, and the Governing Authority does now further proceed to examine and canvass the returns and declare the result of the Election.

SECTION 2. That a Proces Verbal of the canvass of the returns of the Election shall be made and that a certified copy thereof shall be forwarded to the Secretary of State, Baton Rouge, Louisiana, who shall record the same in his office; that another certified copy thereof shall be forwarded to the Clerk of Court and ex-officio Recorder of Mortgages in and for the Parish of Tangipahoa, State of Louisiana, who shall record the same in the Mortgage Records of the Parish of Tangipahoa, State of Louisiana; and that another copy thereof shall be retained in the archives of the Governing Authority.

SECTION 3. That the result of the Election shall be promulgated by publication in the manner provided by law.

SECTION 4. In accordance with La. R.S. 18:1292(B)(2), the actual cost of holding the election was [\$90,500.00].

SECTION 5. This Resolution shall take effect immediately upon adoption.

22. ADOPTION of T.P. Resolution No. R22-11 - A Resolution directing the renewal of the levy and collection of an ad valorem tax of ten (10) mills on the dollar of assessed valuation of all property subject to taxation within the geographic boundaries of Garbage District No. 1 of the Parish of Tangipahoa, Louisiana, for a period of ten (10) years, beginning with the year 2023 and ending with the year 2032, authorized under the provisions of Article VI, Section 32 of the Constitution of the State of Louisiana of 1974, as amended, and other constitutional and statutory authority as applicable, for the purposes of acquiring, constructing, improving, maintaining or operating the garbage collection and disposal systems and services of the District as works of public improvement. Motion made by Mr. Bruno, seconded by Mr. Vial to adopt TP Resolution No. R22-11. Roll call vote as follows:

YEA: Mr. Forrest, Mr. Ingraffia, Mr. Joseph, Mr. Bruno, Mr. Ridgel, Mr. Mayeaux, Mr. Wells, Mr. Vial, Mrs. Hyde, Mrs. Coates

T.P. Resolution No. R22-11

A Resolution directing the renewal of the levy and collection of an ad valorem tax of ten (10) mills on the dollar of assessed valuation of all property subject to taxation within the geographic boundaries of Garbage District No. 1 of the Parish of Tangipahoa, Louisiana, for a period of ten (10) years, beginning with the year 2023 and ending with the year 2032, authorized under the provisions of Article VI, Section 32 of the Constitution of the State of Louisiana of 1974, as amended, and other constitutional and statutory authority as applicable, for the purposes of acquiring, constructing, improving, maintaining or operating the garbage collection and disposal systems and services of the District as works of public improvement.

WHEREAS, under the provisions of Article VI, Section 32 of the Constitution of the State of Louisiana of 1974, as amended, and other constitutional and statutory authority supplemental thereto, including an election held in Garbage District No. 1 of the Parish of Tangipahoa, Louisiana (the “*District*”) on Saturday, April 30, 2022, the Parish Council of the Parish of Tangipahoa, State of Louisiana (the “*Governing Authority*”), acting as the governing authority of the District, desires to renew the levy and collection of the ad valorem tax as authorized at the election by virtue of the favorable passage of the proposition attached hereto as **Schedule A** setting forth the rate and duration of the tax; and

WHEREAS, in compliance with the provisions of said authority and other applicable constitutional and statutory authority, an election was held in the District on Saturday, April 30, 2022, to authorize the renewal of the levy and collection of the ad valorem tax, it is now the desire of the District to renew the levy the ad valorem tax and provide for the collection thereof and other matters in connection therewith as hereinafter provided in this Resolution.

