

PROCEEDINGS
OF THE
TERREBONNE PARISH COUNCIL
IN REGULAR SESSION
SEPTEMBER 23, 2020

The Chairman, Mr. S. Trosclair, called the meeting to order at 6:00 p.m. at the Houma-Terrebonne Civic Center. Following the Invocation, offered by Councilman D. Babin, Councilman S. Trosclair led the Pledge of Allegiance.

Upon roll call, Council Members recorded as present were: C. Harding, J. Amedée, J. Domangue, D. W. Guidry, Sr., D. Babin, D. J. Guidry, and S. Trosclair. Councilmen J. Navy and G. Michel were recorded as absent. A quorum was declared present.

The Council Chair read into the record memos from Councilmen J. Navy and G. Michel explaining their absences from tonight's proceedings.

Mr. D. J. Guidry moved, seconded by Mr. C. Harding, "THAT, the Council approve the minutes of the Regular Council Session held on September 2, 2020."

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

THERE WAS RECORDED:

YEAS: C. Harding, J. Amedée, J. Domangue, D. W. Guidry, Sr., D. Babin, D. J. Guidry, and S. Trosclair.

NAYS: None.

ABSENT: J. Navy and G. Michel.

The Chairman declared the motion adopted.

Ms. J. Domangue moved, seconded by Mr. J. Amedée, "THAT, the Council approve the Accounts Payable Bill Lists dated 09/14/2020 and 09/21/2020."

The Chairman called for a vote on the motion offered by Ms. J. Domangue.

THERE WAS RECORDED:

YEAS: C. Harding, J. Amedée, J. Domangue, D. Babin, D. J. Guidry, and S. Trosclair.

NAYS: None.

ABSENT: J. Navy and G. Michel.

ABSTAINING: D. W. Guidry, Sr.

The Chairman declared the motion adopted.

At this time, the Council convened as a Board of Review to consider a written tax appeal on assessments presented by the Terrebonne Parish Tax Assessor:

A) ARCP MT Houma LA LLC/CREI Advisors, 1779 – 1785 Martin Luther King Blvd., (Tax Bill Nos. 50339, 61456, 61455, and 61454)

Mr. D. W. Guidry, Sr. moved, seconded by Mr. D. Babin, "THAT, the Council accepts into the record of these proceedings a written appeal from ARCP MT Houma LA LLC/CREI Advisors with regards to its tax assessments, as presented by the Terrebonne Parish Tax Assessor."

The Chairman called for a vote on the motion offered by Mr. D. W. Guidry, Sr.

THERE WAS RECORDED:

YEAS: C. Harding, J. Amedée, J. Domangue, D. W. Guidry, Sr., D. Babin, D. J. Guidry, and S. Trosclair.

NAYS: None.

ABSENT: J. Navy and G. Michel.

The Chairman declared the motion adopted.

Terrebonne Parish Assessor Loney Grabert who gave a brief review of ARCP MT Houma LA LL/CREI Advisors and their appeal of levied tax assessments. Assessor Grabert stated that the assessed valued was less than the alleged 200% increase, due to the millage being rolled-back. He then requested that the Council accept the tax assessment, as presented.

Mr. D. W. Guidry, Sr. moved, seconded by Mr. C. Harding, "THAT, the Council, sitting as a Board of Review for Parish Assessments, and after considering the written protest received and after hearing from the Parish Assessor, accepted the 2020 property assessment list, as presented by the Parish Assessor, and then requested that any and all written protests received be sent to the Louisiana Tax Commission for further evaluation and action."

The Chairman called for a vote on the motion offered by Mr. D. W. Guidry, Sr.

THERE WAS RECORDED:

YEAS: C. Harding, J. Amedée, J. Domangue, D. W. Guidry, Sr., D. Babin, D. J. Guidry, and S. Trosclair.

NAYS: None.

ABSENT: J. Navy and G. Michel.

The Chairman declared the motion adopted.

Parish President Gordon Dove presented the Proposed 2021 Parish Budget and Five-Year Capital Outlay Budget and then submitted the proposed budget to the Council for consideration and review.

Mr. D. W. Guidry, Sr. moved, seconded by Mr. D. J. Guidry, "THAT, the Council introduce the proposed budget, order the publication of a summary of the same as per Section 5-02 of the Home Rule Charter; refer the proposed budget to the Budget & Finance Committee for review; and call a public hearing on Wednesday, October 14, 2020 at 6:30 p.m."

The Chairman called for a vote on the motion offered by Mr. D. W. Guidry, Sr.

THERE WAS RECORDED:

YEAS: C. Harding, J. Amedée, J. Domangue, D. W. Guidry, Sr., D. Babin, D. J. Guidry, and S. Trosclair.

NAYS: None.

ABSENT: J. Navy and G. Michel.

The Chairman declared the motion adopted.

Mr. D. W. Guidry, Sr. moved, seconded by Mr. C. Harding, "THAT, the Council close public comments relative to Amendment No. 2 (includes \$1,177,891.00 in RESTORE Act Direct Component funds for the Hollywood Road Extension Bridge over Bayou Black, with a total estimated construction cost of \$1,965,330.00) to the Terrebonne Parish Multi-year Implementation Plan (MYIP) for Restore Act Funds, which was advertised and published for 45-days ending September 16, 2020, as required by the RESTORE Act."

The Chairman called for a vote on the motion offered by Mr. D. W. Guidry, Sr.

THERE WAS RECORDED:

YEAS: C. Harding, J. Amedée, J. Domangue, D. W. Guidry, Sr., D. Babin, D. J. Guidry, and S. Trosclair.

NAYS: None.

ABSENT: J. Navy and G. Michel.

The Chairman declared the motion adopted.

OFFERED BY: MS. J. DOMANGUE
SECONDED BY: MR. D. W. GUIDRY, SR.

RESOLUTION NO. 20-267

A RESOLUTION TO ACCEPT AND APPROVE AMENDMENT NO. 2 TO TERREBONNE PARISH'S MULTIYEAR IMPLEMENTATION PLAN FOR RESTORE ACT FUNDS.

WHEREAS, in order to receive funds under the RESTORE Act as mandated by Subtitle F of Public Law 112-141 and codified in 31 CFR Part 34, Terrebonne Parish, as a Louisiana coastal parish identified in Subpart D, §34.302 (e), must prepare and submit the requisite Multiyear Implementation Plan (MYIP) or subsequent Amendments (if any) for the expenditure of these funds; and,

WHEREAS, Amendment No. 2 to the Parish's approved MYIP was prepared by the TPCG Office of Coastal Restoration & Preservation and made available to the public at several venues around Terrebonne Parish for the requisite 45-day public comment period beginning on August 3, 2020, through September 16, 2020, in order to provide the people of the Parish an opportunity to review and offer comments on the proposed Amendment No. 2 to the MYIP; and,

WHEREAS, the Terrebonne Parish Council was made aware of any comments received (if any) on Amendment No. 2 as well as the answers prepared and submitted in response to such comments received by the staff of the TPCG Office of Coastal Restoration and Preservation.

NOW, THEREFORE, BE IT RESOLVED that, after providing the public one more opportunity to comment on Amendment No. 2 to the Parish's Multiyear Implementation Plan, the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, hereby accepts and approves Amendment No. 2 to the Parish's approved Multiyear Implementation Plan as per the requirements of the RESTORE Act.

THERE WAS RECORDED:

YEAS: C. Harding, J. Amedée, J. Domangue, D. W. Guidry, Sr., D. Babin, D. J. Guidry and S. Trosclair.

NAYS: None.

NOT VOTING: None.

ABSENT: J. Navy and G. Michel.

The Chairman declared this resolution adopted this 23rd day of September 2020.

* * * * *

The Chairman stated that presentation of the "Tree-mendous Award" to Capital One Recipient Robbie Naquin will be placed on a future Council agenda due to the recipient being unable to attend this evening's proceedings.

The Council Chair recognized the following Hazard Mitigation Steering Committee Members: Courtney Dickerson, Duffy Duplantis, Oneil Malbrough, Mitch Marmande, former Sherriff Jerry Larpenter, David Rome, Lisa Ledet, Katie Tabor, Earl Eues, Fire Chief Keith Ward, and Mart Black.

Recovery Planner Jennifer Gerbasi presented Mr. Oneil Malbrough and Mr. Mart Black with certificates acknowledging their participation on the Hazard Mitigation Steering Committee.

Several Council members thanked Ms. Gerbasi for the outstanding job the Steering Committee does for the Bayou Communities.

Councilman Carl Harding read the proclamation acknowledging the legacy and closure of Earl Williams Clothing Store after 73 years of business in downtown Houma.

Ms. Charlotte Williams-Black expressed her gratitude for the support from the citizens of Terrebonne Parish.

Several Council members, Parish President Gordon Dove, and Cultural Resource Manager Anne Picou shared their fond memories and experiences with Earl Williams Clothing Store.

Mr. Toups presented an update on drainage pump station projects across Terrebonne Parish, noting the addition of seven (7) new pumps (two at St. Louis Canal, four at Valhi Blvd., and one additional 42” pump at Industrial Blvd), the completion of the Cavaness Dr. and Westview Blvd. pump stations at St. Louis Canal Rd. He continued the D-04 Lashbrook Pump Station project has been left for bid; N&B has completed the installation of new bulkheads around the new 42” pump for the D-13 Industrial Blvd. pump; and the Montegut Levee Lift project has been postponed, due to constant rain from the present Beta storm system.

Parish President Gordon Dove presented a PowerPoint update relative to the construction of a Splash Park at the Bayou Country Sports Complex.

Councilman D. W. Guidry, Sr. encouraged the taxpayers of Recreation District 2,3 to thank the members of the Recreation District 2,3 Board for all they have done to help improve their respective Recreation District.

Mr. D. Babin moved, seconded by Mr. D. J. Guidry, “THAT, the Council open public hearings at this time.”

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

THERE WAS RECORDED:

YEAS: C. Harding, J. Amedée, J. Domangue, D. W. Guidry, Sr., D. Babin, D. J. Guidry, and S. Trosclair.

NAYS: None.

ABSENT: J. Navy and G. Michel.

The Chairman declared the motion adopted

The Chairman recognized the public for comments on the following:

- A. An ordinance to amend certain portions of Chapter 18, Article I of the Terrebonne Parish Code of Ordinances as it pertains to the deployment of speed humps in Terrebonne Parish, as per the attached Exhibit A.

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

Mr. D. Babin moved, seconded by Mr. C. Harding, "THAT the Council close the aforementioned public hearing."

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

THERE WAS RECORDED:

YEAS: C. Harding, J. Amedée, J. Domangue, D. W. Guidry, Sr., D. Babin, D. J. Guidry, and S. Trosclair.

NAYS: None.

ABSENT: J. Navy and G. Michel.

The Chairman declared the motion adopted.

OFFERED BY: MR. D. BABIN
SECONDED BY: MRS. J. DOMANGUE

ORDINANCE NO. 9179

AN ORDINANCE PURSUANT TO SECTION 2-14 OF THE TERREBONNE PARISH HOME RULE CHARTER FOR THE TERREBONNE PARISH CONSOLIDATED GOVERNMENT TO REVISE CERTAIN PORTIONS OF CHAPTER 18, ARTICLE I OF THE TERREBONNE PARISH CODE OF ORDINANCES AS PER THE ATTACHED EXHIBIT A.

WHEREAS, the Terrebonne Parish Consolidated Government desires to enact ordinances to governing the development, implementation and enforcement of regulations and permitting requirements for the placement or removal of speed humps within the Parish of Terrebonne; and

WHEREAS, speed humps are a known traffic calming device that can help reduce speeds and improve safety when effectively utilized; and

WHEREAS, Parish Council members have requested that Staff research and develop a set of ordinances, regulations, policies and procedures governing the implementation of speed humps on Parish roads; and

WHEREAS, pursuant to these requests, Parish Administration and Staff have prepared the proposed revisions identified in Exhibit A attached hereto; and

NOW, THEREFORE, BE IT ORDAINED by the Terrebonne Parish Council on behalf of the Terrebonne Parish Consolidated Government that:

SECTION I

Revisions to certain portions of Sections 18-9 of Article I of Chapter 18 of the Terrebonne Parish Code of Ordinances shall be and are hereby enacted as per the attached Exhibit A.

SECTION II

To the extent applicable, the Council Clerk shall cause all necessary notices and publications to occur with respect to the subject ordinance.

SECTION III

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 IV

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 fourteen days, was voted upon as follows:

THERE WAS RECORDED:

YEAS: C. Harding, J. Amedée, J. Domangue, D. W. Guidry, Sr., D. Babin, D. J. Guidry, and S. Trosclair.

NAYS: None.

NOT VOTING: None.

ABSTAINING: None.

ABSENT: J. Navy and G. Michel.

The Chairman declared the ordinance adopted on this, the 23rd day of September 2020.

Exhibit A

Chapter 18 – Motor Vehicles and Traffic

Sec. 18-9. – Speed hump rules and regulations.

Speed humps are raised curved traffic calming devices that are 12 feet long, and 3 to four inches high. They reduce traffic by 40-60% and reduce the number of collisions on a street. Speed humps are the preferred alternative to speed bumps since they are less likely to damage vehicles or contribute to road departures due to their size and shape.

All speed humps in the parish are subject to the following rules and regulations, as well as to any amendments and alterations as are adopted by the parish council.

- (a) Residents shall provide the following to apply to install a speed hump:
 - (1) Proposed location (block/segment of street)
 - (2) Primary contact (area resident/councilperson)
 - (3) Secondary contact (area resident)
 - (4) Defined area of installation
 - (5) Type: new speed hump, relocation, or removal

- (b) To request a speed hump, residents must follow the following procedure:
 - (1) Complete application submittal to Parish Department of Planning and Zoning Director or their designee.
 - (2) Planning and Zoning Staff will forward a copy of the application to the Director of the Department of Public Works or their designee. Both Departments will review for basic compliance and acceptance. Once the application has been accepted, Planning and Zoning Staff will provide the applicant with a list of physical addresses of properties that are included in the impact area.
 - (3) Applicant will then collect signatures of support/no objection by at least 2/3 majority of the households in the impact area (no more than 1 owner or tenant per household).
 - (4) The Parish will conduct a traffic speed study or request that one be performed by the local MPO to provide the require data to determine if the criteria is sufficient to warrant placement.
 - (5) If all criteria are met, Staff shall place on Council committee agenda to introduce ordinance for speed hump installation and call for a public hearing.
 - (6) Upon completion of the public hearing and if approved by Council, the Parish Department of Public Works shall install the speed hump(s).
 - (7) If the application is denied, no application for speed humps in the same area can be made for at least one (1) year from date of denial by Council.
 - (8) Within the first year, if the Parish receives a petition from at least 2/3 majority of residents in the area or the installation of the speed hump(s) causes unforeseen negative consequences, the Parish will remove the speed hump(s). If the speed hump(s) are removed, no applications for speed hump(s) in the same location will be accepted for a period of one (1) year from the removal date.
 - (9) The Parish will limit the installation to no more than five (5) speed humps per council district per fiscal year. Council members may agree to transfer their allotted speed humps from their district to other council district(s) within the fiscal year.

- (c) The Parish shall install and maintain speed humps as follows:
 - (1) Speed humps will be marked with paint and signs as per MUTCD standards, coincide with available street lighting, and will be monitored for maintenance needs.
 - (2) After installation, traffic will be monitored to record positive/negative impacts.

(d) If residents would like the speed hump removed after the first year, follow the same procedure as the installation, but only 50% of residents in the area are required to petition.

(e) Variance: some exceptions may be allowed for placement of speed humps in proximity to parks, playgrounds, schools, or churches. Any request for exception must provide a detailed narrative describing the need for a speed hump.

Appendix A. Speed Hump Guidelines

Speed hump applications must follow the following guidelines:

A. Parish Policy states that any residents requesting installation of speed humps must first file a request with the Parish.

B. Speed hump installation is determined by:

1. Length of the block or street segment and absence of other traffic calming devices. Speed humps:

a. May not be installed on blocks or streets less than 600' in length. (A block less than 600 feet may qualify if a continuation of the street extends beyond the block's intersection at least 100 feet.)

b. Cannot be within 150 feet of an intersection or near a curve or other feature that may obstruct the driver's or pedestrian's view of the hump from less than 200 feet.

c. Cannot abut or obstruct driveways, hydrants, drain inlets, or other infrastructure.

d. Cannot be installed on a road with planned repairs or maintenance.

e. Must have a minimum of 300 feet between humps.

f. Must be installed on streets with a 25 mph or less speed limit.

g. Will only be considered on minor or local streets in residential areas.

2. Volume and speed of traffic along the segment or block.

a. Traffic volume along the designated area must not be lower than 85% of the average daily trips in a residential area. The Parish may utilize DOTD correction factors when determining average daily trips.

b. The 85th percentile speed along a street segment must exceed the posted limit by at least 5 mph.

c. Speed humps can only be placed on local streets. The Parish shall not place speed humps on state or federal highways.

d. Speed humps cannot be placed in a commercial or industrial area, and must be in residential areas only.

e. Speed humps cannot be installed on a transit route or emergency service route. Transit routes include:

i. NSU Route – W. Main Street

ii. Local Blue Route – Martin Luther King, W. Tunnel, Civic Center

iii. City of Thibodaux Route – Plantation Rd, Highway 3185, Tiger Drive, St. Mary St, St. Patrick St, Westover, N. Canal Blvd, St. Charles St, Back St, Sanders St, Iris St

iv. North Bayou Route – W. Park Ave and E. Park Ave, W. Main St and E. Main St

v. Grand Caillou Route – W. Park Ave, Williams Ave., Honduras St., E. Tunnel Blvd, N. Van Ave., Grand Caillou Rd., East St., E. Park Ave

vi. South Bayou Route – W. Park Ave, Main St, E. Main St., Carolyn Ave., Grand Caillou Rd., E. Park Ave

The Chairman recognized the public for comments on the following:

B. An ordinance to amend the Parish Code, Chapter 22, Article IX. Boats and Waterways, Division I. Generally, Section 22-227 to establish a "No Wake Zone" from the Theriot-Voisin Bridge extending North to St. Eloi Bridge and to authorize the installation of said signs.

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

Mr. D. Babin moved, seconded by Mr. D. W. Guidry, Sr., "THAT the Council close the aforementioned public hearing."

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

THERE WAS RECORDED:

YEAS: C. Harding, J. Amedée, J. Domangue, D. W. Guidry, Sr., D. Babin, D. J. Guidry, and S. Trosclair.

NAYS: None.

ABSENT: J. Navy and G. Michel.

The Chairman declared the motion adopted.

OFFERED BY: MR. D. BABIN
SECONDED BY: MRS. J. DOMANGUE

ORDINANCE NO. 9180

AN ORDINANCE AMENDING THE PARISH CODE OF TERREBONNE PARISH, CHAPTER 22, ARTICLE IX. BOATS AND WATERWAYS, DIVISION 1. GENERALLY, SECTION 22-227 TO ESTABLISH A "NO WAKE" ZONE ON BAYOU DULARGE FROM 600' SOUTH OF THE LAST CAMP ON BAYOU DULARGE ROAD EXTENDING NORTH TO ST. ELOI BRIDGE AND TO AUTHORIZE THE INSTALLATION OF SAID SIGNS, 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 invested in it by the Constitution and laws of the State of Louisiana, the Home Rule Charter for a Consolidated Government for Terrebonne Parish, and including, but not limited to, LSA R.S. 33:1364 and other statutes of the State of Louisiana, to amend the Parish Code of Terrebonne Parish, Chapter 22, Article IX, Section 22-227 to create a comprehensive "NO WAKE" zone on Bayou Dularge beginning six hundred feet (600') south of the last camp on Bayou Dularge Road extending north to St. Eloi Bridge.

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.

SECTION III

Any ordinance or part thereof in conflict herewith is hereby repealed; including Terrebonne Parish Consolidated Ordinances: 4178, 4504, 4962, 5921, 6105, and 6786.

SECTION IV

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:

YEAS: C. Harding, J. Amedee, J. Domangue, D. W. Guidry, Sr., D. Babin, D. J. Guidry, and S. Trosclair.

NAYS: None.

ABSTAINING: None.

ABSENT: J. Navy and G. Michel.

The Chairman declared the ordinance adopted on this the 23rd day of September 2020.

The Chairman recognized the public for comments on the following:

- C. An ordinance to enact Section 2-82 of the Terrebonne Parish Code to establish a new Parish Department of Solid, Hazardous, and Recycling Waste for the purposes of Restructuring the Solid Waste Division; to amend Sections 2-76, 11-21, and 11-34 of the Terrebonne Parish Code of Ordinances to provide for the creation and restructure of the same and to provide for related matters.

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

Mr. D. J. Guidry moved, seconded by Mr. D. Babin, "THAT the Council close the aforementioned public hearing."

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

THERE WAS RECORDED:

YEAS: C. Harding, J. Amedée, J. Domangue, D. W. Guidry, Sr., D. Babin, D. J. Guidry, and S. Trosclair.

NAYS: None.

ABSENT: J. Navy and G. Michel.

The Chairman declared the motion adopted.

OFFERED BY: MR. D. BABIN

SECONDED BY: MR. D. J. GUIDRY

ORDINANCE NO. 9181

TO ENACT SECTION 2-82 OF THE TERREBONNE PARISH CODE TO ESTABLISH A NEW PARISH DEPARTMENT OF SOLID, HAZARDOUS, AND RECYCLING WASTE FOR THE PURPOSES OF RESTRUCTURING THE SOLID WASTE DIVISION; TO AMEND SECTIONS 2-76, 11-21, AND 11-34 OF THE TERREBONNE PARISH CODE OF ORDINANCES TO PROVIDE FOR THE CREATION AND RESTRUCTURE OF THE SAME; AND TO PROVIDE FOR RELATED MATTERS.

