The Chairman, Mr. P. Rhodes, called the meeting to order at 6:03 p.m. in the Terrebonne Parish Council Meeting Room. Following the Invocation, led by Councilwoman T. Cavalier, Council Minute Clerk V. Whitney led the Pledge of Allegiance.

Upon roll call, Council Members recorded as present were: A. Tillman, A. Williams, K. Elfert, T. Cavalier, C. Duplantis, H. Lapeyre, C. Voisin P. Rhodes, and P. Lambert. A quorum was declared present.

Ms. T. Cavalier nominated Councilwoman K. Elfert for 2007 Chair of the Terrebonne Parish Council.

Mr. H. Lapeyre nominated Councilman C. Voisin for 2007 Chair of the Terrebonne Parish Council.

Mr. P. Rhodes nominated Councilman A. Tillman for 2007 Chair of the Terrebonne Parish Council.

Mr. P. Rhodes moved, seconded by Ms. K. Elfert, “THAT, the Council close the nominations for 2007 Chair of the Terrebonne Parish Council and that a voice vote be taken.”

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

UPON ROLL CALL THERE WAS RECORDED:

YEAS: A. Tillman, A. Williams, K. Elfert, T. Cavalier, C. Duplantis, H. Lapeyre, C. Voisin, P. Rhodes, and P. Lambert

NAYS: None

ABSTAINING: None

ABSENT: None

The Chairman declared the motion adopted.

The Chairman called for a voice vote of the Council to determine who will fill the position of 2007 Chairman of the Terrebonne Parish Council, whereupon the following was recorded:

<table>
<thead>
<tr>
<th>K. ELFERT</th>
<th>C. VOISIN</th>
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</thead>
<tbody>
<tr>
<td>K. Elfert</td>
<td>C. Duplantis</td>
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<tr>
<td>T. Cavalier</td>
<td>H. Lapeyre</td>
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<td>C. Voisin</td>
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<td>P. Lambert</td>
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<tr>
<th>A. TILLMAN</th>
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<tbody>
<tr>
<td>A. Tillman</td>
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<tr>
<td>A. Williams</td>
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<tr>
<td>P. Rhodes</td>
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</tbody>
</table>
The Chairman stated that another voice vote of the Council would be taken between the two Council Members who received the highest votes, whereupon the following was recorded:

<table>
<thead>
<tr>
<th>C. VOISIN</th>
<th>A. TILLMAN</th>
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<tbody>
<tr>
<td>C. Duplantis</td>
<td>A. Tillman</td>
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<td>H. Lapeyre</td>
<td>A. Williams</td>
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<td>C. Voisin</td>
<td>K. Elfert</td>
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<td>P. Lambert</td>
<td>T. Cavalier</td>
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<td></td>
<td>P. Rhodes</td>
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Councilman Alvin Tillman was declared as 2007 Chairman of the Terrebonne Parish Council and assumed the Chair.

Ms. A. Williams nominated Councilwoman C. Duplantis for appointment as 2007 Vice-Chair of the Terrebonne Parish Council.

Mr. A. Tillman nominated Councilwoman A. Williams for appointment as 2007 Vice-Chair of the Terrebonne Parish Council.

Mr. P. Rhodes moved, seconded by Ms. K. Elfert, “THAT, the Council close nominations for the position of 2007 Vice-Chair of the Terrebonne Parish Council and that a voice vote be taken.”

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

UPON ROLL CALL THERE WAS RECORDED:

YEAS:  A. Tillman, A. Williams, K. Elfert, T. Cavalier, C. Duplantis, H. Lapeyre, C. Voisin, P. Rhodes, and P. Lambert

NAYS: None

ABSTAINING: None

ABSENT: None

The Chairman declared the motion adopted.

The Chairman called for a voice vote of the Council to determine who will fill the position of 2007 Vice-Chair of the Terrebonne Parish Council, whereupon the following was recorded:

<table>
<thead>
<tr>
<th>C. DUPLANTIS</th>
<th>A. WILLIAMS</th>
</tr>
</thead>
<tbody>
<tr>
<td>K. Elfert</td>
<td>A. Tillman</td>
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<tr>
<td>T. Cavalier</td>
<td>A. Williams</td>
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<td>C. Duplantis</td>
<td>P. Rhodes</td>
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<td>H. Lapeyre</td>
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<td>C. Voisin</td>
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<tr>
<td>P. Lambert</td>
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</table>

Councilwoman Christa Duplantis was declared as 2007 Vice-Chair of the Terrebonne Parish Council.

Chairman Alvin Tillman thanked his colleagues for giving him the opportunity to serve as Chairman of the Council and expressed his desire to move forward for the best interest of Terrebonne Parish and the City of Houma.

Vice-Chair Christa Duplantis thanked her colleagues for their support for the appointment of Vice-Chair and also expressed her desire to address issues affecting Terrebonne Parish and the people who live here.
Ms. K. Elfert moved, seconded by Mr. P. Rhodes, “THAT, the Council approve the minutes of the Regular Council Session held on 12/6/06.”

The Chairman called for a vote on the motion offered by Ms. K. Elfert.

UPON ROLL CALL THERE WAS RECORDED:

YEAS:  A. Tillman, A. Williams, K. Elfert, T. Cavalier, C. Duplantis, H. Lapeyre, C. Voisin, P. Rhodes, and P. Lambert

NAYS:  None

ABSTAINING:  None

ABSENT:  None

The Chairman declared the motion adopted.

Ms. K. Elfert moved, seconded by Mr. P. Rhodes and Ms. C. Duplantis, “THAT, the Council approve the Parish Bill List dated 1/8/07.”

The Chairman called for a vote on the motion offered by Ms. K. Elfert.

UPON ROLL CALL THERE WAS RECORDED:

YEAS:  A. Tillman, A. Williams, K. Elfert, T. Cavalier, C. Duplantis, H. Lapeyre, C. Voisin, P. Rhodes, and P. Lambert

NAYS:  None

ABSTAINING:  None

ABSENT:  None

The Chairman declared the motion adopted.

Mr. P. Rhodes moved, seconded by Ms. C. Duplantis and Ms. K. Elfert, “THAT, the Council approve the Parish Manual Check List for November 2006.”

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

UPON ROLL CALL THERE WAS RECORDED:

YEAS:  A. Tillman, A. Williams, K. Elfert, T. Cavalier, C. Duplantis, H. Lapeyre, C. Voisin, P. Rhodes, and P. Lambert

NAYS:  None

ABSTAINING:  None

ABSENT:  None

The Chairman declared the motion adopted.

OFFERED BY: Ms. A. Williams.
SECONDED BY: Mr. P. Rhodes.

RESOLUTION NO. 07-001

WHEREAS, as a result of Mr. J. Sterling Morton’s proposal, in 1972, to the Nebraska Board of Agriculture for a special day for the planting of trees, more than one million trees were planted in Nebraska, and
WHEREAS, Arbor Day, as it is now called, is observed throughout the United States and in many countries around the globe, and

WHEREAS, aside from the wonderful aesthetic value, trees can reduce the erosion of our precious topsoil by wind and water, cut heating and cooling costs, moderate the temperature, clean the air, produce oxygen and provide habitat for wildlife, and

WHEREAS, trees are a renewable resource, giving us paper, wood for hour homes, and countless other wood products, and

WHEREAS, trees in our cities increase property values, enhance the economic vitality of business areas and beautify our communities, as well as providing a source of joy and spiritual renewal, and

WHEREAS, through the efforts of the Terrebonne Parish Tree Board, the Houma-Terrebonne community is making application to become recognized as a Tree City, USA by the National Arbor Day Foundation, and

WHEREAS, the Tree Board has already begun a community awareness program of the importance of trees in this community and planted several trees in public areas of the Parish of Terrebonne.

NOW, THEREFORE BE IT RESOLVED, by the Terrebonne Parish Council, on behalf of the Parish President and the entire Terrebonne Parish Consolidated Government, that January 19, 2007 be hereby declared

ARBOR DAY IN HOUMA-TERREBONNE

BE IT FURTHER RESOLVED that all citizens be urged and encouraged to plant and maintain trees for the well-being of future generations of Houma-Terrebonne residents.

THERE WASRecorded:


NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairman declared the resolution adopted on this, the 10th day of January, 2007.

* * * * * * * * *

The Chairman recognized Mr. Barton Joffrion, LSU Extension Service County Agent, who accepted the proclamation and thanked the Council and Administration. He distributed educational information put together by the Tree Board regarding planting and maintenance of trees. He also announced that an individual from Lafayette is planning to donate 2,000 trees to be planted from Orange, Texas to Houma, along the coast, within the next year.

The Chairman recognized Dr. Colonel R. Fazzio, Jackson Street resident, who commended the TPCG Utilities Department and the Comcast staff for assisting him with the problem of not having a local contact number for Comcast. He requested any input on how to get local contact capability for Comcast.

The Chairman recognized Mr. Leland Robichaux, representing the Houma-Terrebonne Chamber of Commerce, who announced an annual trip being planned by the Chamber to Washington D.C. from March 13 through March 16 to foster all the projects, including the Morganza to the Gulf, flood protection, etc., in the Terrebonne Parish area. He invited the Council and Administration to join the Chamber on the trip to help address the issues of the Parish.
Councilman H. Lapeyre expressed the need to pull together to get the Morganza Project started and completed to provide hurricane protection in Terrebonne Parish.

