OFFICIAL PROCEEDINGS

OF THE

TERREBONNE PARISH COUNCIL

IN REGULAR SESSION

JULY 24, 2002

The Chairman, Mr. J. B. Breaux, called the meeting to order at 6:02 p.m. in the Terrebonne Parish Council Meeting Room. Following the Invocation, led by Councilman D. Henry, Councilman H. Lapeyre led the Pledge of Allegiance.

Upon roll call, Council Members recorded as present were: P. Rhodes, D. Henry, W. Thibodeaux, R. Boudreaux, C. Duplantis, J. B. Breaux, H. Lapeyre, and C. Voisin. Councilman A. Tillman was recorded as joining the proceedings at 6:10 p.m. A quorum was declared present.

Ms. C. Duplantis moved, seconded by Mr. C. Voisin, “THAT, the Council approve the minutes of the Regular Council Session held on 6/26/02.”

The Chairman called for a vote on the motion offered by Ms. C. Duplantis.

UPON ROLL CALL THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: A. Tillman and R. Boudreaux.

The Chairman declared the motion adopted.

Mr. D. Henry moved, seconded by Mr. H. Lapeyre, “THAT, the Council approve the Parish Bill List dated 7/22/02.”

The Chairman called for a vote on the motion offered by Mr. D. Henry.

UPON ROLL CALL THERE WAS RECORDED:


NAYS: C. Duplantis.

ABSTAINING: W. Thibodeaux and J. B. Breaux.

ABSENT: A. Tillman.

The Chairman declared the motion adopted.

Mr. P. Rhodes moved, seconded by Mr. R. Boudreaux, “THAT, the Council allow an add-on to tonight’s agenda to address a commendation for the Cerebral Palsy Poster Child for 2002.”

The Chairman called for a vote on the motion offered by Mr. P. Rhodes.

UPON ROLL CALL THERE WAS RECORDED:

NAYS: None.

ABSTAINING: None.

ABSENT: A. Tillman.

The Chairman declared the motion adopted.

At this time, 6:10 p.m., Councilman A. Tillman was recorded as joining the proceedings.

OFFERED BY: Mr. P. Rhodes.
SECONDED: Unanimously.

RESOLUTION NO. 02-309

WHEREAS, Cerebral Palsy, the most prevalent lifelong disability in the United States totally, can impair an individual’s ability to perform the most basic of human functions, and

WHEREAS, although people with Cerebral Palsy face a life filled with barriers to leading a “normal” existence, they can be helped through the efforts of modern medicine, and

WHEREAS, Cerebral Palsy of Louisiana is the volunteer agency which helps people with this disease with the purchase of needed equipment, assistance with therapy and, most of all, hope, and

WHEREAS, on August 3 and 4, 2002, in the Houma-Terrebonne Civic Center, the annual telethon will be broadcast live to enable the generous people of this community to help and support people who must live with this condition, and

WHEREAS, seven year-old Devyn Dean, the daughter of Mrs. Betty Guidry and Mr. Bruce Robichaux, will serve as this year’s poster representative for the telethon, and

WHEREAS, Miss Dean, who is a student at Bayou Blue Elementary, keeps quite busy visiting the park, swimming, using the computer and taking care of her pet cat and guinea pig.

NOW, THEREFORE BE IT RESOLVED by the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, that MISS DEVYN DEAN be congratulated for being selected as the 2002 Poster Representative for Cerebral Palsy in Houma-Terrebonne, and that the organizers of this function be wished the best.

THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairman declared the resolution adopted on this, the 24th day of July, 2002.

* * * * * * * * *

The Chairman recognized Ms. Devyn Dean, 2002 Cerebral Palsy poster representative, and her parents, who thanked the Council for the commendation.

Parish President B. Bergeron presented Ms. Devyn Dean with a Key to Terrebonne Parish.
The Chairman recognized Deputy Linda Pettigrew, Terrebonne Parish Sheriff’s Office Grant Writer, who informed the public that the Sheriff’s Office is applying for Block Grants from the Bureau of Justice Assistance to purchase technology and equipment for the 4th year. Ms. Pettigrew stated that if anyone has any questions, they can contact her at the Sheriff’s Department at 876-2500.

The Chairman recognized Mr. Erroll Duplantis, Chauvin resident, who expressed his concerns relative to a nightclub in Chauvin disrupting the lives of the residents in the area. Mr. Duplantis stated that law enforcement has been called on numerous occasions regarding the club. Mr. Duplantis presented the Council with a petition from area residents regarding the matter.

Mr. W. Thibodeaux moved, seconded by Ms. C. Duplantis, “THAT, the Council extend the 5-minute time limit to allow Mr. Errol Duplantis to continue his presentation regarding a nightclub in Chauvin.”

The Chairman called for a vote on the motion offered by Mr. W. Thibodeaux.

UPON ROLL CALL THERE WAS RECORDED:


NAYS:  None.

ABSTAINING:  None.

ABSENT:  None.

The Chairman declared the motion adopted.

The Chairman recognized Mr. Errol Duplantis, who continued his presentation regarding the problems residents are experiencing from a nightclub located in Chauvin.

Councilman P. Rhodes stated that he has personally gone out and experienced some of the problems that Mr. Duplantis is speaking about at the nightclub in Chauvin. Councilman Rhodes suggested that increasing the penalties for repeated offenses be looked into to address the situation.

Mr. R. Rhodes moved, seconded by Mr. H. Lapeyre, “THAT, the Council accept the petition presented by Chauvin residents regarding problems with a nightclub and that the matter be referred to the appropriate committee for review.” *(MOTION VOTED ON AFTER DISCUSSION.)*

Councilman D. Henry suggested that a copy of the petition be forwarded to Sheriff Jerry Larpenter.

Councilman H. Lapeyre suggested that the Legal Department look into the possibility of the rejection of a liquor license.

Councilman W. Thibodeaux suggested that Mr. Errol Duplantis contact the State Office of Alcoholic Beverage Control in Thibodaux to register a complaint.

*The Chairman called for a vote on the motion offered by Mr. P. Rhodes.*

UPON ROLL CALL THERE WAS RECORDED:


NAYS:  None.

ABSTAINING:  None.

ABSENT:  None.
The Chairman declared the motion adopted.

The Chairman recognized Mr. Joe Pinero, Bourg resident, who offered his apologies to the Council and Parish President for some of the things he said and the way he acted at the 6/26/02 Council Meeting.

Mr. P. Rhodes moved, seconded by Mr. H. Lapeyre, “THAT, the Council allow Mr. Joseph Pinero an additional 3 minutes to continue his presentation.”

The Chairman called for a vote on the motion offered by Mr. P. Rhodes.

UPON ROLL CALL THERE WAS RECORDED:


NAYS:  None.

ABSTAINING:  None.

ABSENT:  None.

The Chairman declared the motion adopted.

Mr. Joseph Pinero continued his apologies regarding his actions at the 6/26/02 Council meeting.

Mr. R. Boudreaux moved, seconded by Ms. C. Duplantis, “THAT, the Council extend the time to open public hearings and that an additional 2 minutes be allowed to discuss the apologies offered by Mr. Joseph Pinero.”

The Chairman called for a vote on the motion offered by Mr. R. Boudreaux.

UPON ROLL CALL THERE WAS RECORDED:


NAYS:  None.

ABSTAINING:  None.

ABSENT:  None.

The Chairman declared the motion adopted.

Council Members and the Parish President accepted Mr. Joe Pinero’s apologies and also offered theirs for some of the things they said and the way they acted.

Ms. C. Duplantis moved, seconded by Mr. D. Henry, “THAT, the Council open public hearings.”

The Chairman called for a vote on the motion offered by Ms. C. Duplantis.

UPON ROLL CALL THERE WAS RECORDED:


NAYS:  None.

ABSTAINING:  None.
The Chairman declared the motion adopted.

The Chairman recognized the public for comments on the following:

A. A proposed ordinance that will amend the Budgets to adjust the amount needed for replacing the bulkhead at the Marina, as well as equipment repairs at the Port.

There were no comments from the public on the proposed ordinance.

Ms. C. Duplantis moved, seconded by Mr. D. Henry, “THAT, the Council close the aforementioned public hearing.”

The Chairman called for a vote on the motion offered by Ms. C. Duplantis.

UPON ROLL CALL THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairman declared the motion adopted.

OFFERED BY: Mr. C. Voisin.
SECONDED BY: Mr. D. Henry.

ORDINANCE NO. 6653

AN ORDINANCE TO AMEND THE 2002 ADOPTED BUDGET AND THE 5-YEAR CAPITAL OUTLAY OF THE TERREBONNE PARISH CONSOLIDATED GOVERNMENT SO AS TO ADJUST THE AMOUNT NEEDED FOR REPLACING THE BULKHEAD AT THE MARINA AS WELL AS EQUIPMENT REPAIRS AT THE PORT.

SECTION I

WHEREAS, the Marina is in dire need of replacing its bulkhead for the safety of people visiting the Marina, and

WHEREAS, there is in place $50,000 for the Boardwalk & Greenspace Project and by this ordinance, an additional $30,000 is needed to complete this project.

NOW, THEREFORE BE IT ORDAINED by the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, that the 2002 Adopted Budget and 5-Year Capital Outlay of the Terrebonne Parish Consolidated Government be amended as follows:

FUND 659 – CAPITAL PROJECTS CONTROL FUND
659-000-7101-51 General Fund <$30,000.00>
659-652-8913-03 Boardwalk & Greenspace/Marina $30,000.00

FUND 151 – GENERAL FUND
151-999-9106-59 Capital Projects Control Fund $30,000.00
151-000-5111-00 Fund Balance (Decrease) <$30,000.00>

PROJECT DESCRIPTION OF FUNDING OF FUNDING YEAR AMOUNT TOTAL FUNDING
659-652-8913-03 Prior Years $197,686.00
Boardwalk and 2001 3,900.00
Greenspace/Marina 2002 80,000.00  
2003 50,000.00  
2004 0.00  
2005 0.00  
$331,586.00

WHEREAS, a Cooperative Endeavor Agreement was entered into by the Terrebonne Parish Consolidated Government, the Terrebonne Port Commission and the State of Louisiana in order to provide funding for the Port facility in Terrebonne Parish, and

WHEREAS, it was necessary to enter into an agreement with the appropriate agency for mitigation due to the presence of wetlands on the Port site, and

WHEREAS, this agreement for mitigation resulted in the Highway 57 Project (627-97) that was to be and has been monitored by the engineering firm of T. Baker Smith & Son, Inc. of Houma, La., resulting in the provision of valuable information, and

WHEREAS, adverse conditions under which the monitoring equipment is required to operate, i.e. salt water, weather exposure and wind, have caused this equipment to deteriorate considerably, such that readings and data provided by the equipment are no longer considered accurate, and

WHEREAS, at its meeting of June 18, 2002, the Terrebonne Port Commission affirmed the necessity of the mitigation project and the absolute need for accurate data and, further, adopted a resolution requesting assistance from Terrebonne Parish Consolidated Government, and

WHEREAS, the Parish Administration has reviewed this request from the Terrebonne Port Commission, agrees with the necessity of making the needed equipment repairs so that monitoring can continue with accurate data, and recommends the necessary budget amendment.

BE IT ORDAINED, by the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, that the 2002 Adopted Budget and 5-Year Capital Outlay of the Terrebonne Parish Consolidated Government be amended as follows:

FUND 659 – CAPITAL PROJECTS CONTROL FUND
659-000-7101-51 General Fund <$11,334.00>
659-680-8923-01 Port Commission $11,334.00

FUND 151 – GENERAL FUND
151-999-9106-59 Capital Projects Control Fund $11,334.00
151-000-5111-00 Fund Balance (Decrease) <$11,334.00>

PROJECT  YEAR OF  AMOUNT  TOTAL  FUNDING
DESCRIPTION  FUNDING  OF FUNDING
659-652-8923-01 Prior Years $410,817.00 $4,449,751.00
Port Commission 2001 1,581,000.00
2002 2,457,934.00
2003 0.00
2004 0.00
2005 0.00
2006 0.00

SECTION II

If any word, clause, phrase, section or other portion of this ordinance shall be declared null, void, invalid, illegal, or unconstitutional, the remaining words, clauses, phrases, sections and other portions of this ordinance shall remain in full force and effect, the provisions of this ordinance hereby being declared to be severable.

SECTION III
This ordinance shall become effective upon approval by the Parish President or as otherwise provided in Section 2-13(b) of the Home Rule Charter for a Consolidated Government for Terrebonne Parish, whichever occurs sooner.

This ordinance, having been introduced and laid on the table for at least two weeks, was voted upon as follows:

THERE WAS RECORDED:


NAYS:  W. Thibodeaux.

ABSTAINING:  None.

ABSENT:  None.

The Chairman declared the ordinance adopted on this, the 24th day of July, 2002.

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The Chairman recognized the public for comments on the following:

B. A proposed ordinance that will amend the Budget to adjust the current beginning fund balances and retained earnings to actual, as per the 2001 Audited Financial Statements.

There were no comments from the public on the proposed ordinance.

Mr. D. Henry moved, seconded by Mr. A. Tillman, “THAT, the Council close the aforementioned public hearing.”

The Chairman called for a vote on the motion offered by Mr. D. Henry.

UPON ROLL CALL THERE WAS RECORDED:


NAYS:  None.

ABSTAINING:  None.

ABSENT:  None.

The Chairman declared the motion adopted.

OFFERED BY:  Mr. D. Henry.
SECONDED BY:  Mr. A. Tillman.

ORDINANCE NO. 6654

AN ORDINANCE AMENDING THE 2002 BUDGET OF THE TERREBONNE PARISH CONSOLIDATED GOVERNMENT SO AS TO ADJUST THE 2002 ADOPTED BEGINNING FUND BALANCES AND RETAINED EARNINGS TO ACTUAL AS PER THE 2001 AUDITED FINANCIAL STATEMENTS.

SECTION I

WHEREAS, the Parish Finance Department estimates the beginning fund balances and retained earnings of the next year for the adopted budget prior to the end of the current year, and
WHEREAS, the Parish Finance Department completes the Audited Comprehensive Financial Statements no later than June 30th of each year for the prior year.

BE IT ORDAINED, that the Parish Council on the behalf of the Terrebonne Parish Consolidated Government, adopt the actual beginning fund balances and retained earnings of 2002 as per the audited Comprehensive Financial Statements.