WHEREAS, the Terrebonne Parish Consolidated Government (TPCG) is a Home Rule Charter local government and is granted the liberally construed "right and authority to exercise any power and perform any function necessary, requisite or proper for the management of its affairs" and "to promote, protect, and preserve the general welfare, safety, health, peace and good order of the parish," not denied by the Charter, by general law, or inconsistent with the Constitution, per Louisiana Constitution Articles VI §§ 5-6 and Terrebonne Parish Charter Sections 1-01, 1-05, 1-06, and 8-08; and

WHEREAS, Section 2-98 of the Terrebonne Parish Charter provides that the Council "may, by ordinance, propose the creation, change, alteration, consolidation or abolition of parish departments, offices and agencies and/or the reallocation of the functions, powers, duties and responsibilities of such departments or agencies"; and

WHEREAS, Section 4-13 of the Terrebonne Parish Charter provides that the council "must approve department head appointments, as well as all new positions, departments, and reorganizational efforts pursuant to Terrebonne Parish Charter at Section 2-98; and

WHEREAS, Section 4-13 of the Terrebonne Parish Charter provides that the Parish President or the Council may “propose the creation, change, alteration, consolidation or abolition of parish departments, offices and agencies and/or the reallocation of the functions, powers, duties and responsibilities of such departments or agencies, including those provided for in this charter. Such ordinance shall be subject to the veto authority of the President”; and,

WHEREAS, the Terrebonne Parish Council, as suggested by the Parish President, desires to adopt an ordinance to create the Solid, Hazardous, and Recycling Waste Department for the purposes of reorganizing and moving the Solid Waste Division, which is currently organized under the Utilities Department, to its own department; to provide that the Director of the Solid, Hazardous, and Recycling Waste Department answer directly to and serve at the pleasure of the Parish President ; and to amend the Terrebonne Parish Code of Ordinances to provide for the same.

NOW THEREFORE, BE IT ORDAINED by the Terrebonne Parish Council on behalf of the Terrebonne Parish Consolidated Government that:

SECTION I.

Section 2-82 of the Terrebonne Parish Code of Ordinances shall be and is hereby enacted to read, in its entirety, as follows:

Sec. 2-82. – Solid, Hazardous, and Recycling Waste Department.

- (a) The Solid, Hazardous, and Recycling Waste Department shall be headed by the director of the Solid, Hazardous, and Recycling Waste Department.

- (b) The director of the Solid, Hazardous, and Recycling Waste Department shall direct and be responsible for the following:
 - (1) collection, transportation, and proper disposal of solid waste;

 - (2) transfer stations, residential drop-off sites, and landfills;
 - (3) street sweepers, grapple trucks, litter crews, and residential site labor;
 - (4) the community recycling program;
 - (5) promotion of education as to the proper method of disposal of solid waste;
 - (6) other such responsibilities as may be directed by the president;
 - (7) collection, transportation, and proper disposal, subject to all state law statutes and regulations.

- (c) Sewerage waste is not a part of the department.

SECTION II. REORGANIZATION

2.1 The attached job description for the Director of the Solid, Hazardous, and Recycling Waste Department, having been submitted to Council at least one (1) month prior to the adoption of this Ordinance, is hereby approved and adopted by the Terrebonne Parish Council, in accordance with Section 2-98 and 2-99 of the Terrebonne Parish Code of Ordinances.

2.2 The budgeted funds, equipment, and property in use by the Solid Waste Division under the Utilities Department shall be and is hereby transferred for use by the Solid, Hazardous, and Recycling Waste Department.

2.2 The employees within the Solid Waste Division under the Utilities Department shall be and are hereby transferred to work under the Solid, Hazardous, and Recycling Waste Department. With the exception of the Solid Waste Administrator, all employees transferred

by this section shall maintain their current rates of pay and job descriptions, except the salary of the Director of the newly created department.

2.3 In the event job positions within the new department must be reorganized, Department, through its Director, shall submit an organizational plan and any revised job descriptions for approval in compliance with Terrebonne Parish Code Sections 2-98 and 99.

2.4 “Director” herein means the Department Head.

SECTION III. AMENDMENT OF CHAPTER 2, ARTICLE IV, SECTION 2-76

Chapter 2, Article IV of the Code of Ordinances of Terrebonne Parish, Section 2-76 shall be amended, is hereby amended (using strikethrough to indicate deletions and underlining to indicate additions) and same is hereby adopted to read as follows:

Sec. 2-76. - Utilities department.

(a)The utilities department shall be headed by the director of the utilities department.

(b)The director of the utilities department shall direct and be responsible for the following:

- (1) All utilities operated by the parish government;
- (2) ~~Garbage and trash collection and disposal;~~
- (3) Other such responsibilities as may be directed by the president.

(c)The utilities department shall consist of the following divisions:

- (1) Electric generation division;
- (2) Electric distribution division;
- (3) Gas distribution division;
- (4) ~~Solid waste division.~~

[...]

SECTION IV. AMENDMENT OF CHAPTER 11, ARTICLE II

Chapter 11, Article II of the Code of Ordinances of Terrebonne Parish, Sections 11-21, 27, 34, and 55 shall be amended, are hereby amended (using strikethrough to indicate deletions and underlining to indicate additions) and same are hereby adopted to read as follows:

Sec. 11-21. – Definitions.

The following words, terms and phrases, when used in this article, shall have the following meanings unless such sections clearly indicate otherwise:

* * *

Private point of collection means an area immediately adjacent to the property owned or occupied by the unit placing the material for collection, at curbside on a privately owned street, which meets or exceeds the minimum standards for streets applicable to the type of subdivision in which the unit is situated, as established by appendix A of the Terrebonne Parish Code of Ordinances, Section 24.7.1.1.1, Section 24.7.1.2.1, Section 24.7.1.4.2, Section 24.7.2.1 or Section 24.7.3.1., and which has been pre-approved by the solid waste ~~administrator~~ director in an application process authorized by section 11-27(d) of this article.

* * *

Solid waste ~~administrator~~ director means the ~~administrator~~ director of the ~~solid waste division of the department of utilities~~ Solid, Hazardous, and Recycling Waste Department of the Terrebonne Parish Consolidated Government.

* * *

Sec. 11-27. - Solid waste collection services; point of collection.

(a) *Parish responsibility and authority.* The parish government, whether through the use of its contractors or parish personnel, is responsible for the collection from residential and small commercial units of solid waste authorized for collection in the manner provided for in this article. The solid waste ~~administrator~~ director shall have the final decision regarding whether and what solid waste qualifies as authorized for collection under this article, and the solid waste ~~administrator~~ director has authority to refuse to collect any solid waste not authorized for collection.

* * *

(d) *Private point of collection.* The owner or occupant of a residential unit or small commercial unit, currently in good standing with the parish government for payment of user fees under [section 11-34](#) of this article, without reasonable access to any public point of collection within the parish, may apply to the solid waste ~~administrator~~ director for authorization to place authorized solid waste at a private point of collection. All of the following items must be submitted to the solid waste department for an application to be complete:

* * *

(5) The solid waste ~~administrator~~ director shall have the sole final authority to reject any application which does not meet the standards required herein and has the authority, but not the obligation, to inspect the street(s) offered for use and the location(s) proposed for the purposes hereunder.

* * *

Sec. 11-34. – Disposal Charges.

(c) The ~~utilities~~ Solid, Hazardous, and Recycling Waste director or his designee shall develop rules and regulations governing the collection and payment of the disposal charges set forth herein. Additionally, the schedule of charges to be applied to residential and small commercial drop-off waste on a volumetric basis shall be presented to the parish council and effective upon adoption by resolution.

* * *

Sec. 11-55. - Administration; rules and regulations.

The provisions of this article shall be administered by the ~~public services administrator~~ solid waste director or his designee. The ~~public services administrator~~ solid waste director ~~or his designee~~, as approved by the Parish President, may from time to time promulgate rules and regulations for the administration of this article. No rule or regulation promulgated hereunder shall become effective until approved by the parish council.

SECTION V. SEVERABILITY

Any and all other provisions of the Code not amended herein, shall remain in full force and effect. 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 VI. EFFECTIVE DATE

This ordinance shall become effective on November 15, 2020.

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

THERE WAS RECORDED:

YEAS: C. Harding, J. Amedee, J. Domangue, D. W. Guidry, Sr., D. Babin, D. J. Guidry, and S. Trosclair.

NAYS: None.

ABSTAINING: None.

ABSENT: J. Navy and G. Michel.

The Chairman declared the ordinance adopted on this the 23rd day of September 2020.

The Chairman recognized the public for comments on the following:

- D. An ordinance to abolish Article IV. Recreation Advisory Board from Chapter 21 of the Terrebonne Parish Code and revoke Ordinance No. 4836 and a portion of Ordinance No. 4563 Section entitled "Recreation and Parks", including subsections 1 through 5, only as it pertains to the Terrebonne Parish Code Chapter 21, Article IV.

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

Ms. J. Domangue moved, seconded by Mr. D. W. Guidry, Sr., "THAT the Council close the aforementioned public hearing."

The Chairman called for a vote on the motion offered by Ms. J. Domangue.

THERE WAS RECORDED:

YEAS: C. Harding, J. Amedée, J. Domangue, D. W. Guidry, Sr., D. Babin, D. J. Guidry, and S. Trosclair.

NAYS: None.

ABSENT: J. Navy and G. Michel.

The Chairman declared the motion adopted.

OFFERED BY: MRS. J. DOMANGUE

SECONDED BY: MR. D. W. GUIDRY, SR.

ORDINANCE NO. 9182

AN ORDINANCE TO ABOLISH ARTICLE IV, RECREATION ADVISORY BOARD, FROM CHAPTER 21 OF THE TERREBONNE PARISH CODE.

WHEREAS, the Terrebonne Parish Consolidated Government (TPCG) is a Home Rule Charter local government and is granted the liberally construed "right and authority to exercise any power and perform any function necessary, requisite or proper for the management of its affairs" and "to promote, protect, and preserve the general welfare, safety, health, peace and good order of the parish," not denied by the Charter, by general law, or inconsistent with the Constitution, per Louisiana Constitution Articles VI §§ 5-6 and Terrebonne Parish Charter Sections 1-01, 1- 05, 1-06, and 8-08; and

WHEREAS, at the meeting of the Council on August 12, 2020, the Council adopted a resolution to create a Recreation Modernization Advisory Board for the purpose of compiling information and making recommendations to the Council which may affect the several recreation districts of the parish of Terrebonne; and

WHEREAS, the duties of the newly created Recreation Modernization Advisory Board and the member qualifications may conflict with the antiquated provisions of TPCG Code Chapter 21, Article IV which provides for a recreation advisory committee; and

WHEREAS, the advisory board created by TPCG Code Chapter 21, Article IV is not currently operational; and

WHEREAS, to avoid any potential conflicts between the new Recreation Modernization Advisory Board and the provisions of TPCG Code Chapter 21, Article IV, the Terrebonne Parish Council wishes to abolish Article IV of Chapter 21 of the Terrebonne Parish Code and reserve the Article for future use as occasion may require; and

NOW THEREFORE, BE IT ORDAINED by the Terrebonne Parish Council on behalf of the Terrebonne Parish Consolidated Government that:

SECTION I

Article IV of Chapter 21 of the Terrebonne Parish Code of Ordinances shall be and is hereby abolished, reserving the Article for future use as occasion may require.

SECTION II

Terrebonne Parish Consolidated Government Ordinance No. 4836 is hereby revoked in its entirety. Terrebonne Parish Consolidated Government Ordinance No. 4563 section entitled “Recreation and Parks” is hereby revoked in its entirety, including subsections 1 through 5, only as it pertains to TPCG Code Chapter 21, Article IV.

SECTION III

Any and all other provisions of the Code not amended herein, shall remain in full force and effect. 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 2-12 or 2-13(b) of the Home Rule Charter or as otherwise required by 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:

YEAS: C. Harding, J. Amedee, J. Domangue, D. W. Guidry, Sr., D. Babin, D. J. Guidry, and S. Trosclair.

NAYS: None.

ABSTAINING: None.

ABSENT: J. Navy and G. Michel.

The Chairman declared the ordinance adopted on this the 23rd day of September 2020.

The Chairman recognized the public for comments on the following:

- E. An ordinance to amend certain portions of Chapter 2, Article XVII, Section 2-533 of the Terrebonne Parish Code of Ordinances to decrease the Terrebonne Parish Tree Board from nine members to seven to address difficulties in reaching a meeting quorum.

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

Mr. D. J. Guidry moved, seconded by Mr. D. W. Guidry, Sr., "THAT the Council close the aforementioned public hearing."

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

THERE WAS RECORDED:

YEAS: C. Harding, J. Amedée, J. Domangue, D. W. Guidry, Sr., D. Babin, D. J. Guidry, and S. Trosclair.

NAYS: None.

ABSENT: J. Navy and G. Michel.

The Chairman declared the motion adopted.

OFFERED BY: MR. D. J. GUIDRY
SECONDED BY: MR. D. W. GUIDRY, SR.

ORDINANCE NO. 9183

AN ORDINANCE TO AMEND CHAPTER 2, ARTICLE XVII, SECTION 2-533. - CREATION AND ESTABLISHMENT OF PARISH TREE BOARD TO DECREASE THE NUMBER OF TREE BOARD MEMBERS FROM NINE (9) TO SEVEN (7) AS PER THE ATTACHED "EXHIBIT A."

SECTION I

BE IT ORDAINED by the Terrebonne Parish Council, in regular session convened, acting pursuant to the authority invested in it by the Constitution and laws of the State of Louisiana, the Home Rule Charter for a Consolidated Government for Terrebonne Parish, and including, but not limited to, LSA R.S. 33:1368 and other statutes of the State of Louisiana, to amend Chapter 2, Article XVII, Section 2-533. - Creation And Establishment Of Parish Tree Board to decrease the number of Tree Board Members from nine (9) to seven (7) as per "Attachment A."

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 of 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:

YEAS: C. Harding, J. Amedée, J. Domangue, D. W. Guidry, Sr., D. Babin, D. J. Guidry, and S. Trosclair.

NAYS: None.

NOT VOTING: None.

ABSTAINING: None.

ABSENT: J. Navy and G. Michel.

The Chairman declared the ordinance adopted on this, the 23rd day of September 2020.

The Chairman recognized the public for comments on the following:

- F. An ordinance to amend the GAP Financing Loan Agreement between Terrebonne Parish Consolidated Government and Bayou Cane Apartments, LP.

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

Mr. D. Babin moved, seconded by Mr. C. Harding, "THAT the Council close the aforementioned public hearing."

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

THERE WAS RECORDED:

YEAS: C. Harding, J. Amedée, J. Domangue, D. W. Guidry, Sr., D. Babin, D. J. Guidry, and S. Trosclair.

NAYS: None.

ABSENT: J. Navy and G. Michel.

The Chairman declared the motion adopted.

OFFERED BY: MR. C. HARDING

SECONDED BY: MR. D. BABIN

ORDINANCE NO. 9184

AN ORDINANCE TO AUTHORIZE THE TERREBONNE PARISH PRESIDENT TO AMEND THE IKE-GUSTAV COMMUNITY DEVELOPMENT BLOCK GRANT GAP FINANCING LOAN AGREEMENT AND TO ADDRESS OTHER MATTERS RELATIVE THERETO.

WHEREAS, Section 1-06 of the Home Rule Charter for the Parish of Terrebonne provides that the Parish Government shall have the right, power and authority to pass ordinances on all subject matters necessary, requisite or proper for the management of parish affairs, and all other subject matter without exception, subject only to the limitation that the same shall not be inconsistent with the Constitution or expressly denied by general law applicable to the parish; and

WHEREAS, Terrebonne Parish Home Rule Charter Section 2-11(a)(10), requires an Ordinance by the Terrebonne Parish Council to authorize the Terrebonne Parish Consolidated Government to abandon property owned by the parish government; and

WHEREAS, La. Const. Art. VII, § 14 (B)(1) authorizes political subdivisions to loan, pledge, or donate public funds for programs of social welfare for the aid and support of the needy; and

WHEREAS, On June 9, 2014, **TERREBONNE PARISH CONSOLIDATED GOVERNMENT (“the Parish”)**, and **BAYOU CANE APARTMENT, LP**, A Louisiana Limited Partnership, (**the “Borrower”**), entered into a Gap Financing Loan Agreement for the specific purpose of creating affordable rental housing; and

WHEREAS, certain guidelines for repayment were adopted allowing CDBG funds to be used for Gap Financing Loans as described in the Application Guidelines and the Action Plan; and

WHEREAS, on April 28th, 2020, the Borrower made a request of the Parish for a waiver of the current installment as well as approval to withdraw operating reserves in order to provide rental relief to residents affected by the COVID-19 Pandemic; and

WHEREAS, TPCG agrees to execute an amendment modifying Sections 1.3(a) and 4 of the Agreement in order to waive the 2019 Installment of the Gap Financing Loan, and to permit Borrower to access up to 50% of the operating reserve as necessary to cover any

revenue shortfalls during the COVID-19 Pandemic, based upon objective finding for the need in accordance with Article VII Section 14, respectively;

SECTION I

NOW BE IT ORDAINED by the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, that the Parish President is authorized to sign on behalf of the Terrebonne Parish Consolidated Government an amendment to the Borrower's Gap Financing Loan in order to waive Borrower's 2019 Installment and authorize Borrower to access up to 50% of the operating reserve as necessary to cover revenue shortfalls during the COVID-19 Pandemic, which is not inconsistent with the attached Amendment.

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 force and effect, the provisions of this ordinance hereby being declared to be severable.

SECTION III

Any ordinance or part thereof in conflict herewith is hereby repealed.

SECTION IV

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 over for two weeks, was voted upon as follows:

THERE WAS RECORDED:

YEAS: C. Harding, J. Amedée, J. Domangue, D. W. Guidry, Sr., D. Babin, D. J. Guidry, and S. Trosclair.

NAYS: None.

NOT VOTING: None.

ABSTAINING: None.

ABSENT: J. Navy and G. Michel.

The Chairman declared the ordinance adopted on this, the 23rd day of September 2020.

The Chairman recognized the public for comments on the following:

- G. An ordinance to amend the 2020 Adopted Operating Budget of the Terrebonne Parish Consolidated Government for the following items, to provide for related matters:
- I. CARES Act, \$188,250
 - II. Bayou Country Sports Park, \$250,000
 - III. CARES Act-Emergency Food & Shelter, \$26,969
 - IV. CARES Act-Housing & Urban Development, \$60,823
 - V. CARES Act-Head Start, \$149,397

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

Mr. D. W. Guidry, Sr. moved, seconded by Mr. C. Harding, "THAT the Council close the aforementioned public hearing."

The Chairman called for a vote on the motion offered by Mr. D. W. Guidry, Sr.

THERE WAS RECORDED:

YEAS: C. Harding, J. Amedée, J. Domangue, D. W. Guidry, Sr., D. Babin, D. J. Guidry, and S. Trosclair.

NAYS: None.
ABSENT: J. Navy and G. Michel.
The Chairman declared the motion adopted.

OFFERED BY: MR. D. W. GUIDRY, SR.
SECONDED BY: MR. C. HARDING

ORDINANCE NO. 9185

AN ORDINANCE TO AMEND THE 2020 ADOPTED OPERATING BUDGET OF THE TERREBONNE PARISH CONSOLIDATED GOVERNMENT FOR THE FOLLOWING ITEMS AND TO PROVIDE FOR RELATED MATTERS.

- I. CARES Act, \$188,250
- II. Bayou Country Sports Park, \$250,000
- III. CARES Act-Emergency Food & Shelter, \$26,969
- IV. CARES Act-Housing & Urban Development, \$60,823
- V. CARES Act-Head Start, \$149,397

SECTION I

WHEREAS, the Louisiana Housing Corporation has awarded CARES Act funding to Terrebonne Parish Consolidated Government in the amount of \$188,250, and

WHEREAS, the funding will be used to provide supportive services to persons experiencing homelessness in the wake of the COVID-19 pandemic, and

NOW, THEREFORE BE IT ORDAINED, by the Terrebonne Parish Council, on behalf of Terrebonne Parish Consolidated Government, that the 2020 Adopted Operating Budget of the Terrebonne Parish Consolidated Government be amended for the CARES Act funding. (Attachment A)

SECTION II

WHEREAS, Terrebonne Parish Consolidated Government (TPCG) by virtue of a Cooperative Endeavor Agreement with Terrebonne Parish Recreation District 2-3 is interested in developing outdoor recreation facilities associated with the Bayou Country Sports Park, and

WHEREAS, the State of Louisiana, Department of Culture, Recreation & Tourism has approved federal funds for the Bayou Country Sports Park with federal matching assistance up to \$250,000, and

WHEREAS, the funds will be used for a multi-purpose support building, walkways, aggregate walking paths and a splash park.

NOW, THEREFORE BE IT FURTHER ORDAINED, by the Terrebonne Parish Council, on behalf of Terrebonne Parish Consolidated Government, that the 2020 Adopted Operating Budget of the Terrebonne Parish Consolidated Government be amended for Bayou Country Sports Park. (Attachment B)

SECTION III

WHEREAS, the Emergency Food and Shelter Nations Board (EF&S) has awarded CARES Act funding to Terrebonne Parish Consolidated Government in the amount of \$26,969, and

WHEREAS, the funding will be used to provide provisions of food and shelter to persons in need in the wake of the COVID-19 pandemic.

NOW, THEREFORE BE IT FURTHER ORDAINED, by the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government that the 2020 Adopted Budget be amended for the EF&S CARES Act funding. (Attachment C)

SECTION IV

WHEREAS, the Department of Housing and Urban Development has awarded a second CARES Act funding to Terrebonne Parish Consolidated Government in the amount of \$60,823, and

WHEREAS, the purpose of the grant is preventing, preparing, and responding to the COVID-19 within the Housing Choice Voucher Program.

NOW, THEREFORE BE IT FURTHER ORDAINED, by the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government that the 2020 Adopted Budget be amended for the CARES Act funding. (Attachment D)

SECTION V

WHEREAS, the Department of Health and Human Services has awarded CARES Act funding to Terrebonne Parish Consolidated Government in the amount of \$149,397, and

WHEREAS, the purpose of the grant is preventing, preparing, and responding to the COVID-19 within the Head Start Program.