Mr. P. Rhodes moved, seconded by Ms. K. Elfert, “THAT, the Council extend the time to open public hearings until the matter currently being discussed is finished.”

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

UPON ROLL CALL THERE WAS RECORDED:

YEAS: A. Tillman, A. Williams, K. Elfert, T. Cavalier, C. Duplantis, H. Lapeyre, C. Voisin, P. Rhodes, and P. Lambert

NAYS: None

ABSTAINING: None

ABSENT: None

The Chairman declared the motion adopted.

Councilman H. Lapeyre continued his plea for the need to provide hurricane protection in Terrebonne Parish.

Councilwoman C. Duplantis expressed her support in meeting with the National delegation to address issues affecting Terrebonne Parish.

Mr. P. Rhodes moved, seconded by Ms. A. Williams, “THAT, it now being 6:30 p.m., the Council open public hearings.”

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

UPON ROLL CALL THERE WAS RECORDED:

YEAS: A. Tillman, A. Williams, K. Elfert, T. Cavalier, C. Duplantis, H. Lapeyre, P. Rhodes, and P. Lambert

NAYS: None

ABSTAINING: None

ABSENT: C. Voisin

The Chairman declared the motion adopted.

The Chairman recognized the public for comments on the following:

A. A proposed ordinance to revoke the right-of-way for the bus turnaround on Merle Street

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

Mr. P. Rhodes moved, seconded by Ms. C. Duplantis and Mr. H. Lapeyre, “THAT, the Council close the aforementioned public hearing.”

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

UPON ROLL CALL THERE WAS RECORDED:

YEAS: A. Tillman, A. Williams, K. Elfert, T. Cavalier, C. Duplantis, H. Lapeyre, P. Rhodes, and P. Lambert

5
The Chairman declared the motion adopted.

OFFERED BY: Ms. C. Duplantis.
SECONDED BY: Mr. H. Lapeyre.

ORDINANCE NO.  7250

AN ORDINANCE TO REVOKE THE DEDICATION OF A RIGHT OF WAY FOR PROPERTY USED AS A BUS TURNAROUND AT THE END OF MERLE STREET.

WHEREAS, for many years, property located at the end of Merle Street in Chauvin and further described in Exhibit A was used as a bus turnaround for large vehicles on Merle Street; and

WHEREAS, since the construction of a cross street that intersects Merle Street, the bus turnaround is no longer needed and the property owner has requested that the right of way be revoked.

SECTION I

NOW, THEREFORE BE IT ORDAINED by the Terrebonne Parish Council, in due and regular and legal session convened, that the dedication of the right of way for property located at the end of Merle Street used as a bus turnaround and further described in Exhibit A be hereby revoked and that the Parish President Donald P. Schwab, be authorized to execute all legal documents necessary to effect such revocation.

SECTION II

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

SECTION III

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

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

THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: C. Voisin.

The Chairman declared the ordinance adopted on this, the 10th day of January, 2007.
The Chairman recognized the public for comments on the following:

B. A proposed ordinance to amend the current “Tree Ordinance” regulations, to include provision for exempting the Parish Government during the normal course of business, and designating the placement of fines collected in the Tree Fund

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

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

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

UPON ROLL CALL THERE WAS RECORDED:

YEAS: A. Tillman, A. Williams, K. Elfert, T. Cavalier, C. Duplantis, H. Lapeyre, P. Rhodes, and P. Lambert

NAYS: None

ABSTAINING: None

ABSENT: C. Voisin

The Chairman declared the motion adopted.

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

ORDINANCE NO. 7251

ORDINANCE TO AMEND THE TERREBONNE PARISH TREE ORDINANCE NUMBER 6949 GENERALLY AND TO PROVIDE FOR THE PROTECTION OF STREET TREES AND PARK TREES

WHEREAS, with the assistance of the members of the Terrebonne Parish Tree Board, the Parish Council previously adopted an ordinance to establish the Tree Board whose purpose it is to protect and promote trees in Terrebonne Parish; and

WHEREAS, the Parish Council along with the Terrebonne Parish Tree Board desire certain amendments to Ordinance 6949, in particular, to provide for the protection of trees on public property during construction projects; and

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

SECTION I

Terrebonne Parish Tree Ordinance Number 6949 of the Terrebonne Parish Code be amended generally and to provide for the protection of street trees and park trees as follows:

Terrebonne Parish Tree Ordinance

Be it ordained by the Parish Council of Terrebonne Parish, Louisiana.

Statement of Purpose
To preserve and protect the existing healthy trees in Terrebonne Parish which play an important ecological role in controlling soil erosion and storm water runoff. To promote trees as enhancing air quality by reducing air pollution, noise and water pollution.
To further promote for the benefit of our community an understanding of the value of trees new
and old as an important economic asset, environmental asset and as creating a positive image of
a caring community.

Section 1. Definitions
Street trees: “Street trees” are herein defined as trees, shrubs, bushes, and all other woody
vegetation on publicly dedicated street right-of-way land on either side of all public streets,
avenues or ways with the Parish.

Park trees: “Park trees” are herein defined as trees, shrubs, bushes and all other woody
vegetation in named/designated public parks, all areas owned by the Parish, or in areas to which
the public has free access as a park.

Large trees: “Large trees” are greater than 50 feet tall. Suitable for areas with more than 200
square feet of total planting area; in planting strip at least 7 feet wide or placed at least 6 feet
from pavement or wall.

Medium trees: “Medium trees” are between 25 and 50 feet tall. Suitable for spaces with 100 to
200 square feet of total planting spaces; in a planting strip at least 4-7 feet wide; or place at least
4 feet from pavement or wall.

Small trees: “Small trees” are less than 25 feet tall. Useful under utility lines; suitable for areas
with less than 100 square feet of total planting area; a planting strip with a width of least 4 feet;
or planted at least 2 feet from pavement or wall.

Section 2. Creation and Establishment of Parish Tree Board
There is hereby created and established a Parish Tree Board for the Parish of Terrebonne,
Louisiana which shall consist of seven members, citizens and residents of this parish, who shall
be appointed by the Parish Council.

Section 3. Term of Office
The term of the seven persons to be appointed by the Parish Council shall be three years except
that the term of two of the members appointed to the first board shall be for only one year and
the term of the two members of the first board shall be for two years. Initial terms shall be
determined by lots at the first meeting of the Board. In the event that a vacancy shall occur
during the term of any member, his successor shall be appointed for the unexpired portion of the
term.

Section 4. Compensation
Members of the Board shall serve without compensation.

Section 5. Duties and Responsibilities
It shall be the responsibility of the Board to study, investigate, counsel and develop and/or
update annually, and recommend a written plan for the care, preservation, pruning, planting,
replanting, removal or disposition of trees and shrubs in parks, within public rights-of-way along
streets and in other public areas. Such plan will be presented annually to the Parish Council and
upon its acceptance and approval shall constitute the official comprehensive parish tree plan for
the Parish of Terrebonne, Louisiana. The Board, when requested by the Parish Council, shall
consider, investigate, make findings, reports and recommendations upon any special matter
within its authority.

Section 6. Operation
The Board shall elect its own officers, make its own rules and regulations and keep a journal of
its proceedings. A majority of the members shall be a quorum for the transaction of business.

Section 7. Street Tree Species to be Planted
Although the Board recognizes that the total exclusion of any type of tree planted as a street tree
would be inappropriate, it recognizes that many trees may cause problems when used as street
trees. Problems usually seen include the following:

* roots cause injury to sewers, pavement and utilities.
* certain species may be subject to insect and disease problems.
certain species cause safety and visibility problems along streets and intersections.
* some species create messy sidewalks and pavements.

As to street trees, only small trees that top out at 20 feet tall and 10 feet wide may be planted.

All street trees must be planted at least two feet from the curb and two feet from the sidewalk. No street tree may be planted closer than 30 feet from another street tree unless approved by the Terrebonne Parish Consolidated Government.

Section 8. Distance from Street Corners and Fireplugs
No Street Tree shall be planted closer than 35 feet of any street corner, measured from the point of nearest intersecting curbs or curb lines. No Street Tree shall be planted closer than 10 feet from any fireplug.

Section 9. Utilities
No Street Trees, other than those species qualifying as Small Trees in Section 7 of this Article, shall be planted under or within 10 lateral feet of any overhead utility wire, or over or within 5 lateral feet of any underground water line, sewer line, transmission line or other utility.

Section 10. Public Tree Care
The Parish shall have the right to plant, prune, maintain and remove trees, plants and shrubs within the public street rights-of-way and public grounds, as may be necessary to insure public safety or the preserve or enhance the symmetry and beauty of such public grounds. The Parish Tree Board may recommend removal of any street tree or part thereof which is in an unsafe condition or which by reason of its nature is injurious to sewers, electric power lines, gas lines, water lines, or other public improvements, or is affected with any injurious fungus, insect or other pest. This Section does not prohibit the planting of Street Trees by adjacent property owners providing that the selection of said trees is in accordance with this ordinance.

Section 11. Tree Topping
It shall be required as a normal practice that any person, firm, or parish department shall not top any Street Tree, Park Tree, or other tree on public property. Topping is defined as the severe cutting back of limbs to stubs larger than three inches in diameter within the tree’s crown to such a degree so as to remove the normal canopy and disfigure the tree. Trees severely damaged by storms or other causes, or certain trees under utility wires or other obstructions where other pruning practices are impractical may be exempted from this ordinance.