<table>
<thead>
<tr>
<th>FUND</th>
<th>ADOPTED BEGINNING</th>
<th>ADJUSTMENT (DECREASE)</th>
<th>ADOPTED BEGINNING</th>
<th>ACTUAL BEGINNING</th>
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<td>General Fund</td>
<td>10,081,107.00</td>
<td>4,364,315.00</td>
<td>14,445,422.00</td>
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<td>Ded. Emergency Fund</td>
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<td>567.00</td>
<td>2,860,846.00</td>
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<td>Terr. Juvenile Detention</td>
<td>59,357.00</td>
<td>264,266.00</td>
<td>323,623.00</td>
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<td>Parish Prisoners Fund</td>
<td>13,589.00</td>
<td>8,924.00</td>
<td>22,513.00</td>
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<td>Public Safety Fund</td>
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<td>2,648,340.00</td>
<td>5,437,593.00</td>
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<tr>
<td>Non-District Recreation</td>
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<td>549,853.00</td>
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<td>Local Law Enf. Grant</td>
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<td>9,192.00</td>
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<td>Marshall’s Fund</td>
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<td>(33,224.00)</td>
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<td>GIS Mapping System</td>
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<td>112,139.00</td>
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<tr>
<td>Section 8 Vouchers</td>
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<td>(21,452.00)</td>
<td>79,964.00</td>
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<td>Dept. Health/Hum. Res.</td>
<td>26,913.00</td>
<td>(4,368.00)</td>
<td>22,545.00</td>
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<td>Housing/Urban Dev. Gr.</td>
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<td>323,623.00</td>
<td>546,219.00</td>
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<td>Dept. Urban/Com. Afrs.</td>
<td>66,694.00</td>
<td>54,724.00</td>
<td>121,418.00</td>
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<td>Public Transit System</td>
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<td>299,950.00</td>
<td>299,950.00</td>
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<td>Ter. Homeless Shelter</td>
<td>275,009.00</td>
<td>34,633.00</td>
<td>309,642.00</td>
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<td>HOME Grant Fund</td>
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<td>(7,817.00)</td>
<td>13,548.00</td>
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<td>FTA Grant</td>
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<td>(81,497.00)</td>
<td>159,779.00</td>
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<td>Par. Transportation Fund</td>
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<td>723,327.00</td>
<td>1,287,251.00</td>
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<td>Road &amp; Bridge Fund</td>
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<td>947,422.00</td>
<td>2,659,333.00</td>
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<td>Drainage Tax Fund</td>
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<td>3,651,798.00</td>
<td>5,724,332.00</td>
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<td>Sanitation Fund</td>
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<td>1,007,941.00</td>
<td>1,459,957.00</td>
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<td>Sales Tax Rev. Fund</td>
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<td>55,856.00</td>
<td>2,995,541.00</td>
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<td>Road District #6 – O&amp;M</td>
<td>6,301.00</td>
<td>190,462.00</td>
<td>196,763.00</td>
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<td>Fire District #5</td>
<td>107,888.00</td>
<td>203,213.00</td>
<td>309,642.00</td>
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<td>Fire District #8</td>
<td>131,930.00</td>
<td>44,750.00</td>
<td>176,680.00</td>
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<td>Fire District #9</td>
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<td>142,327.00</td>
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<td>Road Lighting Dist. #1</td>
<td>301,746.00</td>
<td>3,950.00</td>
<td>305,696.00</td>
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<td>Road Lighting Dist. #2</td>
<td>121,399.00</td>
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<td>Road Lighting Dist. #3A</td>
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<td>25,419.00</td>
<td>447,919.00</td>
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<td>Road Lighting Dist. #4</td>
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<td>(1,382.00)</td>
<td>180,062.00</td>
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<td>Road Lighting Dist. #5</td>
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<td>5,594.00</td>
<td>106,279.00</td>
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<td>11,601.00</td>
<td>139,527.00</td>
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<td>Road Lighting Dist. #7</td>
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<td>195,372.00</td>
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<td>4,953.00</td>
<td>246,504.00</td>
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<td>Road Lighting Dist. #9</td>
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<td>703.00</td>
<td>417,284.00</td>
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<td>Road Lighting Dist. #10</td>
<td>23,702.00</td>
<td>(21.00)</td>
<td>23,681.00</td>
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<td>Health Unit Fund</td>
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<td>510,938.00</td>
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<td>Retarded Citizens-TARC</td>
<td>174,826.00</td>
<td>(72,402.00)</td>
<td>102,424.00</td>
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<td>Parishwide Rec. Fund</td>
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<td>Mental Health Unit</td>
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<td>18,869.00</td>
<td>65,719.00</td>
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<td>B. Ter. Waterlife Mus.</td>
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<td>(3,858.00)</td>
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<td>Bond Trust Fund</td>
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<td>Woodlwn.Ranch Rd. B/S</td>
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<td>R&amp;B B/S Fund</td>
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<td>Cap. Impr. Bond Res.</td>
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<td>48,152.00</td>
<td>2,347,207.00</td>
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<td>Cap. Impr. Bond Sink.</td>
<td>1,289,710.00</td>
<td>147,336.00</td>
<td>1,437,046.00</td>
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<td>Sanitation Bond Sinking</td>
<td>243,542.00</td>
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<td>0.00</td>
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<tr>
<td>P/W Drainage B/S</td>
<td>430,250.00</td>
<td>1,643.00</td>
<td>431,893.00</td>
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<td>Rob. Grove 1993 B/S</td>
<td>1,583.00</td>
<td>(190.00)</td>
<td>1,393.00</td>
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<tr>
<td>Road Dist. 6 B/S</td>
<td>100,617.00</td>
<td>(578.00)</td>
<td>99,039.00</td>
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<td>S/F Aragon Rd. Pav. Ast.</td>
<td>11,859.00</td>
<td>84.00</td>
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<tr>
<td></td>
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<td>BEGINNING</td>
<td>BEGINNING</td>
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<tr>
<td>300</td>
<td>Utilities System Fund</td>
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<td>13,343,770.00</td>
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<td>301</td>
<td>Utility Revenue Fund</td>
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<td>13,731,354.00</td>
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<td>302</td>
<td>Utility Bond Sinking</td>
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<td>143,321.00</td>
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<td>303</td>
<td>Cap. Adds/Contingency</td>
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<td>(633,729.00)</td>
<td>21,513,064.00</td>
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<td>304</td>
<td>Utility Bond Reserve</td>
<td>1,758,932.00</td>
<td>2,247.00</td>
<td>1,761,179.00</td>
</tr>
<tr>
<td>306</td>
<td>GIS Mapping System</td>
<td>2,296.00</td>
<td>36,079.00</td>
<td>38,375.00</td>
</tr>
<tr>
<td>310</td>
<td>Sewerage Fund</td>
<td>(4,283,804.00)</td>
<td>392,046.00</td>
<td>(3,891,758.00)</td>
</tr>
<tr>
<td>311</td>
<td>Sewer Cap. R&amp;R Fund</td>
<td>6,086,348.00</td>
<td>(10,859.00)</td>
<td>6,075,489.00</td>
</tr>
<tr>
<td>354</td>
<td>Insurance Control Fund</td>
<td>1,156,976.00</td>
<td>1,842,916.00</td>
<td>2,999,892.00</td>
</tr>
<tr>
<td>357</td>
<td>Group Insurance Fund</td>
<td>0.00</td>
<td>291,053.00</td>
<td>291,053.00</td>
</tr>
<tr>
<td>370</td>
<td>Human Resources Fund</td>
<td>186,441.00</td>
<td>76,242.00</td>
<td>262,683.00</td>
</tr>
<tr>
<td>380</td>
<td>Centralized Purchasing</td>
<td>146,827.00</td>
<td>32,474.00</td>
<td>179,301.00</td>
</tr>
<tr>
<td>385</td>
<td>Civic Center O&amp;M</td>
<td>385,258.00</td>
<td>118,363.00</td>
<td>503,621.00</td>
</tr>
<tr>
<td>390</td>
<td>Info Systems Fund</td>
<td>251,944.00</td>
<td>(7,741.00)</td>
<td>244,203.00</td>
</tr>
<tr>
<td>395</td>
<td>Centralized Fleet Main.</td>
<td>35,800.00</td>
<td>(16,828.00)</td>
<td>18,972.00</td>
</tr>
</tbody>
</table>

SECTION II

If any word, clause, phrase, section or other portion of this ordinance shall be declared null, void, invalid, illegal, or unconstitutional, the remaining words, clauses, phrases, sections and other portions of this ordinance shall remain in full force and effect, the provisions of this ordinance hereby being declared to be severable.

SECTION III
This ordinance shall become effective upon approval by the Parish President or as otherwise provided in Section 2-13(b) of the Home Rule Charter for a Consolidated Government for Terrebonne Parish, whichever occurs sooner.

This ordinance, having been introduced and laid on the table for at least two weeks, was voted upon as follows:

THERE WAS RECORDED:


NAYS:  None.

ABSTAINING:  None.

ABSENT:  None.

The Chairman declared the ordinance adopted on this, the 24th day of July, 2002.

* * * * * * * * *

The Chairman recognized the public for comments on the following:

C. A proposed ordinance that will reduce the width of a drainage right-of-way for Woodburn Estates Subdivision from a 40’ width to a 25’ width.

There were no comments from the public on the proposed ordinance.

Mr. R. Boudreaux moved, seconded by Ms. C. Duplantis, “THAT, the Council close the aforementioned public hearing.”

The Chairman called for a vote on the motion offered by Mr. R. Boudreaux.

UPON ROLL CALL THERE WAS RECORDED:


NAYS:  None.

ABSTAINING:  None.

ABSENT:  None.

The Chairman declared the motion adopted.

OFFERED BY:  Mr. R. Boudreaux, Jr.
SECONDED BY:  Mr. D. Henry.

ORDINANCE NO. 6655

AN ORDINANCE TO REDUCE THE DEDICATION OF A DRAINAGE RIGHT-OF-WAY FOR WOODBURN ESTATES SUBDIVISION BLOCK 1, LOTS 31, 32, 40, 41, 49, & 50, FROM 40 FOOT WIDTH TO A 25 FOOT WIDTH ALONG THE NORTH SIDE OF THE AFOREMENTIONED LOTS; AND TO ADDRESS OTHER MATTERS RELATIVE THERETO.

SECTION I

BE IT ORDAINED, by the Terrebonne Parish Council, in regular session convened, acting pursuant to the authority vested in it by the Constitution and laws of the State of Louisiana, and pursuant to the Home Rule Charter for Consolidated Government, and reduce the
dedication of a Drainage Right-of-Way for Woodburn Estates Subdivision, Block 1, Lots 31, 32, 40, 41, 49, & 50, from 40 foot to a 25 foot along the north side of the afore mentioned lots.

SECTION II

If any word, clause, phrase, section or other portion of this ordinance shall be declared null, void, invalid, illegal, or unconstitutional, the remaining words, clauses, phrases, sections and other portions of this ordinance shall remain in full force and effect, the provisions of this ordinance hereby being declared to be severable.

SECTION III

This ordinance shall become effective upon approval by the Parish President or as otherwise provided in Section 2-13(b) of the Home Rule Charter for Consolidated Government for Terrebonne Parish, whichever occurs sooner.

This ordinance, having been introduced and laid on the table for at least two weeks, was voted upon as follows:

THERE WAS RECORDED:


NAYS:  None.

ABSTAINING:  None.

ABSENT:  None.

The Chairman declared the ordinance adopted on this, the 24th day of July, 2002.

* * * * * * * * *

The Chairman recognized the public for comments on the following:

D. A proposed ordinance that will establish a “No Wake” zone in the Humble Canal next to the Denbury-Lirette facility.

There were no comments from the public on the proposed ordinance.

Mr. D. Henry moved, seconded by Mr. C. Voisin, “THAT, the Council close the aforementioned public hearing.”

The Chairman called for a vote on the motion offered by Mr. D. Henry.

UPON ROLL CALL THERE WAS RECORDED:


NAYS:  None.

ABSTAINING:  None.

ABSENT:  None.

The Chairman declared the motion adopted.

OFFERED BY:  Mr. D. Henry
SECONDED BY:  Mr. C. Voisin.

ORDINANCE NO. 6656
AN ORDINANCE TO AMEND THE PARISH CODE OF TERREBONNE PARISH BY ADDING TO CHAPTER 22: ROADS, BRIDGES, WATERCOURSES AND DRAINAGE, ARTICLE IX: BOATS AND WATERWAYS, AND TO ADD A SECTION UNDER THE SAID ARTICLE TO BE DESIGNATED AS SECTION 22-227: TO ESTABLISH A “NO WAKE ZONE” IN THE HUMBLE CANAL, NEXT TO THE DENBURY-LIRETTE FACILITY, GOING IN AN EASTERLY DIRECTION FOR FIVE HUNDRED (500) YARDS TOWARD THE BAYOU TERREBONNE SIDE AND GOING IN A WESTERLY DIRECTION FOR FIVE HUNDRED (500) YARDS TOWARD THE WANDA LAKE SIDE; TO AUTHORIZE THE INSTALLATION OF SAID SIGNS AND TO ADDRESS OTHER MATTERS RELATIVE THERETO.

SECTION I

BE IT ORDAINED, by the Terrebonne Parish Council, regular session convened and on behalf of the Terrebonne Parish Consolidated Government, that Ordinance No. 6562 be hereby rescinded and that the Parish Code of Terrebonne Parish be amended by adding to Chapter 22: Roads, Bridges, Watercourses and Drainage Article IX: Boats and Waterways, Division 1: Generally, and by adding to the said Article a section to be designated as Section 22-227: To establish a “No Wake Zone” in the Humble Canal, next to the Denbury-Lirette Facility, in an easterly direction for 500 yards going toward the Bayou Terrebonne side and in a westerly direction for 500 yards going toward the Wanda Lake side, as follows:

CHAPTER 22: ROADS, BRIDGES, WATERWAYS AND DRAINAGE

ARTICLE IX: BOATS AND WATERWAYS

DIVISION 1: GENERALLY

SECTION 22-227: NO WAKE (5 MPH) ZONES

That portion of Humble Canal, next to the Denbury-Lirette facility and going in an easterly direction for a distance of five hundred yards toward the Bayou Terrebonne side and going in a westerly direction for a distance of 500 yards toward the Wanda Lake side, is hereby designated as a No Wake Zone and appropriate “No Wake Zone” signs shall be erected and maintained along the said waterway to create and maintain said vessel control. Any marine vessel traveling in Humble Canal, in the above-mentioned location, shall respect the signs erected and maintained under the provisions of this section.

SECTION II

If any section, part, paragraph, sentence, or clause of this ordinance should be declared invalid or unenforceable, such invalidity or defect shall not affect the remaining sections, paragraphs, parts, sentences or clauses hereof and, to this end, the several provisions hereof are hereby declared to be severable.

SECTION III

Except as otherwise provided for herein, this ordinance shall become effective upon approval by the Parish President or as otherwise provided in Section 2-13(b) of the Home Rule Charter for a Consolidated Government for Terrebonne Parish, whichever occurs sooner.

This ordinance, having been introduced and laid on the table for at least two weeks, was voted upon as follows:

THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: None.
The Chairman declared the ordinance adopted on this, the 24th day of July, 2002.

* * * * * * * *

The Chairman recognized the public for comments on the following:

E. A proposed ordinance that will accept Corey Heights West, Phase B into the Parish Maintenance System, and incorporate John Edward Lane into the Enhanced 911 Emergency Response System.

There were no comments from the public on the proposed ordinance.

Mr. H. Lapeyre moved, seconded by Mr. C. Voisin, “THAT, the Council close the aforementioned public hearing.”

The Chairman called for a vote on the motion offered by Mr. H. Lapeyre.

UPON ROLL CALL THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairman declared the motion adopted.

OFFERED BY: Mr. H. Lapeyre.
SECONDED BY: Mr. C. Voisin.

ORDINANCE NO. 6657

AN ORDINANCE DEDICATING AND ACCEPTING THE MAINTENANCE/OPERATION OF THE STREET, SERVITUDES, UTILITIES, GAS, RIGHTS-OF-WAY FOR “COREY HEIGHTS WEST PHASE B” TO INCORPORATE “JOHN EDWARD LANE” INTO THE ENHANCED 911 EMERGENCY RESPONSE SYSTEM FOR THE PURPOSE OF PROVIDING A BETTER MEANS OF LOCATING ADDRESSES; AND TO SET FORTH AN EFFECTIVE DATE FOR THE INCORPORATION OF STREET, TO INFORM THE PROPER AGENCIES OF THE STREET NAME, AND TO AUTHORIZE THE INSTALLATION OF THE APPROPRIATE STREET SIGN, AND TO ADDRESS OTHER MATTERS RELATIVE THERETO.

SECTION I

BE IT ORDAINED that the Terrebonne Parish Council, on behalf of Terrebonne Parish Consolidated Government, dedicates and accepts the maintenance/operation of the streets, servitudes, utilities, gas, rights-of-way as depicted on a plat, prepared on June 25, 2002 by Milford & Associates, Inc. titled “Corey Heights West Phase B”, a copy of which is attached hereto and made a part hereof;

BE IT FURTHER ORDAINED effective on the 14th day of August, 2002, that “John Edward Lane” be incorporated into the Enhanced 911 Emergency Response System;

BE IT FURTHER ORDAINED that a copy of this ordinance be submitted to the Terrebonne Parish Communications Board, local U.S. Postal Services, fire districts, Acadian Ambulance, Terrebonne Parish Sheriff’s Office, and any other appropriate agency; and

BE IT FURTHER ORDAINED that the Parish Forces be directed to install the proper street sign on the appropriate street, and that any other actions relative thereto be addressed.
SECTION II

If any word, clause, phrase, section or other portion of this ordinance shall be declared null, void, invalid, illegal, or unconstitutional, the remaining words, clauses, phrases, sections or other portions of this ordinance shall remain in full force and effect, the provisions of this section hereby being declared to be severable.

This ordinance, having been introduced and laid on the table for at least two weeks, was voted upon as follows:

THERE WAS RECORDED:

NAYS:  None.
ABSTAINING:  None.
ABSENT:  None.

The Chairman declared the ordinance adopted on this, the 24th day of July, 2002.

* * * * * * * * *

The Chairman recognized the public for comments on the following:

F.  A proposed ordinance that will accept Sugar Pointe Industrial Park, Addendum No. 1 into the Parish Maintenance System, and incorporate the extension of Equity Boulevard into the Enhanced 911 Emergency Response System.

There were no comments from the public on the proposed ordinance.

Mr. H. Lapeyre moved, seconded by Mr. C. Voisin, “THAT, the Council close the aforementioned public hearing.”

The Chairman called for a vote on the motion offered by Mr. H. Lapeyre.

UPON ROLL CALL THERE WAS RECORDED:

NAYS:  None.
ABSTAINING:  None.
ABSENT:  R. Boudreaux.

The Chairman declared the motion adopted.

OFFERED BY:  Mr. H. Lapeyre.
SECONDED BY:  Mr. C. Voisin.