NOW, THEREFORE BE IT FURTHER ORDAINED, by the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government that the 2020 Adopted Budget be amended for the CARES Act funding. (Attachment E)

SECTION VI

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 VII

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:

YEAS: C. Harding, J. Amedee, J. Domangue, D. W. Guidry, Sr., D. Babin, D. J. Guidry, and S. Trosclair.

NAYS: None.

ABSTAINING: None.

ABSENT: J. Navy and G. Michel.

The Chairman declared the ordinance adopted on this the 23rd day of September 2020.

Prepared By: Finance Department
 PC File: 2020-Various Items – L
 Date Prepared: 8/19/2020 BA #14

ATTACHMENT A - CARES Act

	<u>2020</u>		
	<u>Adopted</u>	<u>Change</u>	<u>Amended</u>
ESG-CV Cares		(188,250)	(188,250)
CV Cares Homeless		188,250	188,250

ATTACHMENT B - Bayou Country Sports Park

	<u>2020</u>		
	<u>Adopted</u>	<u>Change</u>	<u>Amended</u>
BCSP-LWCF Grant		(250,000)	(250,000)
BCSP-LWCF Grant		250,000	250,000

ATTACHMENT C - CARES Act

	<u>2020</u>		
	<u>Adopted</u>	<u>Change</u>	<u>Amended</u>
EFSP-CARES Act		(26,969)	(26,969)
CARES Act Rent/Home Mrtg Payment		26,969	26,969

ATTACHMENT D - CARES Act

	<u>2020</u>		
	<u>Adopted</u>	<u>Change</u>	<u>Amended</u>
COVID-19	(49,508)	(60,823)	(110,331)
COVID-19	47,008	60,823	107,831

ATTACHMENT E - CARES Act

	<u>2020</u>		
	<u>Adopted</u>	<u>Change</u>	<u>Amended</u>
HUD Head Start	(1,437,236)	(149,397)	(1,586,633)
COVID-19		149,397	149,397

The Chairman recognized the public for comments on the following:

- H. An ordinance declaring a 1995 International 4700 (Unit 402) from the Terrebonne Office of Homeland Security and Emergency Preparedness having a value of \$6,000 as surplus, authorizing said item to be disposed of by any legally approved methods.

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

Mr. D. J. Guidry moved, seconded by Ms. J. Domangue, "THAT the Council close the aforementioned public hearing."

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

THERE WAS RECORDED:

YEAS: C. Harding, J. Amedée, J. Domangue, D. W. Guidry, Sr., D. Babin, D. J. Guidry, and S. Trosclair.

NAYS: None.

ABSENT: J. Navy and G. Michel.

The Chairman declared the motion adopted.

OFFERED BY: MR. D. J. GUIDRY
SECONDED BY: MRS. J. DOMANGUE

ORDINANCE NO. 9186

AN ORDINANCE TO DECLARE EQUIPMENT WITH A VALUE OF FIVE THOUSAND DOLLARS (\$5,000.00) OR GREATER FROM HOMELAND SECURITY AND EMERGENCY PREPAREDNESS AS SURPLUS AS DESCRIBED IN THE ATTACHED EXHIBIT "A" AND AUTHORIZING SAID ITEM TO BE DISPOSED OF BY PUBLIC BID, NEGOTIATED SALE, JUNKED OR BY ANY OTHER LEGALLY APPROVED METHOD.

SECTION I

WHEREAS, the movable property listed in the attached Exhibit "A" has a value of \$5,000.00 or greater as indicated by the value set out next to the item on the attached Exhibit A; and

SECTION II

NOW THEREFORE BE IT ORDAINED that the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, does hereby declare the attached Exhibit "A" surplus and authorizes the Parish President to dispose of said item(s) by public bid, negotiated sale, junked or by any other legally approved method.

SECTION III

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 force and effect, the provisions of this ordinance hereby being declared to be severable.

SECTION IV

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 two weeks, was voted upon as follows:

THERE WAS RECORDED:

YEAS: C. Harding, J. Amedée, J. Domangue, D. W. Guidry, Sr., D. Babin, D. J. Guidry, and S. Trosclair.

NAYS: None.

NOT VOTING: None.

ABSTAINING: None.

ABSENT: J. Navy and G. Michel.

The Chairman declared the ordinance adopted on this, the 23rd day of September 2020.

Exhibit "A"
Surplus August, 2020
(Value of \$5,000.00 or Greater)

Homeland Security and Emergency Preparedness:

1 – 1995 International 4700 (Unit 402)/\$6,000

The Chairman recognized the public for comments on the following:

- I. An ordinance to authorize the acquisition of sites and/or servitudes required for the Elliot Jones Pump Station Project; authorize the parish president to execute any and all documents necessary to acquire sites and/or servitudes for the said purposes; to authorize the parish legal staff to commence expropriation proceedings in the event the sites and/or servitudes cannot be obtained conventionally; to declare that the taking, if required, is necessary or useful for the benefit of the public; and to provide for other matters relative thereto.

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

Mr. D. W. Guidry, Sr. moved, seconded by Mr. C. Harding, "THAT the Council close the aforementioned public hearing."

The Chairman called for a vote on the motion offered by Mr. D. W. Guidry, Sr.

THERE WAS RECORDED:

YEAS: C. Harding, J. Amedée, J. Domangue, D. W. Guidry, Sr., D. Babin, D. J. Guidry, and S. Trosclair.

NAYS: None.

ABSENT: J. Navy and G. Michel.

The Chairman declared the motion adopted.

OFFERED BY: MR. C. HARDING

SECONDED BY: MR. D. W. GUIDRY, SR.

ORDINANCE NO. 9187

AN ORDINANCE TO AUTHORIZE THE ACQUISITION OF SITES AND/OR SERVITUDES REQUIRED FOR THE ELLIOT JONES PUMP STATION PROJECT; AUTHORIZE THE PARISH PRESIDENT TO EXECUTE ANY AND ALL DOCUMENTS NECESSARY TO ACQUIRE SITES AND/OR SERVITUDES FOR THE SAID PURPOSES; TO AUTHORIZE THE PARISH LEGAL STAFF TO COMMENCE EXPROPRIATION PROCEEDINGS IN THE EVENT THE SITES AND/OR SERVITUDES CANNOT BE OBTAINED CONVENTIONALLY; TO DECLARE THAT THE TAKING, IF REQUIRED, IS NECESSARY OR USEFUL FOR THE BENEFIT OF THE PUBLIC; AND TO PROVIDE FOR OTHER MATTERS RELATIVE THERETO.

SECTION I

BE IT ORDAINED by the Terrebonne Parish Council, in due, regular and legal sessions convened, that the Parish Administration is hereby authorized to acquire any and all servitudes that are required to facilitate construction and maintenance of the Elliot Jones Pump Station Project; that the Parish President, is hereby authorized and empowered for and on behalf of the Terrebonne Parish Consolidated Government to execute documents necessary to acquire the sites and/or servitudes for the above stated purpose for consideration he deems just and reasonable, not to exceed the fair market value, and that the Parish Legal Department is hereby authorized, at the direction of the Parish Administration, to institute expropriation and/or any other legal proceedings necessary to acquire the necessary sites and/or servitudes that are necessary or useful for the above mentioned purposes.

SECTION II

ELLIOT JONES PUMP STATION PROJECT PARISH OF TERREBONNE

This project will involve constructing a new drainage pump station on the Elliot Jones Canal in the Bayou Black/Gibson area.

The construction of the above described project will be conducive to the public interest, convenience and safety and will enable Terrebonne Parish Consolidated Government (TPCG) to properly fulfill the functions imposed upon it by law.

The proper construction of said described project is dependent upon the acquisition of the rights of way as fixed by the Parish Engineer, Office of Engineering, for the said project and such other rights as may be appurtenant thereto.

It is necessary and useful to take, by expropriation for construction purposes, and other public purposes, and in the manner provided by law, in the servitude or in full ownership, the property and property rights not otherwise acquired which are needed for the proper construction of said project, if amicable acquisition is not possible.

SECTION III

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 IV

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:

YEAS: C. Harding, J. Amedée, J. Domangue, D. W. Guidry, Sr., D. Babin, D. J. Guidry, and S. Trosclair.

NAYS: None.

NOT VOTING: None.

ABSTAINING: None.

ABSENT: J. Navy and G. Michel.

The Chairman declared the ordinance adopted on this, the 23rd day of September 2020.

The Chairman recognized the public for comments on the following:

- J. An ordinance authorizing the issuance of not exceeding \$40,000,000 public improvement bonds, in one or more series, of the parish of Terrebonne, State of Louisiana; prescribing the form, terms and conditions of such bonds; providing for the refunding of certain outstanding bonds; and providing for other matters in connection therewith.

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

Mr. D. Babin moved, seconded by Ms. J. Domangue, "THAT the Council close the aforementioned public hearing."

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

THERE WAS RECORDED:

YEAS: C. Harding, J. Amedée, J. Domangue, D. W. Guidry, Sr., D. Babin, D. J. Guidry, and S. Trosclair.

NAYS: None.

ABSENT: J. Navy and G. Michel.

The Chairman declared the motion adopted.

OFFERED BY: MR. D. BABIN

SECONDED BY: MRS. J. DOMANGUE

ORDINANCE NO. 9188

AN ORDINANCE AUTHORIZING THE ISSUANCE OF NOT EXCEEDING \$40,000,000 PUBLIC IMPROVEMENT BONDS, IN ONE OR MORE SERIES, OF THE PARISH OF TERREBONNE, STATE OF LOUISIANA; PRESCRIBING THE FORM, TERMS AND CONDITIONS OF SUCH BONDS; PROVIDING FOR THE REFUNDING OF CERTAIN OUTSTANDING BONDS; AND PROVIDING FOR OTHER MATTERS IN CONNECTION THEREWITH.

WHEREAS, the Parish of Terrebonne, State of Louisiana (the "**Parish**" or "**Issuer**"), is now levying and collecting a parish-wide one percent (1%) sales and use tax (the Issuer's portion of which being the "**Parish Sales Tax**") by virtue of a resolution adopted by the Terrebonne Parish Council of the Parish of Terrebonne, State of Louisiana, on October 14, 1964, as amended, under the authority of Act No. 500 of the Regular Session of the Legislature of Louisiana for the year 1964, and a special election held in the Parish on September 15, 1964, at which election the following proposition was approved by a majority of the qualified electors voting at such election, viz:

PROPOSITION

Shall the Parish of Terrebonne, State of Louisiana, under the provisions of Act No. 500 of the Regular Session of the Legislature of Louisiana for the year 1964, and other constitutional and statutory authority supplemental thereto, be authorized to levy and collect a tax of one per cent (1%) upon the sale at retail, the use, the lease or rental, the consumption, and the storage for use or consumption of tangible personal property and upon the sale of services, as presently defined in R.S. 47:301 to 47:317, inclusive, with the avails or proceeds of

said tax (after paying reasonable and necessary costs and expenses of collecting and administering the tax) being allocated and distributed monthly in equal amounts between the Mayor and Board of Aldermen of the City of Houma, Louisiana, and the Parish School Board of the Parish of Terrebonne, Louisiana, until each has received Five Hundred Thousand Dollars (\$500,000.00) in each calendar year, after which all of the remaining avails or proceeds of such tax for the calendar year shall be allocated and paid to the Police Jury of the Parish of Terrebonne, Louisiana, until Five Hundred Thousand Dollars (\$500,000.00) has been paid to the Parish during the same calendar year, and after this first One Million Five Hundred Thousand Dollars (\$1,500,000.00) of net avails or proceeds of said tax have been so paid during any calendar year, any remaining avails or proceeds of said tax shall be distributed equally between said Mayor and Board of Aldermen, said Parish School Board and said Police Jury; said avails or proceeds of the tax to be subject to funding into negotiable bonds in the manner provided in said Act No. 500 of 1964 and to be dedicated and used by the various political subdivisions for the following purposes:

The avails or proceeds of said tax received by the City of Houma, through its governing authority, shall be used for the purpose of constructing, acquiring, extending and/or improving waterworks (including raw water supply, treatment and distribution), drainage, sewerage, streets (including surfacing, repair and street lighting), sidewalks, bridges, public parks (including parkways beautification), recreational facilities, police stations and jail, fire stations and equipment, maintenance shops and warehouse and other public buildings, as well as purchasing equipment necessary for the operation of the various municipal departments, title to which shall be in the public;

The avails or proceeds of the tax received by the Terrebonne Parish School Board shall be used solely for the purpose of acquiring lands for building sites and playgrounds, purchasing, erecting and improving school buildings and related school facilities and acquiring the necessary equipment and furnishings therefor, title to which shall be in the public, and/or for the purpose of maintaining such school buildings, equipment, furnishings and related school facilities;

The avails or proceeds of the tax received by the Parish of Terrebonne, through its governing authority, shall be used for any lawful corporate purpose for which its governing authority may appropriate parish revenues and such avails or proceeds may be deposited in the general fund of the Parish?

WHEREAS, the Issuer has levied and provided for the collection of a parish-wide one-fourth of one percent (1/4%) sales and use tax (the "**Capital Improvement Sales Tax**") by virtue of a resolution adopted by the Police Jury of the Parish of Terrebonne, State of Louisiana, on February 25, 1981, under the authority of Article 6, Section 29 of the Louisiana Constitution of 1974 and other constitutional and statutory authority supplemental thereto, and a special election held in the Parish on October 27, 1979, at which the following

proposition was approved by a majority of the qualified electors voting in said election, viz:

PROPOSITION NO. 1

"SHALL THE PARISH OF TERREBONNE, STATE OF LOUISIANA, UNDER THE PROVISIONS OF ARTICLE 6, SECTION 29 OF THE LOUISIANA CONSTITUTION OF 1974, AND OTHER CONSTITUTIONAL AND STATUTORY AUTHORITY SUPPLEMENTAL THERETO, BE AUTHORIZED TO LEVY AND COLLECT A TAX OF ONE-FOURTH OF ONE PERCENT (1/4%) UPON THE SALE AT RETAIL, THE USE, THE LEASE OR RENTAL, THE CONSUMPTION, AND THE STORAGE FOR USE OR CONSUMPTION, OF TANGIBLE PERSONAL PROPERTY AND ON SALES OF SERVICES IN SAID PARISH, AS PRESENTLY DEFINED IN R.S. 47:301 THROUGH 47:317, WITH THE AVAILS OR PROCEEDS OF SAID TAX (AFTER PAYING THE REASONABLE AND NECESSARY COSTS OF ADMINISTERING AND COLLECTING SAID TAX) BEING DEDICATED AND EXPENDED FOR THE PURPOSE OF CONSTRUCTING, ACQUIRING, EXTENDING AND/OR IMPROVING (A) HOSPITAL FACILITIES FOR TERREBONNE GENERAL HOSPITAL, (B) SEWERS, SEWERAGE DISPOSAL WORKS AND RELATED FACILITIES FOR POLLUTION CONTROL AND ABATEMENT, (C) A MULTI-PURPOSE CIVIC AND COMMUNITY CENTER AND RELATED FACILITIES, AND (D) ANY OTHER PUBLIC WORKS OR CAPITAL IMPROVEMENTS FOR SAID PARISH OR ANY PORTION THEREOF, INCLUDING ANY NECESSARY SITES, EQUIPMENT OR FURNISHINGS THEREFOR, AND FOR THE PURPOSE OF PAYING ANY BONDS OR DEBT OBLIGATIONS OF SAID PARISH ISSUED FOR SUCH PURPOSES; AND FURTHER SHALL THE AVAILS OR PROCEEDS OF SAID TAX AND THE AVAILS OR PROCEEDS OF THE POLICE JURY'S PORTION OF THE ONE PERCENT (1%) PARISH-WIDE SALES AND USE TAX NOW BEING LEVIED AND COLLECTED UNDER THE AUTHORITY OF ACT 500 OF THE REGULAR SESSION OF THE LEGISLATURE OF THE STATE OF LOUISIANA FOR THE YEAR 1964 (SUCH AVAILS OR PROCEEDS OF BOTH TAXES BEING HEREINAFTER REFERRED TO AS "TAX PROCEEDS") BE SUBJECT TO FUNDING INTO NEGOTIABLE BONDS OF SAID PARISH TO MATURE OVER A PERIOD OF TWENTY (20) YEARS FROM DATE THEREOF, TO BEAR INTEREST AT A RATE OR RATES NOT EXCEEDING EIGHT PER CENTUM (8%) PER ANNUM AND TO BE ISSUED IN SUCH PRINCIPAL AMOUNTS AS MAY BE REQUIRED FOR THE ABOVE STATED PURPOSES AND PAYMENT OF THE COSTS OF ISSUANCE OF SUCH BONDS AND PROVIDING A RESERVE FOR THE PAYMENT THEREOF; PROVIDED, HOWEVER:

1. That priority shall be given to the issuance and sale of \$20,000,000 of said bonds for the Terrebonne General Hospital purpose as set forth in item (a) above, \$13,500,000 of said bonds for the sewer purpose as set forth in item (b) above and \$6,000,000 of said bonds for the Civic and

Community Center purpose as set forth in item (c) above (such amounts to include issuance expenses and funding of bond reserves) and no other bonds payable from the tax proceeds shall be issued and sold unless the Police Jury finds and determines that sufficient debt capacity remains for the issuance and sale of any unissued portion of said priority bonds;

That the one-fourth of one percent (1/4%) sales and use tax hereby authorized shall not be collected by said Police Jury until the Police Jury's authority to levy and collect the existing one-fourth of one percent (1/4%) hospital sales and use tax (voted May 25, 1976) has terminated as a result of the payment, or defeasance and provisions for payment in the manner set out in R.S. 39:1442, of all outstanding Public Hospital Bonds, Series 1977 and 1978, dated March 1, 1977 and March 1, 1978, by the formal call of such outstanding bonds for redemption on the earliest possible call date and the irrevocable deposit in trust of a sufficient amount of funds then on deposit in the Sales Tax Hospital Fund, Public Hospital Bonds Sinking Fund, Public Hospital Bonds Reserve Fund and Public Hospital Bonds, Series 1977 and 1978, Hospital Construction Trust Funds established by resolutions adopted by said Police Jury on January 26, 1977, March 2, 1977 and March 8, 1978;

That the balance on deposit in the various funds named in item (2) above after providing for payment or defeasance of the outstanding Public Hospital Bonds, Series 1977 and 1978 as provided in item (2) above shall be dedicated for the purpose of constructing, acquiring and improving hospital facilities for Terrebonne General Hospital, including any necessary buildings, equipment, furnishings and sites therefor?"

WHEREAS, at a special election held in the Parish on January 16, 1982, the majority of the qualified electors voting in said election approved the issuance of sales tax bonds authorized at said special election of October 27, 1979, at a rate or rates not exceeding twelve per centum (12%) per annum; and

WHEREAS, effective January 1, 1984, this governing authority succeeded the Terrebonne Parish Police Jury as the governing authority of the Issuer; and

WHEREAS, in accordance with the provisions of said resolution of October 14, 1964, a portion of the net avails or proceeds of Parish Sales Tax (after the reasonable and necessary costs and expenses of the collection and administration thereof have been paid therefrom) shall be available for appropriation and expenditure by the Issuer for the purposes designated in the proposition authorizing the levy of such tax, which includes the payment of bonds authorized to be issued in accordance with Louisiana law; and

WHEREAS, in accordance with the provisions of said resolution of February 25, 1981, the net avails or proceeds of Capital Improvement Sales Tax (after the reasonable and necessary costs and expenses of the collection and administration thereof have been paid therefrom) shall be available for appropriation and expenditure by the Issuer for the purposes designated in the proposition authorizing the levy of such tax, which includes the payment of bonds authorized to be issued in accordance with Louisiana law; and

WHEREAS, this governing authority desires to issue the Bonds (defined herein) payable from a pledge and dedication of the Issuer's portion of the avails or proceeds of the Parish Sales Tax and the Capital Improvement Tax (together, the "**Taxes**"), all in accordance with Act No. 500 of the Regular Session of the Legislature of the State of Louisiana for the year 1964 and Article VI, Section 29 of the Louisiana Constitution of 1974; and

WHEREAS, the Issuer has heretofore issued (i) \$11,765,000 of Public Improvement Bonds, Series ST-2011, of which \$8,700,000 is currently outstanding (the "**Series ST-2011 Bonds**"); and (ii) \$11,275,000 of Public Improvement Bonds, Series ST-2013, of which \$9,765,000 is currently outstanding (the "**Series ST-2013 Bonds**" and \$11,300,00 of Public Improvement Bonds, Series ST-2015, of which \$7,435,000 is currently outstanding (the "**Series ST-2015 Bonds**", and together with the Series ST-2011 Bonds and the ST-2013 Bonds, the "**Outstanding Parity Bonds**"), which are payable from a pledge and dedication of the Taxes; and

WHEREAS, other than the Outstanding Bonds, the Issuer has no outstanding bonds or other obligations of any kind or nature payable from or enjoying a lien on the Taxes herein pledged; and

WHEREAS, the Issuer desires to issue the Bonds to provide funding for (i) constructing, acquiring, extending and/or improving public works or capital improvements for the Issuer or any portion thereof, including any necessary sites, equipment or furnishings therefor, title to which shall be in the public, (the "**Project**"), (ii) the refunding of all or a portion of the Outstanding Parity Bonds (the "**Refunding**"), (iii) funding a debt service reserve fund, if necessary, (iv) funding capitalized interest, if necessary, and (v) paying related costs of issuance, including the premium of a bond insurance policy or surety policy, if any (collectively, the "**Authorized Purposes**"); an, pursuant to the provisions of Chapter 14-A of Title 39 of the Louisiana Revised Statutes of 1950, as amended (the "**Act**") and other constitutional and statutory authority, through the issuance of its refunding bonds; and

WHEREAS, the Issuer, by resolution adopted on July 15, 2020 gave preliminary approval of the issuance of not exceeding \$50,000,000 of its Public Improvement Bonds for the Authorized Purposes; and

WHEREAS, under the terms and conditions of the ordinances adopted by the governing authority of the Issuer authorizing the issuance of the Outstanding Parity Bonds (together, the "**Parity Bond Ordinance**"), the Issuer has authority to issue the Bonds on a complete parity with said Outstanding Parity Bonds under the terms and conditions provided therein; and

WHEREAS, the Issuer has determined that all the terms and conditions specified in the Parity Bond Ordinance have been or will be complied with prior to the delivery of the Bonds, and it is the express desire and intention of the Issuer that the Bonds (hereinafter defined) be issued on a complete parity with the Outstanding Parity Bonds; and

WHEREAS, the maturities of the Bonds will be arranged so that the total amount of principal and interest falling due in any year on the Bonds and the Outstanding Parity Bonds will never exceed 75% of the Taxes estimated to be received by the Issuer in the calendar year (2020) in which the Bonds are to be issued (which amount is hereby estimated to be at least \$12835,000; and

WHEREAS, it is necessary to provide for the application of the proceeds of the Bonds to the refunding of the Refunded Bonds and to provide for other matters in connection with the payment or redemption of the Refunded Bonds; and

WHEREAS, it is necessary that provision be made for the payment of the principal, interest and redemption premium, if any, of the Refunded Bonds, and to provide for the call for redemption of the Refunded Bonds; and

WHEREAS, it is necessary that this governing authority authorize the execution and delivery of an Escrow Deposit Agreement providing for the payment of the principal, premium and interest of the Refunded Bonds and authorize the execution thereof as hereinafter provided; and

WHEREAS, it is necessary that this governing authority authorize the execution and delivery of a Paying Agent Agreement providing for the payment of the principal, premium and interest of the Bonds by the Paying Agent (defined herein);

WHEREAS, it is necessary that this governing authority authorize its Executive Officers (defined herein) to negotiate the terms of sale of the Bonds and to take such actions and executive and delivery such documents as may be necessary to issue and deliver the Bonds; and

WHEREAS, it is now desired to fix the details necessary with respect to the issuance of the Bonds and to provide for the authorization and issuance thereof, as hereinafter provided;

NOW, THEREFORE, BE IT ORDAINED by the Terrebonne Parish Council of the Parish of Terrebonne, State of Louisiana, acting as the governing authority of the Issuer, that:

Definitions. As used herein, the following terms shall have the following meanings, unless the context otherwise requires:

"**Act**" means the Louisiana Consolidated Local Government Indebtedness Act, Sub-Part A Part II, Chapter 4, Title 39 of the Louisiana Revised Statutes of 1950, as amended.