Section 12. Pruning, Corner Clearance
Every owner of any tree overhanging any street or right-of-way within the Parish shall prune the branches so that such branches shall not obstruct the light from any street lamp or obstruct the view of any street intersection and so that there shall be a clear space of eight feet (8’) above the surface of the street or sidewalk. Said owners shall remove all dead, diseased or dangerous trees, or broken or decayed limbs which constitute a menace to the safety of the public. The Parish shall have the right to prune any tree or shrub on private property when it interferes with the proper spread of light along the street from a streetlight or interferes with visibility of any traffic control device or sign or the use of any parish servitude.

Section 13. Protection of Street Trees and Park Trees
All public trees shall be protected during construction.

1. All street trees and park trees whose canopy falls within the excavation or construction of any building, structure, or street work, shall be guarded with a good and substantial fence, frame, or box. The “Construction Tree Guard” shall be at least four (4) feet high and at a distance of one (1) foot from the tree trunk per inch of diameter of the tree trunk as measured at breast height. All building material, dirt, or other debris shall be kept outside the Construction Tree Guard.

2. No person shall change natural drainage, excavate any ditches, tunnels, trenches, or lay any drive within a radius of ten (10) feet from any street tree or park tree without first obtaining a written permit from the Department of Planning and Zoning.
3. No person shall deposit, place, store, or maintain upon any public property, any stone, brick, sand, concrete, or other materials which may impede the free passage of water, air, fertilizer to the roots of any street tree or park tree growing therein. Sunlight to any public tree cannot be permanently blocked by placement of materials without a permit from the Department of Planning and Zoning.

4. Any individual subject to the requirements of this section may request a waiver of these provisions from TPCG. Any recommendation of the Tree Board shall be approved by a vote of the majority of the Board and shall be in writing.

**Section 14. Removal of Street and Park Trees**
No person shall remove or otherwise disturb any street tree or park tree without first procuring a permit from the Department of Planning and Zoning.

**Section 15. Interference**
It shall be unlawful for any person to prevent, delay or interfere with the Terrebonne Parish Consolidated Government or the Parish Tree Board, or any of its agents, while engaging in and about the planting, cultivating, mulching, pruning, spraying, or removing of any Street Trees, or Park Trees, or any other tree as authorized in this ordinance.

**Section 16. Administrative Guidelines**
Permits may be applied for as set forth below.

1. Application for permits must be made to the Department of Planning and Zoning not less than forty-eight (48) hours in advance of the time the work is to be done.

2. Standards of Issuance. The Department of Planning and Zoning shall issue the permit provided herein, if, in its judgment, the proposed work is desirable and the proposed method and workmanship thereof are of a satisfactory nature. Any permit shall be void if its terms are violated.

3. Notice of completion shall be given within five (5) days to the Department of Planning and Zoning.

4. Any individual subject to the requirements of this ordinance may request a waiver of these provisions from TPCG. Any recommendation of the Tree Board shall be approved by a vote of the majority of the Board and shall be in writing. The Terrebonne Parish Consolidated Government is exempted from the permitting and criminal/civil enforcement provisions of this ordinance.

**Section 17. Enforcement, Criminal and Civil Penalty and Appeals**

1. **Criminal Enforcement.** If any person, firm or corporation violates any provision of a permit or this ordinance, or by any means or actions prevents or attempts to prevent any employee or person authorized by the Parish from carrying out the provisions of this chapter, a report and affidavit setting out the violation shall be signed by the planning director or his designee, and a law enforcement official shall serve notice upon the offender to appear in the City Court of Houma on the next scheduled arraignment date. Upon conviction, the violator shall be deemed guilty of a misdemeanor and may be fined a sum not to exceed $500 plus cost of remediation or replacement as restitution; or may be imprisoned for a term not to exceed sixty (60) days; or both in the discretion of the court. All fines collected shall be designated to the Terrebonne Parish Tree Board account.

2. **Civil Enforcement.** Nothing contained herein shall prohibit the appropriate authority of the Terrebonne Parish Consolidated Government from instituting a civil suit, for damages, injunction, breach of contract, or other appropriate action or proceeding, against any violator.

**Section 18. Public Awareness**
It will be recommended to developers of businesses and home developments, at the permit process, that the planting of trees and landscaping be part of their overall plan in each development.
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 separable.

SECTION III

This ordinance shall become effective upon approval by the Parish President.

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

THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: T. Cavalier and C. Voisin.

The Chairman declared the ordinance adopted on this, the 10th day of January, 2007.

* * * * * * * * *

The Chairman recognized the public for comments on the following:

C. A proposed ordinance to dedicate and accept Quality Estates Subdivision, Addendum No. 1, Phase 2, into the Parish Maintenance System, and to incorporate the extension of Cordell Road into the Enhanced 911 Emergency Response System

Upon questioning, Planning & Zoning Director P. Gordon stated that there are a few items on the punch list that need to be addressed and requested the public hearing be continued to the next meeting. He stated that he does not believe that extension of Cordell Road was made part of the final inspection and that is the reason for the punch list being amended.

Councilman C. Voisin expressed his concerns relative to the punch list for the aforementioned subdivision being changed.

Councilman H. Lapeyre requested that whenever there is a subdivision presented for approval by the Council, someone representing Public Works be present to address any questions.

Parish Manager B. Blackwell explained that the issue with the aforementioned subdivision is one of concern of proper drainage and that particular portion of the street was not incorporated into the actual inspections of the entirety of the subdivision. He stated that the ditch is not in the same place because the developer put the street in and discovered there was not enough right-of-way to meet the requirements to put the boulevard in. He stated that the developer had to acquire additional right-of-way width and ultimately the ditch had to be moved and some of the piping attached to the ditch is now removed. He said it is not a straight ditch, jets are coming out, and it is believed to have serious potential for erosion. He stated that Administration is working with the developer to correct the situation.

Councilman C. Voisin expressed his concerns relative to the developer, at his own expense, having to dig another ditch, when the Parish originally indicated where the ditch went. He requested that he be informed of any meetings regarding this issue.

There were no comments from the public on the proposed ordinance.
Mr. C. Voisin moved, seconded by Mr. P. Rhodes, “THAT, the Council continue the public hearing until 1/24/07 on the proposed ordinance to dedicate and accept Quality Estates Subdivision, Addendum No. 1, Phase 2, into the Parish Maintenance System, and to incorporate the extension of Cordell Road into the Enhanced 911 Emergency Response System.”

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

UPON ROLL CALL THERE WAS RECORDED:

YEAS: A. Tillman, A. Williams, K. Elfert, T. Cavalier, C. Duplantis, H. Lapeyre, C. Voisin, P. Rhodes, and P. Lambert

NAYS: None

ABSTAINING: None

ABSENT: None

The Chairman declared the motion adopted.

The Chairman recognized the public for comments on the following:

C. A proposed ordinance to authorize the Parish President to transfer by Intergovernmental Agreement the property containing the Fire Department District Number 5 Fire Station into the name of the Fire Protection District and to execute an Act of Sale and any other necessary legal documents for the transfer of the property

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

Mr. P. Lambert moved, seconded by Mr. H. Lapeyre and Mr. P. Rhodes, “THAT, the Council close the aforementioned public hearing.”

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

UPON ROLL CALL THERE WAS RECORDED:

YEAS: A. Tillman, A. Williams, K. Elfert, T. Cavalier, C. Duplantis, H. Lapeyre, C. Voisin, P. Rhodes, and P. Lambert

NAYS: None

ABSTAINING: None

ABSENT: None

The Chairman declared the motion adopted.

Upon questioning, Parish Attorney C. Alcock stated that the aforementioned Act of Sale is going to be handled by “Quit Claim”, which is how the Parish received it from the U.S. Government. She stated that she foresees no prohibitory language to sell or donate this property and it will be turned over to Fire District No. 5 for $1.00 and prospective in-kind services for a number of years.

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

ORDINANCE NO. 7252

AN ORDINANCE TO AUTHORIZE THE PARISH PRESIDENT TO TRANSFER BY INTERGOVERNMENTAL AGREEMENT THE PROPERTY CONTAINING THE FIRE PROTECTION DISTRICT NUMBER 5 FIRE STATION INTO THE NAME OF THE FIRE PROTECTION DISTRICT AND TO EXECUTE AN ACT OF SALE OR QUIT CLAIM AND ANY OTHER NECESSARY LEGAL DOCUMENTS FOR THE TRANSFER OF THE
PROPERTY; AND TO PROVIDE FOR RELATED MATTERS

WHEREAS, pursuant to LA R.S. 33:1324 any parish or political subdivision of the State may make agreements among themselves to engage jointly in the construction or improvement of any public project or improvement provided that at least one of the participants to the agreement is authorized by law to complete the undertaking; and

WHEREAS, LA R.S. 33:1324 specifically authorizes efforts related to the provision of fire protection for the safety of the citizens; and

WHEREAS, Terrebonne Parish Consolidated Government is authorized to provide for the safety and welfare of the citizens of Terrebonne Parish and has previously created the Fire Protection District Number 5; and

WHEREAS, the Terrebonne Parish Police Jury and the Terrebonne Parish Council served as the governing authority for the Fire Protection Number 5 for many years; and

WHEREAS, during the Police Jury’s tenure as the governing authority for Fire Protection District Number 5 the Jury purchased a piece of property from the federal government along the Texas Gulf Canal right of way for one dollar; and

WHEREAS, that property was dedicated for use as the site of the Fire Protection District Number 5 Fire Station to provide for the safety and welfare of the citizens in District 5; and

WHEREAS, the District utilized District funds to build the fire station currently on the site, to bulkhead the property and provide all maintenance and other improvements; and

WHEREAS, by oversight the Policy Jury, sitting as the governing authority for the fire protection district purchased the property in the name of the Policy Jury rather than the district and failed to subsequently transfer the property; and

WHEREAS, due to the significant investments, by the fire protection district over the course of years, the district would like for the property to be titled in the name of the district; and

WHEREAS, Terrebonne Parish Consolidated Government and the Fire Protection District Number 5 are desirous that the property continue to provide public services and to serve the public purpose of public safety, public welfare, fire protection and emergency preparedness; and

NOW, THEREFORE BE IT ORDAINED by the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government shall transfer the property which is the site of the Fire Protection District Number 5 into the name of that district for the value of the Police Jury’s initial investment of one dollar and other good and valuable consideration; and

FURTHER, THEREFORE BE IT ORDAINED by the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government that the Parish President, Donald P. Schwab is authorized to execute an intergovernmental agreement and sale or quit claim to the Fire Protection District necessary for the transfer of the property.