ORDINANCE NO. 6658

AN ORDINANCE Dedicating and Accepting the Maintenance/Operation of the Street, Servitudes, Utilities, Gas, Sewer, Rights-of-Way for “Sugar Pointe Industrial Park Addendum No. 1”; and to Incorporate the Extension of “Equity Blvd” into the Enhanced 911 Emergency Response
SYSTEM FOR THE PURPOSE OF PROVIDING A BETTER MEANS OF LOCATING ADDRESSES; and
TO SET FORTH AN EFFECTIVE DATE FOR THE INCORPORATION OF STREET NAME(S), TO INFORM THE PROPER AGENCIES OF THE STREET NAME(S), AND TO AUTHORIZE THE INSTALLATION OF THE APPROPRIATE STREET SIGN(S), AND TO ADDRESS OTHER MATTERS RELATIVE THERETO.

SECTION I

BE IT ORDAINED that the Terrebonne Parish Council, on behalf of Terrebonne Parish Consolidated Government, dedicates and accepts the maintenance/operation of the street, servitudes, utilities, gas, sewer, and rights-of-way as depicted on a plat, prepared October 24, 2001 by T. Baker Smith & Son, Inc., Inc. titled “Sugar Pointe Industrial Park Addendum No. 1”, a copy of which is attached hereto and made a part hereof;

BE IT FURTHER ORDAINED effective on the 14th day of August, 2002, that the extension of “Equity Blvd.” be incorporated into the Enhanced 911 Emergency Response System;

BE IT FURTHER ORDAINED that a copy of this ordinance be submitted to the Terrebonne Parish Communications Board, local U.S. Postal Services, fire districts, Acadian Ambulance, Terrebonne Parish Sheriff’s Office, and any other appropriate agency; and

BE IT FURTHER ORDAINED that the Parish Forces be directed to install the proper street sign on the appropriate street, and that any other actions relative thereto be addressed.

SECTION II

If any word, clause, phrase, section or other portion of this ordinance shall be declared null, void, invalid, illegal, or unconstitutional, the remaining words, clauses, phrases, sections or other portions of this ordinance shall remain in full force and effect, the provisions of this section hereby being declared to be severable.

This ordinance, having been introduced and laid on the table for at least two weeks, was voted upon as follows:

THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: R. Boudreaux, Jr.

The Chairman declared the ordinance adopted on this, the 24th day of July, 2002.

* * * * * * * *

The Chairman recognized the public for comments on the following:

G. A proposed ordinance that will provide for the issuance of a Certificate of Public Convenience and Necessity to Fleur de Lis Limousine’s, Inc.

There were no comments from the public on the proposed ordinance.

Ms. C. Duplantis moved, seconded by Mr. D. Henry, “THAT, the Council close the aforementioned public hearing.”

The Chairman called for a vote on the motion offered by Ms. C. Duplantis.
UPON ROLL CALL THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: A. Tillman and R. Boudreaux.

The Chairman declared the motion adopted.

OFFERED BY: Ms. C. Duplantis.
SECONDED BY: Mr. D. Henry.

ORDINANCE NO. 6659

AN ORDINANCE FOR THE ISSUANCE OF A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESITY TO FLEUR DE LIS LIMOUSINE’S, INC.; AND TO ADDRESS OTHER MATTERS RELATIVE THERETO.

SECTION I

BE IT ORDAINED that the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, approves the issuance of a Certificate of Public Convenience and Necessity to Fleur de Lis Limousine’s, Inc.

SECTION II

If any word, clause, phrase, section or other portion of this ordinance shall be declared null, void, invalid, illegal, or unconstitutional, the remaining words, clauses, phrases, sections and other portions of this ordinance shall remain in full force and effect, the provisions of this ordinance hereby being declared to be severable.

SECTION III

This ordinance shall become effective upon approval by the Parish President or as otherwise provided in Section 2-13(b) of the Home Rule Charter for a Consolidated Government for Terrebonne Parish, whichever occurs sooner.

This ordinance, having been introduced and laid on the table for at least two weeks, was voted upon as follows:

THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: A. Tillman and R. Boudreaux, Jr.

The Chairman declared the ordinance adopted on this, the 24th day of July, 2002.

* * * * * * * * *

The Chairman recognized the public for comments on the following:

H. A proposed ordinance that will amend Section 8-2 of the Parish Code to provide for limitations on the times and terms of use of fireworks.
There were no comments from the public on the proposed ordinance.

Mr. D. Henry moved, seconded by Mr. P. Rhodes, “THAT, the Council close the aforementioned public hearing.”

The Chairman called for a vote on the motion offered by Mr. D. Henry.

UPON ROLL CALL THERE WAS RECORDED:


NAYS:  None.

ABSTAINING:  None.

ABSENT:  A. Tillman and R. Boudreaux.

The Chairman declared the motion adopted.

Mr. D. Henry moved, seconded by Mr. P. Rhodes, “THAT, the Council not take any action on the proposed ordinance that will amend the Parish Code in regards to limitations on the times and terms of use of fireworks and that said ordinance be referred back to committee for possible further amendments.”

The Chairman called for a vote on the motion offered by Mr. D. Henry.

UPON ROLL CALL THERE WAS RECORDED:


NAYS:  None.

ABSTAINING:  None.

ABSENT:  A. Tillman and R. Boudreaux.

The Chairman declared the motion adopted.

The Chairman recognized the public for comments on the following:

I. A proposed ordinance that will amend the Parish Code to extend the terms of the board members of the Hospital Service District No. 1 Board.

There were no comments from the public on the proposed ordinance.

Mr. P. Rhodes moved, seconded by Mr. D. Henry, “THAT, the Council close the aforementioned public hearing.”

The Chairman called for a vote on the motion offered by Mr. P. Rhodes.

UPON ROLL CALL THERE WAS RECORDED:


NAYS:  None.

ABSTAINING:  None.

ABSENT:  A. Tillman and R. Boudreaux.

The Chairman declared the motion adopted.
OFFERED BY: Mr. D. Henry.
SECONDED BY: Ms. C. Duplantis.

ORDINANCE NO. 6660

AN ORDINANCE TO AMEND THE PARISH CODE OF TERREBONNE PARISH BY ADDING TO CHAPTER 13: HEALTH AND SANITATION, ARTICLE II: HOSPITAL SERVICE DISTRICT AND TO ADD A SECTION UNDER THE SAID ARTICLE TO BE DESIGNATED AS SECTION 13-23: TO CHANGE THE TERMS OF THE MEMBERS OF THE HOSPITAL SERVICE DISTRICT NO. 1 BOARD FROM THREE (3) YEARS TO FOUR (4) YEARS SO AS TO COMPLY WITH CURRENT STATE LAW; TO SET AN EFFECTIVE DATE; AND TO ADDRESS OTHER MATTERS RELATIVE THERETO.

SECTION I

BE IT ORDAINED, by the Terrebonne Parish Council, regular session convened and on behalf of the Terrebonne Parish Consolidated Government, that the Parish Code of Terrebonne Parish be amended by adding to Chapter 13: Health and Sanitation, Article II: Hospital Service District, a change to Section 13-23: To change the terms of the members of the Hospital Service District No. 1 Board from three (3) years to four (4) years so as to comply with current state law, as follows:

CHAPTER 13: HEALTH AND SANITATION

ARTICLE II: HOSPITAL SERVICE DISTRICT

SECTION 13-23: GOVERNING BOARD; COMPOSITION, QUALIFICATIONS, APPOINTMENT, VACANCIES, TERMS

Section 13-23. Governing board; composition, qualifications, appointment, vacancies, terms. First sentences stay the same.

If a vacancy occurs for any reason other than expiration of the term of office, a successor commissioner shall be appointed by the council for the remainder of the unexpired term, and all terms of office following the expiration of the aforementioned terms shall be for three (3) four (4) years.

SECTION II

If any section, part, paragraph, sentence, or clause of this ordinance should be declared invalid or unenforceable, such invalidity or defect shall not affect the remaining sections, paragraphs, parts, sentences or clauses hereof and, to this end, the several provisions hereof are hereby declared to be severable.

SECTION III

Except as otherwise provided for herein, this ordinance shall become effective upon approval by the Parish President or as otherwise provided in Section 2-13(b) of the Home Rule Charter for a Consolidated Government for Terrebonne Parish, whichever occurs sooner.

This ordinance, having been introduced and laid on the table for at least two weeks, was voted upon as follows:

THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: A. Tillman.
The Chairman declared the ordinance adopted on this, the 24th day of July, 2002.

* * * * * * * *

The Chairman recognized the public for comments on the following:

J. A proposed ordinance that will amend the Personnel Manual relative to the legal conversion of accumulated leave to reflect the Parochial Employees’ Retirement System requirements.

There were no comments from the public on the proposed ordinance.

Mr. C. Voisin moved, seconded by Mr. D. Henry, “THAT, the Council close the aforementioned public hearing.”

The Chairman called for a vote on the motion offered by Mr. C. Voisin.

UPON ROLL CALL THERE WAS RECORDED:


NAYS:  None.

ABSTAINING:  None.

ABSENT:  A. Tillman.

The Chairman declared the motion adopted.

OFFERED BY:  Mr. C. Voisin.
SECONDED BY:  Mr. D. Henry.

ORDINANCE NO. 6661

AN ORDINANCE AMENDING THE TERREBONNE PARISH CONSOLIDATED GOVERNMENT PERSONNEL MANUAL, SECTIONS 5.7 “RETIREMENT”, 6.2 “ANNUAL LEAVE” AND 6.3 “SICK LEAVE” TO REFLECT THE PAROCHIAL RETIREMENT SYSTEMS REQUIREMENTS TO ALLOW THE LEGAL CONVERSION OF ACCUMULATED LEAVE TO EXTEND SERVICE CREDIT, AND TO FURTHER CLARIFY EXISTING POLICIES AS SET FORTH.

SECTION I

WHEREAS, employees of the Parish who are active members of the Parochial Retirement System currently accumulate excess annual and sick leave hours in a “Retirement Bank” to extend service credit at the time of normal retirement, and

WHEREAS, the Terrebonne Parish Consolidated Government’s Human Resources Department learned the Parish’s policy of transferring excess annual and sick leave to a “Retirement Bank” conflicted with the regulations of the Parochial Retirement System and posed the disallowance of such credit towards service hours for Parish Retirees, and

WHEREAS, the same situation was faced in Calcasieu Parish forcing their Parish Officials to correct their policy, and

WHEREAS, following the lead of Calcasieu Parish the practice of using a “retirement bank” to accumulate excess annual leave and sick leave would be eliminated and excess annual leave hours in the “retirement bank” would be transferred to current sick leave and excess sick leave hours in the “retirement bank” would be transferred to current sick leave, and

WHEREAS, future excess annual leave hours would transfer to current sick leave hours upon the employee’s employment anniversary to follow the Parish Policy of not allowing annual leave to carry over to the next year, and
WHEREAS, this policy would benefit employees by making all excess annual and sick leave available as “current” sick leave for unforeseen illnesses in addition to the retirement service credit, and

WHEREAS, under the current policy the parish does not grant paid time off for emergencies to permanent full-time employees until their first year anniversary of employment, and

WHEREAS, this amendment will grant authority to the Parish President or his designee the discretion to release up to sixteen (16) hours of the permanent full-time employee's accrued annual leave for paid emergency leave during the employee's first year of employment, and

WHEREAS, in the process of amending the above sections for retirement, further clarification of various areas in these sections have been incorporated for better understanding and application.

NOW, THEREFORE BE IT ORDAINED that the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, hereby amends the Terrebonne Parish Personnel Manual, Sections 5.7 “Retirement”, 6.2 “Annual Leave” and 6.3 “Sick Leave” to incorporate said changes.

This ordinance, having been introduced and laid on the table for at least two weeks, was voted upon as follows:

THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairman declared the ordinance adopted on this, the 24th day of July, 2002.

* * * * * * *

Mr. D. Henry moved, seconded by Ms. C. Duplantis, “THAT, the Council continue with the regular order of business.”

The Chairman called for a vote on the motion offered by Mr. D. Henry.

UPON ROLL CALL THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairman declared the motion adopted.

The Chairman called for a report on the Budget & Finance Committee meeting held on 7/22/02, whereupon the Committee Chairman, noting that ratification of the minutes calls public hearings on 8/14/02, rendered the following:

BUDGET & FINANCE COMMITTEE
The Chairman, Wayne Thibodeaux, called the Budget & Finance Committee meeting to order at 5:30 p.m. in the Terrebonne Parish Council Meeting Room with the Invocation led by D. Henry and the Pledge of Allegiance led by P. Rhodes. Upon roll call, Committee Members recorded as present were: J. B. Breaux, C. Duplantis, D. Henry, H. Lapeyre, W. Thibodeaux, A. Tillman, and C. Voisin. Committee Members R. Boudreaux and A. Tillman were recorded as entering the proceedings at 5:34 p.m. and 5:33 p.m., respectively. A quorum was declared present.

OFFERED BY: Ms. C. Duplantis.
SECONDED BY: Mr. P. Rhodes.

RESOLUTION NO. 02-310

A resolution authorizing the purchase of various computer equipment and software totaling $45,941.71 as needed by the Houma Police Department through a grant provided by the Local Law Enforcement Block Grant.

WHEREAS, the Houma Police Department has requested 17 laptop computers ($38,010.98), 10 docking ports ($2,489.20), and support software ($5,441.53), totaling $45,941.71 as per quotes received through the Information Systems Division of Finance, and

WHEREAS, the Local Law Enforcement Block Grant is providing for the funding through the 2001 Grant appropriation and adopted by the Parish, Account No. 206-212-8915-04, and

WHEREAS, with the funding in place, the approval is requested for the purchase of the attached items listed, through the State Purchasing Contract, Dell USA, LP #403834 for a purchase order totaling $5,441.53 and Comark Government and Education Sales #404732 for a purchase order totaling $40,500.18, which is a grand total of $45,941.71.

NOW, THEREFORE BE IT RESOLVED by the Terrebonne Parish Council (Budget and Finance Committee), on behalf of the Terrebonne Parish Consolidated Government, that the recommendation of the Parish Administration be accepted and that the Council approve the purchase of the various computer equipment and software for the Houma Police Department through the State Purchasing Contract #403834 (Dell Computers) and #404732 (Comark Government and Education Sales), for a total price of $45,941.71.

THERE WAS RECORDED:

NAYS: None.
ABSTAINING: None.
ABSENT: R. Boudreaux, Jr. and A. Tillman.

The Chairman declared the resolution adopted on this, this 22nd day of July, 2002.

OFFERED BY: Ms. C. Duplantis.
SECONDED BY: Mr. C. Voisin.

RESOLUTION NO. 02-311

A resolution awarding Bid No. 02-1/9-23 Purchase of Two (2) New & Unused Tandem Axle Dump Trucks to Southland International of Louisiana, Inc. in the amount of One Hundred Forty Five Thousand One Hundred Eighty Dollars and Eighty Eight Cents ($145,180.88).
WHEREAS, Jimmy Theriot the Drainage Superintendent and Perry Blanchard, the Public Works Operations Manager have reviewed the bids received and recommends the bid of Southland International of Louisiana, Inc. the lowest responsive bid, and

WHEREAS, the Department of Finance has certified compliance of this bid with procedural requirements of the bid documents and the availability of funding, and

WHEREAS, based upon these supporting recommendations, the Drainage Department recommends the award of Bid No. 02-1/9-23 Purchase of Two (2) New & Unused Tandem Axle Dump Trucks in the amount of One Hundred Forty Five Thousand One Hundred Eighty Dollars and Eighty Eight Cents ($145,180.88).

NOW, THEREFORE BE IT RESOLVED, by the Terrebonne Parish Council (Budget and Finance Committee), on behalf of the Terrebonne Parish Consolidated Government, that the Parish President and all other appropriate parties be, and they are hereby, authorized to execute any and all contract documents associated therewith.

THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT:  R. Boudreaux, Jr.

The Chairman declared the resolution adopted on this, this 22nd day of July, 2002.

RESOLUTION NO. 02-312

A resolution awarding Bid No. 02-1/9-18 Purchase of One New & Unused Marsh Buggy Pontoon to Wilco Manufacturing, LLC in the amount of One Hundred Twenty One Thousand Five Hundred Dollars and Zero Cents ($121,500.00).

WHEREAS, Blaise LeCompte, Forced Drainage Superintendent and Perry Blanchard, Operations Manager (Public Works) have reviewed the bids received and recommends the bid of Wilco Manufacturing, LLC the lowest responsive bid, and

WHEREAS, the Department of Finance has certified compliance of this bid with procedural requirements of the bid documents and the availability of funding, and

WHEREAS, based upon these supporting recommendations, the Drainage Department recommends the award of Bid No. 02-1/9-18 Purchase of One New & Unused Marsh Buggy Pontoon in the amount of One Hundred Twenty One Thousand Five Hundred Dollars and Zero Cents ($121,500.00).