"**Additional Parity Bonds**" mean any issue of additional *pari passu* bonds hereafter issued by the Issuer pursuant to this Bond Ordinance and payable from the Taxes on a parity with the Bonds.

"**Authorized Denomination**" shall mean with respect to an individual maturity of the Bonds, \$5,000 or any integral multiple thereof

"**Authorized Purposes**" means (i) funding the Project, (ii) funding the Refunding, (iii) funding a debt service reserve fund, if necessary, (iv) funding capitalized interest, if necessary, and (v) paying related costs of issuance, including the premium of a bond insurance policy or surety policy, if any.

"**Bond**" or "**Bonds**" means the Issuer's Public Improvement Bonds, in one or more series, issued pursuant to this Bond Ordinance in the aggregate principal amount not exceeding \$40,000,000, and any bond of said issue, whether initially delivered or issued in exchange for, upon transfer of, or in lieu of any previously issued.

"**Bond Counsel**" means Mahtook & LaFleur, New Orleans, Louisiana.

"**Bond Ordinance**" means this ordinance authorizing the issuance of the Bonds.

"**Bond Purchase Agreement**" means one or more Bond Purchase Agreement to be entered into between the Issuer and the Underwriter pursuant to this Bond Ordinance, providing for the sale of the Bonds.

"**Bond Register**" means the registration books of the Paying Agent in which registration of the Bonds and transfers of the Bonds shall be made as provided herein.

"**Bond Year**" means the one year period ending on March 1 of each year, the principal payment dates for the Bonds.

"Business Day" means a day of the year on which banks located in the cities in which the principal corporate trust offices of the Paying Agent are located are not required or authorized to remain closed and on which the New York Stock Exchange is not closed.

"Capital Improvement Sales Tax" means the one-fourth of one percent (1/4%) sales and use tax authorized under the provisions of Article VI, Section 29 of the Louisiana Constitution of 1974 and other constitutional and statutory authority in compliance with a special election held in the Parish of Terrebonne on October 27, 1979, said tax having been levied and provisions made for its collection by a resolution adopted by the governing authority of the Issuer on February 25, 1981.

"Code" means the Internal Revenue Code of 1986, as amended.

"Defeasance Obligations" shall mean (a) cash, or (b) non-callable Government Securities.

"Escrow Agent" shall mean The Bank of New York Mellon Trust Company, N.A., in the City of Baton Rouge, Louisiana, and its successor or successors, and any other person which may at any time be substituted in its place pursuant to the Bond Ordinance.

"Escrow Agreement" means one or more Defeasance and Escrow Deposit Agreement to be entered into between the Issuer and the Escrow Agent pursuant to this Bond Ordinance, providing for the defeasance of any of the Refunded Bonds.

"Executive Officers" means collectively the Parish President and the Clerk to the Terrebonne Parish Council.

"Fiscal Year" means the twelve-month accounting period commencing on the first day of January 1 or any other twelve-month accounting period determined by the Governing Authority as the fiscal year of the Issuer.

"Governing Authority" means the Terrebonne Parish Council of the Parish of Terrebonne, State of Louisiana.

"Government Securities" means direct obligations of, or obligations the principal of and interest on which are unconditionally guaranteed by, the United States of America, which may be United States Treasury Obligations such as the State and Local Government Securities and may be in book-entry form.

"Interest Payment Date" means March 1 and September 1 of each year, commencing March 1, 2021.

"Investment Obligations" means any investments or securities then permitted under R.S. 33:2955 or other provisions of Louisiana law.

"Issuer" means the Parish of Terrebonne, State of Louisiana.

"Municipal Advisor" means Sisung Securities Corporation, New Orleans, Louisiana.

"Outstanding" when used with respect to Bonds means, as of the date of determination, all Bonds theretofore issued and delivered under this Bond Ordinance, except:

Bonds theretofore cancelled by the Paying Agent or delivered to the Paying Agent for cancellation;

Bonds for whose payment or redemption sufficient funds have been theretofore deposited with the Paying Agent in trust for the Owners of such Bonds as provided in this

Bond Ordinance, provided that, if such Bonds are to be redeemed, irrevocable notice of such redemption has been duly given or provided for pursuant to this Bond Ordinance, to the satisfaction of the Paying Agent, or waived;

Bonds in exchange for or in lieu of which other Bonds have been registered and delivered pursuant to this Bond Ordinance; and

Bonds alleged to have been mutilated, destroyed, lost or stolen which have been paid as provided in this Bond Ordinance.

"Outstanding Parity Bonds" means (i) the Series ST-2011 Bonds, (ii) the Series ST-2013 Bonds and (iii) the Series ST-2015 Bonds.

"Outstanding Parity Bond Ordinance" means, collectively, the ordinances adopted by the Issuer on (i) June 22, 2011, authorizing the issuance of the Series ST-2011 Bonds, (ii) March 13, 2013, authorizing the issuance of the Series ST-2013 Bonds, and (iii) February 25, 2015, authorizing the issuance of the Series ST-2015 Bonds.

"Owner" or **"Owners"** when used with respect to any Bond means the Person in whose name such Bond is registered in the Bond Register.

"Parish Sales Tax" means the Issuer's allocation or portion [approximately one-third (1/3)] of the special parish-wide one percent (1%) sales and use tax authorized under the provisions of Act No. 500 of the Regular Session of the Legislature for the State of Louisiana for the year 1964 and at a special election held in the Parish on September 15, 1964 and levied and collected pursuant to a resolution adopted by the Police Jury on October 14, 1964, as amended, said allocation or portion being more fully described in said Act No. 500 of 1964 and the foregoing proposition approved at the special election held on September 15, 1964.

"Paying Agent" means Hancock Whitney Bank, in the City of Baton Rouge, Louisiana, until a successor Paying Agent shall have become such pursuant to the applicable provisions of this Bond Ordinance, and thereafter Paying Agent shall mean such successor Paying Agent.

"Paying Agent Agreement" means one or more Paying Agent Agreement to be entered into between the Issuer and the Paying Agent pursuant to this Bond Ordinance, providing for the duties of the Paying Agent.

"Person" means any individual, corporation, partnership, joint venture, association, joint-stock company, trust, unincorporated organization, or government or any agency or political subdivision thereof.

"Principal Payment Date" means each March 1 of each year specified in the Bond Purchase Agreement.

"Project" means constructing, acquiring, extending and/or improving public works or capital improvements for the Issuer or any portion thereof, including any necessary sites, equipment or furnishings therefor, title to which shall be in the public.

"Rating Agency" means any nationally recognized securities rating agency then maintaining a rating on the Bonds, the Outstanding Parity Bonds, or any Additional Parity Bonds at the request of the Issuer.

"Record Date" for the interest payable on any Interest Payment Date means the 15th calendar day of the month next preceding such interest payment date, whether or not such day is a Business Day.

"Redemption Price" means, when used with respect to a Bond, the principal amount

thereof plus the applicable premium, if any, payable upon redemption thereof pursuant to this Bond Ordinance.

"Refunded Bonds" mean all of a portion of the Outstanding Parity Bonds which are being refunded by the Bonds, as more fully set for the in the Bond Purchase Agreement.

"Refunding" means the refunding of all or a portion of the Outstanding Parity Bonds.

"Reserve Fund Requirement" means a sum equal to the lesser of (i) 10% of the proceeds of the Bonds, the Outstanding Parity Bonds and any issue of Additional Parity Bonds, (ii) the highest combined principal and interest requirements for any succeeding Fiscal Year on the Bonds, the Outstanding Parity Bonds, and any issue of Additional Parity Bonds hereafter issued in the maimer provided by this Bond Ordinance or (iii) 125% of the average aggregate amount of principal installments and interest becoming due in any Fiscal Year on the Bonds, the Outstanding Parity Bonds and any Additional Parity Bonds.

"Reserve Product" means a policy of bond insurance, a surety bond or a letter of credit or other credit facility used in lieu of a cash deposit in the Reserve Fund meeting the terms and conditions of Section 11(c) hereof.

"Reserve Product Provider" means a bond insurance provider or a bank or other financial institution providing a Reserve Product, whose bond insurance policies insuring, or whose letters of credit, surety bonds or other credit facilities securing, the payment, when due, or the principal of and interest on bond issues by public entities, at the time such Reserve Product is obtained, result in such issues being rated in one of the two highest full rating categories by the Rating Agency; provided, however, that nothing herein shall require the Issuer to obtain a rating on any Bonds issued under the Bond Ordinance.

"Sales Tax Resolutions" means the resolutions adopted by the Terrebonne Parish Police Jury on (i) October 14, 1964, as amended by resolution adopted on May 12, 1965 and (ii) February 25, 1981.

"Series ST-2011 Bonds" means the Issuer's \$11,765,000 of Public Improvement Bonds, Series ST-2011, of which \$8,700,000 is currently outstanding.

"Series ST-2013 Bonds" means the Issuer's \$11,275,000 of Public Improvement Bonds, Series ST-2013, of which \$9,765,000 is currently outstanding,

"Series ST-2015 Bonds" means the Issuer's \$11,300,000 of Public Improvement Bonds, Series ST-2015, of which \$7,435,000 is currently outstanding.

"State" means the State of Louisiana.

"Taxes" means collectively the Parish Sales Tax and the Capital Improvement Sales Tax.

"Underwriter" means Raymond James & Associates, Inc., of New Orleans, Louisiana.

Authorization of the Bonds and Escrow Agreement.

(a) Pursuant to the provisions of the Act, and other constitutional and statutory authority, there is hereby authorized the incurring of the Bonds in the aggregate amount of indebtedness \$40,000,000 on behalf of and in the name of the Issuer, for the Authorized Purposes.

(b) A portion of the proceeds of the Bonds issued for the Refunding will placed in escrow and together with other available moneys of the Issuer, in Government Securities plus

an initial cash deposit, in accordance with the terms of the Escrow Agreement, in order to provide for the payment of the principal of, premium, if any, and interest on the Refunded Bonds as they mature or upon earlier redemption as provided in herein.

Provisions having been made for the orderly payment until maturity or earlier redemption of the Refunded Bonds, in accordance with their terms, it is hereby recognized and acknowledged that as of the date of delivery of the Bonds under this Bond Ordinance, provision will have been made for the performance of all covenants and agreements of the Issuer incidental to the Refunded Bonds, and that accordingly, and in compliance with all that is herein provided, the Issuer is expected to have no future obligation with reference to the aforesaid Refunded Bonds except to assure that the Refunded Bonds are paid from the Government Securities and funds so escrowed in accordance with the provisions of the Escrow Agreement.

The Escrow Agreement is hereby approved by the Issuer and the Executive Officers are hereby authorized and directed to execute and deliver the Escrow Agreement on behalf of the Issuer under such terms deemed appropriate by such Executive Officers, and it is expressly provided and covenanted that all of the provisions for the payment of the principal of, premium, if any, and interest on the Refunded Bonds from the special trust fund created under the Escrow Agreement shall be strictly observed and followed in all respects.

The Bonds shall be in fully registered form, shall be dated the Closing Date, shall be in Authorized Denominations, shall be numbered consecutively, shall become due and payable on the Principal Payment Dates in the principal amounts set forth in the Bond Purchase Agreement, shall bear interest on a 30/360 basis from the Closing Date or from the most recent Interest Payment Date to which interest has been paid or duly provided for, payable on each Interest Payment Date, at the rate of interest per annum set forth in the Bond Purchase Agreement.

The principal of the Bonds, upon maturity or redemption, shall be payable at the principal corporate trust office of the Paying Agent, upon presentation and surrender thereof, and interest on the Bonds will be payable by check mailed by the Paying Agent to the Owner (determined as of the close of business on the Record Date) at the address shown on the Bond Register. Each Bond delivered under this Bond Ordinance upon transfer or in exchange for or in lieu of any other Bond shall carry all the rights to interest accrued and unpaid, and to accrue, which were carried by such other Bond, and each such Bond shall bear interest (as herein set forth) so that neither gain nor loss in interest shall result from such transfer, exchange or substitution. No Bond shall be entitled to any right or benefit under this Bond Ordinance, or be valid or obligatory for any purpose, unless there appears on such Bond a certificate of registration, substantially in the form provided in this Bond Ordinance, executed by the Paying Agent by manual signature.

The Executive Officers are authorized to provide appropriate naming conventions, numbers, descriptions, series designations, CUSIP numbers, and other notations or terms of the Bonds that are consistent with purpose and use of the proceeds.

Book Entry Registration of Bonds. The Bonds shall be initially issued in the name of Cede & Co., as nominee for The Depository Trust Company (DTC), as registered owner of the Bonds, and held in the custody of DTC. The Executive Officers or any other officer of the Issuer is authorized to execute and deliver a Blanket Letter of Representation to DTC on behalf of the Issuer with respect to the issuance of the Bonds in book-entry only format. The terms and provisions of said Letter of Representation shall govern in the event of any inconsistency between the provisions of this Resolution and said Letter of Representation. Initially, a single certificate will be issued and delivered to DTC for each maturity of the Bonds. The Beneficial Owners will not receive physical delivery of Bond certificates except as provided herein. Beneficial Owners are expected to receive a written confirmation of their purchase providing details of each Bond acquired. For so long as DTC shall continue to serve as securities depository for the Bonds as provided herein, all transfers of beneficial ownership interest will be made by book-entry only, and no investor or other party purchasing, selling or otherwise transferring beneficial ownership of Bonds is to receive, hold or deliver any Bond

certificate.

Notwithstanding anything to the contrary herein, while the Bonds are issued in book-entry-only form, the payment of principal of, premium, if any, and interest on the Bonds may be payable by the Paying Agent by wire transfer to DTC in accordance with the Letter of Representation.

For every transfer and exchange of the Bonds, the Beneficial Owner (as defined in the Blanket Letter of Representation) may be charged a sum sufficient to cover such Beneficial Owner's allocable share of any tax, fee or other governmental charge that may be imposed in relation thereto.

Bond certificates are required to be delivered to and registered in the name of the Beneficial Owner under the following circumstances:

(a) DTC determines to discontinue providing its service with respect to the Bonds. Such a determination may be made at any time by giving 30 days' notice to the Issuer and the Paying Agent and discharging its responsibilities with respect thereto under applicable law; or

The Issuer determines that continuation of the system of book-entry transfer through DTC (or a successor securities depository) is not in the best interests of the Issuer and/or the Beneficial Owners.

The Issuer and the Paying Agent will recognize DTC or its nominee as the Bondholder for all purposes, including notices and voting.

Neither the Issuer or the Paying Agent are responsible for the performance by DTC of any of its obligations, including, without limitation, the payment of moneys received by DTC, the forwarding of notices received by DTC or the giving of any consent or proxy in lieu of consent.

Whenever during the term of the Bonds the beneficial ownership thereof is determined by a book entry at DTC, the requirements of this Resolution of holding, delivering or transferring the Bonds shall be deemed modified to require the appropriate person to meet the requirements of DTC as to registering or transferring the book entry to produce the same effect.

If at any time DTC ceases to hold the Bonds, all references herein to DTC shall be of no further force or effect.

Redemption of Bonds. Specified maturities of the Bonds shall be subject to optional redemption and shall be callable at the option of the Issuer, in full or in part at any time and if less than a full maturity then by lot within such maturity, at the redemption prices and on the dates set forth in the Bond Purchase Agreement.

In the event a Bond is of a denomination larger than \$5,000, a portion of such Bond (\$5,000 or any multiple thereof) may be redeemed. Official notice of such call of any of the Bonds for redemption will be given by first class mail, postage prepaid, by notice deposited in the United States mails not less than thirty (30) days prior to the redemption date addressed to the registered owner of each Bond to be redeemed at his address as shown on the registration books of the Paying Agent.

Registration, Transfer and Exchange of Bonds. The Issuer shall cause the Bond Register to be kept at the principal office of the Paying Agent. The Bonds may be transferred, registered and assigned only on the Bond Register, and such registration shall be at the expense of the Issuer. A Bond may be assigned by the execution of an assignment form on the Bonds or by other instruments of transfer and assignment acceptable to the Paying Agent. A new Bond or Bonds of the same series will be delivered by the Paying Agent to the last

assignee (the new Owner) in exchange for such transferred and assigned Bonds after receipt of the Bonds to be transferred in proper form. Such new Bond or Bonds shall be in Authorized Denominations. Neither the Issuer nor the Paying Agent shall be required to issue, register, transfer or exchange (i) any Bond during a period beginning at the opening of business on a Record Date and ending at the close of business on the Interest Payment Date, or (ii) any Bond called for redemption prior to maturity, during a period beginning at the opening of business fifteen (15) days before the date of the mailing of a notice of redemption of such Bond and ending on the date of such redemption.

Form of Bonds. The Bonds and the endorsements to appear thereon shall be in substantially the form attached hereto as Exhibit A.

Execution of Bonds. The Bonds shall be signed by the Executive Officers for, on behalf of, in the name of the Issuer and under the corporate seal of the Issuer, and the Legal Opinion Certificate shall be signed by the Clerk of the Governing Authority, which signatures may be either manual or facsimile.

Registration of Bonds by Paying Agent. No Bond shall be valid or obligatory for any purpose or entitled to any security or benefit under this Bond Ordinance unless and until a certificate of registration on such Bond substantially in the form set forth in Exhibit D hereto shall have been duly manually executed on behalf of the Paying Agent by a duly authorized signatory, and such executed certificate of the Paying Agent upon any such Bond shall be conclusive evidence that such Bond has been executed, registered and delivered under this Bond Ordinance.

Recital of Regularity. This Governing Authority, having investigated the regularity of the proceedings had in connection with this issue of Bonds, and having determined the same to be regular, the Bonds shall contain the following recital, to-wit:

"It is certified that this Bond is authorized by and is issued in conformity with the requirements of the Constitution and statutes of this State."

Pledge of Tax Revenues. The Bonds, equally with the Outstanding Parity Bonds and any Additional Parity Bonds, shall be secured by and payable in principal and interest solely from an irrevocable pledge and dedication of the avails or proceeds of Taxes, after there have first been paid from the gross avails or proceeds of the Taxes the reasonable and necessary costs and expenses of collecting and administering the Taxes, all as more fully provided in the Ordinance providing for the levy and collection of the Taxes. Said net avails or proceeds be and they are hereby irrevocably and irrepealably pledged and dedicated in an amount sufficient for the payment of the Bonds, the Outstanding Parity Bonds and any Additional Parity Bonds in principal and interest as they shall respectively become due and payable, and for the other purposes hereinafter set forth in this Bond Ordinance. All of the avails or proceeds of the Tax shall be set aside in a separate fund, as provided herein and in the Outstanding Parity Bond Ordinance, and shall be and remain pledged for the security and payment of the Bonds in principal and interest and for all other payments provided for in this Bond Ordinance until the Bonds shall have been fully paid and discharged.

Flow of Funds. The Issuer by proper resolutions and/or ordinances, hereby obligates itself to continue to levy and collect the Taxes and not to discontinue or decrease or permit to be discontinued or decreased the Taxes in anticipation of the collection of which the Bonds have been issued, nor in any way make any change which would diminish the amount of the Revenues of the Taxes to be received by the Issuer until all of the Bonds, the Outstanding Parity Bonds and any Additional Parity Bonds have been paid as to both principal and interest. In order that the principal of and the interest on the Bonds, the Outstanding Parity Bonds and any Additional Parity Bonds will be paid in accordance with their terms and for the other objects and purposes hereinafter provided, the Issuer further covenants as follows:

All avails or proceeds derived from the levy and collection of the Taxes shall be deposited daily as the same may be collected in separate and special bank accounts

maintained with the regularly designated fiscal agent of the Issuer and designated as the "**Sales Tax Capital Improvement Fund**" (hereinafter called the "**Sales Tax Fund**").