SECTION 1

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 2

13
This ordinance shall become effective upon signing by the Parish President or, if not signed by the Parish President, in accordance with Sections 2-12, 2-13 and 2-14 of the Terrebonne Parish Home Rule Charter.

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

THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairman declared the ordinance adopted on this, the 10th day of January, 2007.

* * * * * * * *

Mr. P. Rhodes moved, seconded by Mr. H. Lapeyre and Ms. A. Williams, “THAT, the Council continue with the regular order of business.”

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

UPON ROLL CALL THERE WAS RECORDED:

YEAS: A. Tillman, A. Williams, K. Elfert, T. Cavalier, C. Duplantis, H. Lapeyre, C. Voisin, P. Rhodes, and P. Lambert

NAYS: None

ABSTAINING: None

ABSENT: None

The Chairman declared the motion adopted.

Chairman A. Tillman recognized that former Council Member Wayne Thibodeaux and Justice of the Peace Coke Verdin were present in the audience.

The Chairman recognized Mr. Herdis Neil, Montegut resident, who distributed a letter he sent to the Levee District and Terrebonne Parish Legislative Delegation requesting them to contact DNR, NRCS, U.S. Army Corps of Engineers, TPCG – including the head of the Drainage Department, to hold a public hearing about the La Cache Marsh Management Project because it is having an adverse effect on the Smithridge and Aragon Road forced drainage systems and impacting residents from Bourg, Klondyke, Chauvin, and Montegut.

Mr. P. Rhodes, seconded by Mr. P. Lambert, “THAT, the Council extend Mr. Herdis Neil’s time.”

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

UPON ROLL CALL THERE WAS RECORDED:

YEAS: A. Tillman, A. Williams, K. Elfert, T. Cavalier, C. Duplantis, H. Lapeyre, C. Voisin, P. Rhodes, and P. Lambert

NAYS: None

ABSTAINING: None
ABSENT: None

The Chairman declared the motion adopted.

Mr. Herdis Neil continued his presentation regarding his concerns with the adverse effects the LaCache Marsh Management Project is causing. He also expressed his concerns relative to considering digging the Ship Channel before the lock gates and flood system are in place.

Councilman P. Rhodes stated there have been concerns with the LaCache Marsh Management Project ever since he was elected seven years ago and evidently it has not gotten any better and he agrees that not enough is being done. He stated that he believes it is time TPCG gets involved to speed this project up.

Mr. P. Lambert moved, seconded by Mr. P. Rhodes, “THAT, the Council refer the matter of the LaCache Marsh Management Project to the next Public Services Committee meeting and that the Public Works Director and the Levee District Director be requested to give a report on this project.” *(MOTION VOTED ON AFTER DISCUSSION.)*

Councilman H. Lapeyre explained action taken at the Public Services Committee meeting on Monday regarding the deepening of the Houma Navigation Canal was to retain the matter for thirty days to develop the proper wording to further clarify the position of TPCG. He stated that CZM, the Federal Delegation, State Delegation, Administration, and the Council were asked to participate to send the right message.

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

UPON ROLL CALL THERE WAS RECORDED:

YEAS: A. Tillman, A. Williams, K. Elfert, T. Cavalier, C. Duplantis, H. Lapeyre, C. Voisin, P. Rhodes, and P. Lambert

NAYS: None

ABSTAINING: None

ABSENT: None

The Chairman declared the motion adopted.

The Chairman recognized Mr. Reggie Bourg, Dulac resident, who expressed his concerns relative to wasting funds in the rural areas for drainage systems that are not working. He also expressed his concerns relative to dredging the Houma Navigation Canal. He stated that have been numerous meetings regarding the Barrier Islands and when it comes to the Master Plan, the Barrier Islands weren’t even on it. He also expressed his concerns relative to the Ward 7 Levee Project requiring a mitigation plan, but his public records request to TPCG, DNR, and the Corps of Engineers indicates no mitigation plan.

Mr. P. Rhodes moved, seconded by Ms. K. Elfert, “THAT, the Council extend Mr. Reggie Bourg’s time an additional two minutes.”

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

UPON ROLL CALL THERE WAS RECORDED:

YEAS: A. Tillman, A. Williams, K. Elfert, T. Cavalier, C. Duplantis, H. Lapeyre, C. Voisin, P. Rhodes, and P. Lambert

NAYS: None

ABSTAINING: None
REGULAR SESSION

January 10, 2007

Absent: None

The Chairman declared the motion adopted.

Mr. Reggie Bourg continued his presentation, during which he expressed his concerns relative to the Parish Government not having funds to be wasted, and the need to muster every nickel and dime to be put towards storm surge protection.

Councilman P. Rhodes explained that Administration, the Council, and CZM, did not know about the addition to the Morganza to the Gulf Bill regarding the deepening of the Houma Navigation Canal, until after the fact.

Mr. Reggie Bourg requested that policies be developed to make sure that everyone is kept informed.

Parish Manager B. Blackwell explained that adding to the Morganza to the Gulf Project Bill the deepening of the Houma Navigation Canal was an effort by a private group to lobby for the deepening language to be incorporated into a bill.

The Chairman called for a report on the Budget & Finance Committee meeting held on 1/8/07, whereupon the Committee Chairwoman, noting that ratification of the minutes calls a public hearing on 1/24/07, rendered the following:

BUDGET & FINANCE COMMITTEE

January 8, 2007

The Chairwoman, Kim Elfert, called the Budget & Finance Committee meeting to order at 5:32 p.m. in the Terrebonne Parish Council Meeting Room with the Invocation led by Ms. C. Duplantis and the Pledge of Allegiance led by Ms. A Williams. Upon roll call, Committee Members recorded as present were: T. Cavalier, C. Duplantis, K. Elfert, H. Lapeyre, P. Rhodes, A. Tillman, C. Voisin, and A. Williams. Committee Member P. Lambert was recorded as absent due to a family emergency. A quorum was declared present.

Mr. A. Tillman moved, seconded Ms. A. Williams, “THAT, the Budget & Finance Committee introduce an ordinance to authorize the Parish President to enter into a lease agreement with Petroleum Land Resources, Inc. for oil, gas, and other liquid or gaseous minerals in certain areas of the City of Houma and the Plant Road Maintenance Facility, and call a public hearing on said matter on January 24, 2007 at 6:30 p.m.” (**MOTION ADOPTED AFTER DISCUSSION)

Chief Finance Officer Jamie Elfert explained that there are several owners of mineral rights at the aforementioned location and added that the above action pertains to Terrebonne Parish Consolidated Government’s ownership. She noted that Mr. David Elmore is present in the audience to answer any specific questions.

Parish Manager Barry Blackwell interjected that the above drill site is not on Parish-owned property.

Committee Member H. Lapeyre requested that Administration submit a listing of those areas that have Parish-owned mineral rights, and that consideration be given to generating revenue from those rights.

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

Upon Roll Call there was recorded:


Nays: None.

Abstaining: None.
ABSENT: P. Lambert.

The Chairwoman declared the motion adopted.

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

RESOLUTION NO. 07-002

WHEREAS, on November 16, 2006 bids were received by the Terrebonne Parish Consolidated Government for Bid No. 06-1/9-40 for the Purchase of Vertical Aerators for the Pollution Control Department, and

WHEREAS, after careful review by the Purchasing Division and approved by Mike Ordogne, Pollution Control Administrator, Tom Bourg, Utilities Director, it has been determined that the total bid amount from Associated Pump & Supply Co., Inc. is the lowest qualified bid for the total amount of $71,704.00, and

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

WHEREAS, the Parish Administration has concurred with the recommendation that the total bid amount of Associated Pump & Supply Co., Inc. is the lowest qualified bid for Bid No. 06-1/9-40 for the Purchase of Vertical Aerators for the Pollution Control Department as per the attached bid forms.

NOW, THEREFORE BE IT RESOLVED by the Terrebonne Parish Council (Budget and Finance Committee), on behalf of the Terrebonne Parish Consolidated Government, that the recommendation of Parish Administration is approved and the bid of Associated Pump & Supply Co., Inc. be accepted as the lowest qualified bid for the total amount of $71,704.00 as per the attached bid forms.

THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: P. Lambert.

The Chairwoman declared the resolution adopted on this, the 8th day of January, 2007.