NOW, THEREFORE BE IT RESOLVED, by the Terrebonne Parish Council (Budget and Finance Committee), on behalf of the Terrebonne Parish Consolidated Government, that the Parish President and all other appropriate parties be, and they are hereby, authorized to execute any and all contract documents associated therewith.

THERE WAS RECORDED:

NAYS: None.

ABSTAINING: None.

ABSENT: C. Duplantis and A. Tillman.

The Chairman declared the resolution adopted on this, this 22nd day of July, 2002.

RESOLUTION NO. 02-313

WHEREAS, on June 6, 2002 bids were received by the Terrebonne Parish Consolidated Government for Bid No. 02-1/9-21 for the purchase of one new forklift for the Warehouse Division, and

WHEREAS, after careful review by the Purchasing Division and John Daigle, Fleet Manager, it has been determined that the bid of M&L Industries is the lowest qualified bid for the amount of $31,179.00, and

WHEREAS, the Department of Finance has verified that funds are budgeted and available for said contract, and

WHEREAS, the Parish Administration has concurred with the recommendation that the bid of M&L Industries is the lowest qualified bid for Bid No. 02-1/9-21 for the purchase of one new, unused forklift for the Warehouse Division, as per the attached bid forms.

NOW, THEREFORE BE IT RESOLVED by the Terrebonne Parish Council (Budget and Finance Committee), on behalf of the Terrebonne Parish Consolidated Government, that the recommendation of Parish Administration be approved and the bid of M&L Industries be accepted as the lowest qualified bid for the amount of $31,179.00, as per the attached bid forms.

THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: C. Duplantis and A. Tillman.

The Chairman declared the resolution adopted on this, this 22nd day of July, 2002.

RESOLUTION NO. 02-314
WHEREAS, prices were obtained through the Louisiana State Commodity Catalog by the Terrebonne Parish Consolidated Government for the purpose of purchasing inmate uniforms for the Terrebonne Parish Criminal Justice Complex under State Contract #403587, and

WHEREAS, after careful review by Major Marcel Null, Terrebonne Parish Criminal Justice Complex Warden, it has been determined that the total price of Seventeen Thousand, Five Hundred Thirty-nine Dollars and Forty-three Cents ($17,539.43) from Prison Enterprises, Louisiana department of Corrections for the purchase of inmate uniforms should be accepted as per the State Contract Commodity Catalog, and

WHEREAS, the Parish Finance Department has verified that funds are budgeted and available in the 2002 Account No. 203-201-8225-08 for the purchase of the aforementioned inmate uniforms, and

WHEREAS, the Parish Administration has recommended the acceptance of the price for the aforementioned inmate uniform purchases at a total cost of Seventeen Thousand, Five Hundred Thirty-nine Dollars and Forty-three Cents ($17,539.43), as per the attached State Purchasing Contract Catalog.

NOW, THEREFORE BE IT RESOLVED by the Terrebonne Parish Council (Budget and Finance Committee), on behalf of the Terrebonne Parish Consolidated Government, that the recommendation of the Parish Administration be approved and that the purchase of the inmate uniforms be accepted as per the attached forms.

THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: C. Duplantis and A. Tillman.

The Chairman declared the resolution adopted on this, this 22nd day of July, 2002.

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RESOLUTION: Rescinding Resolution No. 02-271 and rejecting all bids received for the Offsite Fuel Consignment for motor fuels.

Mr. J. B. Breaux moved, seconded by Mr. D. Henry.

(**NO VOTE TAKEN; SEE MOTION FOLLOWING DISCUSSION)

Purchasing Manager Angela Guidry explained that previously, Hill City Oil was awarded the bid for the Offsite Fuel Consignment for motor fuels; however, there were some areas contained within the bid specifications that were unclear and warranted that the bids be rejected and the previously adopted resolution be rescinded. Mrs. Guidry continued that the bid specifications did not require the vendors to submit a site list or hours of operation for the sites and noted that a sales tax addendum was issued indicating that the Parish Government did not pay the Federal Excise Tax or the State Sales Tax; however, the State Excise Tax was paid but was not included in the price per gallon. Mrs. Guidry stated the specifications also contained an option to take the Louisiana preference. Upon questioning, Mrs. Guidry stated that the Fuelman’s preference was not recognized until after the bid was awarded. Mrs. Guidry continued that the vendors were required to bid the OPIS average on regular fuel; however, the original bid form had premium fuel on it, an addendum was added that included the State Sales Tax was included, and then the product type was changed but the vendor was not notified.

Parish Attorney Carolyn McNabb stated that Fuelman complained about the unclear areas in the specifications, and after Legal review, it was determined that the specifications were unclear. Ms. McNabb continued that ultimately, it appeared that the lowest bidder would not be able to provide the service in accordance with one of the specifications as it relates to the
“flagging” operation. Ms. McNabb stated that the best option is to re-bid the service and revise the specifications.

Assistant Parish Attorney Romaine White explained that one problem with the bid process was that the bid packets allowed the bidders to take the Louisiana preference so that if they are within a certain percentage of the lowest bidder, and the preference was shown, they are given the opportunity to meet the low price. Ms. White stated that Fuelman asserted the preference, but was not given the opportunity to match the low price. Ms. White suggested that the contract be re-bid in order to clarify the uncertain areas of the specifications. Upon questioning, Ms. White stated that there were errors in the bid that effect both parties and it would be unfair to award to either party.

Upon questioning, Mrs. Guidry explained that the bid specifications did not request that the site location be included, although the specifications required that the sites must be able to accommodate the Parish Government with its fueling needs in the geographic boundaries of Terrebonne Parish, and that the bid would be awarded based on the markup price and the available site locations.

Upon questioning regarding potential legal exposure as it relates to the aforementioned matter, Ms. White stated that if both bids were rejected, there would be no grounds for a dispute.

Upon questioning relative to legal review of bid specifications, Mrs. Guidry stated that the Legal Department does not normally review specifications prior to the bid process.

Ms. White interjected that the Legal Department reviews bid specifications only when there are concerns about the specifications.

Upon questioning relative to the existing fuel consignment, Mrs. Guidry stated that if the aforementioned resolution was not adopted, the Parish Government would continue to operate as currently existing.

**Mr. D. Henry offered a (substitute) motion, seconded by Mr. H. Lapeyre, “THAT, the Budget & Finance Committee retain the matter relative to rescinding Resolution No. 02-271 and rejecting all bids received for the Offsite Fuel Consignment for motor fuels in committee for two weeks in order to receive additional documentation on said matter.”

The Chairman called for the vote on the (substitute) motion offered by Mr. D. Henry.

UPON ROLL CALL THERE WAS RECORDED:


NAYS:  None.

ABSTAINING:  None.

ABSENT:  None.

The Chairman declared the (substitute) motion adopted.

The Chairman recognized Fire Protection District No. 8 Chairman and Chief Michael Adams who presented responses relative to the Legal Department’s recommendation to rescind Resolution No. 02-308 and reject all bids received by Fire Protection District No. 8 for the lease/purchase of a fire truck and other firefighting vehicles.

Mr. H. Lapeyre moved, seconded by Mr. A. Tillman, “THAT, the Budget & Finance Committee recess in order to conduct condemnation hearings.”

The Chairman called for the vote on the motion offered by Mr. H. Lapeyre.

UPON ROLL CALL THERE WAS RECORDED:

NAYS:  None.

ABSTAINING:  None.

ABSENT:  None.

The Chairman declared the motion adopted.

Mr. D. Henry moved, seconded by Miss C. Duplantis, “THAT, the Budget & Finance Committee reconvene into the regular order of business as per the written agenda.”

The Chairman called for the vote on the motion offered by Mr. D. Henry.

UPON ROLL CALL THERE WAS RECORDED:


NAYS:  None.

ABSTAINING:  None.

ABSENT:  None.

The Chairman declared the motion adopted.

The Chairman recognized Assistant Parish Attorney Romaine White who stated that due to a previous decision issued by the Attorney General’s Office and the Inspector General’s Office regarding bid specifications being too closely tailored for the purchase of a specific fire truck, the Legal Department is recommending that the bids received for the lease/purchase of a fire truck and other firefighting vehicles for Fire Protection District No. 8 be rejected. Ms. White continued that several options for awarding the bid for the lease/purchase of the firefighting vehicles are available either through State Contract or coordinating the purchase with another entity that has purchased the same vehicle.

Upon questioning, Purchasing Manager Angela Guidry stated that the Purchasing Division is available to assist all local agencies with the terms of a purchase.

Mr. H. Lapeyre moved, seconded by Mr. C. Voisin, “THAT, the Budget & Finance Committee rescind Resolution No. 02-308 and reject all bids received by Fire Protection District No. 8 for the lease/purchase of a fire truck and other firefighting vehicles.” (**RESOLUTION OFFERED AFTER DISCUSSION)

Chief Adams stated that if the specifications are not devised as previously submitted, there is no guarantee as to what type of truck may be received, and noted that the E1 fire vehicle is a quality vehicle that has lasted throughout the years.

Upon questioning relative to possible litigation, Ms. White stated that the argument could be that if the specifications were broader, the bid could have been more competitive.

Discussion ensued relative to bid specifications being too specific to one type of vehicle and the decision of the Attorney General’s Office and the Inspector General’s Office.

Upon questioning, Ms. White stated that, in her opinion, she does not think that the Inspector General’s Office would issue an advisory opinion, although the Attorney General’s Office may issue an opinion, but it would not give an opinion regarding the review of specifications.

OFFERED BY:  Mr. H. Lapeyre.
SECONDED BY:  Mr. C. Voisin.
RESOLUTION NO. 02-315

A resolution to rescind Resolution No. 02-308 due to legal issues and to reject the bids for the purchase of One (1) Fire Truck, Rescue Truck and Two (2) Equipment/Support Trucks as per the recommendation of the Fire Protection District No. 8 Board and Fire Chief.

WHEREAS, Resolution No 02-308 awarded the bids for purchase of One (1) Fire Truck, Rescue Truck and Two (2) Equipment/Support Trucks, and

WHEREAS, after careful review by the Purchasing, the Parish Manager, and the Legal Department it has been determined that all bids on this project be rejected and re-advertised at a later time, and

WHEREAS, the Fire Protection District No. 8 Board and Fire Chief has concurred with the above recommendation and no wishes to rescind Resolution No. 02-308 and to reject all bids on this project as per the attached documents.

NOW, THEREFORE   BE IT RESOLVED, by the Terrebonne Parish Council (Budget and Finance Committee), on behalf of the Terrebonne Parish Consolidated Government, that the recommendation of Fire Protection District No. 8 Board and Fire Chief be approved; that Resolution No. 02-308 be hereby rescinded; and  that all bids on this project be rejected and re-advertised at a later time as per the attached documents; and,

BE IT FURTHER RESOLVED that, in the future, every effort be made to coordinate bids for fire districts for similar equipment; and,

BE IT FURTHER RESOLVED that the Legal Department seek an Attorney General’s opinion relative to the issue of the lease/purchase of firefighting equipment.

THERE WAS RECORDED:


NAYS:  None.

ABSTAINING:  None.

ABSENT:  None.

The Chairman declared the resolution adopted on this, this 22nd day of July, 2002.

Committee Member D. Henry requested that notification be sent to all fire protection districts regarding the drawbacks of tailoring specifications for the purchase of firefighting vehicles.

Mr. H. Lapeyre moved, seconded by Mr. D. Henry, “THAT, the Budget & Finance Committee introduce an ordinance that will levy special taxes for 2002 on all Parishwide property, and call a public hearing on said matter on August 14, 2002 at 6:00 p. m.” (**MOTION ADOPTED AFTER DISCUSSION)

Parish Manager Al Levron stated that there are few changes in the levying of special taxes for the Year 2002 Parishwide and Special Districts in that: 1) Three districts {Fire Protection District 8, Road Lighting District No. 1, and Road Lighting District No. 4} have proposed increases; 2) Four districts {Drainage Bond Millage, Road & Bridge, Road Lighting District No. 3A, and Road Lighting District No. 6} have proposed decreases, and all other millages remain the same.

Upon questioning, Investment Officer Susan LeBlanc stated that the Youth Center millage is remaining the same and is the last item on the agenda.
The Chairman called for the vote on the motion offered by Mr. H. Lapeyre.

UPON ROLL CALL THERE WAS RECORDED:


NAYS:  None.

ABSTAINING:  None.

ABSENT:  D. Henry.

The Chairman declared the motion adopted.

Committee Member D. Henry existed the proceedings at 7:05 p. m.

The Chairman announced that Item No. 9 (Levy a special tax on behalf of Recreation District No. 3) has been handled by the Recreation Board.

Mr. R. Boudreaux moved, seconded by Mr. P. Rhodes, “THAT, the Budget & Finance Committee introduce an ordinance that will levy a special tax for Juvenile Detention (Youth Center) in Terrebonne Parish, and call a public hearing on said matter on August 14, 2002 at 6:00 p. m.”

The Chairman called for the vote on the motion offered by Mr. R. Boudreaux.

UPON ROLL CALL THERE WAS RECORDED:


NAYS:  None.

ABSTAINING:  None.

ABSENT:  D. Henry.

The Chairman declared the motion adopted.

Mr. R. Boudreaux moved, seconded by Mr. P. Rhodes, “THAT, there being no further business to come before the Budget & Finance Committee, the meeting be adjourned.”

The Chairman called for the vote on the motion offered by Mr. R. Boudreaux.

UPON ROLL CALL THERE WAS RECORDED:


NAYS:  None.

ABSTAINING:  None.

ABSENT:  D. Henry.

The Chairman declared the motion adopted and the meeting was adjourned at 7:06 p.m.

Wayne Thibodeaux, Chairman

Suzette Thomas, Minute Clerk

Mr. W. Thibodeaux moved, seconded by Mr. D. Henry, “THAT, the Council accept and ratify the minutes of the Budget & Finance Committee meeting held on 7/22/02.”
The Chairman called for a vote on the motion offered by Mr. W. Thibodeaux.

UPON ROLL CALL THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT:  C. Voisin.

The Chairman declared the motion adopted.

The Chairman called for a report on the Policy, Procedure, & Legal Committee meeting held on 7/22/02, whereupon the Committee Chairman rendered the following:

POLICY, PROCEDURE, & LEGAL COMMITTEE

JULY 22, 2002

The Chairman, Daniel D. Henry, called the Policy, Procedure, & Legal Committee meeting to order at 7:09 p.m. in the Terrebonne Parish Council Meeting Room with the Invocation led by C. Duplantis and the Pledge of Allegiance led by A. Tillman. Upon roll call, Committee Members recorded as present were: R. Boudreaux, J. B. Breaux, C. Duplantis, D. Henry, H. Lapeyre, P. Rhodes, W. Thibodeaux, A. Tillman, and C. Voisin. A quorum was declared present.

The Chairman recognized Assistant Parish Attorney Romaine White who stated that the Legal Department has reviewed the possibility of the Parish Government giving retirees of the City of Houma $50.00 per month to purchase a “Medi-GAP” type of insurance and it has been determined that separate policies to certain retirees can not be legally done. Ms. White noted that an Attorney General’s opinion seems to indicate that all employees in a group, such as retirees, could not be treated differently; however, retirees from current employees could be charged a different percentage of premiums. Ms. White concluded that the Parish Government is allowed to provide insurance for the retirees if it so chooses; however, it would have to provide the exact same cover that is provided to all retirees.

Upon questioning, Human Resources & Risk Management Director Margie Scott stated that final cost estimates for the insurance coverage could not be obtained, and yielded to representatives from Marsh, Inc.

The Chairman recognized Marsh, Inc. Vice President Consultant Russell Klingman, who stated that the cost to provide insurance benefits to the sixteen retirees cannot be determined because the “Stop/Loss” vendors would not provide coverage for the additional retirees. Mr. Klingman continued that statistics for the proposed age group costs about $3,700.00 per year, per person. Mr. Klingman stated that those persons requesting coverage may have expenses higher than the average cost, and noted that if additional people come forward requesting insurance the cost could increase.

Marsh, Inc. Analyst Glenn Lapeta stated that the maximum liability per individual is $1,000,000.00, and currently, on the insured population, there is an excess “stop/loss” insurance, which limits the Parish Government to $125,00.00 on any given year, on any given person. Mr. Lapeta continued that without the “stop/loss” the maximum liability is $1,000,000.00.

Upon questioning, Ms. White stated that it would be prohibitive to treat those persons in the same group differently (i.e., some retirees would have full coverage, some would have a prescription policy). Ms. White stated that if the retirees were offered coverage, they would have to be offered the same package as any other retiree.