Out of the funds on deposit in the Sales Tax Fund, the Issuer shall first pay all reasonable and necessary costs and expenses of collection and administration of the Taxes. After payment of such expenses, the remaining balance of the proceeds of the Taxes shall be used in the following order of priority and for the following express purposes:

(a) The maintenance of the "Capital Improvement Bond Sinking Fund" (hereinafter called the "**Sinking Fund**"), sufficient in amount to pay promptly and fully the principal of and interest on the Bonds, the Outstanding Parity Bonds, and any Additional Parity Bonds, in the manner provided by this Bond Ordinance, as they severally become due and payable, by transferring from the Sales Tax Fund to the regularly designated fiscal agent of the Issuer, on or before the 20th day of each month of each year in addition to the amount required by the Parity Bond Ordinances a fractional amount of the principal of the Bonds falling due on the next principal payment date, whether by maturity or mandatory call, and a fractional amount of the interest falling due on the next Interest Payment Date, such fractions being equal to the number 1 divided by the number of months preceding such interest payment date or principal payment date, as the case may be, since the last interest or principal payment date, as the case may be, so that by making equal monthly payments the Issuer will always provide the necessary sums required to be on hand on each interest and principal payment date, together with such additional proportionate sum as may be required so that sufficient moneys will be available in the Sinking Fund to pay said principal and interest as the same respectively become due. Said fiscal agent of the Issuer shall transfer from the Sinking Fund to the paying agent bank or banks for all bonds payable from the Sinking Fund, at least five (5) days in advance of the date on which payment of principal or interest falls due, funds fully sufficient to pay promptly the principal and interest so falling due on each such date.

The maintenance of the Capital Improvement Bond Reserve Fund (hereinafter called the "**Reserve Fund**"), with the regularly designated fiscal agent of the Issuer. The money in the Reserve Fund is to be retained solely for the purpose of paying the principal of and the interest on the Bonds payable from the aforesaid Sinking Fund as to which there would otherwise be default (except for certain earnings which may be owed to the United States pursuant to Section 148(f) of the Code). Upon delivery of the Bonds, there shall be deposited in the Reserve Fund an amount of proceeds of the Bonds sufficient to cause the balance in the Reserve Fund to be equal to the Reserve Fund Requirement. In the event that Additional Parity Bonds are issued hereafter in the manner provided by this Bond Ordinance, there shall be deposited into the Reserve Fund, from the proceeds of such Additional Parity Bonds and/or from the proceeds of the Taxes or from any other source provided by the Issuer, such additional amounts (as may be designated in the ordinance authorizing the issuance of such Additional Parity Bonds) as will increase the total amount on deposit in the Reserve Fund within a period not exceeding five (5) years to a sum equal to the Reserve Fund Requirement.

If at any time it shall be necessary to use moneys in the Reserve Fund for the purpose of paying principal or interest on Bonds as to which there would otherwise be default, then the moneys so used shall be replaced from the revenues first thereafter received by the Sales Tax Fund, not hereinabove required to pay the expenses of collecting and administering the Taxes or to pay current principal and interest requirements, it being the intention hereof that there shall as nearly as possible be at all times in the Reserve Fund the amount hereinabove specified.

The Reserve Fund Requirement, in whole or in part, may be funded with cash or investment obligations, or one or more Reserve Products, or a combination thereof. Any such Reserve Product must provide for payment on any interest or principal payment date (provided adequate notice is given) on which a deficiency exists (or is expected to exist) in amounts held hereunder for payment of the principal of or interest

on the Bonds due on such date which cannot be cured by amounts in any account held pursuant to this Bond Ordinance and available for such purpose, and shall name the Paying Agent as the beneficiary thereof. The Reserve Product must be rated in the highest rating category by each Rating Agency. If a disbursement is made from a Reserve Product as provided above, the Issuer shall be obligated to reinstate the maximum limits of such Reserve Product on or before the close of the month following such disbursement from the first Revenues available pursuant to this Section or to replace such Reserve Product by depositing into the Reserve Fund pursuant to such sections, the maximum amount originally available under such Reserve Product, plus amounts necessary to reimburse the Reserve Product Provider for previous disbursements under such Reserve Product, or a combination thereof. For purposes of this Section, amounts necessary to satisfy such reimbursement obligations of the Issuer to the Reserve Product Provider shall be deemed to be required deposits to the Reserve Fund, and shall be applied to satisfy the obligations to the Reserve Product Provider.

If the Reserve Fund Requirement is funded in whole or in part with cash or Investment Obligations and no event of default shall have occurred and be continuing hereunder, the Issuer may at any time in its discretion, substitute a Reserve Product meeting the requirements of this Bond Ordinance for the cash and investment obligations in the Reserve Fund and the Issuer may then withdraw such cash and investment obligations from the Reserve Fund expend such replaced funds and obligations for the purposes the Bonds were issued and, in the event the Bonds were issued for more than one purpose for the purposes and in the same proportion as the purposes for which the Bonds were issued so long as (i) the same does not adversely affect any rating by a Rating Agency then in effect with respect to the Bonds, and (ii) the Issuer obtains in opinion of Bond Counsel to the effect that such actions will not, in and of themselves, adversely affect the exclusion from gross income of interest on the Bonds (if not taxable obligations) for federal income tax purposes.

All moneys remaining in the Sales Tax Fund on the 20th day of each month in excess of all reasonable and necessary expenses of collection and administration of the Taxes and after making the required payments into the Sinking Fund and the Reserve Fund for the current month and for prior months during which the required payments may not have been made, shall be considered as surplus. Such surplus may be used by the Issuer for any of the purposes for which the imposition of the Taxes is authorized or for the purpose of retiring Bonds in advance of their maturities, either by purchase of Bonds then outstanding at prices not greater than the redemption prices of said Bonds or by retiring such Bonds at the prices and in the manner hereinabove set forth in this Bond Ordinance.

All or any part of the moneys in the Reserve Fund shall, at the written request of the Issuer, be invested in direct obligations of the United States of America, maturing in five (5) years or less. The income on such funds shall be added to the Sales Tax Fund, provided that if the amount in the Reserve Fund at any time is less than the Reserve Fund Requirement, then any income derived from such investments in the Reserve Fund shall be retained in the Reserve Fund. Such investments shall, to the extent at any time necessary, be liquidated and the proceeds thereof applied to the purposes for which the respective funds are herein created.

The Sales Tax Funds, the Sinking Fund, and the Reserve Fund provided for in this section shall all be and constitute trust funds for the purposes provided in this Bond Ordinance, and the Owners of Bonds issued pursuant to this Bond Ordinance are hereby granted a lien on all such funds until applied in the manner provided herein. The moneys in such funds shall at all times be secured to the full extent thereof by the bank or trust company holding such funds in the manner required by the laws of the State. To diversify the deposit of the moneys to be held by the fiscal agent bank, it is herewith determined to provide for such un-invested moneys in the funds herein established to be held in part by other banks now or hereafter located in the Issuer in the manner designated from time to time by resolutions duly adopted by this Governing Authority. Such other bank or banks shall hold such moneys subject to the instructions of the fiscal agent bank as is required hereunder for their transfer, transmittal or expenditure. All of the provisions of this Bond Ordinance with respect to the manner in which moneys in the fiscal agent bank are to be held and are to be secured shall be

applicable to moneys held by all banks.

In computing the amount in any fund provided for in this section, investments shall be valued at the lower of the cost or the market price, exclusive of accrued interest. Any deficiencies in the amount on deposit in any fund or account resulting from a decline in market value shall be restored no later than the succeeding valuation date. With respect to all funds and accounts (except the Reserve Fund), valuation shall occur annually. The Reserve Fund shall be valued semi-annually, except in the event of a withdrawal from the Reserve Fund, whereupon it shall be valued immediately after such withdrawal.

Issuer Obligated to Continue to Collect Taxes. The Issuer does hereby obligate itself and is bound under the terms and provisions of law to levy, impose, enforce and collect the Taxes and to provide for all reasonable and necessary rules, regulations, procedures and penalties in connection therewith, including the proper application of the proceeds of the Taxes, until all of the Bonds have been retired as to both principal and interest. Nothing herein contained shall be construed to prevent the Issuer from altering, amending or repealing from time to time as may be necessary this Bond Ordinance or any subsequent resolution or ordinance providing with respect to the Taxes, said alterations, amendments or repeals to be conditioned upon the continued preservation of the rights of the Owners with respect to the revenues from the Taxes. The Sales Tax Resolutions imposing the Taxes and pursuant to which the Taxes are being levied, collected and allocated, and the obligations to continue to levy, collect and allocate the Taxes and to apply the revenues therefrom in accordance with the provisions of this Bond Ordinance, shall be irrevocable until the Bonds have been paid in full as to both principal and interest, and shall not be subject to amendment in any manner which would impair the rights of the Owners from time to time of the Bonds or which would in any way jeopardize the prompt payment of principal thereof and interest thereon. More specifically, neither the Legislature of Louisiana nor the Issuer may discontinue or decrease the Taxes or permit to be discontinued or decreased the Taxes in anticipation of the collection of which the Bonds have been issued, or in any way make any change which would diminish the amount of the Revenues of the Taxes pledged to the payment of the Bonds and received by the Issuer, until all of such Bonds shall have been retired as to both principal and interest.

The Owners of any of the Bonds may, either at law or in equity, by suit, action, mandamus or other proceeding, enforce and compel performance of all duties required to be performed as a result of issuing the Bonds and may similarly enforce the provisions of any resolution or ordinance imposing the Taxes and the Bond Ordinance and proceedings authorizing the issuance of the Bonds

Covenants of the Issuer. In providing for the issuance of the Bonds, the Issuer does hereby covenant that it has a legal right to levy and collect the Taxes, to issue the Bonds and to pledge the revenues from the Taxes as herein provided, and that the Bonds will have a lien and privilege on the revenues of the Taxes subject only to the prior payment of the reasonable and necessary expenses of collecting and administering the Taxes.

Bond Ordinance a Contract. The provisions of this Bond Ordinance shall constitute a contract between the Issuer and the Owner or Owners from time to time of the Bonds, and any Owner of any of the Bonds may either at law or in equity, by suit, action mandamus or other proceedings, enforce and compel the performance of all duties required to be performed by the Governing Authority as a result of issuing the Bonds, and may similarly enforce the provisions of the Sales Tax Resolutions imposing the Taxes and this Bond Ordinance.

Records and Accounts Relating to Taxes. So long as any of the Bonds are outstanding and unpaid in principal or interest, the Issuer shall maintain and keep proper books of records and accounts separate and apart from all other records and accounts in which shall be made full and correct entries of all transactions relating to the collection and expenditure of the revenues of the Taxes, including specifically but without limitation, all reasonable and necessary costs and expenses of collection.

Not later than three (3) months after the close of each Fiscal Year, the Issuer shall cause an audit of such books and accounts to be made by the Legislative Auditor of the State

of Louisiana (or his successor) or by a recognized independent firm of certified public accountants showing an accounting of the receipts and disbursements made for the account of the Sales Tax Fund. Such audit shall be available for inspection upon request by the Owners of any of the Bonds. The Issuer further agrees that the Paying Agent and the Owners of any of the Bonds shall have at all reasonable times the right to inspect the records, accounts and data of the Issuer relating to the Tax.

Issuance of Refunding and Additional Parity Bonds. The Bonds shall enjoy complete parity of lien on the revenues of the Tax despite the fact that any of the Bonds may be delivered at an earlier date than any other of the Bonds. The Issuer shall issue no other bonds or obligations of any kind or nature payable from or enjoying a lien on the revenues of the Tax having priority over or parity with the Bonds, except that bonds may hereafter be issued on a parity with the Bonds under the following conditions:

(a) The Bonds or any part thereof, including interest thereon, may be refunded with the consent of the Owners thereof (except that as to Bonds which are then subject to redemption and have been properly called for redemption, such consent shall not be necessary) and the refunding bonds so issued shall enjoy complete equality of lien with the portion of the Bonds which is not refunded, if there be any, and the refunding bonds shall continue to enjoy whatever priority of lien over subsequent issues may have been enjoyed by the Bonds refunded, provided, however, that if only a portion of the Bonds outstanding is so refunded and the refunding bonds require total principal and interest payments during any bond year in excess of the principal and interest which would have been required in such bond year to pay the Bonds refunded thereby, then such Bonds may not be refunded without consent of the Owners of the unrefunded portion of the Bonds issued hereunder.

Additional Parity Bonds, including any other *pari passu* additional bonds as may at any later date be authorized at an election held by the Issuer or otherwise, may also be issued, and such Additional Parity Bonds shall be on a parity with the Bonds herein authorized if all of the following conditions are met:

- (i) The revenues of the Taxes for the calendar year immediately preceding the issuance of the bonds must have been not less than two (2) times the highest combined principal and interest requirements for any succeeding calendar year period on all bonds then outstanding, including any Additional Parity Bonds theretofore issued and then outstanding, and any other bonds or other obligations whatsoever then outstanding which are payable from the Taxes (but not including bonds which have been refunded or provision otherwise made for their full payment and redemption) and the additional bonds so proposed to be issued;

The payments to be made into the various funds provided for in Section 11 hereof must be current;

The existence of the facts required by paragraphs (i) and (ii) above must be determined and certified to by the chief financial officer of the Issuer on the basis of the public audits, books, records and/or accounts relating to the Taxes, and for this purpose a system of cash receipts rather than accrued accounting shall be used; and

The Additional Parity Bonds must be payable as to principal on March 1st of each year in which principal falls due, beginning not later than three (3) years from the date of issuance of said Additional Parity Bonds and payable as to interest on March 1st and September 1st of each year.

Fidelity Bonds for Officers and Employees. So long as any of the Bonds are outstanding and unpaid, the Issuer shall require all of its officers and employees who may be in a position of authority or in possession of money derived from the collection of the Taxes, to obtain or be covered by a blanket fidelity or faithful performance bond, or independent

fidelity bonds written by a responsible indemnity company in amounts adequate to protect the Issuer from loss.

Amendments to Bond Ordinance. The Issuer may make amendments at any time which will cure ambiguities, correct format defects or add security to the payment of the Bonds. No material modification or amendment of this Bond Ordinance, or of any ordinance amendatory hereof or supplemental hereto, may be made without the consent in writing of the Owners of two-thirds (2/3) of the aggregate principal amount of the Bonds then outstanding; provided, however, that no such modification or amendment shall permit a change in the maturity of the Bonds or the redemption provisions thereof, or a reduction in the rate of interest thereon, or the promise of the Issuer to pay the principal of and the interest on the Bonds as the same shall come due from the revenues of the Tax, or reduce the percentage of owners required to consent to any material modification or amendment of this Bond Ordinance, without the consent of the Owner or Owners of the Bonds.

Mutilated, Destroyed, Lost or Stolen Bonds. If (a) any mutilated Bond is surrendered to the Paying Agent, or the Issuer and the Paying Agent receive evidence to their satisfaction of the destruction, loss, or theft of any Bond, and (b) there is delivered to the Issuer and the Paying Agent such security or indemnity as may be required by them to save each of them harmless, then, in the absence of notice to the Issuer or the Paying Agent that such Bond has been acquired by a bona fide purchaser, the Issuer shall execute and upon its request the Paying Agent shall register and deliver, in exchange for or in lieu of any such mutilated, destroyed, lost, or stolen Bond, a new Bond of the same maturity and of like tenor and principal amount, bearing a number not contemporaneously outstanding. In case any such mutilated, destroyed, lost, or stolen Bond has become or is about to become due and payable, the issuer in its discretion may, instead of issuing a new Bond, pay such Bond. Upon the issuance of any new Bond under this Section, the Issuer may require the payment by the Owner of a sum sufficient to cover any tax or other governmental charge that may be imposed in relation thereto and any other expenses (including the fees and expenses of the Paying Agent) connected therewith. Every new Bond issued pursuant to this Section in lieu of any mutilated, destroyed, lost, or stolen Bond shall constitute a replacement of the prior obligation of the Issuer, whether or not the mutilated, destroyed, lost, or stolen Bond shall be at any time enforceable by anyone, and shall be entitled to all the benefits of this Bond Ordinance equally and ratably with all other Outstanding Bonds. The procedures set forth in the Agreement authorized in this Bond Ordinance shall also be available with respect to mutilated, destroyed, lost or stolen Bonds. The provisions of this Section are exclusive and shall preclude (to the extent lawful) all other rights and remedies with respect to the replacement and payment of mutilated, destroyed, lost or stolen Bonds.

Discharge of Bond Ordinance. If the Issuer shall pay or cause to be paid, or there shall be paid to the Owners, the principal (and redemption price) of and interest on the Bonds, at the times and in the manner stipulated in this Bond Ordinance, then the pledge of the Tax or any other money, securities, and funds pledged under this Bond Ordinance and all covenants, agreements, and other obligations of the Issuer to the Owners of Bonds shall thereupon cease, terminate, and become void and be discharged and satisfied, and the Paying Agent shall pay over or deliver all money held by it under this Bond Ordinance to the Issuer.

Defeasance. Bonds or interest installments for the payment of which money shall have been set aside and shall be held in trust (through deposit of funds for such payment or otherwise) at the maturity date thereof shall be deemed to have been paid within the meaning and with the effect expressed above in this Section. Bonds shall be deemed to have been paid, prior to their maturity, within the meaning and with the effect expressed above in this Section if they have been defeased with Defeasance Obligations pursuant to Chapter 14 of Title 39 of the Louisiana Revised Statutes of 1950, as amended, or any successor provisions thereto.

Events of Default. If one or more of the following events (in this Bond Ordinance called "Events of Default") shall happen, that is to say,

- (i) if default shall be made in the due and punctual payment of the principal of any Bond when and as the same shall become due and payable, whether at maturity

or otherwise; or

if default shall be made in the due and punctual payment of any installment of interest on any Bond when and as such interest installment shall become due and payable; or

if default shall be made by the Issuer in the performance or observance of any other of the covenants, agreements or conditions on its part in the Bond Ordinance, any supplemental ordinance or in the Bonds contained and such default shall continue for a period of thirty (30) days after written notice thereof to the Issuer by any Owner; or

if the Issuer shall file a petition or otherwise seek relief under any Federal or State bankruptcy law or similar law;

then, upon the happening and continuance of any Event of Default the Owners of the Bonds shall be entitled to exercise all rights and powers for which provision is made under Louisiana law.

Successor Paying Agent; Paying Agent Agreement. The Issuer will at all times maintain a Paying Agent meeting the qualifications hereinafter described for the performance of the duties hereunder for the Bonds. The designation of Hancock Whitney Bank, in the City of Baton Rouge, Louisiana, as the initial Paying Agent is hereby confirmed and approved. The Issuer reserves the right to appoint a successor Paying Agent by (a) filing with the Person then performing such function a certified copy of a resolution or ordinance giving notice of the termination of the Agreement and appointing a successor and (b) causing notice to be given to each Owner. Every Paying Agent appointed hereunder shall at all times be a bank or trust company organized and doing business under the laws of the United States of America or of any state, authorized under such laws to exercise trust powers, and subject to supervision or examination by Federal or State authority. The Executive Officers are hereby authorized and directed to execute an appropriate Agreement with the Paying Agent for and on behalf of the Issuer in such form as may be satisfactory to said officers, the signatures of said officers on such Agreement to be conclusive evidence of the due exercise of the authority granted hereunder.

Effect of Registration. The Issuer, the Paying Agent, and any agent of either of them may treat the Owner in whose name any Bond is registered as the Owner of such Bond for the purpose of receiving payment of the principal (and redemption price) of and interest on such Bond and for all other purposes whatsoever, and to the extent permitted by law, neither the Issuer, the Paying Agent, nor any agent of either of them shall be affected by notice to the contrary.

Notices to Owners. Wherever this Bond Ordinance provides for notice to Owners of Bonds of any event, such notice shall be sufficiently given (unless otherwise herein expressly provided) if in writing and mailed, first-class postage prepaid, to each Owner of such Bonds, at the address of such Owner as it appears in the Bond Register. In any case where notice to Owners of Bonds is given by mail, neither the failure to mail such notice to any particular Owner of Bonds, nor any defect in any notice so mailed, shall affect the sufficiency of such notice with respect to all other Bonds. Where this Bond Ordinance provides for notice in any manner, such notice may be waived in writing by the Owner entitled to receive such notice, either before or after the event, and such waiver shall be the equivalent of such notice. Waivers of notice by Owners shall be filed with the Paying Agent, but such filing shall not be a condition precedent to the validity of any action taken in reliance upon such waiver.

Cancellation of Bonds. All Bonds surrendered for payment, redemption, transfer, exchange or replacement, if surrendered to the Paying Agent, shall be promptly cancelled by it and, if surrendered to the Issuer, shall be delivered to the Paying Agent and, if not already cancelled, shall be promptly cancelled by the Paying Agent. The Issuer may at any time deliver to the Paying Agent for cancellation any Bonds previously registered and delivered which the Issuer may have acquired in any manner whatsoever, and all Bonds so delivered

shall be promptly cancelled by the Paying Agent. All cancelled Bonds held by the Paying Agent shall be disposed of as directed in writing by the Issuer.

Preparation of Bonds; Deposit of Bond Proceeds. The Executive Officers are hereby empowered, authorized and directed to do any and all things necessary and incidental to carry out all of the provisions of this Bond Ordinance, to cause the necessary Bonds to be printed or lithographed, to issue, execute, seal and deliver the Bonds, to effect the delivery of the Bonds in accordance with the sale thereof, to collect the purchase price therefor, and to deposit the funds derived from the sale of the Bonds in accordance with the Authorized Purposes.

Arbitrage. With respect to any Bonds the interest on which Bond Counsel opines is excluded from "gross income" under the Code, the Issuer covenants and agrees that, to the extent permitted by the laws of the State of Louisiana, it will comply with the requirements of the Code in order to establish, maintain and preserve the exclusion from "gross income" of interest on the Bonds under the Code; and it will not take any action, fail to take any action, or permit any action within its control to be taken, or permit at any time or times any of the proceeds of the Bonds or any other funds of the Issuer to be used directly or indirectly in any manner, the effect of which would be to cause the Bonds to be "arbitrage bonds" or would result in the inclusion of the interest on any of the Bonds in gross income under the Code, including, without limitation, (i) the failure to comply with the limitation on investment of Bond proceeds or (ii) the failure to pay any required rebate of arbitrage earnings to the United States of America or (iii) the use of the proceeds of the Bonds in a manner which would cause the Bonds to be "private activity bonds". The Executive Officers are hereby empowered, authorized and directed to take any and all action and to execute and deliver any instrument, document or certificate necessary to effectuate the purposes of this Section.