NOW, THEREFORE, BE IT RESOLVED by the Governing Authority of the District, that:

SECTION 1. Pursuant to the authority of an election held in the District on Saturday, April 30, 2022, there be and there is hereby levied within the geographic boundaries of the District for the purposes stated in the proposition attached hereto as **Schedule A**, an ad valorem tax of ten (10) mills on the dollar of assessed valuation of all property subject to taxation in the District, beginning with the year 2023 and ending with the year 2032, to be dedicated and used for the purposes acquiring, constructing, improving, maintaining or operating the garbage collection and disposal systems and services of the District as works of public improvement all in the manner and subject to the provisions and terms of those portions of Title 33 of the Louisiana Revised Statutes of 1950, as amended, applicable to ad valorem taxes levied by districts.

SECTION 2. That the ad valorem tax described in Section 1 above shall be levied, assessed, imposed, collected, paid and enforced according to law.

SECTION 3. The obligations and rights of taxpayers in connection with the ad valorem tax levied hereby shall be as provided by the provisions of law applicable to ad valorem taxes levied by the District.

SECTION 4. If any one or more of the provisions of this Resolution shall for any reason be held to be illegal or invalid, such illegality or invalidity shall not affect any other provision of this Resolution, but this Resolution shall be construed and enforced as if such illegal or invalid provisions had not been contained herein. Any constitutional or statutory provision enacted after the date of this Resolution which validates or makes legal any provision of this Resolution which would not otherwise be valid or legal, shall be deemed to apply to this Resolution.

SECTION 5. Upon adoption, this Resolution shall be published in full in one (1) issue of the *Daily Star* and shall be recorded in the mortgage records of the Tangipahoa Parish Clerk of Court.

SECTION 6. The Chairman of the Governing Authority be and he is hereby authorized, empowered and directed to take any and all such action as may be necessary to carry into effect the provisions of this Resolution.

SECTION 7. This Resolution shall immediately take effect upon adoption.

23. ADOPTION of T.P. Resolution No. R22-12 - A Resolution of the Tangipahoa Parish Government for approval of an authorized representative for the USDA Water and Environmental Program – Mrs. Cowart made it known this is authorizing herself to submit a grant application electronically in order to apply for funds for a new citizen drop area and for an evaporator at the Landfill. Motion made by Mr. Wells, seconded by Mr. Forrest to adopt TP Resolution No. R22-12. Roll call vote as follows:

YEA: Mr. Forrest, Mr. Ingraffia, Mr. Joseph, Mr. Bruno, Mr. Ridgel, Mr. Mayeaux, Mr. Wells, Mr. Vial, Mrs. Hyde, Mrs. Coates

T.P. RESOLUTION NO. R22-12

A RESOLUTION OF THE TANGIPAHOA PARISH GOVERNMENT FOR APPROVAL OF AN AUTHORIZED REPRESENTATIVE FOR THE USDA WATER AND ENVIRONMENTAL PROGRAM

WHEREAS, the Parish of Tangipahoa will be accessing the Rural Utilities Service (RUS) eAuthentication system and grant portal in order to apply for the Water and Environmental Program and must officially appoint an Authorized Representative for the Parish's project; and

WHEREAS, the Authorized Representative will submit official business, forms and applications via the internet to the USDA in relation to this program and the Parish's specific project and such will be linked to the Parish's Tax Identification Number; then

NOW, THEREFORE, BE IT RESOLVED, that the Parish Council of the Tangipahoa Parish Government hereby authorizes Missy Cowart, the Tangipahoa Parish Government's Director of Accounting and Grants Management, to serve in role of the Authorized Representative to coordinate the project with the USDA.

The Chair asked for a motion to amend the agenda to add TP Resolution No. R22-13

On a motion by Mr. Wells, seconded by Mr. Vial to amend the agenda to add T.P. Resolution No. R22-13.