Mr. Lapeta stated that limit plan descriptions were presented to Administration, but it could conflict with offering the same coverage to all retirees.
Parish Manager Al Levron stated that at a previous meeting, Administration presented an analysis from Marsh, Inc. regarding placing the City of Houma retirees on the same coverage as other retirees, and the general consensus was that it was a risky proposition, given the numbers presented. Mr. Levron stated that Marsh, Inc. was requested to present additional alternative plans, and staff reviewed the recommendations but even the recommended alternative plans had substantial risks. Mr. Levron continued that, in discussion, the Parish President suggested that the Parish Government contribute $50.00 to each employee in which the liability would be limited; however, the Legal Department determined that the option would be prohibitive. Mr. Levron stated that it would be risky to provide coverage for the retirees of the City of Houma, but declined to give a recommendation.

Mr. R. Boudreaux moved, seconded by Mr. C. Voisin, “THAT, the Policy, Procedure, & Legal Committee retain the matter relative to providing insurance coverage for retirees of the City of Houma in committee for further review for two weeks.” (**MOTION ADOPTED AFTER DISCUSSION)

Committee Member W. Thibodeaux requested that all information regarding alternative insurance options for the retirees of the City of Houma be submitted for to the Council review, and requested that the Legal Department provide legal opinions in a timely manner prior to the meetings at which the matter will be addressed.

Discussion ensued relative to obtaining additional alternatives and thorough financial assessments of providing insurance for retirees of the City of Houma.

**The Chairman called for the vote on the motion offered by Mr. R. Boudreaux.

UPON ROLL CALL THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairman declared the motion adopted.

Human Resources & Risk Management Director Margie Scott stated that after discussing with Department heads, the matter relative to amending the Personnel Manual as it pertains to sick/annual leave and retirement benefits, it appears that the changes will be beneficial for all involved. Upon questioning, Ms. Scott explained that the amendment to Section 6.3 (M) would bring all sick leave to current status and available for usage. Ms. Scott continued that if all of the sick leave is not used at the time of retirement, an employee will receive in currency up to 240 hours of sick leave and any remaining hours of sick leave will be used to calculate additional time for retirement days.

Parish Manager Al Levron stated that an employee has a maximum length of service that may be attributed to retirement. (NO ACTION TAKEN)

Mr. J. B. Breaux moved, seconded by Mr. A. Tillman, “THAT, the Policy, Procedure, & Legal Committee add on to the agenda the matter relative to joining a class action suit regarding the Crown Victoria product defect.”

The Chairman called for the vote on the motion offered by Mr. J. B. Breaux.

UPON ROLL CALL THERE WAS RECORDED:


NAYS: None.
Parish Attorney Carolyn McNabb informed the committee of the national press attention of the “alleged” Crown Victoria product defect, which resulted in a high number of fatalities resulting from rear-ending crashes. Ms. McNabb stated that she contacted the Houma Police Department, which stated that it has about 30 Crown Victoria vehicles, and then consulted the law firm of St. Martin & Williams who have indicated that it is contemplating filing a class action suit on behalf of Jefferson Parish and possibly Plaquemines Parish. Ms. McNabb continued that the firm has indicated that Terrebonne Parish could be one of the class representatives, and suggested that the Council consider entering into a special legal counsel contract with the firm of St. Martin & Williams to represent Terrebonne Parish in the class action suit. Ms. McNabb noted that the contract fee would be a 33-1/3% contingency fee contract, if anything is collected on the suit, and the Parish Government would pay 1/3 of the fee, but at the end of the class action suit the court has to approve the fee.

Mr. W. Thibodeaux moved, seconded unanimously, “THAT, the Policy, Procedure, & Legal Committee concur with the recommendation of the Legal Department to obtain special legal services from the Law Firm of St. Martin & Williams to represent the Terrebonne Parish Consolidated Government in the class action lawsuit regarding the Crown Victoria product defect.” (**MOTION ADOPTED AFTER DISCUSSION)

Upon questioning, Ms. McNabb stated that the Law Firm of St. Martin & Williams would represent Jefferson Parish and Plaquemines Parish in a state class action suit against Ford Motors for the Crown Victorias. Ms. McNabb stated that Ford Motors has developed a modification for the gas tank defect, but is requiring the Parish Government to pay for the replacement of the gas tank, so the suit is to require that Ford Motors replace or repair the vehicles at their cost.

Parish Manager Al Levron recommended that the Council proceed with joining the class action suit.

**The Chairman called for the vote on the motion offered by Mr. W. Thibodeaux.**

UPON ROLL CALL THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairman declared the motion adopted.

Mr. R. Boudreaux moved, seconded by Mr. P. Rhodes, “THAT, there being no further business to come before the Policy, Procedure, & Legal Committee, the meeting be adjourned.”

The Chairman called for the vote on the motion offered by Mr. R. Boudreaux.

UPON ROLL CALL THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.
ABSENT: None.

The Chairman declared the motion adopted and the meeting was adjourned at 7:30 p.m.

Daniel D. Henry, Sr., Chairman
Suzette Thomas, Minute Clerk

Mr. D. Henry moved, seconded by Ms. C. Duplantis, “THAT, the Council accept and ratify the minutes of the Policy, Procedure, & Legal Committee meeting held on 7/22/02.”

The Chairman called for a vote on the motion offered by Mr. D. Henry.

UPON ROLL CALL THERE WAS RECORDED:


NAYS:  None.

ABSTAINING:  None.

ABSENT:  C. Voisin.

The Chairman declared the motion adopted.

The Chairman called for a report on the Public Services Committee meeting held on 7/23/02, whereupon the Committee Chairman, noting that ratification of the minutes calls public hearings on 8/14/02, rendered the following:

PUBLIC SERVICES COMMITTEE
JULY 23, 2002

The Chairman, Ray Boudreaux, called the Public Services Committee meeting to order at 5:31 p.m. in the Terrebonne Parish Council Meeting Room with the Invocation led by C. Duplantis and the Pledge of Allegiance led by W. Thibodeaux. Upon roll call, Committee Members recorded as present were:  R. Boudreaux, J. B. Breaux, C. Duplantis, D. Henry, H. Lapeyre, P. Rhodes, W. Thibodeaux, A. Tillman, and C. Voisin. A quorum was declared present.

OFFERED BY:  Mr. D. Henry.
SECONDED BY:  Mr. C. Voisin.

RESOLUTION NO. 02-316

A resolution authorizing the Parish President to execute a “Partner Letter” with Ducks Unlimited relative to the Pointe-aux-Chenes Hydrologic Restoration Project and other matters relative thereto.

WHEREAS, Terrebonne Parish Consolidated Government desires to partner with other state, federal, and local agencies as well as private sector landowners to restore and enhance the south Louisiana wetlands.

NOW, THEREFORE BE IT RESOLVED, that the Terrebonne Parish Council (Public Services Committee), on behalf of the Terrebonne Parish Consolidated Government, authorizes the Parish President to execute the “Partner Letter” with Ducks Unlimited, Inc.

THERE WAS RECORDED:

NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairman declared the resolution adopted on this, this 23rd day of July, 2002.

Parish Manager Al Levron stated that the aforementioned project was submitted by Mr. Chad Courville with Ducks Unlimited who requested use of the value for the installation of the 4-1 Levee for in-kind match funding on a project that Ducks Unlimited is applying for on behalf of the United States Department of Wildlife & Fisheries. Mr. Levron continued that, initially, there was some concern relative to the impact of the project on the Morganza to the Gulf of Mexico Project; however, Terrebonne Levee & Conservation District Executive Director Jerome Zeringue has noted that the match will in no way adversely affect the Morganza to the Gulf of Mexico project. Mr. Levron added that the project would develop a closer relationship with the United States Department of Wildlife and Fisheries, on whose property the levee sits.

Committee Member D. Henry requested that a copy of the letter from the Terrebonne Levee & Conservation District be submitted to the Council for placement in the reading file.

OFFERED BY: Mr. J.B. Breaux.
SECONDED BY: Ms. C. Duplantis.

RESOLUTION NO. 02-317

A resolution providing approval of Change Order No. 2, for Construct/Modify Substation and Install Fiber Optics Interface for Construction and improvements of the (3) Electrical Substations project no. 99-USD-54.

WHEREAS, by contract dated April 5, 2000, Terrebonne Parish Consolidated Government did award a contract to Entergy Operation Services, Inc., for Construction and improvements of the (3) Electrical Substations, Project No. 99-USD-54, Terrebonne Parish, Louisiana, as will be seen by reference to said contract that is recorded under Entry No. 1070059 of the records of Terrebonne Parish, Louisiana, and

WHEREAS, some existing equipment needed modification and/or additional support to be incorporated in the new equipment, and

WHEREAS, the existing underground conduit could not be used and new conduit duct bank had to be run from substation to power plant, and

WHEREAS, contractor requested increase in contract amount due to additional work, and

WHEREAS, request has been reviewed by the project engineer and T.P.C.G. Utilities staff and it was found to be in line with the additional work performed, and

WHEREAS, a change order has been recommended for an increase in the amount of Twenty-nine Thousand, three hundred forty-one dollars and forty-one cents ($29,341.41).

NOW, THEREFORE BE IT RESOLVED, by the Terrebonne Parish Council (Public Services Committee), on behalf of the Terrebonne Parish Consolidated Government, hereby approves this change order for the above referenced project; and,

BE IT FURTHER RESOLVED, that the Parish President be authorized to execute Change Order No. 2, for an increase in the amount of $29,341.41.

THERE WAS RECORDED:

NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairman declared the resolution adopted on this, this 23rd day of July, 2002.

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OFFERED BY: Mr. H. Lapeyre.
SECONDED BY: Mr. J.B. Breaux.

RESOLUTION NO. 02-318

A resolution approving Amendment No. 4 to an Engineering Agreement with Walk, Haydel & Associates, Inc. for construction of 115-34.5 kV Electric Power Substations, identified as Parish Project No. 096-USD-83, Terrebonne Parish, Louisiana.

WHEREAS, the Terrebonne Parish Consolidated Government did enter into an Engineering Agreement with Walk, Haydel & Associates, Inc., dated July 7, 1997 for the construction of 115-34.5 kV Electric Power Substations identified as Parish Project No. 96-USD-83, and

WHEREAS, construction was suspended during the summer which coincided with heavy demand, and

WHEREAS, the work was not included in original scope of work.

NOW, THEREFORE BE IT RESOLVED, by the Terrebonne Parish Council (Public Services Committee), on behalf of the Terrebonne Parish Consolidated Government, does hereby approve this Amendment for an increase of Twenty-Six Thousand Dollars and No Cents ($26,000.00) in Basic Services and an increase in the limitation of cost for Additional Services and Reimbursable Expenses in an amount of Ten-Thousand Dollars and No Cents ($10,000.00).

THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairman declared the resolution adopted on this, this 23rd day of July, 2002.

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OFFERED BY: Mr. H. Lapeyre.
SECONDED BY: Mr. C. Voisin.

RESOLUTION NO. 02-319

A resolution ratifying the appointment of the engineering firm of T. Baker Smith & Son, Inc. to provide engineering services for the Dredging of Bayous Terrebonne and Petit Caillou; and authorizing execution of an engineering agreement for these services.

WHEREAS, the Terrebonne Parish Consolidated Government is desirous of appointing the engineer to provide engineering services for the project entitled Dredging of Bayous Terrebonne and Petit Caillou, and
WHEREAS, the engineering firm of T. Baker Smith & Son, Inc. has been selected by Terrebonne Parish President Robert J. Bergeron to provide the engineering services relative to said project, and

NOW, THEREFORE BE IT RESOLVED that the Terrebonne Parish Council (Public Services Committee), on behalf of the Terrebonne Parish Consolidated Government, does hereby ratify the appointment of the engineering firm of T. Baker Smith & Son, Inc. by Terrebonne Parish President Robert J. Bergeron for professional engineering services for the Dredging of Bayous Terrebonne and Petit Caillou, and

BE IT FURTHER RESOLVED that the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, does hereby authorize the execution of an engineering agreement with the engineering firm of T. Baker Smith & Son, Inc. by Terrebonne Parish President Robert J. Bergeron.

THERE WAS RECORDED:


NAYS: W. Thibodeaux.

ABSTAINING: None.

ABSENT: None.

The Chairman declared the resolution adopted on this, this 23rd day of July, 2002.

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Parish Manager Al Levron explained that the aforementioned appointment is a result of a meeting that the Parish President had with members of our State Legislative Delegation, representatives of the Department of Transportation and Development, and the Chamber of Commerce with respect to the discussion of changing the Prospect Bridge to a six-lane, fixed span bridge. Mr. Levron continued that one of the concerns was navigability of boats on the south side of the Prospect Bridge getting to the Gulf of Mexico, and stated that one alternative was to give the boaters a route south of the Prospect Street Bridge down Bayou Terrebonne, Bayou Little Caillou, and out to the Gulf of Mexico. Mr. Levron stated that one problem with the proposed route was that the cross section of Bayou Terrebonne, Bayou Petit Caillou, and the upper regions are questionable as to whether the bayous can support the navigation. Mr. Levron noted that the proposed professional services agreement will allow the engineering firm to do a cross section survey of the channel to estimate the quantity of dredge spoil removal, and the estimated cost of the project.

Parish Engineer Robert Jones stated that the aforementioned project is being completed in conjunction with the possibility that the whole discussion of dredging Bayou Terrebonne and Bayou Little Caillou came about due to several proposals to dredge the bayous for dedicated dredging project, and to use the material for marsh restoration north of Lake Boudreaux through a dedicated dredging project. Mr. Jones continued that the project was a direct response to conversations with Mr. Hanzy and members of the government to determine the reallocation of the CIEP Funding that was received by the Parish Government for marsh restoration of Bush Canal and Bayou Terrebonne. Upon questioning, Mr. Jones explained that Mr. Hanzy indicated that before he would entertain the possibility of the CIEP Funds being used for the aforementioned project, someone has to perform investigative work to prove that there was in fact material in the bayous that would be feasible to do it, and noted that the approval to transfer the funds has not been made. Mr. Jones continued that the Parish Government, currently, has a project that has a direct grant from the federal government and a state grant to do bank restoration at Bush Canal and Bayou Terrebonne.

Upon questioning, Mr. Levron stated that the dredging of Bayou Terrebonne might be an alternate for use of the CIEP Funds. Mr. Levron explained that the aforementioned project is a search of the possibilities of completing the project and the alternative sources of funding for the project. Mr. Levron stated that two problems arose as a result of the discussion, one being the
oyster leases on lower Bayou Terrebonne, and the other the more recent discussion of the Bayou Terrebonne issue, and both are being reviewed.

Upon questioning, Mr. Jones stated that he has no knowledge that determination has been made on the Prospect Street Bridge. Mr. Jones continued that the dedicated dredging proposal for the upper end of Bayou Little Caillou at the intersection of Bayou Terrebonne has been put forth by the Parish Government a number of times through the CWPPRA process, and the idea is to create marsh with a dedicated dredging and allow fresh water to flow down Bayou Little Caillou and Bayou Terrebonne.

Mr. Levron interjected that the CIEP Funds is one source of funding for said project; however, there is no other dedicated source of funding for the project, but potential sources are available. Upon questioning, Mr. Levron stated that the aforementioned project ties in two types of project that may allow the CIEP Funds to be used.

OFFERED BY: Mr. C. Voisin.
SECONDED BY: Mr. D. Henry.

RESOLUTION NO. 02-320

A resolution ratifying the appointment of the engineering firm of T. Baker Smith & Son, Inc. to provide engineering services for Phase II NPDES; and authorizing execution of an engineering agreement for these services.

WHEREAS, the Terrebonne Parish Consolidated Government is required to comply with Phase II National Pollutant Discharge Elimination System (NPDES) regulations, and

WHEREAS, the Terrebonne Parish Consolidated Government is desirous to comply with Phase II NPDES regulations, and

WHEREAS, the engineering firm of T. Baker Smith & Son, Inc. has been selected by Terrebonne Parish President Robert J. Bergeron to provide the engineering services relative to said project, and

NOW, THEREFORE BE IT RESOLVED that the Terrebonne Parish Council (Public Services Committee), on behalf of the Terrebonne Parish Consolidated Government, does hereby ratify the appointment of the engineering firm of T. Baker Smith & Son, Inc. by Terrebonne Parish President Robert J. Bergeron for professional engineering services for Phase II NPDES, and

BE IT FURTHER RESOLVED that the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, does hereby authorize the execution of an engineering agreement with the engineering firm of T. Baker Smith & Son, Inc. by Terrebonne Parish President Robert J. Bergeron.

THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairman declared the resolution adopted on this, this 23rd day of July, 2002.

OFFERED BY: Mr. C. Voisin.
SECONDED BY: Mr. H. Lapeyre.
RESOLUTION NO. 02-321

A resolution authorizing the execution of Change Order No. 2 for the Construction Agreement for Parish Project No. 99-SAN-09 Ashland Landfill Closure, Terrebonne Parish, Louisiana.