OFFERED BY: Ms. C. Duplantis.
SECONDED BY: Mr. A. Tillman.

RESOLUTION NO. 07-003

A resolution to correct the bid number listed in Resolution #06-461 to read as Bid No. 06-1/9-41 (Annual Public Works Yearly Maintenance Contract) to G & W Construction Company, in the amount of SIX HUNDRED THIRTY FIVE THOUSAND THREE HUNDRED SEVENTY FIVE DOLLARS AND ZERO CENTS, ($635,375.00), and

WHEREAS, Al Levron, Public Works Director, and Dwayne Dupre, Engineering Analyst have reviewed the bids received and recommends the bid of G & W Construction Company the lowest responsive bid, and
WHEREAS, the Department of Finance has certified compliance of this bid with procedural requirements of the bid documents and the availability of funding, and

WHEREAS, based upon these supporting recommendations, the Public Works Department recommends the award of Bid No. 06-1/9-41 Annual Public Works Yearly Maintenance Contract in the amount of Six Hundred Thirty Five Thousand Three Hundred Seventy Five Dollars and Zero Cents, ($635,375.00).

NOW, THEREFORE BE IT RESOLVED by the Terrebonne Parish Council (Budget & Finance Committee), on behalf of the Terrebonne Parish Consolidated Government, that Resolution No. 06-461 be rescinded and that the bid number listed in said resolution be hereby corrected to read as Bid No. 06-1/9-41 (Annual Public Works Yearly Maintenance Contract) to G & W Construction Company in the amount of $635,375.00, and that the Parish President and all other appropriate parties be, and they are hereby, authorized to execute any and all contract documents associated therewith.

THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: P. Lambert.

The Chairwoman declared the resolution adopted on this, the 8th day of January, 2007.

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In response to questioning, Public Works Director Al Levron stated that the bid amount for the aforementioned project is $635,375.00, and that the aforementioned action only corrects a clerical error regrading the project number, and that the scope of work and the project amount will not change.

Mr. P. Rhodes moved, seconded by Mr. A. Tillman, “THAT, the Budget & Finance Committee add onto the agenda the matter relative to executing a Cooperative Endeavor Agreement between the Terrebonne Parish Consolidated Government and Candies Shipbuilders, LLC.”

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

UPON ROLL CALL THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: P. Lambert.

The Chairwoman declared the motion adopted.

Parish Manager Barry Blackwell explained that there are tax benefits available primarily through Federal sources and relates to duties on imported materials, which are used for fabrication (offshore structures). He continued that in addition to the aforementioned tax benefits, there is a possibility of relinquishing State and Local taxes. Mr. Blackwell stated that Administration supports Candies Shipbuilders, LLC’s application for sub-zone status in order to receive Federal tax benefits, however, it does not support local tax relief and the proposed cooperative endeavor agreement indicates such.
The Chairman recognized Mr. Ken Watkins, Attorney-at-Law, who explained that at the request of the Tax Assessor, the Law Firm of Watkins, Walker, and Eroche reviewed the matter with respect to the Foreign Trade Zone Act. He continued that the Foreign Trade Zone Act allows the Foreign Trade Zone Board to create sub zones; however, LA Statutes requires that in order for the Board to create a sub zone in another jurisdiction, the Board must get the approval of the jurisdiction. Mr. Watkins stated that the Foreign Trade Zone Act further exempts all bodies participating in the foreign trade zone from paying local ad valorem taxes; however, if the local government opposes the sub zone status, the Federal Government will not approve the application. He further noted that Candies Shipbuilders, LLC has approved and agreed to pay every ad valorem tax due to Terrebonne Parish, but should Candies fail to pay the taxes, the Parish may take action for the Federal Government to dismiss and deactivate the sub-zone, or may institute legal proceedings for the collection of the taxes. Mr. Watkins noted that the proposed action sets precedence for future sub zones.

OFFERED BY: Mr. P. Rhodes.
SECONDED BY: Mr. A. Tillman.

RESOLUTION NO. 07-004

A RESOLUTION AUTHORIZING THE PARISH PRESIDENT TO EXECUTE A COOPERATIVE ENDEAVOR AGREEMENT BETWEEN THE TERREBONNE PARISH CONSOLIDATED GOVERNMENT AND CANDIES SHIPBUILDERS, LLC.

WHEREAS, Article VII, Section 14 of the Louisiana Constitution provides that “[F]or a public purpose, the state and its political subdivisions 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, Terrebonne Parish Consolidated Government (TPCG) desires to foster economic growth in Terrebonne Parish and expand opportunities for industrial development; and,

WHEREAS, TPCG and Candies Shipbuilders, LLC maintains and desires to continue to maintain and expand its industrial presence in Terrebonne Parish; and,

WHEREAS, under and in accordance with the provisions of Article VI, Section 26 and 27, the Parish and Political Subdivisions are authorized to levy ad valorem taxes on the inventory of any business entity located with the Parish; and,

WHEREAS, under the provisions of the United States Code, Title 19, Section 81(a), tangible personal property located in a foreign trade zone is exempt from state and local ad valorem taxes; and

WHEREAS, Terrebonne Parish believes the exemption from local taxes on inventory would have an effect on the financial condition of the Parish; and

WHEREAS, Candies Shipbuilders, LLC seeks Foreign Trade Zone – Sub Zone status as same would result in substantial savings to Candies Shipbuilders, LLC in areas unrelated to local taxes; and

WHEREAS, Candies Shipbuilders, LLC has requested the endorsement and support of the Parish for its application through the Port of South Louisiana, for Foreign Trade Zone-Sub Zone status, and officials of Candies Shipbuilders, LLC have met with Parish officials for the purpose of resolving the concerns of the Parish with respect to the effect on the financial condition of the Parish which would result from the granting of Sub-Zone status to Candies Shipbuilders, LLC; and

WHEREAS, TPCG believes that entering into this Cooperative Endeavor Agreement and Lease with Candies Shipbuilders, LLC will serve a public purpose and have a public benefit commensurate with the costs.
NOW THEREFORE BE IT RESOLVED by the Terrebonne Parish Council (Budget and Finance Committee), on behalf of Terrebonne Parish Consolidated Government, that the Parish President, Donald P. Schwab, is hereby authorized to execute a Cooperative Endeavor Agreement with Candies Shipbuilders, LLC and containing substantially the same terms as those set out in the attached agreement.

THERE WAS RECORDED:


NAYS:  None.

ABSTAINING:  None.

ABSENT:  P. Lambert.

The Chairwoman declared the resolution adopted on this, the 8th day of January, 2007.

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

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

UPON ROLL CALL THERE WAS RECORDED:


NAYS:  None.

ABSTAINING:  None.

ABSENT:  P. Lambert.

The Chairwoman declared the motion adopted and the meeting was adjourned at 5:42 p.m.

Kim Elfert, Chairwoman

Suzette Thomas, Minute Clerk

Ms. K. Elfert moved, seconded by Mr. C. Voisin and Mr. P. Rhodes, “THAT, the Council accept and ratify the minutes of the Budget & Finance Committee meeting held on 1/8/07.”

The Chairman called for a vote on the motion offered by Ms. K. Elfert.

UPON ROLL CALL THERE WAS RECORDED:

YEAS:  A. Tillman, A. Williams, K. Elfert, T. Cavalier, C. Duplantis, H. Lapeyre, C. Voisin, P. Rhodes, and P. Lambert

NAYS:  None

ABSTAINING:  None

ABSENT:  None

The Chairman declared the motion adopted.
The Chairman called for a report on the Policy, Procedure, & Legal Committee meeting held on 1/8/07, whereupon the Committee Vice-Chairwoman, noting that ratification of the minutes calls a public hearing on 1/24/07, rendered the following:

**POLICY, PROCEDURE, & LEGAL COMMITTEE**

**JANUARY 8, 2007**

The Vice Chairwoman, Arlanda Williams, called the Policy, Procedure, & Legal Committee meeting to order at 5:44 p.m. in the Terrebonne Parish Council Meeting Room with the Invocation led by Mr. A. Tillman and the Pledge of Allegiance led by Ms. K. Elfert. Upon roll call, Committee Members recorded as present were: T. Cavalier, C. Duplantis, K. Elfert, H. Lapeyre, P. Rhodes, A. Tillman, C. Voisin, and A. Williams. Committee Member P. Lambert was recorded as absent due to a family emergency. A quorum was declared present.

Ms. C. Duplantis moved, seconded by Ms. K. Elfert and Mr. H. Lapeyre, “THAT, the Policy, Procedure, & Legal Committee introduce an ordinance to amend the Waters Consulting Groups Compensation and Classification Plan for Parish Employees to include the job titles of ‘Animal Control Manager’ and ‘ACO Supervisor’ and call a public hearing on said matter on January 24, 2007 at 6:30 p.m.” (**MOTION ADOPTED AFTER DISCUSSION**)

Parish Manager Barry Blackwell stated that the aforementioned proposed positions/titles were included in the proposed 2007 Budget.

**The Vice Chairwoman called for the vote on the motion offered by Ms. C. Duplantis.**

UPON ROLL CALL THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: P. Lambert.

The Vice Chairwoman declared the motion adopted.
RESOLUTION NO. 07-005

A resolution establishing the Terrebonne Parish Council meeting dates for FY 2007.