Publication and Preemption. A copy of this Bond Ordinance shall be published immediately after its adoption in one issue of the official journal of the Issuer. For a period of thirty (30) days from the date of such publication, any person in interest shall have the right to contest the legality of this Bond Ordinance and of the Bonds to be issued pursuant hereto and the provisions hereof securing the Bonds. After the expiration of said thirty (30) days, no one shall have any cause of right of action to contest the legality, formality or regularity of this Bond Ordinance or bond authorization, for any cause whatsoever. If the question of the validity of this Bond Ordinance or bond authorization is not raised within the thirty days, the authority to issue the Bonds and the regularity thereof, including all things pertaining to the election at which the Bonds were authorized, shall be conclusively presumed, and no court may inquire into such matters.

Recordation. A certified copy of this Bond Ordinance shall be filed and recorded as soon as possible in the Mortgage Records of the Parish of Terrebonne, State of Louisiana.

Section Headings. The headings of the various sections hereof are inserted for convenience of reference only and shall not control or affect the meaning or construction of any of the provisions hereof.

Severability. In case any one or more of the provisions of this Bond Ordinance or of the Bonds issued hereunder shall for any reason be held to be illegal or invalid, such illegality or invalidity shall not affect any other provision of this Bond Ordinance or of the Bonds, but this Bond Ordinance and the Bonds shall be construed and enforced as if such illegal or invalid provisions had not been contained therein. Any constitutional or statutory provision enacted after the date of this Bond Ordinance which validates or makes legal any provision of this Bond Ordinance and/or the Bonds which would not otherwise be valid or legal, shall be deemed to apply to this Bond Ordinance and to the Bonds.

Escrow Agent; Appointment and Acceptance of Duties. The Bank of New York Mellon Trust Company, N.A., in the City of Baton Rouge, Louisiana, is hereby appointed Escrow Agent. The Escrow Agent shall signify its acceptance of the duties and obligations imposed upon it by this Bond Ordinance by executing and delivering the Escrow Agreement. The Escrow Agent is authorized to file, on behalf of the Issuer, subscription forms for any

Government Securities required by the Escrow Agreement. A successor to the Escrow Agent may be designated in the manner set forth in the Escrow Agreement.

Call for Redemption. Subject only to the actual delivery of the Bonds, the Refunded Bonds are hereby irrevocably called for redemption on the dates and at the redemption prices set for the in the Bond Purchase Agreement.

Notices of Redemption. In accordance with the ordinance authorizing the issuance of the Refunded Bonds, a notice of redemption, in such form deemed necessary by the Executive Officers and Bond Counsel, shall be sent by the paying agent for the Refunded Bonds first class mail, postage prepaid, by notice deposited in the United States mails not less than thirty (30) days prior to the redemption date addressed to the registered owner of each Bond to be redeemed at his address as shown on the registration books of the Paying Agent.

Continuing Disclosure Certificate. The Executive Officers are hereby empowered and directed to execute an appropriate Continuing Disclosure Certificate pursuant to S.E.C. Rule 15c2-12(b)(5).

Sale of Bonds. The Bonds are hereby awarded to and sold to the Underwriter under such terms and conditions as the Executive Officers deem advantageous to the Issuer, within the provisions of this Bond Ordinance. The Executive Officers are hereby authorized and directed to execute and deliver: (i) the Preliminary Official Statement and Official Statement to be used in connection with the sale of the Bonds; (ii) the Bond Purchase Agreement, which shall be in substantially the form attached hereto as Exhibit B, (iii) the Bonds, which shall be in substantially the form attached hereto as Exhibit A, with such changes as may be approved by the Executive Officers and Bond Counsel; upon receipt of the purchase price thereof; (iv) the Escrow Agreement, which shall be in substantially the form attached hereto as Exhibit C, with such changes as may be approved by the Executive Officers and Bond Counsel; and (v) the Paying Agent Agreement, which shall be in substantially the form attached hereto as Exhibit D, with such changes as may be approved by the Executive Officers and Bond Counsel; and (vi) any and all documents required to be executed on behalf of the Issuer or deemed by them necessary or advisable to implement this Bond Ordinance or facilitate the sale of the Bonds.

Proceeds of Bonds. The Bond proceeds shall be applied, along with other monies of the Issuer, shall be deposited with the Issuer's fiscal agent, the Paying Agent, or the Escrow Agent, for the Authorized Purposes, all pursuant to a closing memorandum prepared by the Municipal Advisor and approved by the Executive Officers.

Bonds are not "Bank-Qualified". The Bonds are not designated as "qualified tax-exempt obligations" within the meaning of Section 265(b)(3) of the Code.

Post-Issuance Compliance. The Executive Officers and/or their designees are directed to establish written procedures to assist the Issuer in complying with various State and Federal statutes, rules and regulations applicable to the Bonds and are further authorized to take any and all actions as may be required by said written procedures to ensure continued compliance with such statutes, rules and regulations throughout the term of the Bonds.

Effective Date. This Bond Ordinance shall become effective immediately.

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

THERE WAS RECORDED:

YEAS: C. Harding, J. Amed e, J. Domangue, D. W. Guidry, Sr., D. Babin, D. J. Guidry, and S. Trosclair.

NAYS: None.

NOT VOTING: None.

ABSTAINING: None.

ABSENT: J. Navy and G. Michel.

The Chairman declared the ordinance adopted on this, the 23rd day of September 2020.

The Chairman called for a report on the Public Services Committee meeting held on 09/21/2020, whereupon the Committee Chairman, noting that ratification of the minutes calls seven public hearings on Wednesday, October 14, 2020 at 6:30 p.m. and one public hearing on Wednesday, October 28, 2020 at 6:30 p.m., rendered the following:

PUBLIC SERVICES COMMITTEE

SEPTEMBER 21, 2020

The Chairman, Carl Harding, called the Public Services Committee meeting to order at 5:30 p.m. at the Houma-Terrebonne Civic Center with an Invocation led by Committee Member J. Amedée and the Pledge of Allegiance led by Committee Member D. J. Guidry. Upon roll call, Committee Members recorded as present were: C. Harding, G. Michel, J. Amedée, J. Domangue, D. W. Guidry, Sr., D. Babin, D. J. Guidry, and S. Trosclair. Committee Member J. Navy was recorded as absent. A quorum was declared present.

The Chairman read a letter from Committee Member J. Navy explaining his absence due to a work commitment.

The Chairman recognized Mr. Earl Eues, TOHSEP Director, who gave an overview of Terrebonne Parish's current COVID-19 cases and death statistics for various age groups. Mr. Eues shared a recent directive allows nursing homes to have visitations for residents and their families.

Upon Committee Member G. Michel's questioning, Mr. Eues clarified that there were no state recommendations regarding "trick-or-treating" or other seasonal activities. He announced that COVID-19 testing would be offered at the Terrebonne Parish Health Unit, Lafourche Parish Health Unit, and Nicholls State University on various dates and that Beacon Light Church in Gray would provide additional testing sites as well. He then informed the Committee of various weather warnings regarding Tropical Storm Beta and confirmed that all floodgates had been closed in anticipation of potential high-water levels.

Committee Member J. Domangue led a discussion regarding the feasibility of the Parish to provide safe "trick-or-treating" and other seasonal activities. Several Council Members shared their support of "trick-or-treating" and other activities provided that residents wishing to participate wear face masks and do so safely and in accordance with COVID-19 guidelines.

The Chairman recognized HPD Chief Dana Coleman who shared his support of "trick-or-treating" activities and stated that HPD officers would be on patrol from 6:00 p.m. to 8:00 p.m. on October 31, 2020 to provide assistance for those participating in "trick-or-treating."

Mr. J. Amedée moved, seconded by Mr. S. Trosclair, "THAT the Public Services Committee adopt a resolution authorizing the Parish President to execute an Intergovernmental Agreement between the Terrebonne Parish Consolidated Government and the Terrebonne Parish Sheriff's Office to memorialize in writing the obligations and duties of each party concerning the administration and operation of the Medical Department at the Terrebonne Parish Criminal Justice Complex, to terminate prior Intergovernmental Agreement in connection with the above referenced matter, and to provide for related matters thereto." (***MOTION AMENDED AFTER DISCUSSION**)

The Chairman recognized Parish Manager Mike Toups who stated that an error was found in the intergovernmental agreement and requested that the item be pulled so that the agreement could be corrected and resubmitted for discussion and possible adoption.

Mr. S. Trosclair offered a substitute motion, seconded by Ms. J. Domangue, "THAT Agenda Item No. 3 – 'RESOLUTION: Authorizing the Parish President to execute an Intergovernmental Agreement between Terrebonne Parish Consolidated Government and the Terrebonne Parish Sheriff's Office to memorialize in writing the obligations and duties of each party concerning the administration and operation of the Medical Department at the

Terrebonne Parish Criminal Justice Complex, to terminate prior Intergovernmental Agreement in connection with the above referenced matter, and to provide for related matters thereto' be held over for two weeks." (****MOTION AND SECOND WITHDRAWN AFTER DISCUSSION**)

The Chairman recognized Parish Attorney Julius Hebert who recommended that the Committee amend and adopt the resolution contingent upon the approval of the Legal Department which would provide the necessary corrections prior to the execution of the agreement.

OFFERED BY: MR. D. BABIN
SECONDED BY: MR. S. TROSCLAIR

RESOLUTION NO. 20-268

A RESOLUTION AUTHORIZING THE PARISH PRESIDENT TO EXECUTE AN INTERGOVERNMENTAL AGREEMENT BETWEEN TERREBONNE PARISH CONSOLIDATED GOVERNMENT AND THE TERREBONNE PARISH SHERIFF'S OFFICE TO MEMORIALIZE IN WRITING THE OBLIGATIONS AND DUTIES OF EACH PARTY CONCERNING THE ADMINISTRATION AND OPERATION OF THE MEDICAL DEPARTMENT AT THE TERREBONNE PARISH CRIMINAL JUSTICE COMPLEX, TO TERMINATE PRIOR INTERGOVERNMENTAL AGREEMENT IN CONNECTION WITH THE ABOVE REFERENCED MATTER AND TO PROVIDE FOR RELATED MATTERS THERETO SUBJECT TO APPROVAL BY THE LEGAL COUNSEL FOR THE TERREBONNE PARISH CONSOLIDATED GOVERNMENT.

WHEREAS, LA R.S. 33:1324 and 1324.1, also known as the Local Services Act provides that any parish or political subdivision of the state may make agreements between or among themselves to engage jointly in the exercise of any power, provided that at least one of the participants in the agreement is authorized under a provision of general or special law to exercise such power including the joint use of personnel necessary to accomplish the purposes of the agreement; and

WHEREAS, under the authority of LA R.S. 15:705 the Terrebonne Parish Sheriff's Office ("TPSO") is the keeper of the Terrebonne Parish Criminal Justice Complex ("TPCJC") and is tasked with preserving the peach and apprehending all disturbers thereof, and other public offenders; and

WHEREAS, under the authority of LA R.S. 15:703, Terrebonne Parish Consolidated Government ("TPCG") maintains a medical staff at the TPCJC to conduct daily operations necessary to provide health care services to parish prisoners confined therein; and

WHEREAS, TPCG and TPSO, through this Intergovernmental Agreement, seek to memorialize in writing the obligations and duties of each party as they pertain to the administration and operation of the Medical Department at the TPCJC; and

WHEREAS, since Timothy R. Soignet is the new duly elected Sheriff of Terrebonne Parish, it is recommended by Administration that a new IGA be entered into concerning this matter and the prior IGA be terminated; and

NOW THEREFORE, BE IT RESOLVED, by the Terrebonne Parish Council on behalf of TPCG that Parish President is hereby authorized to execute an Intergovernmental Agreement for and on behalf of the Terrebonne Parish Consolidated Government with the Terrebonne Parish Sheriff's Office containing substantially the same terms as though set out in the attached agreement subject to approval by the Legal Counsel for the Terrebonne Parish Consolidated Government.

THERE WAS RECORDED:

YEAS: J. Navy, C. Harding, G. Michel, J. Amedée, J. Domangue D.W. Guidry, Sr., D. Babin, D. J. Guidry and S. Trosclair.

NAYS: None.

ABSTAINING: None.

ABSENT: J. Navy.

The Chairman declared the resolution adopted on this the 21st day of September 2020.

Ms. J. Domangue moved, seconded by Mr. D. W. Guidry, Sr., “THAT the Public Services Committee revisit Agenda Item No. 2 – Discussion and possible action relative to Halloween and ‘Trick-or-Treating.’”

The Chairman called for the vote on the motion offered by Ms. J. Domangue.

THERE WAS RECORDED:

YEAS: C. Harding, G. Michel, J. Amedée, J. Domangue, D. W. Guidry, Sr., D. Babin, D. J. Guidry, and S. Trosclair.

NAYS: None.

ABSENT: J. Navy.

The Chairman declared the motion adopted.

The Chairman recognized Sheriff Tim Soignet who voiced his support of “trick-or-treating” and other seasonal activities provided that residents participate safely; stating that TPSO officers would also be on patrol from 6:00 p.m. to 8:00 p.m. on October 31, 2020 to provide assistance for those participating in “trick-or-treating.”

Mr. G. Michel moved, seconded by Mr. D. W. Guidry, Sr., “THAT the Public Services Committee return to the regular order of the agenda.”

The Chairman called for the vote on the motion offered by Mr. G. Michel.

THERE WAS RECORDED:

YEAS: C. Harding, G. Michel, J. Amedée, J. Domangue, D. W. Guidry, Sr., D. Babin, D. J. Guidry, and S. Trosclair.

NAYS: None.

ABSENT: J. Navy.

The Chairman declared the motion adopted.

OFFERED BY: MR. D. J. GUIDRY

SECONDED BY: MR. S. TROSCLAIR

RESOLUTION NO. 20-269

A RESOLUTION AUTHORIZING THE PARISH PRESIDENT TO EXECUTE AN INTERGOVERNMENTAL AGREEMENT BETWEEN TERREBONNE PARISH CONSOLIDATED GOVERNMENT AND THE TERREBONNE PARISH SHERIFF’S OFFICE TO FACILITATE RICHARD M. NEAL FOR THE JAIL MEDICAL ADMINISTRATOR AND TO PROVIDE FOR RELATED MATTERS SUBJECT TO THE APPROVAL BY THE LEGAL COUNSEL FOR THE TERREBONNE PARISH CONSOLIDATED GOVERNMENT

WHEREAS, La. R.S. 33:1324 and 1324 (1), also known as the Local Services Act provides that any parish or political subdivision of the state may make agreements between or among themselves to engage jointly in the exercise of any power, provided that at least one of the participants in the agreement is authorized under a provision of general or special law to exercise such power, including the joint use of personnel necessary to accomplish the purposes of the agreement, and

WHEREAS, under the authority of La. R. S. 15:705 the Terrebonne Parish Sheriff’s Office (TPSO) is the keeper of the Terrebonne Parish Criminal Justice Complex (TPCJC) and is tasked with preserving the peace and apprehending all disturbers thereof, and other public offenders, and

WHEREAS, under the authority of La. R.S. 15:703 Terrebonne Parish Consolidated Government (TPCG) maintains the medical staff at the TPCJC to conduct daily operations necessary to provide health care services to parish prisoners confined therein, and

WHEREAS, the TPCG desires to have assigned to its medical staff at the TPCJC an employee of the TPSO, who will serve as the medical administrator for the medical staff at said TPCJC, with specific duties assigned by TPCG, including but not limited to, overseeing the daily operations of the medical department at said TPCJC, as well as maintaining all medical records of inmates who are incarcerated at said TPCJC and/or have been incarcerated at the TPCJC, as well as such duties and responsibilities said TPCG deems necessary for the operations of the medical department at the TPCJC, and

WHEREAS, since Timothy R. Soignet is the new duly elected Sheriff of Terrebonne Parish, it is recommended by Administration that a new Intergovernmental Agreement be entered into concerning this matter and the prior Intergovernmental Agreement be terminated; and

NOW THEREFORE, BE IT RESOLVED, by the Terrebonne Parish Council on behalf of the TPCG that Parish President is hereby authorized to execute an Intergovernmental Agreement for and on behalf of the Terrebonne Parish Consolidated Government with Terrebonne Parish Sheriff's Office and Richard M. Neal set out in the attached agreement subject to the approval by legal counsel for TPCG.

THERE WAS RECORDED:

YEAS: C. Harding, G. Michel, J. Amedée, J. Domangue D.W. Guidry, Sr., D. Babin, D. J. Guidry and S. Trosclair.

NAYS: None.

ABSTAINING: None.

ABSENT: J. Navy.

The Chairman declared the resolution adopted on this the 21st day of September 2020.

It was at this time the Chairman ceded the Chair to the Vice-Chairman.

The Vice-Chairman called for discussion on Agenda Item No. 5 – “RESOLUTION: Authorizing the Parish President to execute an Intergovernmental Agreement, between Terrebonne Parish Consolidated Government and the Terrebonne Parish Sheriff's Office for the Law Enforcement Special Operations in Council District 2 and to provide for related matters thereto.”

Committee Chairman C. Harding gave an overview of additional changes to be made to the intergovernmental agreement to clarify certain responsibilities and the distribution of funds for the law enforcement agencies involved.

Parish Attorney Julius Hebert interjected that the Committee should amend and adopt the resolution contingent upon the approval of the Legal Department which would provide the necessary corrections prior to the execution of the agreement.

Upon Committee Member G. Michel's inquiry, Committee Chairman C. Harding clarified that the resolution renews an ongoing agreement between the Parish and its law enforcement agencies for additional assistance within certain areas in the Parish. (***RESOLUTION ADOPTED AFTER DISCUSSION**)

OFFERED BY: MR. C. HARDING
SECONDED BY: MR. D. W. GUIDRY, SR.

RESOLUTION NO. 20-270

A RESOLUTION AUTHORIZING THE PARISH PRESIDENT TO EXECUTE AN INTERGOVERNMENTAL AGREEMENT BETWEEN THE TERREBONNE PARISH CONSOLIDATED GOVERNMENT AND THE TERREBONNE PARISH SHERIFF'S OFFICE FOR THE LAW ENFORCEMENT/SPECIAL OPERATIONS IN COUNCIL DISTRICT 2 AND TO PROVIDE FOR RELATED MATTERS THERETO SUBJECT TO APPROVAL BY THE LEGAL COUNSEL FOR THE TERREBONNE PARISH CONSOLIDATED GOVERNMENT.

WHEREAS, Louisiana Revised Statute 33:1324 (1) provides that any parish or political subdivision of the state may make agreements between or among themselves to engage jointly in the acquisition or improvement of any public project or improvement, specifically including local law enforcement, provided that at least one of the participants to the agreement is authorized under a provision of law to perform such activity for completion of the undertaking; and

WHEREAS, in response to requests by the residents of Terrebonne Parish to conduct additional law enforcement operations within the high crime areas of Terrebonne Parish Council District 2, the PARISH and TPSO have annually entered into contracts for the purposes of implementing and continuing special operation projects within that district; and

WHEREAS, in an effort to maintain the police presence in that district, the PARISH desires to cooperate with the TPSO in continuing the Special Operation Project as hereinafter provided; and

NOW THEREFORE, BE IT RESOLVED, by the Terrebonne Parish Council on the behalf of the Terrebonne Parish Consolidated Government that the Parish President is hereby authorized to execute an Intergovernmental Agreement for and on the behalf of the Terrebonne Parish Consolidated Government with the Terrebonne Parish Sheriff's Office containing substantially the same terms as though set out in the attached agreement subject to the approval by the Legal Counsel for the Terrebonne Parish Consolidated Government.

THERE WAS RECORDED:

YEAS: C. Harding, G. Michel, J. Amedée, J. Domangue, D.W. Guidry, Sr., D. Babin, D. J. Guidry, and S. Trosclair.

NAYS: None.

ABSTAINING: None.

ABSENT: J. Navy.

The Chairman declared the resolution adopted on this the 21st day of September 2020.

It was at this time the Chairman resumed the Chair.

OFFERED BY: MR. D. BABIN
SECONDED BY: MR. S. TROSCLAIR

RESOLUTION NO. 20-271

A RESOLUTION AUTHORIZING THE TERREBONNE PARISH PRESIDENT TO EXECUTE ON BEHALF OF THE TERREBONNE PARISH CONSOLIDATED GOVERNMENT AN INTERGOVERNMENTAL AGREEMENT WITH THE TERREBONNE PARISH SHERIFF FOR THE OPERATION AND FUNDING OF A LITTER CLEANUP PROGRAM WITHIN THE PARISH OF TERREBONNE

WHEREAS, Article VII Section 14(C) of the Constitution of the State of Louisiana provides that [f]or a public purpose the state and its political subdivision or political corporations may engage in cooperative endeavors with each other with the United States or its agencies or with any public or private association, corporation or individual; and

WHEREAS, the TPCG and Sheriff recognize the need and advantage of a coordinated program for litter cleanup and control within Terrebonne Parish; and

WHEREAS, the Sheriff has an interest in providing this service through the Sheriff's Work Release Program; and

WHEREAS, the TPCG has both the authority and desire to implement a parish wide litter cleanup and control program; and

WHEREAS, TPCG desires to fund the program up to an annual amount of \$150,000.00 plus resources in consideration of the Sheriff operating the program through the Work Release Program in order to accomplish the goal of litter cleanup and control within Terrebonne Parish; and

WHEREAS, since Timothy R. Soignet is the new duly elected Sheriff of Terrebonne parish, it is recommended by Administration that a new Intergovernmental Agreement be entered into concerning this matter and the prior Intergovernmental Agreement be terminated;

NOW THEREFORE, BE IT RESOLVED, by the Terrebonne Parish Council on behalf of the Terrebonne Parish Consolidated Government, that the Parish President be and is hereby authorized to execute all documents necessary to enter into a contract with the Terrebonne parish Sheriff for the operation of a parish wide litter clean up program, substantially similar to the attached agreement.