WHEREAS, the Terrebonne Parish Consolidated Government entered into a contract dated March 12, 2001, with RAD-TON, Inc., for the Ashland Landfill Closure, Parish Project No. 99-SAN-09, Terrebonne Parish, Louisiana, and

WHEREAS, surveys of the landfill determined the limits of garbage were found to be beyond the original limits, and

WHEREAS, additional culverts need to be installed due to this expansion of the cell limits, and

WHEREAS, the levee slope will be extended, from the top of the levee crown to the edge of the existing aggregate road on the south side of the landfill, and

WHEREAS, additional seeding and fertilizing will be required on the levee extension, and

WHEREAS, the existing stockpiled material on the landfill site will be spread as per ENGINEER’s direction, and

WHEREAS, a construction cost increases of $54,962.50 has been negotiated for this additional work, and

WHEREAS, this change order has also been recommended so as to increase the contract time due to this additional work, and

WHEREAS, a this added work above will increase the contract time by an additional 14 days, and

WHEREAS, this Change Order No. 2 has been recommended by the ENGINEER for this project, Coastal Engineering And Environmental Consultants, Inc.

NOW, THEREFORE BE IT RESOLVED that the Terrebonne Parish Council (Public Services Committee), on behalf of the Terrebonne Parish Consolidated Government, does hereby approve and authorize the execution by Terrebonne Parish President Robert J. Bergeron of Change Order No. 2 to the construction agreement with RAD-TON, Inc., to perform construction services for project No. 99-SAN-09 (Ashland Landfill Closure) which provides for additional culverts due to the expansion of the cell boundaries and extends the levee slope and spreads the existing stockpiled material at the landfill site for an amount of Fifty-Four Thousand Nine Hundred Sixty-Two Dollars and Fifty Cents ($54,962.50) to the original contract amount and provides for 14 (fourteen) additional days due to this additional work, and

BE IT FURTHER RESOLVED that a certified copy of the resolution be forwarded to the Engineer, Coastal Engineering and Environmental Consultants, Inc.

THERE WAS RECORDED:


NAYS:  None.

ABSTAINING:  None.

ABSENT:  None.

The Chairman declared the resolution adopted on this, this 23rd day of July, 2002.

* * * * * * *
Parish Engineer Robert Jones explained that the aforementioned project entails the spreading of additional dirt on the landfill site, and noted that closure of the landfill should be completed prior to the original completion date. Mr. Jones added that there is one big cell and two small cells that are left for closure.

OFFERED BY: Mr. H. Lapeyre.
SECONDED: Unanimously.

RESOLUTION NO. 02-322

A resolution authorizing the execution of Change Order No. 1 for the Construction Agreement for Parish Project No. 01-BRG-25 Veterans Bridge (Bridge Foundation and Erection), Terrebonne Parish, Louisiana.

WHEREAS, the Terrebonne Parish Consolidated Government entered into a contract dated March 26, 2002, with LL&G Construction, Inc., for the Veterans Bridge (Bridge Foundation and Erection), Parish Project No. 01-BRG-25, Terrebonne Parish, Louisiana, and

WHEREAS, it is necessary to increase the contract time due to adverse weather conditions, and

WHEREAS, it is also necessary to increase the contract time due the Fourth of July Holiday, and

WHEREAS, this Change Order No. 1 has been recommended by the Parish Engineer, and

NOW, THEREFORE BE IT RESOLVED that the Terrebonne Parish Council (Public Services Committee), on behalf of the Terrebonne Parish Consolidated Government, does hereby approve and authorize the execution by Terrebonne Parish President Robert J. Bergeron of Change Order No. 1 to the construction agreement with LL&G Construction, Inc., to perform construction services for Veterans Bridge (Bridge Foundation and Erection) Project No. 01-BRG-25 which for an amount of ten (10) calendar days to the original contract amount, and

BE IT FURTHER RESOLVED that a certified copy of the resolution be forwarded to the Engineering Division.

THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairman declared the resolution adopted on this, this 23rd day of July, 2002.

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OFFERED BY: Mr. H. Lapeyre.
SECONDED BY: Mr. D. Henry.

RESOLUTION NO. 02-323

A resolution providing for the acceptance of work performed by LL&G Construction, Inc., in accordance with the Certificate of Substantial Completion for Veterans Bridge (Bridge Foundation and Erection), Parish Project No. 01-BRG-25, Terrebonne Parish, Louisiana.
WHEREAS, the Terrebonne Parish Consolidated Government entered into a contract dated March 26, 2002 with LL&G Construction, Inc., for Veterans Bridge (Bridge Foundation and Erection), Parish Project No. 01-BRG-25, Terrebonne Parish, Louisiana, and

WHEREAS, work performed under the contract has been inspected by authorized representatives of the Owner, Engineer, and Contractor and found to be substantially complete, and

WHEREAS, the Engineer for this project, Coastal Engineering and Environmental Consultants, Inc., recommends the acceptance of the substantial completion, and

NOW, THEREFORE BE IT RESOLVED that the Terrebonne Parish Council (Public Services Committee), on behalf of the Terrebonne Parish Consolidated Government, does hereby accept the work performed in accordance with the contract and specifications in accordance with the Certificate of Substantial Completion, effective as of the date of recording of this resolution, and does authorize and direct the Clerk of Court and Ex-Officio Recorder of Mortgages of Terrebonne Parish to note this acceptance thereof in the margin of the inscription of said contract under Entry No. 1117328 of the Records of Terrebonne Parish, Louisiana, and

BE IT FURTHER RESOLVED that a certified copy of the resolution be forwarded to the Engineering Division, and

BE IT FURTHER RESOLVED that a certified copy of the resolution be recorded in the office of the Clerk of Court of Terrebonne Parish to commence a 45-day clear lien period, and

BE IT FURTHER RESOLVED that the Administration is authorized to make payment of retainage upon the presentation of a Clear Lien Certificate.

THERE WAS RECORDED:


NAYS:  None.

ABSTAINING:  None.

ABSENT:  None.

The Chairman declared the resolution adopted on this, this 23rd day of July, 2002.

OFFERED BY:  Mr. W. Thibodeaux.
SECONDED BY:  Ms. C. Duplantis.

RESOLUTION NO. 02-324

A resolution authorizing the execution of Change Order No. 2 for the Construction Agreement for Parish Project No. 99-BRG-11, Morgan St. Bridge Replacement, Terrebonne Parish, Louisiana.

WHEREAS, the Terrebonne Parish Consolidated Government has entered into a contract with Pipeline Construction & Maintenance, Inc., dated 4/2/02, filed under Entry #1117324 in the Terrebonne Parish Courthouse on 4/2/02, for the Morgan St. Bridge Replacement, Project # 99-BGR-11, Terrebonne Parish, Louisiana, and

WHEREAS, the Owner is desirous of repair damaged culvert from Main Street to Bayou Terrebonne, and

WHEREAS, this damaged culvert was discovered after excavation of material at the Morgan St. Bridge site, and
WHEREAS, an increase in the construction cost in the amount of $6,420.00 has been negotiated for this additional work, and

WHEREAS, this Change Order # 2 has been recommended by the ENGINEER, Milford & Associates, Inc., for the project.

NOW, THEREFORE, BE IT RESOLVED that the Terrebonne Parish Council (Public Services Committee), on behalf of the Terrebonne Parish Government, does hereby approve and authorize the execution by Terrebonne Parish President Robert J. Bergeron of Change Order # 2 to the construction agreement with Pipeline Construction & Maintenance, Inc., to perform construction services for project No. 99-BRG-11 (Morgan St. Bridge Replacement) for an increase in the amount of $6,420.00, and

BE IT FURTHER RESOLVED that this resolution and accompanying Change Order # 2 be recorded in the Terrebonne Parish Clerk of Court's Office and a certified copy of the resolution be forwarded to the Engineer, Milford & Associates, Inc.

THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairman declared the resolution adopted on this, this 23rd day of July, 2002.

Upon questioning relative to performance based contracts for engineering services as opposed to cost reimbursement, Parish Engineer Robert Jones explained that various types of contract methods have been reviewed with the engineers, and stated that he does not know how a performance based contract could be devised.

Mr. H. Lapeyre moved, seconded by Mr. C. Voisin, “THAT, the Public Services Committee introduce an ordinance to increase the speed limit on Civic Center Boulevard to 35 mph and call a public hearing on said matter on August 14, 2002 at 6:30 p. m.”

The Chairman called for the vote on the motion offered by Mr. H. Lapeyre.

UPON ROLL CALL THERE WAS RECORDED:


NAYS: C. Duplantis.

ABSTAINING: None.

ABSENT: None.

The Chairman declared the motion adopted.

Mr. A. Tillman moved, seconded by Mr. H. Lapeyre, “THAT, the Public Services Committee introduce an ordinance to establish a ‘No Parking Zone’ along King Street from the property line closest to Main Street to a point 125 feet past the King Street Park, and call a public hearing on said matter on August 14, 2002 at 6:30 p. m.”

The Chairman called for the vote on the motion offered by Mr. A. Tillman.

UPON ROLL CALL THERE WAS RECORDED:

NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairman declared the motion adopted.

Mr. A. Tillman moved, seconded by Mr. J. B. Breaux and H. Lapeyre, “THAT, the Public Services Committee introduce an ordinance to establish a ‘No Parking Zone’ along both sides of Banks Avenue from the property line closest to Senator Street and then North for a distance of 120 feet past the church, and call a public hearing on said matter on August 14, 2002 at 6:30 p.m.”

The Chairman called for the vote on the motion offered by Mr. A. Tillman.

UPON ROLL CALL THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairman declared the motion adopted.

The Chairman recognized Mr. Billy Hebert of 302 Richard Drive, who informed the committee of problems with the “lowest responsible bidder” contractor not completing contractual work on a project for the Consolidated Waterworks District No. 1 and requested that the Council consider submitting a letter to the State Attorney General’s Office requesting that it define what the “lowest responsible bidder” means, and to determine if board members can participate in the selection of a contractor for projects. Mr. Hebert continued that LA § 37:2158 governing complaints against contracts has not been amended since 1995, is very broad, and should be amended to address problems with negligent contractors.

Mr. D. Henry moved, seconded by Mr. P. Rhodes and Mr. H. Lapeyre, “THAT, the Public Services Committee direct the Council Chairman to schedule a meeting with members of our State Legislative Delegation and Council, and Mr. Billy Hebert to discuss the matter relative to negligent contractors/lowest responsible bidders.” (**MOTION ADOPTED AFTER DISCUSSION)

Upon questioning, Parish Attorney Carolyn McNabb stated that if one company uses another company’s financial assets to acquire a contract, the action is fraudulent, and continued that she is unaware of State law providing a definition of the “lowest responsible bidder.” Ms. McNabb stated she will provide the Council with information relative to the interpretation of the State Bid Law as it relates to the “lowest responsible bidder.”

Mr. Hebert interjected that he will request that the Consolidated Waterworks District No. 1 Board attorney write a letter to the State Contracting Board detailing all correspondence as it relates to the contractor neglecting completion of the contractual work.

**The Chairman called for the vote on the motion offered by Mr. D. Henry.

UPON ROLL CALL THERE WAS RECORDED:

The Chairman declared the motion adopted.

Miss C. Duplantis moved, seconded by Mr. D. Henry, “THAT, the Public Services Committee add on to the agenda the matter relative to clarifying the Cooperative Endeavor Agreement between the Terrebonne Levee & Conservation District and the Terrebonne Parish Consolidated Government for the Ward 7 Levee System and the operation and management of Drainage Pump Station No. 1.”

The Chairman called for the vote on the motion offered by Miss C. Duplantis.

UPON ROLL CALL THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairman declared the motion adopted.

OFFERED BY: Mr. D. Henry.
SECONDED BY: Mr. W. Thibodeaux.

RESOLUTION NO. 02-325

A resolution to clarify the Cooperative Endeavor Agreement between the Terrebonne Levee and Conservation District and Terrebonne Parish Consolidated Government, relative to the Ward 7 Levee System and other matters relative thereto.

WHEREAS, the Terrebonne Levee and Conservation District and Terrebonne Parish Consolidated Government entered into a cooperative endeavor agreement on November 13, 2001 to “acquire a permit for the purpose of dredging an existing canal, reconstructing a levee and berm, along the Ward 7 levee system”, and

WHEREAS, it is now desirous to clarify the scope of the proposed levee reconstruction project, and

WHEREAS, it is the intent of the parties to apply for a permit and solicit available funding for the purpose of reconstructing the Ward 7 levee system between Station 0+00 and Station 308+20, as depicted on the attached exhibit (generally described as the area known as Lashbrook to Boudreaux Canal).

NOW, THEREFORE BE IT RESOLVED by the Terrebonne Parish Council (Public Services Committee), on behalf of the Terrebonne Parish Consolidated Government, that this resolution shall clarify the intent of the parties with respect to the Cooperative Endeavor Agreement dated November 13, 2001.

THERE WAS RECORDED:


NAYS: None.
ABSTAINING: None.

ABSENT: None.

The Chairman declared the resolution adopted on this, this 23rd day of July, 2002.

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Parish Manager Al Levron explained that the aforementioned cooperative endeavor agreement discusses the responsibilities for the Ward 7 Levee System Project, and specifies that a project of reconstruction will take place along the Ward 7 Levee System. Mr. Levron continued that it was decided that the lower section of the Ward 7 Levee System from Lashbrook southward to Boudreaux Canal was in deplorable condition and needed immediate attention. Mr. Levron stated that the Terrebonne Levee & Conservation District has pursued the acquisition of permit for reconstruction of said area, and has requested that the aforementioned cooperative endeavor agreement be clarified to state that the project, currently underway, be clearly identified as being located between Lashbrook and Boudreaux Canal. Mr. Levron continued that the purpose for said clarification is to consolidate the effort for right-of-way acquisitions, Statewide flood grants, and optimize the ability to get state funding. Mr. Levron stated that he does not believe the project affects Phase 2 & 3, and yielded to Terrebonne Levee & Conservation District Executive Director Jerome Zeringue for further clarification.

Mr. Zeringue stated that the problem faced by the Terrebonne Levee & Conservation District is funding for the needed repairs to the Ward 7 Levee, and noted that it was unable to obtain capital outlay funds during the recent Legislative session; however, it is pursuing Statewide Flood Control funding. Mr. Zeringue stated that unfortunately, the projects must be specific, and the lower section of the Ward 7 Levee System has been identified for immediate repair. Mr. Zeringue continued that state government representatives have indicated that the project can not be broken up into smaller phases, if the project the entire project is completed, the cost would be $19 million dollars; however, completion of only the lower section of the Ward 7 Levee System would cost $3 million dollars and is more manageable in terms of funding. Mr. Zeringue stated that the district has applied for Statewide Flood Control funding (50% from the State, 25% from the Parish Government and 25% from the Terrebonne Levee District). Mr. Zeringue noted that the district is not neglecting or ignoring its responsibility in the upper section of the Ward 7 Levee System, and is addressing the critical area first.

Mr. P. Rhodes offered a substitute motion, seconded by Mr. W. Thibodeaux, “THAT, the Public Services Committee introduce a resolution to clarify the Cooperative Agreement between the Terrebonne Levee & Conservation District and the Terrebonne Parish Consolidated Government relative to the Ward 7 Levee System, to amend paragraph two of the submitted resolution to include ‘consisting of three phases’ at the end of the last sentence, and to change the second ‘Whereas’ to state, ‘Whereas, it is now desirous to clarify the scope of the first Phase of the Ward 7 Levee System reconstruction project.’” (**SUBSTITUTE MOTION WITHDRAWN AFTER LENGTHY DISCUSSION)

Upon questioning, Mr. Zeringue explained that the aforementioned project is specifically for the Ward 7 Levee System which is first and primarily a drainage levee, and noted that the district has contributed $3 million dollars, in conjunction with the Parish Government, in refurbishing and constructing pump stations along the levee system. Mr. Zeringue continued that the lower section of the levee has experienced slides and is in need of repair.

Upon additional questioning, Mr. Levron stated that ultimately, all three phases could be included in the project; however, the district is currently attempting to get funding for Phase 1 (Lashbrook to Boudreaux Canal). Mr. Levron continued that future phases would be based upon the availability of funding by the Parish Government and the Terrebonne Levee & Conservation District.

Discussion ensued relative to completion of the first Phase of the Ward 7 Levee System Project as opposed to all phases at one time.

Parish President Robert Bergeron emphasized the need to repair the lower section of the Ward 7 Levee System, and requested that the Council not alter the aforementioned proposed resolution which is necessary to obtain funding from the State and permits.
Upon questioning, Parish Attorney Carolyn McNabb stated that a previously signed agreement between the district and parish government will remain enforce until such time as the Morganza to the Gulf of Mexico Project is completed or ten years has expired.

Committee Member P. Rhodes withdrew the substitute motion, however, the second was not rescinded. The motion died.