WHEREAS, the Home Rule Charter for the Terrebonne Parish Council mandates that two regular, public meetings of the Terrebonne Parish Council be held each month, and

WHEREAS, the normal dates for these meetings is the second and fourth Wednesdays of each month, and

WHEREAS, due to certain holidays which conflict with these meeting dates, there are certain months during which meeting dates must be changed, and

WHEREAS, in order to provide the general public ample time to schedule attendance at the meetings of the governing body, the Council wishes to establish a meeting schedule for the entire year.

NOW, THEREFORE BE IT RESOLVED by the Terrebonne Parish Council (Policy, Procedure and Legal Committee), on behalf of the Terrebonne Parish Consolidated Government, that the Council Regular Meeting dates for 2007 be as follows:

January 10 & 24    July 11 & 25
February 14 & 28   August 8 & 22
March 14 & 28      September 12 & 26
April 11 & 25      October 10 & 24
May 9 & 23         November 14 & 28
June 13 & 27       December 12 & 19

BE IT FURTHER RESOLVED that all Regular Council Meetings shall begin at 6:00 PM in the Council Meeting Room on the second floor of the Government Tower at 8026 Main Street, and

BE IT FURTHER RESOLVED that the Council will normally call committee meetings on the Monday preceding the Regular Meetings of the Council and may call additional committee meetings and/or Special Meetings of the Council as deemed necessary.

THERE WAS RECORDED:


NAYS:  None.

ABSTAINING:  None.

ABSENT:  P. Lambert.

The Vice Chairwoman declared the resolution adopted on this, the 8th day of January, 2007.

NAYS: None.

ABSTAINING: None.

ABSENT: P. Lambert.

The Vice Chairwoman declared the motion adopted.

The Vice Chairwoman recognized Mr. Anthony Rainey, Recreation District No. 11 employee, who requested clarification of the Recreation District’s requirement to adhere to some of the policies and regulations of the Terrebonne Parish Consolidated Government, but not others. He noted that employees of the District are hired, fired, disciplined, and drug tested under Terrebonne Parish’s guidelines, but were not given the $1.00 cost of living increase, as were Parish workers.

Parish Attorney Courtney Alcock stated that although the Recreation District No. 11 Board of Commissioners adopted the Terrebonne Parish Consolidated Government’s Personnel Manual and Policies, it is a separate taxing body and has its own fiscal policies. She noted that the District is required to follow the Parish’s Drug Testing Policy in order for its employees to be eligible for insurance benefits.

Mr. Rainey interjected by expressing his disagreement with the District’s disparities in applying policies and regulations.

Committee Member C. Voisin stated that the aforementioned matter might not be in order due to the matter being added to the agenda and members not being made aware of the allegations. He suggested that the matter be submitted to the Recreation District No. 11 Board for discussion.

In response to questioning, Mr. Rainey stated that Recreation District No. 11 Board of Commissioners’ attorney recommended that he appear before the Council for some resolution regarding the cost of living adjustment.

Discussion transpired relative to the appointment of its members being the only authority the Council has over the Recreation District No. 11 Board, which is an autonomous body.

Mr. A. Tillman moved, seconded by Mr. P. Rhodes, “THAT, the Policy, Procedure, & Legal Committee request the Legal Department to consult with Recreation District No. 11’s Legal Advisor regarding the District’s policies and regulations, and report back to the committee in two weeks.”

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

UPON ROLL CALL THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: P. Lambert.

The Vice Chairwoman declared the motion adopted.

Ms. K. Elfert moved, seconded by Mr. H. Lapeyre, “THAT, the Policy, Procedure, & Legal Committee add on to the agenda the matter relative to co-sponsoring two (2) additional days for the Annual Martin Luther King Day Celebration.”
The Vice Chairwoman called for the vote on the motion offered by Ms. K. Elfert.

UPON ROLL CALL THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: P. Lambert.

The Vice Chairwoman declared the motion adopted.

Ms. K. Elfert moved, seconded by Mr. H. Lapeyre, “THAT, the Policy, Procedure, & Legal Committee co-sponsor two additional days for the annual Martin Luther King Day Festivities on January 12 and 13, 2007 at the Dumas Auditorium.”

The Vice Chairwoman called for the vote on the motion offered by Ms. K. Elfert.

UPON ROLL CALL THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: P. Lambert.

The Vice Chairwoman declared the motion adopted.

Ms. K. Elfert moved, seconded by Mr. H. Lapeyre, “THAT, there being no further business to come before the Policy, Procedure, & Legal Committee, the meeting be adjourned.”

The Vice Chairwoman called for the vote on the motion offered by Ms. K. Elfert.

UPON ROLL CALL THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: P. Lambert.

The Vice Chairwoman declared the motion adopted and the meeting was adjourned at 5:59 p.m.

Arlanda J. Williams, Vice Chairwoman

Suzette Thomas, Minute Clerk

Ms. A. Williams, seconded by Mr. P. Rhodes, “THAT, the Council accept and ratify the minutes of the Policy, Procedure, & Legal Committee meeting held on 1/8/07.”

The Chairman called for a vote on the motion offered by Ms. A. Williams.

UPON ROLL CALL THERE WAS RECORDED:
YEAS: A. Tillman, A. Williams, K. Elfert, T. Cavalier, C. Duplantis, H. Lapeyre, C. Voisin, P. Rhodes, and P. Lambert

NAYS: None

ABSTAINING: None

ABSENT: None

The Chairman declared the motion adopted.

The Chairman called for a report on the Public Services Committee meeting held on 1/8/07, whereupon the Committee Vice-Chair, noting that ratification of the minutes calls a public hearing on 1/24/07, rendered the following:

PUBLIC SERVICES COMMITTEE

JANUARY 8, 2007

The Chairman, Alvin Tillman, Sr., called the Public Services Committee meeting to order at 6:00 p.m. in the Terrebonne Parish Council Meeting Room with the Invocation led by Ms. C. Duplantis who offered a prayer for Council Clerk Paul Labat, and the Pledge of Allegiance led by Mr. H. Lapeyre. Upon roll call, Committee Members recorded as present were: T. Cavalier, C. Duplantis, K. Elfert, H. Lapeyre, P. Rhodes, A. Tillman, C. Voisin, and A. Williams. Committee Member P. Lambert was recorded as absent due to a family emergency. A quorum was declared present.

OFFERED BY: Ms. C. Duplantis.
SECONDED BY: Mr. H. Lapeyre.

RESOLUTION NO. 07-006

A resolution ratifying the Parish President’s appointment of Morris P. Hebert, Inc. to provide Permit Monitoring for 1-1B Project for the period January 11, 2007 – December 31, 2007.

WHEREAS, the USACE permit requires the Terrebonne Parish Consolidated Government to provide for ongoing monitoring of the 1-1B drainage project, and

WHEREAS, continuous monitoring is necessary to accumulate all data as required to comply with the permit, and

WHEREAS, Morris P. Hebert, Inc. provided this service during calendar year 2006, and Administration wishes to continue the service through calendar year 2007 in accordance with the Parish’s scope of services.

NOW, THEREFORE BE IT RESOLVED that the Terrebonne Parish Council (Public Services Committee), on behalf of the Terrebonne Parish Consolidated Government, does hereby ratify the Parish President’s appointment of Morris P. Hebert, Inc. to provide permit monitoring for the period January 11, 2006 – December 31, 2007 in the amount of $33,424.00, and authorizes Parish President Don Schwab to execute an Engineering Agreement for the Permit Monitoring for 1-1B Project, with Morris P. Hebert, Inc.; and,

BE IT FURTHER RESOLVED that a certified copy of the resolution be forwarded to the Consultant, Morris P. Hebert, Inc.

THERE WAS RECORDED:


NAYS: None.
ABSTAINING: None.
ABSENT: P. Lambert.

The Chairman declared the resolution adopted on this, the 8th day of January, 2007.

* * * * * * * *

OFFERED BY: Ms. C. Duplantis.
SECONDED BY: Ms. A. Williams.

RESOLUTION NO. 07-007

A resolution awarding and authorizing the signing of the Construction Contract for Parish Project No. 05-GAS-44, Cast Iron Gas Line Replacement Mahler Street Area Phase XII, Terrebonne Parish, Louisiana, and authorizing the issuance of the Notice to Proceed.

WHEREAS, the Terrebonne Parish Consolidated Government did receive construction bids on November 16, 2006 for Parish Project No. 05-GAS-44, Cast Iron Gas Line Replacement Mahler Street Area Phase XII, Terrebonne Parish, Louisiana, and

WHEREAS, Grady Crawford Construction Co., Inc. submitted a bid in the amount of Six Hundred Fifty-nine Thousand, Three Hundred Eighty-nine and 00/100 Dollars ($659,389.00).

NOW, THEREFORE BE IT RESOLVED that the Terrebonne Parish Council (Public Services Committee), on behalf of the Terrebonne Parish Consolidated Government, awards the construction contract to Grady Crawford Construction Co., Inc. in the base bid amount of Six Hundred Fifty-nine Thousand, Three Hundred Eighty-nine and 00/100 Dollars ($659,389.00); and,

BE IT FURTHER RESOLVED that the Parish President be authorized and empowered to sign a construction contract for and on behalf of the Terrebonne Parish Consolidated Government with Grady Crawford Construction Co., Inc. upon receipt of the performance bond in the amount of the contract price; and,

BE IT FURTHER RESOLVED that upon receipt of required certificates of insurance evidencing coverage as provided in the project specifications and upon execution and recordation of all contract documents, that the Engineer is hereby authorized to issue the Notice to Proceed to the Contractor to commence construction of the project.

THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: P. Lambert.

The Chairman declared the resolution adopted on this, the 8th day of January, 2007.

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OFFERED BY: Ms. T. Cavalier.
SECONDED BY: Ms. A. Williams and Ms. K. Elfert.

RESOLUTION NO. 07-008

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A resolution awarding the bid on Parish Project No. 05-SEW-19, Idlewild Sewage Pump Station Upgrade, to Volute, Inc. in the amount of Three Hundred Nine Thousand, Six Hundred Thirty Dollars ($309,630.00).

WHEREAS, bids were received on December 12, 2006 for the project known as Idlewild Sewage Pump Station Upgrade, Parish Project No. 05-SEW-19, and

WHEREAS, T. Baker Smith & Son, Inc., the Project Engineer, has reviewed the bids received and recommends the bid of Volute, Inc. as the lowest responsive bid, and

WHEREAS, based upon these supporting recommendations, the Utilities Department recommends the award of Parish Project No. 05-SEW-19, Idlewild Sewage Pump Station Upgrade, to Volute, Inc., in the amount of Three Hundred Nine Thousand, Six Hundred Thirty Dollars ($309,630.00).

NOW, THEREFORE BE IT RESOLVED by the Terrebonne Parish Council (Public Services Committee), on behalf of the Terrebonne Parish Consolidated Government, that Parish Project No. 05-SEW-19, Idlewild Sewage Pump Station Upgrade, be, and is hereby awarded to Volute, Inc. in the amount of Three Hundred Nine Thousand, Six Hundred Thirty Dollars ($309,630.00); and,

BE IT FURTHER RESOLVED that the Parish President and all other appropriate parties be, and they are hereby authorized to execute any and all contract documents associated therewith.

THERE WAS RECORDED:


NAYS:  None.

ABSTAINING:  None.

ABSENT:  P. Lambert.

The Chairman declared the resolution adopted on this, the 8th day of January, 2007.

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Pollution Control Administrator Michael Ordogne explained that the aforementioned project is over budget by $75,000.00. He continued that the scope of several pump station projects have been reduced due to the budgets being higher than anticipated, and noted that T. Baker Smith is administering the aforementioned project and that there is sufficient funding for the project. Mr. Ordogne added that the Westview and Central Heights Pump Station bid has been awarded and that those projects in which the scope of the project has been reduced are being completed in-house. He stated that all major pump station upgrades identified in the 2006 Budget should be complete by the end of 2007.

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

RESOLUTION NO. 07-009

A resolution providing for the acceptance of work performed by Weeks Marine, Inc. in accordance with the Certificate of Substantial Completion for Terrebonne Parish Port Commission Project, Phase IV, Short Cut Canal; Parish Project No. 98-PORT-32, Terrebonne Parish, Louisiana.

WHEREAS, the Terrebonne Parish Consolidated Government entered into a contract dated September 26, 2006 with Weeks Marine, Inc. for Terrebonne Parish Port Commission Project, Phase IV, Short Cut Canal; Parish Project No. 98-PORT-32, Terrebonne Parish, Louisiana, and
WHEREAS, work performed under the contract has been inspected by authorized representatives of the Owner, Engineer and Contractor and found to be substantially complete, and

WHEREAS, the Engineer for this project, T. Baker Smith & Son, Inc., recommends the acceptance of the substantial completion.

NOW, THEREFORE BE IT RESOLVED that the Terrebonne Parish Council (Public Services Committee), on behalf of the Terrebonne Parish Consolidated Government, does hereby accept the work performed in accordance with the contract and specifications in accordance with the Certificate of Substantial Completion, effective as of the date of recording of this resolution, and does authorize and direct the Clerk of Court and Ex-Officio Recorder of Mortgages of Terrebonne Parish to note this acceptance thereof in the margin of the inscription of said contract under Entry No. 1248393 of the Records of Terrebonne Parish, Louisiana; and,

BE IT FURTHER RESOLVED that a certified copy of the resolution be forwarded to the Engineer, T. Baker Smith & Son, Inc.; and,

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

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

THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: P. Lambert.

The Chairman declared the resolution adopted on this, the 8th day of January, 2007.

RESOLUTION NO. 07-010

A resolution authorizing Change Order No. 3 to the Agreement between Owner and Contractor for the Project No. T545D-0205, Renovations to East Houma Branch Library.

WHEREAS, the Terrebonne Parish Library Board of Control did enter into a contract with Bonneval Construction Company, Inc., dated July 7, 2006, and recorded under Entry No. 1240748 for Project No. T545D-0205, Renovations to East Houma Branch Library, and

WHEREAS, this change order will add thirty-three (33) additional parking spaces along with associated drives and site lighting, and

WHEREAS, this change order is necessary to increase the contract amount by $126,890.00, and

WHEREAS, this change order is necessary to increase the contract time by 45 contract days, and

WHEREAS, the architect for this project, Cheramie/Whitney Architects, recommends this change order.
NOW, THEREFORE BE IT RESOLVED that the Terrebonne Parish Council (Public Services Committee), on behalf of the Terrebonne Parish Consolidated Government, does hereby authorize the Parish President, Don Schwab, to execute Change Order No. 3 to the Agreement between Owner and Contractor for Project No. T545D-0205, Renovations to East Houma Branch Library, which provides for the addition of thirty-three (33) additional parking spaces along with associated drives and site lighting, for an increase to the contract price of One Hundred Twenty-six Thousand, Eight Hundred Ninety Dollars and No cents ($126,890.00) to the original contract amount and increases the contract time by forty-five (45) contract days; and,

BE IT FURTHER RESOLVED that a certified copy of the resolution be forwarded to the Architect, Cheramie/Whitney Architects.

THERE WAS RECORDED:


NAYS: C. Voisin.

ABSTAINING: None.

ABSENT: P. Lambert.

The Vice Chairwoman declared the resolution adopted on this, the 8th day of January, 2007.

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Public Works Director Al Levron stated that the Library Board of Control recommends the aforementioned change order and it is now being submitted to the Council for approval. He noted that the project cost is approximately $126,000.00 and added that the parking lot was not addressed in the original scope of the project renovations. Mr. Levron stated that since then, the Board has reconsidered the available parking and requested that the architect proceed with preparing a change order to increase the parking and lighting.

The Chairman relinquished the chair to the Vice Chairwoman.

The Vice Chairwoman recognized Mr. Daniel Bruce of Cheramie/Whitney Architects, who explained that there was one other bid on for the aforementioned project and noted that Bonneval Construction Company, Inc. was the lowest responsive bidder.

Committee Member C. Voisin expressed his concern relative to awarding an additional $126,890.00 to Bonneval Construction Company, Inc. without obtaining another bid, since additional parking had not been included within the scope of work for the renovations project.

In response to questioning, Mr. Bruce stated that the aforementioned change order has been reviewed and is in accordance with acceptable bid practices. He continued that a recommendation was submitted to the Library Board of Control to accept the above change order and noted that initially, the additional parking was part of the assessment phase of the aforementioned project; however, the Board chose not to include it in the scope of work due to budgetary constraints. Mr. Bruce stated that the Board was aware that parking at the East Houma Library was inadequate.

Planning & Zoning Director Patrick Gordon explained that if a permit is being obtained for renovations only and not expansion, upgrading the available parking at the aforementioned site is not required. He continued that, should the library be expanded, minimum parking requirements would apply. Mr. Gordon noted that the library is considered a non-conforming use due to the library being constructed in 1965 and city zoning requirements being enacted in 1976.

In response to additional questioning, Mr. Bruce stated that the lowest bidder on the original project had been disqualified due to a deficient bid.
For clarity, Mr. Levron explained that public bid laws permit change orders within the scope of the contract and does not establish a limit to the value of the contract/change order. He noted that anything that is germane to the East Houma Library renovations is within the scope of the project.

Discussion transpired relative to minimum parking requirements, during which Parish Attorney Courtney Alcock concurred with Mr. Levron’s assessment of the public bid laws in regards to monetary limitations.

OFFERED BY: Mr. H. Lapeyre.
SECONDED BY: Ms. A. Williams.

RESOLUTION NO. 07-011

A resolution providing approval of Amendment No. 3 to the Engineering Agreement for Parish Project No. 02-DRA-28, Forced Drainage Project 1-1A (Statewide Flood Control) Project, Terrebonne Parish, Louisiana.

WHEREAS, the Terrebonne Parish Consolidated Government entered into an Engineering Agreement dated July 19, 2002, and amended by Amendment No. 2, with T. Baker Smith & Son, Inc. for the project entitled Parish Project No. 02-DRA-28, Forced Drainage Project 1-1A (Statewide Flood Control) Project, Terrebonne Parish, Louisiana, and

WHEREAS, the Engineering Agreement between Owner and Engineer provides for certain limitations for Basic Services and specific Additional Services, and

WHEREAS, the Terrebonne Parish Consolidated Government is desirous of continuing forward with this project, and

WHEREAS, the upset limit for permits needs to be increased to continue with the permitting effort for this project, and

WHEREAS, this amendment will increase the Additional Services section of this contract by an amount of $12,000.00, and

WHEREAS, the firm of T. Baker Smith & Son, Inc. has been asked to perform these activities under the Additional Services sections 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 limits for these services.