THERE WAS RECORDED:

YEAS: C. Harding, G. Michel, J. Amedée, J. Domangue D.W. Guidry, Sr., D. Babin, D. J. Guidry and S. Trosclair.

NAYS: None.

ABSTAINING: None.

ABSENT: J. Navy.

The Chairman declared the resolution adopted on this the 21st day of September 2020.

OFFERED BY: MR. J. AMEDÉE

SECONDED BY: MR. D. W. GUIDRY, SR.

RESOLUTION NO. 20-272

RESOLUTION AUTHORIZING THE PARISH PRESIDENT TO EXECUTE ANY AND ALL DOCUMENTS NECESSARY FOR THE CAPITAL OUTLAY FUNDING FOR THE LOUISIANA DIVISION OF ADMINISTRATION, FACILITY PLANNING & CONTROL CAPITAL PROJECTS.

WHEREAS, the Terrebonne Parish Consolidated Government has numerous Cooperative Endeavor Agreements (CEA) with the State of Louisiana – Division of Administration, Facility Planning and Control (FP&C) of capital projects, and

WHEREAS, in order to apply and continue efforts for such grants/funding, the Terrebonne Parish Consolidated Government must allow the Parish President to sign certain documents; and

WHEREAS, the capital projects include:

Replacement of Brady Road Bridge- 50-J55-20-01

Renovate Le Petit de Terrebonne Building- 50-J55-14-01

Terrebonne Sports Complex- 50-NTG-13-01
Bayou LaCarpe Watershed, Location C- 50-J55-14-02 Westside/Alma
Street Drainage- 50-J55-18-01
South Louisiana Wetland Discovery Center, Phase 2- 50-J55-14-06

NOW, THEREFORE, BE IT RESOLVED BY THE TERREBONNE PARISH CONSOLIDATED GOVERNMENT, that the Parish President being the chief executive officer of the Terrebonne Parish Consolidated Government, is hereby authorized as the authorized representative for the projects and as such is authorized to sign all associated documentation for the Capital Outlay and Facility Planning and Control on behalf of the Terrebonne Parish Consolidated Government with full authority to execute all documents on the above listed FP&C projects.

BE IT FURTHER RESOLVED that a certified copy of the resolution be forwarded to the Engineering Dept. of TPCG, for this Project.

THERE WAS RECORDED:

YEAS: C. Harding, G. Michel, J. Amedée, J. Domangue D.W. Guidry, Sr., D. Babin, D. J. Guidry and S. Trosclair.

NAYS: None.

ABSTAINING: None.

ABSENT: J. Navy.

The Chairman declared the resolution adopted on this the 21st day of September 2020.

OFFERED BY: MR. D. J. GUIDRY

SECONDED BY: MR. S. TROSCLAIR

STATE PROJECT NO. H.011459
PARISH OF TERREBONNE

RESOLUTION NO. 20-273

WHEREAS, the Terrebonne Parish Consolidated Government has submitted an application for funding of Lower Little Caillou Drainage Pump Station Replacement, a flood control project under the Statewide Flood Control Program, and

WHEREAS, the State's share of the project funds have been made available and the Terrebonne Parish Consolidated Government has available its local matching share of the project funds in an amount of not less than ten (10%) percent; and

WHEREAS, at the request of the Terrebonne Parish Consolidated Government, Delta Coast Consultants, LLC has prepared plans and specifications for said project, which plans and specifications are designated by State Project No. H.011459, and

WHEREAS, the Terrebonne Parish Consolidated Government has reviewed the final plans, specifications and cost estimate and accepts them as submitted and the Department of Transportation and Development has reviewed the final plans, specifications and cost estimate and approved them inasmuch as they comply with the requirements of the Statewide Flood Control Program, and

WHEREAS, all necessary servitudes, rights-of-way, spoil disposal areas, rights of ingress and egress and the means thereof have been acquired by the Terrebonne Parish Consolidated Government, and titles thereto are valid and indefeasible, and

WHEREAS, the Terrebonne Parish Consolidated Government has obtained all necessary permits required for the construction of this project, and

WHEREAS, the Terrebonne Parish Consolidated Government has agreed to accomplish all necessary utilities, fence and other facilities relocations and relocations made necessary by this project, and

WHEREAS, the official Journal for the Terrebonne Parish Consolidated Government, is the HOUMA COURIER whose mailing address is 3030 Barrow Street, Houma, LA 70360 and whose telephone number is 985-850-1100, and

WHEREAS, the Terrebonne Parish Consolidated Government desires to advertise for competitive bids, in accordance with LRS 38:2212, et. seq., for the award of a contract in the name of the Terrebonne Parish Consolidated Government and furnish engineering services during the progress of the work.

NOW, THEREFORE, BE IT RESOLVED that the Terrebonne Parish Council in regular session assembled on this the 23rd day of September, 2020, that the Department of Transportation and Development be and hereby is requested to authorize the Terrebonne Parish Consolidated Government to advertise for competitive bids in accordance with LRS 38:2212, et seq. for the award of a contract in the name of the Terrebonne Parish Consolidated Government, covering the aforesaid improvements.

BE IT RESOLVED that the Department of Transportation and Development be and hereby is assured that all necessary servitudes, rights-of-way, rights of ingress and egress and the means thereof have been obtained by Terrebonne Parish Consolidated Government and the titles thereto are indefeasible and Terrebonne Parish Consolidated Government expressly agrees to defend any action for the failure of any servitude, right-of-way, right of ingress or egress, and Terrebonne Parish Consolidated Government does hereby assume complete responsibility for providing engineering services during construction and the maintenance and upkeep of the project after construction.

BE IT RESOLVED that the Department of Transportation and Development be and hereby is assured that all required permits have been obtained by the Terrebonne Parish Consolidated Government.

BE IT RESOLVED that the Department of Transportation and Development be and hereby is assured that the Terrebonne Parish Consolidated Government has available its local matching funds in an amount not less than ten (10%) percent of the total project cost to insure construction of this project.

BE IT RESOLVED that the Terrebonne Parish Consolidated Government will and hereby does assume complete responsibility for all utilities, fence, and other facilities relocations and alterations made necessary by this project.

BE IT RESOLVED that the Terrebonne Parish Consolidated Government does hereby save and hold harmless the Department of Transportation and Development against any loss or damage of any kind incident to or occasioned by activities undertaken in pursuance of this agreement and expressly agrees to defend any suit brought against the Department of Transportation and Development, and pay any judgment which may result from said suit as it relates to this project.

THERE WAS RECORDED:

YEAS: C. Harding, G. Michel, J. Amedée, J. Domangue D.W. Guidry, Sr., D. Babin, D. J. Guidry and S. Trosclair.

NAYS: None.

ABSTAINING: None.

ABSENT: J. Navy.

The Chairman declared the resolution adopted on this the 21st day of September 2020.

OFFERED BY: MR. D. BABIN
SECONDED BY: MS. J. DOMANGUE

RESOLUTION NO. 20-274

A resolution authorizing the execution of Change Order No. 1 Contract for Parish Project No. 18-ELECTGEN-72 Power Plant Inverter, Chiller Replacement and HVAC Improvements

WHEREAS, by contract dated April 22, 2020, Terrebonne Parish Consolidated Government did award a contract to C.J.'s Electrical Service Inc., for the Power Plant Inverter, Chiller Replacement and HVAC Improvements, Project No. 18-ELECTGEN-72, Terrebonne Parish, Louisiana, as will be seen by reference to said contract which is recorded under Entry No. 1601742 of the records of Terrebonne Parish, Louisiana, and

WHEREAS, a change order has been recommended for a decrease in the amount of Three Hundred Seventy-Three Dollars and Seventy-Seven Cents (\$373.77), current contract time extension for Fourteen (14) calendar days due to Covid-19 pandemic shipping delays, and

NOW THEREFORE BE IT RESOLVED, by the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, that Change Order No. 1 to the construction contract with C.J.'s Electrical Service Inc. for the Power Plant Inverter, Chiller Replacement and HVAC Improvements, Project No. 18-ELECTGEN-72, be, and is hereby, approved.

BE IT FURTHER RESOLVED, that the Parish President, and all appropriate parties be, and they are hereby, authorized to execute Change Order No. 1, for a decrease in the amount of Three Hundred Seventy-Three Dollars and Seventy-Seven Cents (\$373.77) and increase in the contract time by Fourteen (14) calendar days.

THERE WAS RECORDED:

YEAS: C. Harding, G. Michel, J. Amedée, J. Domangue D.W. Guidry, Sr., D. Babin, D. J. Guidry and S. Trosclair.

NAYS: None.

ABSTAINING: None.

ABSENT: J. Navy.

The Chairman declared the resolution adopted on this the 21st day of September 2020.

OFFERED BY: MR. D. J. GUIDRY
SECONDED BY: MR. G. MICHEL

RESOLUTION NO. 20-275

A resolution authorizing the Parish President to execute a contract for professional veterinary services with Dr. Kathleen Elstrott, DVM.

WHEREAS, the Terrebonne Parish Animal Shelter (TPAS) is an open admission shelter that receives orphaned, seized, stray, and/or surrendered animals; and

WHEREAS, the TPAS requires the services of a veterinarian for the benefit of impounded animals; and

WHEREAS, Terrebonne Parish Consolidated Government desires to contract with Dr. Elstrott; and

WHEREAS, Dr. Elstrott has agreed to extend said contract for professional veterinary services outlined in the attached contract.

NOW, THEREFORE, BE IT RESOLVED by the Terrebonne Parish Council (Public Services Committee), on behalf of Terrebonne Parish Consolidated Government that the Parish President, Gordon Dove, is hereby authorized to execute a contract with Dr. Elstrott for professional veterinary services outlined in the attached contract.

THERE WAS RECORDED:

YEAS: C. Harding, G. Michel, J. Amedée, J. Domangue D.W. Guidry, Sr., D. Babin, D. J. Guidry and S. Trosclair.

NAYS: None.

ABSTAINING: None.

ABSENT: J. Navy.

The Chairman declared the resolution adopted on this the 21st day of September 2020.

OFFERED BY: MR. D. BABIN

SECONDED BY: MR. D. J. GUIDRY

RESOLUTION NO. 20-276

A resolution providing approval of Amendment No. 2 to the Engineering Agreement for Parish Project No. 18-BRG-52, Industrial Boulevard Bridge Replacement, Terrebonne Parish, Louisiana.

WHEREAS, the Terrebonne Parish Consolidated Government entered into an Engineering Agreement dated September 27, 2018 with T. Baker Smith, LLC, for the Project entitled **Parish Project No. 18-BRG-52, Industrial Boulevard Bridge Replacement**, and

WHEREAS, the Engineering Agreement between OWNER and ENGINEER only has provisions for certain limitations for Basic and Additional Services, and

WHEREAS, it is necessary to make changes to the contract due the owner requested design changes, and

WHEREAS, the firm of T. Baker Smith, LLC, has been asked to perform these activities under the Additional Services section of the Engineering Agreement for this project, and

WHEREAS, the TPCG is desirous of having these services continued so that there is a need to increase the upset limit, and

NOW, THEREFORE BE IT RESOLVED that the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, does hereby approve this Amendment No. 2 to the Engineering Agreement for a total increase of \$4,500.00 and authorizes Parish President, Gordon E. Dove, to execute this Amendment No. 2 to the Engineering Agreement for the Industrial Boulevard Bridge Replacement Project, Parish Project No. 18-BRG-52, with T. Baker Smith, LLC., and

BE IT FURTHER RESOLVED that a certified copy of the resolution be forwarded to the Engineer, T. Baker Smith, LLC.

THERE WAS RECORDED:

YEAS: C. Harding, G. Michel, J. Amedée, J. Domangue D.W. Guidry, Sr., D. Babin, D. J. Guidry and S. Trosclair.

NAYS: None.

ABSTAINING: None.

ABSENT: J. Navy.

The Chairman declared the resolution adopted on this the 21st day of September 2020.

OFFERED BY: MR. D. BABIN
SECONDED BY: MR. G. MICHEL

RESOLUTION NO. 20-277

A resolution providing approval of Amendment No. 7 to the Engineering Agreement for Parish Project No. 10-CDBG-WTR-70, **Cedar Grove to Ashland Landfill Levee and Water Control Structure (CDBG)**, Terrebonne Parish, Louisiana.

WHEREAS, the Terrebonne Parish Consolidated Government entered into a Engineering Agreement dated February 16, 2011, with T. Baker Smith, LLC, for the Project entitled Parish Project No. 10-CDBG-WTR-70, Cedar Grove to Ashland Landfill Levee and Water Control Structure (CDBG) and

WHEREAS, the Engineering Agreement between OWNER and ENGINEER provides for certain limitations for Basic Services and specific Additional Services, and

WHEREAS, the OWNER requested phasing and bidding changes, and

WHEREAS, the firm of T. Baker Smith, LLC, has been asked to perform these activities under the Additional Services section of the Engineering Agreement for this project, and

WHEREAS, the TPCG is desirous of having these services continued so that there is a need for additional funds to be added to the contract for an increase in the upset limit of \$61,700.00, and

NOW, THEREFORE BE IT RESOLVED that the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, does hereby approve this Amendment No. 7 to the Engineering Agreement for an increase of \$61,700.00 and authorizes Parish President, Gordon E. Dove, to execute this Amendment No. 7 to the Engineering Agreement for Parish Project No. 10-CDBG-WTR-70, Cedar Grove to Ashland Landfill Levee and Water Control Structure (CDBG), with T. Baker Smith, LLC, and

BE IT FURTHER RESOLVED that a certified copy of the resolution be forwarded to the Engineer, T. Baker Smith, LLC.

THERE WAS RECORDED:

YEAS: C. Harding, G. Michel, J. Amedée, J. Domangue D.W. Guidry, Sr., D. Babin, D. J. Guidry and S. Trosclair.

NAYS: None.

ABSTAINING: None.

ABSENT: J. Navy.

The Chairman declared the resolution adopted on this the 21st day of September 2020.

RESOLUTION: Authorizing the Parish President to execute and submit an application form to the Louisiana Commission on Law Enforcement and the Administration of Criminal Justice LCLE FY2020 Coronavirus Emergency Supplemental Funds (CESF) by DOJ for the Houma Police Department of the Terrebonne Parish Consolidated Government; and to address other matters relative thereto.

Mr. G. Michel moved, seconded by Mr. D. Babin.

The resolution was adopted.

Mr. J. Navy was recorded as absent.

Council Clerk Suzette Thomas stated that the previous resolution had been adopted at a prior meeting and that no action was needed.

Parish Attorney Julius Hebert recommended that the Committee make a motion to

revoke the resolution adopted in the current meeting in order to prevent any issues.

Mr. D. Babin moved, seconded by Mr. G. Michel, “THAT the Public Services Committee revoke the previously adopted ‘RESOLUTION: Authorizing the Parish President to execute and submit an application form to the Louisiana Commission on Law Enforcement and the Administration of Criminal Justice LCLE FY2020 Coronavirus Emergency Supplemental Funds (CESF) by DOJ for the Houma Police Department of the Terrebonne Parish Consolidated Government; and to address other matters relative thereto.’”

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

THERE WAS RECORDED:

YEAS: C. Harding, G. Michel, J. Amedée, J. Domangue, D. W. Guidry, Sr., D. Babin, D. J. Guidry, and S. Trosclair.

NAYS: None.

ABSENT: J. Navy.

The Chairman declared the motion adopted.

The Chairman called for discussion on Agenda Item No. 14 – “RESOLUTION: Amending the Terrebonne Parish Recreation Modernization Advisory Board to provide for an Ad Hoc non-voting member chosen by the Parish President’s Parish-wide Recreation Advisory Board.”

The Chairman recognized Parish Attorney Julius Hebert who stated that the resolution had been corrected to provide for a voting member on the Recreation Modernization Advisory Board then recommended that the agenda item be amended to match the verbiage used in the resolution.

Mr. G. Michel moved, seconded by Mr. D. W. Guidry, Sr., “THAT the Public Services Committee amend the Agenda to change Item No. 14 to state: ‘RESOLUTION: Amending the Terrebonne Parish Recreation Modernization Advisory Board to provide for an Ad Hoc Voting member chosen by the Parish President’s Parish-wide Recreation Advisory Board.’” (*MOTION AMENDED AFTER DISCUSSION)

Discussion ensued relative to the intent to provide for an additional voting member on the Recreation Modernization Advisory Board as chosen by the Parish-wide Recreation Advisory Board then ratified by the Parish Council.

*Mr. G. Michel offered an AMENDED motion, seconded by Mr. D. Babin, “THAT the Public Services Committee amend the Agenda to change Item No. 14 to state: ‘RESOLUTION: Amending the Terrebonne Parish Recreation Modernization Advisory Board to provide for a Voting member chosen by the Parish President’s Parish-wide Recreation Advisory Board.’”

The Chairman called for the vote on the motion offered by Mr. G. Michel.

THERE WAS RECORDED:

YEAS: C. Harding, G. Michel, J. Amedée, J. Domangue, D. W. Guidry, Sr., D. Babin, D. J. Guidry, and S. Trosclair.

NAYS: None.

ABSENT: J. Navy.

The Chairman declared the motion adopted.

OFFERED BY: MR. G. MICHEL

SECONDED BY: MS. J. DOMANGUE

RESOLUTION NO. 20-278

AMENDING RESOLUTION NO. 20-247 TO PROVIDE FOR A VOTING MEMBER OF THE TERREBONNE PARISH RECREATION MODERNIZATION ADVISORY BOARD REPRESENTING THE PARISH PRESIDENT’S PARISH WIDE RECREATION ADVISORY BOARD

WHEREAS, the Terrebonne Parish Council adopted Resolution No. 20-247 on September 1, 2020 which established the Terrebonne Parish Recreation Modernization Advisory Board and created a maximum membership of eighteen (18) members to conduct a recreation feasibility evaluation by studying, listening, debating, evaluating, determining, and considering input to devise a modernized strategic recreation advisory plan for review by the TPCG, its Parish President and the Terrebonne Parish Council; and

WHEREAS, the Terrebonne Parish Council was requested to include one (1) member representing the Parish President's Parish Wide Recreation Advisory Board to include a more diverse representation of the Parish; and

WHEREAS, the Terrebonne Parish Council concurs with the request of the Parish President's Parish Wide Recreation Advisory Board; and

WHEREAS, Section I. B. To avoid potential conflicts-of-interest, no member (or member's immediate family members) of the Task Force shall simultaneously be an employee of or serve on any recreation district board nor should a member (or member's immediate family members) have any business interest in any recreation district contract" is, hereby, amended to add "with the express exception of the Parish President's Parish Wide Recreation Advisory Board member who may serve on any recreation district board"; and

WHEREAS, the Terrebonne Parish Council desires to provide for a Voting Parish President's Parish Wide Recreation Advisory Board member from the Parish President's Parish Wide Recreation Advisory Board to serve Terrebonne Parish Recreation Modernization Advisory Board selected by members of the Parish President's Parish Wide Recreation Advisory Board and submitted to the Terrebonne Parish Council; and

WHEREAS, the Parish President's Parish Wide Recreation Advisory Board shall present to the Terrebonne Parish Council the name of the selected member for ratification.

NOW, THEREFORE BE IT RESOLVED by the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, declares that Resolution No. 20-247 be hereby amended to provide for a Voting Parish President Parish Wide Recreation Advisory Board member selected from the Parish President's Parish Wide Recreation Advisory Board to become a member of the Terrebonne Parish Recreation Modernization Advisory Board as ratified by the Terrebonne Parish Council and is the only member that can serve on the Terrebonne Parish Recreation Modernization Advisory Board and be a member of any Recreation District.

BE IT FURTHER RESOLVED that the only member who can serve as a member of Terrebonne Parish Recreation Modernization Advisory Board and a member of the Terrebonne Parish Recreation District is the Parish President's Parish Wide Recreation Advisory Board member.

THERE WAS RECORDED:

YEAS: C. Harding, G. Michel, J. Amedeé, J. Domangue, D. W. Guidry, Sr. D. Babin, D. J. Guidry and S. Trosclair.

NAYS:

ABSTAINING:

ABSENT: J. Navy.

The Chairman declared the resolution adopted on this, the 21st day of September 2020.

OFFERED BY: MR. D. BABIN
SECONDED BY: MR. D. J. GUIDRY

RESOLUTION NO. 20-279

A RESOLUTION GIVING NOTICE OF INTENT TO ADOPT AN ORDINANCE TO AMEND CERTAIN PORTIONS OF CHAPTER 6, ARTICLE VI, AND APPENDIX A, PART II, AND APPENDIX B OF THE TERREBONNE PARISH CODE OF ORDINANCES AS PER THE ATTACHED EXHIBIT A AND CALL FOR A PUBLIC HEARING SO AS TO ADDRESS COMMENTS REGARDING RECENT REVISIONS TO THE SMALL CELL WIRELESS FACILITY ORDINANCES

WHEREAS, the Terrebonne Parish Consolidated Government desires to enact ordinances to governing the development, implementation and enforcement of regulations and permitting requirements for the placement, renovation, improvement, modification, demolition, or removal of small cell facilities, and other telecommunications towers within the parish of Terrebonne.; and

WHEREAS, on September 9, 2020, the Parish Council voted to adopt Ordinance No. 9178 to revise certain regulations, procedures, and design guidelines for the placement of small cell wireless facilities within the parish, and

WHEREAS, at the regular meeting on September 9, 2020, comments were made by members of the Council concerning grammatical errors, typos, and formatting pertaining to the proposed revisions as well as comments regarding reasonable fees for such facilities; and

NOW, THEREFORE, BE IT RESOLVED by the Terrebonne Parish Council Public Services Committee, on behalf of the Terrebonne Parish Consolidated Government, that notice of intent is given for adopting an ordinance to amend certain portions of Chapter 6, Article VI, and Appendix A, Part II and Appendix B of the Terrebonne Parish Code of Ordinances as per the attached Exhibit A; and

BE IT FURTHER RESOLVED that a public hearing on said matter be called for Wednesday, October 28, 2020 at 6:30p.m.