OFFERED BY: Mr. W. Thibodeaux.
SECONDED BY: Mr. H. Lapeyre.

RESOLUTION NO. 02-326

A resolution authorizing the execution of a Cooperative Endeavor Agreement between the Terrebonne Levee and Conservation District (“Levee District”), and the Terrebonne Parish Consolidated Government relative to the operation and management of a drainage pump station, known as Pump Station No. 1, located along Bayou Black Levee Alignment Reach II.

WHEREAS, the Terrebonne Levee and Conservation District has been appropriated certain capital outlay funds for the Barrier Plan, and

WHEREAS the Levee District intends to construct a drainage pump station along Reach II of the Bayou Black Levee Alignment, and

WHEREAS, upon project completion the Levee District desires to transfer operation and maintenance of the pump station to the Parish, and

WHEREAS, the parish agrees to accept the operation and maintenance of Pump Station No. 1, when the station is completed, subject to the limitation that the Levee District assume the cost of any repair, maintenance, rehabilitation and/or reconstruction that exceeds $25,000 per occurrence.

NOW, THEREFORE BE IT RESOLVED by the Terrebonne Parish Council (Public Services Committee), on behalf of the Terrebonne Parish Consolidated Government, that the Parish President is authorized to execute a Cooperative Endeavor Agreement with the Terrebonne Levee and Conservation District for the operation and maintenance of Pump Station No. 1 located in Bayou Black Levee Alignment Reach II, upon completion subject to the $25,000 per occurrence provided as stated above.

THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairman declared the resolution adopted on this, this 23rd day of July, 2002.

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Miss C. Duplantis moved, seconded by Mr. A. Tillman and Mr. H. Lapeyre, “THAT, there being no further business to come before the Public Services Committee, the meeting be adjourned.”

The Chairman called for the vote on the motion offered by Miss C. Duplantis.

UPON ROLL CALL THERE WAS RECORDED:

NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairman declared the motion adopted and the meeting was adjourned at 6:41 p.m.

Ray B. Boudreaux, Jr., Chairman
Suzette Thomas, Minute Clerk

Mr. R. Boudreaux moved, seconded by Mr. D. Henry, “THAT, the Council accept and ratify the minutes of the Public Services Committee meeting held on 7/23/02.”

The Chairman called for a vote on the motion offered by Mr. R. Boudreaux.

UPON ROLL CALL THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: C. Voisin.

The Chairman declared the motion adopted.

The Chairman called for a report on the Community Development & Planning Committee meeting held on 7/23/02, whereupon the Committee Chairman, noting that ratification of the minutes calls public hearings on 8/14/01 and 8/28/02, rendered the following:

COMMUNITY DEVELOPMENT & PLANNING COMMITTEE

JULY 23, 2002

The Chairman, Alvin Tillman, called the Community Development & Planning Committee meeting to order at 6:58 p.m. in the Terrebonne Parish Council Meeting Room with the Invocation led by W. Thibodeaux and the Pledge of Allegiance led by P. Rhodes. Upon roll call, Committee Members recorded as present were: J. B. Breaux, C. Duplantis, D. Henry, H. Lapeyre, P. Rhodes, W. Thibodeaux, A. Tillman, and C. Voisin. Committee Member R. Boudreaux entered the proceedings at 7:08 p.m. A quorum was declared present.

OFFERED BY: Mr. P. Rhodes.
SECONDED BY: Mr. H. Lapeyre.

RESOLUTION NO. 02-327

A resolution giving Notice of Intent to adopt an ordinance to amend the Parish Code of Terrebonne Parish, Chapter 18, Section 18-289 to create a two (2) hour zone on all parking meters on both sides of Main Street from Barataria Street to Barrow Street.

NOW, THEREFORE BE IT RESOLVED, by the Terrebonne Parish Council (Community Development and Planning Committee), on behalf of the Terrebonne Parish Consolidated Government, that Notice of Intent is given for adopting an ordinance to amend the Parish Code of Terrebonne Parish, Chapter 18, Section 18-289 to create a two (2) hour zone on all parking meters on both sides of Main Street from Barataria Street to Barrow Street; and,

BE IT FURTHER RESOLVED, that a public hearing on said ordinance be called for Wednesday, August 14, 2002 at 6:30 p.m.
THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: R. Boudreaux, Jr.

The Chairman declared the resolution adopted on this, the 23rd day of July, 2002.

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Upon questioning, Planning & Zoning Director Patrick Gordon stated that the aforementioned request was submitted by the Main Street Manager in response to a request from Downtown Merchants to increase the time limit on the parking meters on both sides of Main Street from Barataria Street to Barrow Street, and Administration concurs with the recommendation of the Main Street Manager.

The Chairman recognized Mr. William Smith of 201 Marshall Drive who requested that his speaker card be deferred until after all other speakers have spoken.

Committee Member R. Boudreaux entered the proceedings at this time.

The Chairman recognized Ms. Bobbi Kock of 201 Denning Drive who voiced her opposition to the proposed rezoning of property located at the corner of Valhi Boulevard and the St. Charles Street Extension from R-1 to C-6.

The Chairman recognized Mr. Richard Reaves of 108 Lynwood Drive, who opposed the aforementioned rezoning, requested that the matter be sent back to the Houma Zoning Commission to ensure that all residents are properly notified of the hearing on the proposed rezoning, and presented information indicating that not all of the residents were notified of the rezoning hearing.

The Chairman recognized Ms. Susan Grace of 307 Raywood Drive who voiced her opposition to the proposed rezoning.

Upon questioning relative to proper notification of all residents, Planning & Zoning Director Patrick Gordon stated that a preliminary review of the information submitted by Mr. Reaves indicates that possibly some residents were not notified of the rezoning hearing, and requested additional time to review the file on the proposed rezoning matter.

Mr. C. Voisin moved, seconded by Mr. D. Henry, “THAT, the Community Development & Planning Committee retain the matter relative to introducing an ordinance that will rezone property located at the corner of Valhi Boulevard and St. Charles Street Extension from R-1 to C-6 in committee for two weeks.” (**MOTION AMENDED AFTER DISCUSSION)

After discussion regarding retaining the aforementioned matter, Mr. Gordon stated that the Council is not held to a specific time frame in which a public hearing can be conducted.

Mr. C. Voisin offered an amended motion, seconded by Mr. D. Henry, “THAT, the Community Development & Planning Committee retain the matter relative to introducing an ordinance that will rezone property located at the corner of Valhi Boulevard and the St. Charles Street Extension from R-1 to C-6 for thirty days.” (**AMENDED MOTION ADOPTED AFTER DISCUSSION)

Upon questioning relative to the proposed location of a new fire station for the Summerfield area, Parish Manager Al Levron stated that one of the possible locations for the fire station is located directly across from the proposed rezoning site in an R-1 area along St. Charles Street.
Discussion transpired relative to the aforementioned matter being automatically sent back to the Houma Zoning Commission for further evaluation and notification of the proper residents.

Council Clerk Paul Labat informed the public that the aforementioned matter would be readdressed at the August 27, 2002 meeting of the Community Development & Planning Committee.

The Chairman recognized Mr. William Smith, who presented ethical concerns relative to the behavior of the Houma Zoning Commission chairman and the conduct of some members of the Zoning Commission.

The Chairman suggested that the alleged “ethical” concerns regarding the Houma Zoning Commission chairman should be submitted to the District Attorney’s Office for investigation.

Mr. Smith continued that, based upon the partially of one member of the Zoning Commission, that person should have recused himself from discussion.

Mr. H. Lapeyre moved, seconded by Mr. P. Rhodes, “THAT, the Community Development & Planning Committee grant Mr. Smith two minutes to conclude his comments.”

The Chairman called for the vote on the motion offered by Mr. H. Lapeyre.

UPON ROLL CALL THERE WAS RECORDED:


NAYS:  None.

ABSTAINING:  None.

ABSENT:  None.

The Chairman declared the motion adopted.

Mr. Smith stated that residents of Summerfield are in opposition to the proposed rezoning, and added that the residents of Summerfield supported a C-6 designation initially because it was believed the designation was a tool to provide a buffer zone between residential and heavy commercial areas.

The following people were recognized and also voiced their opposition to the aforementioned proposed rezoning: Mr. William Curth of 102 Lynwood Drive and Mrs. Mary Royston of 1450 St. Charles Street.

The Chairman recognized Mr. Lawrence Brown, owner and applicant for the proposed property rezoning, who stated that the residents were notified of the rezoning, provided information relative to Mr. Everett Talbot’s intent to develop the property for commercial use, and noted that all procedures were followed in the application process.

The Chairman recognized Mr. Barry Laiche of 103 Nederland Drive, who voiced his opposition to the proposed rezoning.

Upon questioning, Mr. Brown stated that he and his brother own the aforementioned property.

**The Chairman called for the vote on the amended motion offered by Mr. C. Voisin.

UPON ROLL CALL THERE WAS RECORDED:


NAYS:  None.
ABSTAINING: None.

ABSENT: None.

The Chairman declared the motion adopted.

OFFERED BY: Mr. J.B. Breaux.
SECONDED BY: Mr. D. Henry.

RESOLUTION NO. 02-328

A Resolution giving Notice of Intent to adopt an Ordinance to amend the Urban Services District Zoning Map to rezone Lot 12, Block A of Celestin Addition from R-1 (Single-Family Residential) to R-2 (Two-Family Residential)

THEREFORE, BE IT RESOLVED by the Terrebonne Parish Council (Community Development and Planning Committee) on behalf of the Terrebonne Parish Consolidated Government, that Notice of Intent is given for adopting an Ordinance to amend the Urban Services District Map to rezone Lot 12, Block A of Celestin Addition from R-1 (Single-Family Residential) to R-2 (Two-Family Residential); and,

BE IT FURTHER RESOLVED that a public hearing on said ordinance be called for Wednesday, August 28, 2002.

THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: C. Duplantis.

The Chairman declared the resolution adopted on this, the 23rd day of July, 2002.

* * * * * * * * *

OFFERED BY: Mr. D. Henry.
SECONDED BY: Mr. H. Lapeyre.

RESOLUTION NO. 02-329

WHEREAS, the Terrebonne Parish Consolidated Government recognizes the need for job training placement for Welfare to Work, WIA Adult, Older Youth (19-21 years old) and Dislocated Workers, and

WHEREAS, the Terrebonne Parish Consolidated Government and the LAT Workforce Investment Board, Inc. have entered into an agreement to provide services to meet the needs of out of school youth and Welfare to Work recipients regarding job training and job placement, and

WHEREAS, the Terrebonne Parish Consolidated Government has been granted Seventy-two Thousand, Four Hundred Fifty-three Dollars ($72,453.00) by the LAT Workforce Investment Board, Inc. to meet the job readiness training and job placement needs of hard to employ adults, out of school youth, dislocated workers, and TANF recipients residing in Terrebonne Parish.

NOW, THEREFORE BE IT RESOLVED that the Terrebonne Parish Council (Community Development and Planning Committee), on behalf of the Terrebonne Parish Consolidated Government, does hereby authorize the Parish President, Robert J. Bergeron, to sign all certifications and execute contracts and agreements with the LAT Workforce Investment
THERE WAS RECORDED:


NAYS:  None.

ABSTAINING:  W. Thibodeaux.

ABSENT:  None.

The Chairman declared the resolution adopted on this, the 23rd day of July, 2002.

* * * * * * * * *

OFFERED BY:  Mr. D. Henry.
SECONDED BY:  Mr. P. Rhodes.

RESOLUTION NO. 02-330

A resolution authorizing the Parish President to sign and submit the Low Income Home Energy Assistance Program (LIHEAP) Contract Amendment for FY 2002.

WHEREAS, the Louisiana Department of Social Services has amended the FY 2002 Low Income Home Energy Assistance Program (LIHEAP) Contract, and

WHEREAS, the amendment increases the contract amount from $134,968 to $327,855.

NOW, THEREFORE BE IT RESOLVED that the Terrebonne Parish Council (Community Development and Planning Committee), on behalf of the Terrebonne Parish Consolidated Government, does hereby authorize the Parish President, Robert J. Bergeron, to sign and submit any other documents necessary between the Terrebonne Parish Consolidated Government and the Louisiana Department of Social Services for the enactment of this amendment.

THERE WAS RECORDED:


NAYS:  None.

ABSTAINING:  None.

ABSENT:  R. Boudreaux, Jr., and P. Rhodes.

The Chairman declared the resolution adopted on this, the 23rd day of July, 2002.

* * * * * * * * *

Housing & Human Services Director Darrell Waire explained that the additional LIHEAP funding is derived from the original contract, and noted that two amendments have been submitted to Administration, of which the first amendment must be executed before the second amendment can be executed, and added that there is a $2,000.00 difference in the amendments.

OFFERED BY:  Mr. W. Thibodeaux.
SECONDED BY:  Mr. H. Lapeyre.

RESOLUTION NO. 02-331
A Resolution indicating the intention of Terrebonne Parish Consolidated Government, State of Louisiana, to become a participating political subdivision in the Louisiana Local Government Environmental Facilities and Community Development Authority (the “Authority”); approving the appointment of a Director to represent Terrebonne Parish Consolidated Government on the Board of Directors of the Authority; and otherwise providing with respect thereto as provided by Chapter 10-D of Title 33 of the Louisiana Revised Statutes of 1950, as amended.

WHEREAS, Chapter 10-D of Title 33 of the Louisiana Revised Statutes of 1950, as amended, comprised of R.S. 33:4548.1 through 4548.16 is known as the Louisiana Local Government Environmental Facilities and Community Development Authority Act (the “Act”); and,

WHEREAS, the Act creates the Louisiana Local Government Environmental Facilities and Community Development Authority (the “Authority”) for the purpose of assisting political subdivisions, as defined in the Act, and other designated entities in acquiring, financing and constructing certain facilities, including environmental, public infrastructure, community and economic development purposes and to otherwise establish programs to aid in the financing of local government and economic development projects; and,

WHEREAS, the Terrebonne Parish Consolidated Government, State of Louisiana, is eligible to become a participating political subdivision of the Authority in accordance with the Act; and,

WHEREAS, pursuant to Section 4548.4 of the Act, the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, State of Louisiana, desires to become a member of the Authority (“Member”) and to approve the appointment of Ed Watson to serve as a Director of the Authority and ratify any action taken heretofore by and on behalf of the Member.

NOW, THEREFORE, BE IT RESOLVED, by the Terrebonne Parish Council (Community Development & Planning Committee), on behalf of the Terrebonne Parish Consolidated Government, State of Louisiana, as follows:

Section 1. Under the authority of Section 4548.4 of the Act, it is hereby declared to be the express intention of the Terrebonne Parish Consolidated Government, State of Louisiana, to become a participating political subdivision and Member of the Authority.

Section 2. Pursuant to the Act, the appointment of Ed Watson to serve as a Director of the Authority for a term of four (4) years from the date hereof is hereby ratified.

Section 3. Any and all action taken by or on behalf of the Member prior to adoption of this resolution relative to the Authority, if any, is hereby ratified and approved.

Section 4. This resolution shall take effect immediately and a certified copy hereof shall be forwarded to the offices of the Authority.

BE IT FURTHER RESOLVED that the Parish President is authorized to execute any and all documents necessary to effect membership in the Authority.

THERE WAS RECORDED:


NAYS: W. Thibodeaux.

ABSTAINING: None.

ABSENT: R. Boudreaux, Jr.

The Chairman declared the resolution adopted on this, the 23rd day of July, 2002.
Upon questioning, Parish President Robert Bergeron stated that Mr. Ed Watson would serve as the Parish President’s appointment to the LCDA Board of Directors.

Upon questioning, Cultural Resources & Economic Development Director Mart Black stated that the Terrebonne Parish Government must be a member of the LCDA in order to capitalize on the funding for short term financing for the continued development of the port.

**OFFERED BY:** Mr. J.B. Breaux.
**SECONDED BY:** Mr. H. Lapeyre.

**RESOLUTION NO. 02-332**

A resolution authorizing a Community Housing Development Organization (CHDO) loan to START Corporation in the amount of $105,000.00. These HOME Program funds will provide permanent financing for the purchase of eight one-bedroom units on Magnolia Street in Houma. These units will be made available for rent to low-income individuals with mental illness.

WHEREAS, there are many mentally ill individuals in need of safe sanitary and affordable rental housing, and

WHEREAS, the rents charged will be in accordance with Section 8 guidelines, and

WHEREAS, under the HOME regulations, Terrebonne Parish, as a participating jurisdiction, must reserve no less than 15% of their HOME allocation for housing to be developed, sponsored or owned by Community Housing Development Organizations (CHDOs).