Roll call votes as follows: YEA: Mr. Forrest, Mr. Ingraffia, Mr. Joseph, Mr. Bruno, Mr. Ridgel, Mr. Mayeaux, Mr. Wells, Mr. Vial, Mrs. Hyde, Mrs. Coates

ADOPTION of T.P. Resolution No. R22-13 – A Resolution of the Tangipahoa Parish Government authorizing the Parish Attorney to move forward with legal action concerning a fence erected within the parish right of way along David Harris Lane in Hammond, LA

Mr. Vial made it known this is in his district and Mr. Danna has been working for 6-8 months to get the property owner to remove the fence that crosses the ditch and goes to the edge of the road which is also a safety hazard. Mr. Vial stated to move forward legally the council has to adopt the resolution. Motion by Mr. Vial, seconded by Mr. Wells to adopt T.P. Resolution No. R22-13. Roll call vote as follows:

YEA: Mr. Forrest, Mr. Ingraffia, Mr. Joseph, Mr. Bruno, Mr. Ridgel, Mr. Mayeaux, Mr. Wells, Mr. Vial, Mrs. Hyde, Mrs. Coates

T.P. RESOLUTION NO. R22-13

A RESOLUTION OF THE TANGIPAHOA PARISH GOVERNMENT AUTHORIZING THE PARISH ATTORNEY TO MOVE FORWARD WITH LEGAL ACTION CONCERNING A FENCE ERECTED WITHIN THE PARISH RIGHT OF WAY ALONG DAVID HARRIS LANE IN HAMMOND, LA

WHEREAS, Tuvache Taplin, 19184 David Harris Lane, Hammond, LA, erected a wooden fence extending into the parish right of way and over an existing side drainage ditch along David Harris Lane; and

WHEREAS, the Tangipahoa Parish Inspector provided written notice to Tuvache Taplin to remove the fence from the parish right of way within an allotted time frame; and

WHEREAS, the allotted time frame has expired and the wooden fence remains in the parish right of way and over an existing side drainage ditch along David Harris Lane; then

NOW, THEREFORE, BE IT RESOLVED, that the Parish Council of the Tangipahoa Parish Government hereby authorizes the Parish Attorney to move forward with legal action concerning a fence erected within the parish right of way along David Harris Lane in Hammond, LA.

*****BOARD APPOINTMENTS*****

24. RE-APPOINTMENT to Sewerage District No. 1 Board (District 6) – Motion by Joey Mayeaux, seconded by Mr. Ridgel to re-appoint Justin Proctor for a 2nd term that will expire July 2026. Roll call vote as follows:

YEA: Mr. Forrest, Mr. Ingraffia, Mr. Joseph, Mr. Bruno, Mr. Ridgel, Mr. Mayeaux, Mr. Wells, Mr. Vial, Mrs. Hyde, Mrs. Coates

LEGAL MATTERS – None

COUNCILMEN'S PRIVILEGES

**Mr. Bruno asked for assistance for the Rec board in Independence who are wanting to re-asphalt their walking track, they will pay for it but having trouble getting bids. Mr. Thomas informed to have the board get with Mr. Danna and Mrs. Domiano to discuss.

**Mr. Bruno asked about stump removal on Addison Rd. Mr. Thomas informed Mr. Bruno the roots were assessed and the ones not in the ground are in the works of getting removed. Mr. Thomas made it known FEMA's guidelines now are for the debris hauler to call DOTI for every stump that is in the ground before removing.

**Mr. Joseph asked for thoughts and prayers for the EOC Director Dawson Primes and his family with the passing of his mother.

**Mrs. Coates made it known the Manchac Cleanup the past weekend went over well acknowledging help from Entergy, Public Works, Charles Terrell, the Boat Association, the Fire Departments and Osprey.

**Mrs. Coates made it known for the south end drainage districts, the west side towards Springfield is a large pile of logs and debris that have been removed from the river. They are working on the south end, west to east. Mrs. Coates stated the Drainage District board that 9 of the 10 council sit on was awarded \$17 million which was put out to bid and the work being done is by the contractor that was awarded that bid noting that in 117 miles 5,000 trees were removed with 2 miles left to go.

With no further discussion a motion was made by Mr. Wells to adjourn.

S/Jill DeSouge, Council Clerk
Tangipahoa Parish Council

S/Brigitte Hyde, Chairwoman
Tangipahoa Parish Council