THERE WAS RECORDED:

YEAS: C. Harding, G. Michel, J. Amedée, J. Domangue D.W. Guidry, Sr., D. Babin, D. J. Guidry and S. Trosclair.

NAYS: None.

ABSTAINING: None.

ABSENT: J. Navy.

The Chairman declared the resolution adopted on this the 21st day of September 2020.

Mr. D. W. Guidry, Sr. moved, seconded by Ms. J. Domangue, “THAT the Public Services Committee introduce an ordinance to authorize the use of the building and land located at 424 Roussell Street, Houma, Louisiana, by Terrebonne Parish Consolidated Government (TPCG) to Terrebonne Parish Sheriff’s Office (TPSO); authorize the Parish President to execute any and all Intergovernmental Agreements and any and all other documents necessary for TPSO to use the afore referenced premises, to terminate the existing Intergovernmental Agreement with the TPSO, and to provide for other matters relative thereto; and call a public hearing on said matter on Wednesday, October 14, 2020 at 6:30 p.m.”

The Chairman called for the vote on the motion offered by Mr. D. W. Guidry, Sr.

THERE WAS RECORDED:

YEAS: C. Harding, G. Michel, J. Amedée, J. Domangue, D. W. Guidry, Sr., D. Babin, and D. J. Guidry.

NAYS: None.

ABSENT: J. Navy and S. Trosclair.

The Chairman declared the motion adopted.

Mr. D. Babin moved, seconded by Ms. J. Domangue, “THAT the Public Services Committee introduce an ordinance to authorize the use of the building and land located at 500 School Street, Houma, Louisiana, by Terrebonne Parish Consolidated Government (TPCG) to Terrebonne Parish Sheriff’s Office (TPSO); authorize the Parish President to execute any and all Intergovernmental Agreements and any and all other documents necessary for TPSO to use the afore referenced premises, to terminate the existing Cooperative Endeavor Agreement with the TPSO, and to provide for other matters relative thereto; and call a public hearing on said matter on Wednesday, October 14, 2020 at 6:30 p.m.”

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

THERE WAS RECORDED:

YEAS: C. Harding, G. Michel, J. Amedée, J. Domangue, D. Babin, D. J. Guidry, and S. Trosclair.

NAYS: None.

ABSENT: J. Navy and D. W. Guidry, Sr.

The Chairman declared the motion adopted.

Mr. D. J. Guidry moved, seconded by Mr. S. Trosclair, “THAT the Public Services Committee introduce an ordinance to authorize the Parish President to execute, on behalf of Terrebonne Parish Consolidated Government, an Intergovernmental Agreement with Terrebonne Parish Sheriff’s Office to establish funding obligations for keeping and feeding prisoners and to provide for other matters relative thereto at the Parish Jail located at 3211 Grand Caillou Road, Houma, Louisiana; and call a public hearing on said matter on Wednesday, October 14, 2020 at 6:30 p.m.”

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

THERE WAS RECORDED:

YEAS: C. Harding, G. Michel, J. Amedée, J. Domangue, D. Babin, D. J. Guidry, and S. Trosclair.

NAYS: None.

ABSENT: J. Navy and D. W. Guidry, Sr.

The Chairman declared the motion adopted.

Mr. D. Babin moved, seconded by Mr. D. J. Guidry, “THAT the Public Services Committee introduce an ordinance to rename the Carrol Street Bridge crossing Bayou Black to the ‘Mr Lawless Gibson Sr Memorial Bridge’; to authorize the installation of the appropriate signs; to address other matters relative thereto; and calling a public hearing on said matter on Wednesday, October 14, 2020 at 6:30 p.m.”

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

THERE WAS RECORDED:

YEAS: C. Harding, G. Michel, J. Amedée, J. Domangue, D. W. Guidry, Sr., D. Babin, D. J. Guidry, and S. Trosclair.

NAYS: None.

ABSENT: J. Navy.

The Chairman declared the motion adopted.

Ms. J. Domangue moved, seconded by Mr. D. Babin, “THAT the Public Services Committee introduce an ordinance to amend the Parish Code of Terrebonne Parish by adding to Chapter 18: Motor Vehicles and Traffic, Article IV: Operation of Vehicles, Division 2: Parish, Section 18-87 to establish a "4-Way Stop" at the intersection of Alma Street and Derusso Street; to provide for the installation of said signs; to provide for other matters relative thereto; and calling a public hearing on said matter on Wednesday, October 14, 2020 at 6:30 p.m.” (***MOTION VOTED ON AFTER DISCUSSION**)

Discussion ensued relative to the recommended procedures for the creation of traffic stops and the use of traffic studies to determine a traffic stop’s potential effectiveness.

Upon Committee Member G. Michel’s inquiry, Mr. Christopher Pulaski, Planning and Zoning Director, shared that no study had been completed at this time for the aforementioned intersection.

*The Chairman called for the vote on the motion offered by Ms. J. Domangue.

THERE WAS RECORDED:

YEAS: C. Harding, G. Michel, J. Amedée, J. Domangue, D. W. Guidry, Sr., D. Babin, D. J. Guidry, and S. Trosclair.

NAYS: None.

ABSENT: J. Navy.

The Chairman declared the motion adopted.

Mr. D. J. Guidry moved, seconded by Mr. D. Babin, "THAT the Public Services Committee introduce an ordinance to amend Section 8-2 of the Terrebonne Parish Code of Ordinance to allow use of certain approved fireworks during specified holidays in Terrebonne Parish, to provide license and permit requirements for public display of fireworks; to enact Section 8-3 to provide regulation and licensing for the sales of such fireworks, to provide for related matters; and calling a public hearing on said matter on Wednesday, October 14, 2020 at 6:30 p.m."

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

THERE WAS RECORDED:

YEAS: C. Harding, G. Michel, J. Amedée, J. Domangue, D. W. Guidry, Sr., D. Babin, D. J. Guidry, and S. Trosclair.

NAYS: None.

ABSENT: J. Navy.

The Chairman declared the motion adopted.

Mr. D. J. Guidry moved, seconded by Mr. D. Babin, "THAT the Public Services Committee introduce an ordinance to amend Chapter 19, Article I of the Terrebonne Parish Code of Ordinances by adding Section 19 "Protection of Levees", to provide for related matters thereto, and calling a public hearing on said matter on Wednesday, October 14, 2020 at 6:30 p.m."

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

THERE WAS RECORDED:

YEAS: C. Harding, G. Michel, J. Amedée, J. Domangue, D. W. Guidry, Sr., D. Babin, D. J. Guidry, and S. Trosclair.

NAYS: None.

ABSENT: J. Navy.

The Chairman declared the motion adopted.

Mr. D. J. Guidry moved, seconded by Mr. G. Michel, "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 Mr. D. J. Guidry.

THERE WAS RECORDED:

YEAS: C. Harding, G. Michel, J. Amedée, J. Domangue, D. W. Guidry, Sr., D. Babin, D. J. Guidry, and S. Trosclair.

NAYS: None.

ABSENT: J. Navy.

The Chairman declared the motion adopted and the meeting was adjourned at 6:24 p.m.

Carl Harding, Chairman

Keith Hampton, Minute Clerk

Mr. C. Harding moved, seconded by Mr. D. J. Guidry, "THAT, the Council accept and ratify the minutes of the Public Services Committee meeting held on 09/21/2020."

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

THERE WAS RECORDED:

YEAS: C. Harding, J. Amedée, J. Domangue, D. W. Guidry, Sr., D. Babin, D. J. Guidry, and S. Trosclair.
NAYS: None.
ABSENT: J. Navy and G. Michel.
The Chairman declared the motion adopted.

The Chairman called for a report on the Budget and Finance Committee meeting held on 09/21/2020, whereupon the Committee Vice-Chairman, noting that ratification of the minutes calls two public hearings, rendered the following:

BUDGET & FINANCE COMMITTEE

SEPTEMBER 21, 2020

The Vice-Chairman, Darrin W. Guidry, Sr., called the Budget & Finance Committee meeting to order at 6:25 p. m. at the Houma-Terrebonne Civic Center with an Invocation led by Committee Member S. Trosclair and the Pledge of Allegiance was led by Committee Member J. Domangue. Upon roll call, Committee Members recorded as present were: C. Harding, G. Michel, J. Amedée, J. Domangue, D. W. Guidry, Sr., D. Babin, D. J. Guidry, and S. Trosclair. Committee Member J. Navy was recorded as absent. A quorum was declared present.

The Vice-Chairman read a letter from Committee Chairman J. Navy explaining his absence due to a work commitment.

OFFERED BY: MR. D. BABIN
SECONDED BY: MR.S. TROSCLAIR

RESOLUTION NO. 20-280

A resolution authorizing the Parish President to execute an application form to the Louisiana Highway Safety Commission (LHSC) for the Federal Fiscal Year 2021/2021 LHSC Grant for the Houma Police Department of the Terrebonne Parish Consolidated Government; and to address other matters relative thereto.

WHEREAS, the Houma Police Department of the Terrebonne Parish Consolidated Government has been approved to implement an application for a grant from the Louisiana Highway Safety Commission (LHSC) for the Federal Fiscal Year 2020/2021 LHSC Grant in the amount of Eighty One Thousand Six Hundred and Twenty Nine dollars (\$81,629.00) for the Terrebonne Parish Consolidated Government, The Funding will provide grant funding to improve the effectiveness and safety of our Police Officers by providing them with overtime to address highway safety issues and,

WHEREAS, the Parish Administrative staff and the Parish Finance Department will oversee the application process in the implementation and meeting all the requirements set forth by the Louisiana Highway Safety Commission (LHSC) and,

NOW, THEREFORE BE IT RESOLVED, that the Terrebonne Parish Council on behalf of the Terrebonne Parish Consolidated Government, authorizes the Parish President to execute any and all necessary documents to implement the grant from the Louisiana Highway Safety Commission (LHSC) and to address other matters relative thereto.

THERE WAS RECORDED:

YEAS: C. Harding, J. Amedée, J. Domangue D.W. Guidry, Sr., D. Babin, D. J. Guidry and S. Trosclair.
NAYS: None.
NOT VOTING: G. Michel.
ABSTAINING: None.
ABSENT: J. Navy.

The Vice-Chairman declared the resolution adopted on this the 21st day of September 2020.

OFFERED BY: MR. D. BABIN
SECONDED BY: MR. D. J. GUIDRY

RESOLUTION NO. 20-281

A resolution to provide approval of an amendment to the Mosquito Control Program to allow for the additional acres of spraying for adult mosquitos and square foot water surface adult mosquito control due to COVID-19.

WHEREAS, the United States President Donald J. Trump on, March 13, 2020 declared that the COVID-19 outbreak in the United States constituted a national emergency, beginning March 1, 2020, and

WHEREAS, the Louisiana Governor John Bel Edwards, on March 11, 2020 declared a statewide public emergency in the State of Louisiana after determining that a public health emergency has occurred, or the threat thereof is imminent, and

WHEREAS, Terrebonne Parish President Gordon E. Dove, on March 12, 2020 declared a parish wide public emergency in the Parish of Terrebonne as a result of the imminent threat of life and health posed to the citizens of Terrebonne Parish by COVID - 19, and

WHEREAS, the Terrebonne Parish Consolidated Government has an obligation to respond to these public emergencies related to public health, and

WHEREAS, the Terrebonne Parish Consolidated Government entered into a contract with Terrebonne Mosquito Control, LLC for the sole purpose of mosquito control, and

WHEREAS, additional acres of spraying for adult mosquito control and surface water spraying has been needed due to COVID-19, and

NOW, THEREFORE BE IT RESOLVED, that the Terrebonne Parish Council, (Budget and Finance Committee) on behalf of the Terrebonne Parish Consolidated Government, does hereby approve and ratify the above aforementioned amendment.

THERE WAS RECORDED:

YEAS: C. Harding, J. Amedée, J. Domangue D.W. Guidry, Sr., D. Babin, D. J. Guidry and S. Trosclair.

NAYS: None.

NOT VOTING: G. Michel.

ABSTAINING: None.

ABSENT: J. Navy.

The Vice-Chairman declared the resolution adopted on this the 21st day of September 2020.

OFFERED BY: MR. S. TROSCLAIR
SECONDED BY: MR. C. HARDING

RESOLUTION NO. 20-282

WHEREAS, Louisiana Statutory Law provides for the disposal of surplus movable property having a value of \$5,000.00 or less, in addition to other legally permissible means, at private sale which is, in the opinion of the governing authority, not needed for public purposes; and

WHEREAS, the movable property listed in the attached Exhibit A each have a valued of \$5,000.00 or less, as indicated by the values set out next to each item on the attached

Exhibit A; and

WHEREAS, the parish administration has recommended that the movable property listed in the attached Exhibit A be declared surplus as the items are no longer useful, nor do they serve a public purpose and authorizes immediate award to the highest bidder for all items, including those where the highest bid exceeds \$5,000.00; and

NOW THEREFORE, BE IT RESOLVED by the Terrebonne Parish Council that the movable property listed in the attached Exhibit A be declared surplus and grants authorization to dispose of said items by private sale or by any other legally approved method to the highest bidder pursuant to statutory law, including those where the highest bid exceeds \$5,000.00.

THERE WAS RECORDED:

YEAS: C. Harding, J. Amedée, J. Domangue D.W. Guidry, Sr., D. Babin, D. J. Guidry and S. Trosclair.

NAYS: None.

NOT VOTING: G. Michel.

ABSTAINING: None.

ABSENT: J. Navy.

The Vice-Chairman declared the resolution adopted on this the 21st day of September 2020.

Mr. S. Trosclair moved, seconded by Ms. J. Domangue, “THAT the Budget & Finance Committee introduce an ordinance to declare as surplus 9 tax properties of various percentages from various years, to acquire authorization to dispose of said properties in accordance with LA R.S. 47:2196, and calling a public hearing on said matters on Wednesday, October 14, 2020 at 6:30 p.m.”

The Vice-Chairman called for the vote on the motion offered by Mr. S. Trosclair.

THERE WAS RECORDED:

YEAS: C. Harding, J. Amedée, J. Domangue, D. W. Guidry, Sr., D. Babin, D. J. Guidry, and S. Trosclair.

NAYS: None.

ABSENT: J. Navy.

NOT VOTING: G. Michel.

The Vice-Chairman declared the motion adopted.

Mr. S. Trosclair moved, seconded by Mr. D. J. Guidry, “THAT the Budget & Finance Committee introduce an ordinance to amend the 2020 Adopted Operating Budget and 5-Year Capital Outlay Budget of the Terrebonne Parish Consolidated Government for the following items and to provide for related matters:

- I. Houma Downtown Development, \$28,098
- II. Houma Police Dept-LA Commission on Law Enforcement Grant, \$58,506
- III. OCD Hurricane Isaac, (\$108,755)
- IV. Westside Boulevard Phase 1, \$3,700
- V. Ashland Wetland Assimilation, \$12,281
- VI. Eastside Safe Room, \$66,340
- VII. Safe Room-EOC, \$1,517
- VIII. West Park Sidewalks, -0-
- IX. Prospect Boulevard Sidewalks, -0-
- X. Bonanza Pump Station, \$1,750
- XI. Coteau/Smithridge Bar Screen, \$40,927
- XII. Upper Little Caillou Pump Station, \$65,311
- XIII. Upper Ward 7 Mitigation, \$159,000
- XIV. Oyster Bed Surge Protection, \$100,000

and call a public hearing on said matter on Wednesday, October 14, 2020 at 6:30 p.m.”

The Vice-Chairman called for the vote on the motion offered by Mr. S. Trosclair.

THERE WAS RECORDED:

YEAS: C. Harding, G. Michel, J. Amedée, J. Domangue, D. W. Guidry, Sr., D. Babin, D. J. Guidry, and S. Trosclair.

NAYS: None.

ABSENT: J. Navy.

The Vice-Chairman declared the motion adopted.

Mr. S. Trosclair moved, seconded by Ms. J. Domangue, "THAT, there being no further business to come before the Budget & Finance Committee, the meeting be adjourned."

The Vice-Chairman called for the vote on the motion offered by Mr. S. Trosclair.

THERE WAS RECORDED:

YEAS: C. Harding, G. Michel, J. Amedée, J. Domangue, D. W. Guidry, Sr., D. Babin, D. J. Guidry, and S. Trosclair.

NAYS: None.

ABSENT: J. Navy.

The Vice-Chairman declared the motion adopted and the meeting was adjourned at 6:30 p.m.

Darrin W. Guidry, Sr., Vice-Chairman

Keith Hampton, Minute Clerk

Mr. D. W. Guidry, Sr. moved, seconded by Mr. D. J. Guidry, "THAT, the Council accept and ratify the minutes of the Budget and Finance Committee meeting held on 09/21/2020."

The Chairman called for a vote on the motion offered by Mr. D. W. Guidry, Sr.

THERE WAS RECORDED:

YEAS: C. Harding, J. Amedée, J. Domangue, D. W. Guidry, Sr., D. Babin, D. J. Guidry, and S. Trosclair.

NAYS: None.

ABSENT: J. Navy and G. Michel.

The Chairman declared the motion adopted.

Mr. D. W. Guidry, Sr. moved, seconded by Mr. D. J. Guidry, "THAT the Council approve the following street light list:

STREET LIGHT LIST

9/23/2020

INSTALL FOUR (4) LED STREET LIGHTS ON EXISTING POLES AT 198 SCOTT LANE (MOSS PARK), HOUMA; USD; TPCG, CARL HARDING, DISTRICT 2.

INSTALL ONE (1) STREET LIGHT ON EXISTING POLE AT 200 HIDALGO STREET, HOUMA; RLD #10; SLECA; JOHN NAVY, DISTRICT 1.

The Chairman called for a vote on the motion offered by Mr. D. W. Guidry, Sr.

THERE WAS RECORDED:

YEAS: C. Harding, J. Amedée, J. Domangue, D. W. Guidry, Sr., D. Babin, D. J. Guidry, and S. Trosclair.

NAYS: None.

ABSENT: J. Navy and G. Michel.

The Chairman declared the motion adopted.

Mr. D. W. Guidry, Sr. moved, seconded by Mr. C. Harding, "THAT, the Council open, close, and re-appoint Mr. Joseph Harris to serve a term on the Houma Board of Adjustments."

The Chairman called for a vote on the motion offered by Mr. D. W. Guidry, Sr.

THERE WAS RECORDED:

YEAS: C. Harding, J. Amedée, J. Domangue, D. W. Guidry, Sr., D. Babin, D. J. Guidry, and S. Trosclair.

NAYS: None.

ABSENT: J. Navy and G. Michel.

The Chairman declared the motion adopted.

Mr. D. J. Guidry moved, seconded by Mr. C. Harding, “THAT, the Council open, close, and nominate Mr. Wilfred ‘PJ’ Allridge and Mr. Michael Lagarde to determine who will fill the expiring term on the TEDA Board; that nominations be closed; and that a voice vote of the Council be taken to determine who will fill the position.”

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

THERE WAS RECORDED:

YEAS: C. Harding, J. Amedée, J. Domangue, D. W. Guidry, Sr., D. Babin, D. J. Guidry, and S. Trosclair.

NAYS: None.

ABSENT: J. Navy and G. Michel.

The Chairman declared the motion adopted.

Voting to appoint Mr. Wilfred ‘PJ’ Allridge:

(No votes were recorded)

Voting to appoint Mr. Michael Lagarde:

C. Harding

J. Amedée

J. Domangue

D. W. Guidry, Sr.

D. Babin

D. J. Guidry

S. Trosclair

Minute Clerk M. LeCompte announced the votes tallied for the expiring position on the TEDA Board were recorded as follows: zero (0) votes for Mr. Wilfred ‘PJ’ Allridge and seven (7) votes for Mr. Michael Lagarde.

The Chair stated that as per the above voice vote, Mr. Michael Lagarde has been re-appointed to serve a term on the TEDA Board.

The Chairman announced the following vacancies, which he noted will be handled as per the usual procedure:

- Coteau Fire District: One unexpired term due to a resignation
- Houma Board of Adjustments: One vacancy (alternate member)
- Recreation District No. 3A: One expired term
- Tree Board: Three vacancies; two due to resignations and one expired term
- Bayou Cane Fire Protection District Board: One vacancy due to resignation
- Recreation District No. 4: Two expiring terms on 10/11/2020
- Airport Commission: One expiring term on 10/15/2020
- Coastal Zone Management: Four expiring terms representing: Commercial Fishing, Parish President/Flood Control, Marine Navigation, and Oilfield Industry expiring 10/31/2020
- Houma Area Convention & Visitors Bureau: One expiring term representing a Civic Non-Profit Organization expiring 12/31/2020
- Terrebonne Parish Recreation Modernization Advisory Board: Three appointments representing Recreation District No. 3A, Recreation District No. 6, and an Ad Hoc Non-Voting member.
- Houma-Terrebonne Regional Planning Commission: One expiring term on 11/30/2020

Announcements Agenda Item 8A – Parish President Dove: Was not present.

Announcements Agenda Item 8B – Council Members:

- Councilwoman J. Domangue encouraged the public to complete their Census forms.
- Councilman D. Babin encouraged the public to keep Hurricane Laura victims in their prayers. He proceeded to thank Parish President Gordon Dove, the Terrebonne Parish Sheriff’s Office, and the Levee Board for their help with storm preparations.

Mr. D. J. Guidry moved, seconded by Mr. C. Harding, “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 Mr. D. J. Guidry.

THERE WAS RECORDED:

YEAS: C. Harding, J. Amedée, J. Domangue, D. W. Guidry, Sr., D. Babin, D. J. Guidry, and S. Trosclair.

NAYS: None.

ABSENT: J. Navy and G. Michel.

The Chairman declared the motion adopted and the meeting was adjourned at 7:01 p.m.

MARGEAUX LECOMPTE, MINUTE CLERK

/s/STEVE TROSCLAIR, CHAIRMAN
TERREBONNE PARISH COUNCIL

ATTEST:

/s/SUZETTE THOMAS, COUNCIL CLERK
TERREBONNE PARISH COUNCIL