NOW, THEREFORE BE IT RESOLVED that the Terrebonne Parish Council (Community Development and Planning Committee), on behalf of the Terrebonne Parish Consolidated Government, does hereby agree to loan HOME funds to START Corporation, a designated Community Housing Development Organization (CHDO), for the permanent financing of eight one-bedroom units located on Magnolia Street that will be made available for rent to low income mentally ill individuals; and,

BE IT FURTHER RESOLVED that the Parish President is hereby authorized to execute all agreements in this regard.

**THERE WAS RECORDED:**


**NAYS:** None.

**ABSTAINING:** None.

**ABSENT:** R. Boudreaux, Jr.

The Chairman declared the resolution adopted on this, the 23rd day of July, 2002.

The Chairman recognized Mr. Charlie Vandercook of the START Corporation, who informed the committee that the corporation has borrowed $230,000.00 for low-income housing, and has paid back $120,000.00 of the loan and an additional $12,000.00 will be paid back
tomorrow. Mr. Vandercook continued that all but one lot have been committed to purchase agreements. Mr. Vandercook noted that two homes have been completed and will be placed on the Section Rental roll as of August 1st and have already been leased, landscaping and the bus stop have dressed up the subdivision, and added that one other home is under construction and two additional homes will be constructed within the next week. Upon questioning, Mr. Vandercook stated that the first loan payment is scheduled for September 2004, but expects that the loan will be repaid by the end of the year.

Public Works Operations Supervisor Perry Blanchard stated that Administration has obtained a cost estimate of $20,000.00 to plant trees along the medians of St. Charles Street and Civic Center Boulevard.

Parish President Robert Bergeron requested that Administration be allowed an opportunity to review possible funding sources to plant trees along the aforementioned location.

Mr. H. Lapeyre moved, seconded by Mr. C. Voisin, “THAT, the Community Development & Planning Committee request that Administration determine possible sources of funding to plant trees along the medians of St. Charles Street and Civic Center Boulevard.” (**MOTION AMENDED AFTER DISCUSSION)

Upon questioning, Planning & Zoning Director Patrick Gordon stated that the Tree Committee is in the process of reviewing the landscape ordinance, but will address tree preservation first.

Upon additional questioning relative to obtaining trees for the aforementioned tree planting, Mr. Blanchard stated that Administration does have access to free trees and has the equipment to plant the trees.

**Mr. H. Lapeyre offered an amended motion, seconded by Mr. C. Voisin, “THAT, the Community Development & Planning Committee request that Administration determine possible funding sources to plant trees along the medians of St. Charles Street and Civic Center Boulevard, and explore every avenue to encourage private enterprise participation in said endeavor.”

Parish President Robert Bergeron informed the committee of Administration’s intent to beautify downtown Houma.

After discussion relative to requiring that developers contribute to a fund to replace trees removed during development, Parish Attorney Carolyn McNabb stated that the Tree Committee is considering a tree replacement program in its regulations.

The Chairman called for the vote on the amended motion offered by Mr. H. Lapeyre.

UPON ROLL CALL THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairman declared the amended motion adopted.

The Chairman announced that Item No. 9 (Council on Aging’s Shady Oaks Senior Center) has been withdrawn from the agenda.

M. W. Thibodeaux moved, seconded by Mr. D. Henry and Mr. P. Rhodes, “THAT, the Community Development & Planning Committee refer the matter relative to the governing authority’s appointment of a minority representative to South Central Planning & Development Commission’s Loan Review Committee to Administration for consideration.”
The Chairman called for the vote on the motion offered by Mr. W. Thibodeaux.

UPON ROLL CALL THERE WAS RECORDED:


NAYS:  None.

ABSTAINING:  None.

ABSENT:  R. Boudreaux, J. B. Breaux, and C. Duplantis.

The Chairman declared the motion adopted.

Utilities Director Tom Bourg presented a preliminary report on the operation of the Animal Shelter, of which information was presented on regional statistics on animal licensee fees, and facility charges; renovations at the Animal Shelter; the current fee structure for the Animal Shelter; and future goals for the shelter.

The Chairman recognized Ms. Emily Theriot of 104 Marie Louise Street, who presented statistics on spaying and neutering pets and procedures used in Tangipahoa Parish for animal control, and volunteered her time to assist with maintaining the Animal Shelter.

The Chairman recognized Ms. Marie Lirette of 1414 Academy Street, who thanked the Council for addressing problems at the Animal Shelter; suggested that a fund be established for the Animal Shelter; emphasized the need for an animal adoption program; and requested another form of euthanizing animals other than gas.

Miss C. Duplantis moved, seconded by Mr. R. Boudreaux, “THAT, the Community Development & Planning Committee grant Ms. Lirette two minutes to conclude her comments.”

The Chairman called for the vote on the motion offered by Miss C. Duplantis.

UPON ROLL CALL THERE WAS RECORDED:


NAYS:  None.

ABSTAINING:  None.

ABSENT:  None.

The Chairman declared the motion adopted.

Ms. Lirette concluded her comments relative to the needs of the Animal Shelter.

The Chairman recognized Ms. Jeanne Fritsche of 308 Gaidry Drive, who presented information relative to licensing pets, services offered by Pet Data, and added that Governor Michael Foster has created the Louisiana Animal Welfare Commission to address animal concerns.

Mr. R. Boudreaux moved, seconded by Miss C. Duplantis, “THAT, the Community Development & Planning Committee grant Ms. Fritsche five minutes to conclude her comments.”

The Chairman called for the vote on the motion offered by Mr. R. Boudreaux.

UPON ROLL CALL THERE WAS RECORDED:

Ms. Fritsche informed the committee of the benefits of placing micro chips in pets in order to determine ownership of the animal as well as to access immunization records.

Committee Member H. Lapeyre requested that Administration explore the possibility of obtaining the services of Pet Data to manage the licensing component of the Animal Shelter.

Parish President Robert Bergeron stated that Administration will present information relative to subletting the licensing component of the Animal Shelter, but will not offer a recommendation.

Mr. W. Thibodeaux moved, seconded by Miss C. Duplantis, “THAT, the Community Development & Planning Committee request Administration to review the issue of the operation of the Animal Shelter and that the following items be considered: 1) Remove the operation of the Animal Shelter from under the jurisdiction of the Utilities Department; 2) Consider a more direct involvement of the Humane Society; 3) Review the possibility of retaining a private firm to aid in the licensing and management of the Animal Shelter; 4) Consider the formation of an Animal Commission; and 5) Keep the matter in committee for further review.” (**MOTION ADOPTED AFTER DISCUSSION)

The Chairman recognized Ms. Pam Sauce of 307 Arlington Street, who requested that Administration consider opening the Animal Shelter on Saturday and requested that additional time be granted to pets dropped off at the shelter before they are euthanized.

The Chairman recognized Bunk House Manager Bobbie O’Bryan who informed the Committee of a future endeavor with the Bunk House and Humane Society to address homelessness and stray animals. Mr. O’Bryan stated that the endeavor would provide an office location for the Humane Society as well as an emergency animal site.

**The Chairman called for the vote on the motion offered by Mr. W. Thibodeaux.

UPON ROLL CALL THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairman declared the motion adopted.

Mr. R. Boudreaux moved, seconded by Miss C. Duplantis, “THAT, there being no further business to come before the Community Development & Planning Committee, the meeting be adjourned.”

The Chairman called for the vote on the motion offered by Mr. R. Boudreaux.

UPON ROLL CALL THERE WAS RECORDED:


NAYS: None.
ABSTAINING: None.

ABSENT: None.

The Chairman declared the motion adopted and the meeting was adjourned at 9:22 p.m.

Alvin Tillman, Chairman

Suzette Thomas Minute Clerk

Mr. A. Tillman moved, seconded by Ms. C. Duplantis, “THAT, the Council accept and ratify the minutes of the Community Development & Planning Committee meeting held on 7/23/02.”

The Chairman called for a vote on the motion offered by Mr. A. Tillman.

UPON ROLL CALL THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairman declared the motion adopted.

Mr. R. Boudreaux moved, seconded by Mr. P. Rhodes, “THAT, the Council authorize the installation of the following street lights:

INSTALL LIGHT ON EXISTING POLE AT 5030 HIGHWAY 56 (WANDA LEDET, 594-6402 OR 594-9000); ROAD LIGHTING DISTRICT NO. 7; ENTERGY; PETER RHODES

INSTALL 100-WATT HPS LIGHT ON 1ST EXISTING POLE IMMEDIATELY AFTER TURNING ONTO WATER PLANT ROAD, SCHRIEVER; ROAD LIGHTING DISTRICT NO. 1; ENTERGY; WAYNE THIBODEAUX

INSTALL 100-WATT HPS LIGHTS ON EXISTING POLES, BEGINNING AT 214 WATER PLANT ROAD, SCHRIEVER – USE THIS POLE AS #1, AND PLACE STREET LIGHTS ON 1ST, 2ND, 3RD, 4TH, 5TH, 6TH, 7TH, 8TH, 9TH, 10TH, 11TH AND 12TH POLES – 12TH POLE IN CURVE AND ON OPPOSITE SIDE OF STREET FROM FIRST 11 POLES; ROAD LIGHTING DISTRICT NO. 1; ENTERGY; WAYNE THIBODEAUX.”

The Chairman called for a vote on the motion offered by Mr. R. Boudreaux.

UPON ROLL CALL THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairman declared the motion adopted.

Mr. D. Henry moved, seconded by Ms. C. Duplantis, “THAT, the Council authorize attendance at the following meeting as per the current Council Travel Policy:
A) La. Coalition Against Domestic Violence Conference, September 3-5, Baton Rouge.”

The Chairman called for a vote on the motion offered by Mr. D. Henry.

UPON ROLL CALL THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairman declared the motion adopted.

Mr. D. Henry moved, seconded by Mr. R. Boudreaux, “THAT, the Council nominate Ms. Susan Grace, Ms. Bobbie Kock, and Mr. Robert Bonnette for the two vacancies on the Houma Zoning Commission, that nominations be closed and that a voice vote of the Council be taken to determine who will fill the two vacancies.”

The Chairman called for a vote on the motion offered by Mr. D. Henry.

UPON ROLL CALL THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairman declared the motion adopted.

The Chairman called for a voice vote of the Council to determine who will fill the two vacancies on the Houma Zoning Commission, whereupon the following was recorded:

<table>
<thead>
<tr>
<th>SUSAN GRACE</th>
<th>BOBBIE KOCK</th>
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<tbody>
<tr>
<td>D. Henry</td>
<td>P. Rhodes</td>
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<tr>
<td>R. Boudreaux</td>
<td>A. Tillman</td>
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<tr>
<td>C. Duplantis</td>
<td>W. Thibodeaux</td>
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<td>J. B. Breaux</td>
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<td>H. Lapeyre</td>
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<tr>
<td>C. Voisin</td>
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</table>

ROBERT BONNETTE

| P. Rhodes   |
| D. Henry    |
| A. Tillman  |
| W. Thibodeaux|
| R. Boudreaux|
| C. Duplantis|
| J. B. Breaux|
| H. Lapeyre  |
| C. Voisin   |

The Chairman stated that, as per the aforementioned results, Ms. Susan Grace and Mr. Robert Bonnette are appointed to the two vacancies on the Houma Zoning Commission.
The Chairman recognized Mr. Robert Bonnette, newly-appointed Houma Zoning Commission member, who thanked the Council for the appointment.

Ms. C. Duplantis moved, seconded by Mr. D. Henry, “THAT, the Council hold nominations open until 8/14/02 for the two expired terms of Mr. Amos Mosley and Mr. Tony Cavallo on the Recreation District No. 11 Board.”

The Chairman called for a vote on the motion offered by Ms. C. Duplantis.

UPON ROLL CALL THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairman declared the motion adopted.

Mr. D. Henry moved, seconded Unanimously, “THAT, the Council hold nominations open until 8/14/02 for the vacancies of members and advisors on the Youth Advisory Council.”

The Chairman called for a vote on the motion offered by Mr. D. Henry.

UPON ROLL CALL THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairman declared the motion adopted.

Mr. D. Henry moved, seconded by Mr. C. Voisin, “THAT, the Council hold nominations open until 8/14/02 for the vacancy on the Board of (Zoning) Adjustments.”

The Chairman called for a vote on the motion offered by Mr. D. Henry.

UPON ROLL CALL THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairman declared the motion adopted.

Mr. C. Voisin moved, seconded by Mr. H. Lapeyre, “THAT, the Council hold nominations open until 8/14/02 for the vacancy on the Recreation District No. 10 Board.”

The Chairman called for a vote on the motion offered by Mr. C. Voisin.

UPON ROLL CALL THERE WAS RECORDED:

NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairman declared the motion adopted.

Mr. D. Henry moved, seconded by Mr. R. Boudreaux, “THAT, the Council hold nominations open until 8/14/02 for the vacancy on the Hospital Service District No. 1 Board, representing the Medical Society, which occurred with the resignation of Dr. Dexter Gary.”

The Chairman called for a vote on the motion offered by Mr. D. Henry.

UPON ROLL CALL THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairman declared the motion adopted.

Mr. R. Boudreaux moved, seconded Ms. C. Duplantis, “THAT, the Council appoint Ms. Lee Ann Bourque, to replace Mr. Danny Foret who resigned, on the Recreation District No. 2,3 Board.”

The Chairman called for a vote on the motion offered by Mr. R. Boudreaux.

UPON ROLL CALL THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairman declared the motion adopted.

Mr. H. Lapeyre moved, seconded by Mr. C. Voisin, “THAT, the Council hold nominations open until 8/14/02 for the expired term of Mr. Johnny Ratcliff on the Recreation District No. 3A Board.”

The Chairman called for a vote on the motion offered by Mr. H. Lapeyre.

UPON ROLL CALL THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.
ABSENT: None.

The Chairman declared the motion adopted.

Mr. C. Voisin moved, seconded by Mr. H. Lapeyre, “THAT, the Council hold nominations open until 8/14/02 for the expired term of Mr. Danny LeBlanc on the Recreation District No. 10 Board.”

The Chairman called for a vote on the motion offered by Mr. C. Voisin.

UPON ROLL CALL THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairman declared the motion adopted.

Councilman W. Thibodeaux stated that the Council received a status report on the permit application from the Corps of Engineers for the dredging of Bayou Terrebonne today from Parish Engineer Robert Jones. At the request of Councilman W. Thibodeaux, Parish Manager A. Levron elaborated a little more on the project.

Chairman J. B. Breaux relinquished the Chair to Vice-Chairman C. Voisin.

Councilman W. Thibodeaux announced a Mobile Estates neighborhood meeting at 317 Mobile Estates Mobile Estates Dr. on 8/8/02 at 7:00 p.m. Councilman Thibodeaux also announced a Gibson community meeting to be held at the Mount Pilgrim Baptist Church on 7/31/02 at 5:30 p.m.

Vice-Chairman C. Voisin stated that the Parish Auditors have completed the TPCG 2001 Audit and if any Council Members would like to discuss it they can contact the auditors. Vice-Chairman Voisin also announced that on 7/27 & 7/28 the American Softball Association will hold its finals in Terrebonne Parish.

Councilwoman C. Duplantis wished the 9, 11, & 13 year olds who will participate in the upcoming baseball World Series in Mississippi good luck.

Council Clerk P. Labat announced the Leadership Terrebonne annual luncheon on 8/13/02 at the Houma-Terrebonne Civic Center with Senator Mary Landrieu as the guest speaker and said that tickets are available through Leadership Terrebonne.

At this time, 7:07 p.m., Councilman R. Boudreaux was recorded as leaving the proceedings.

Parish President R. Bergeron stated how proud he is of Terrebonne Parish’s Recreation Department. Parish President Bergeron announced that the Statewide Control Funding has approved the Humphrey Drainage Project. Parish President Bergeron further expressed how proud he was of the Houma Police Department and how professionally they handled a situation of a recent attempted robbery in Terrebonne Parish. Parish President Bergeron presented the Council with a copy of an application for the Marina that will be submitted tomorrow.

At the request of Council Chairman J. B. Breaux, Cultural Resources & Economic Development Director M. Black explained that the application for the Marina is for an award from the Waterfront Center and was put together by members of Cultural Resources & Economic Development Staff.
Ms. C. Duplantis moved, seconded by Mr. J. B. Breaux, “THAT, there being no further business to come before the Council, the meeting be adjourned.”

The Chairman called for a vote on the motion offered by Ms. C. Duplantis.

UPON ROLL CALL THERE WAS RECORDED:


NAYS:  None.

ABSTAINING:  None.

ABSENT:  D. Henry and R. Boudreaux.

The Chairman declared the motion adopted and the meeting adjourned at 7:17 p.m.

VENITA H. WHITNEY
MINUTE CLERK

ATTEST:

/S/J.B. BREAUX
J.B. BREAUX, CHAIRMAN
TERREBONNE PARISH COUNCIL

/S/PAUL A. LABAT
PAUL A. LABAT, COUNCIL CLERK
TERREBONNE PARISH COUNCIL