NOW, THEREFORE BE IT RESOLVED that the Terrebonne Parish Council (Public Services Committee), on behalf of the Terrebonne Parish Consolidated Government, does hereby approve this Amendment No. 3 to the Engineering Agreement for an increase of $12,000.00 in Additional Services, and authorizes Parish President, Don Schwab, to execute this Amendment No. 3 to the Engineering Agreement for Parish Project No. 02-DRA-28, Forced Drainage Project 1-1A (Statewide Flood Control) Project, with T. Baker Smith & Son, Inc.; and,

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

THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: P. Lambert.
The Vice Chairwoman declared the resolution adopted on this, the 8th day of January, 2007.

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OFFERED BY: Mr. H. Lapeyre.
SECONDED BY: Ms. A. Williams.

RESOLUTION NO. 07-012

A resolution providing approval of Amendment No. 5 to the Engineering Agreement for Parish Project No. 96-DRAIN-24, Drainage Pump Station Fuel Containment, Terrebonne Parish, Louisiana.

WHEREAS, the Terrebonne Parish Consolidated Government did enter into an original engineering agreement with GSE Associates, Inc. dated May 30, 1996, and amended on March 28, 2006, for Parish Project No. 96-DRAIN-24, Drainage Pump Station Fuel Containment, Terrebonne Parish, Louisiana, and

WHEREAS, the Engineering Agreement between Owner and Engineer provides for certain limitations for Basic Services and specific Additional Services, and

WHEREAS, the Terrebonne Parish Consolidated Government received bids that were well over the budget for this project, and

WHEREAS, the revised scope of services will be necessary to re-bid this project, and

WHEREAS, the additional work is required by the Engineer due to this change in scope of 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, and

WHEREAS, this above work will increase the basic services section of the contract by an additional $10,500.00, and

WHEREAS, this above work will increase the additional services section of the contract by an additional $2,000.00.

NOW, THEREFORE BE IT RESOLVED that the Terrebonne Parish Council (Public Services Committee), on behalf of the Terrebonne Parish Consolidated Government, does hereby approve this Amendment No. 5 to the Engineering Agreement for an increase of $10,500.00 in Basic Services and an increase of $2,000.00 in Additional Services and authorizes Parish President Don Schwab to execute this Amendment No. 5 to the Engineering Agreement for Parish Project No. 96-DRAIN-24, Drainage Pump Station Fuel Containment, with GSE Associates, Inc.; and,

BE IT FURTHER RESOLVED that a certified copy of the resolution be forwarded to the Engineer, GSE Associates, Inc.

THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: P. Lambert.
The Vice Chairwoman declared the resolution adopted on this, the 8th day of January, 2007.

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Mr. C. Voisin moved, seconded by Mr. P. Rhodes, “THAT, the Public Services Committee retain the matter relative to authorizing Change Order No. 1 to the Construction Agreement with B. E. T. Construction, Inc. for Hazard Mitigation and Renovations to the Grand Caillou Branch Library in committee for two weeks.” (**MOTION WITHDRAWN FOLLOWING DISCUSSION)

Public Works Director Al Levron explained that contracts previously let for bid by the Library Board of Control in its name created some legal problems in that the Board does not have the legal authority to contract work. He continued that Administration recommends amending the contract to reflect that the Terrebonne Parish Consolidated Government is the owner and is the contracting agency for the project. Mr. Levron further explained that the Library Board of Control has received insurance funding for improving the Grand Caillou Branch Library, and that Administration is in the process of scheduling a meeting with the Library Board of Control to address other issues affecting the Grand Caillou Branch Library.

Committee Member C. Voisin withdrew the motion at this time.

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

RESOLUTION NO. 07-013

A resolution authorizing Change Order No. 1 to the Agreement between Owner and Contractor for Project No. T545F-0205, Hazard Mitigation and Renovations to Grand Caillou Branch Library.

WHEREAS, the Terrebonne Parish Library Board of Control did enter into a contract with B.E.T. Construction, Inc. dated July 10, 2006 and recorded under Entry No. 1242134 for Project No. T545F-0205, Hazard Mitigation and Renovations to Grand Caillou Branch Library, and

WHEREAS, this change order is necessary to change the owner from the Terrebonne Parish Library Board of Control to the Terrebonne Parish Consolidated Government.

NOW, THEREFORE BE IT RESOLVED that the Terrebonne Parish Council (Public Services Committee), on behalf of the Terrebonne Parish Consolidated Government, does hereby authorize the Parish President, Don Schwab, to execute Change Order No. 1 to the Agreement between Owner and Contractor for Project No. T545F-0205, Hazard Mitigation and Renovations to Grand Caillou Branch Library, which changes the owner from the Terrebonne Parish Library Board of Control to the Terrebonne Parish Consolidated Government; and,

BE IT FURTHER RESOLVED that a certified copy of the resolution be forwarded to the Architect, Cheramie/Whitney Architects.

THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.


The Vice Chairwoman declared the resolution adopted on this, the 8th day of January, 2007.

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RESOLUTION NO. 07-014

A resolution authorizing the execution of Change Order No. 1 for the Construction Agreement for Parish Project No. 06-ROAD-15, 2006 Roadway Maintenance, Phase I, Crochetville Road Overlay, Terrebonne Parish, Louisiana.

WHEREAS, the Terrebonne Parish Consolidated Government entered into a contract dated October 11, 2006 with Huey Stockstill, Inc. for Parish Project No. 06-ROAD-15, 2006 Roadway Maintenance, Phase I, Crochetville Road Overlay, Terrebonne Parish, Louisiana, and

WHEREAS, it is necessary to balance contract quantities to actual ones installed, and

WHEREAS, this change order is necessary to decrease the contract price by $2,717.64, and

WHEREAS, this Change Order No. 1 has been recommended by the Engineer for this project, T. Baker Smith & Son, Inc.

NOW, THEREFORE BE IT RESOLVED that the Terrebonne Parish Council (Public Services Committee), on behalf of the Terrebonne Parish Consolidated Government, does hereby approve and authorize the execution by Terrebonne Parish President Don Schwab of Change Order No. 1 to the construction agreement with Huey Stockstill, Inc. to perform construction services for Parish Project No. 06-ROAD-15, 2006 Roadway Maintenance, Phase I, Crochetville Road Overlay, which is necessary to balance contract quantities to actual ones installed for a decrease in the amount of Two Thousand Seven Hundred Seventeen Dollars and Sixty-four Cents ($2,717.64) to the original contract amount; and,

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

THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.


The Vice Chairwoman declared the resolution adopted on this, the 8th day of January, 2007.

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The Vice Chairwoman recognized Mr. Kevin Rizzo of T. Baker Smith, Inc., who explained that the Crochetville Overlay Project is in compliance with the regulations and there are no punch list items.

RESOLUTION NO. 07-015

A resolution providing for the acceptance of work performed by Huey Stockstill, Inc. in accordance with the Certificate of Substantial Completion for 2006 Roadway Maintenance, Phase I, Crochetville Road Overlay, Parish Project No. 06-ROAD-15, Terrebonne Parish, Louisiana.
WHEREAS, the Terrebonne Parish Consolidated Government entered into a contract dated October 11, 2006 with Huey Stockstill, Inc. for 2006 Roadway Maintenance, Phase I, Crochetville Road Overlay, Parish Project No. 06-ROAD-15, Terrebonne Parish, Louisiana, and

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

WHEREAS, the Engineer for this project, T. Baker Smith & Son, Inc., recommends the acceptance of the substantial completion.

NOW, THEREFORE BE IT RESOLVED that the Terrebonne Parish Council (Public Services Committee), on behalf of the Terrebonne Parish Consolidated Government, does hereby accept the work performed in accordance with the contract and specifications in accordance with the Certificate of Substantial Completion, effective as of the date of recording of this resolution, and does authorize and direct the Clerk of Court and Ex-Officio Recorder of Mortgages of Terrebonne Parish to note this acceptance thereof in the margin of the inscription of said contract under Entry No. 1249730 of the Records of Terrebonne Parish, Louisiana; and,

BE IT FURTHER RESOLVED that a certified copy of the resolution be forwarded to the Engineer, T. Baker Smith & Son, Inc.; and,

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

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

THERE WAS RECORDED:
NAYS: None.
ABSTAINING: None.
ABSENT: K. Elfert, P. Lambert and A. Williams.

The Vice Chairwoman declared the resolution adopted on this, the 8th day of January, 2007.

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The Vice Chairwoman called for Ms. Grace Gary, who declined comment at this time. She then recognized Mr. Louis R. Koerner, Jr. of 400 Lafayette Street, who emphasized the importance of the Morganza to the Gulf Hurricane Protection Levee System. Mr. Koerner noted Congressional actions taken which halted funding for the project at the last minute, and encouraged the Council to continue focusing on obtaining funding for the project.

Committee Member P. Rhodes expressed his dissatisfaction with Terrebonne’s Congressional Delegation not informing the local delegation that the Morganza Bill was amended.

In response to questioning, Public Works Director Al Levron stated that it is his understanding that the U.S. Army Corps of Engineers in 2003 posted its intent to file an Environmental Impact Statement; however, the statement has not yet been completed or submitted for public comments. He continued that a full discussion of the negative aspects of dredging the Houma Navigation Canal has not been discussed publicly.

Parish Manager Barry Blackwell stated that Administration supports the dredging of the Houma Navigation Canal only after the implementation of the Morganza to the Gulf Hurricane Protection Levee System to ensure there is no negative impact on Terrebonne Parish residents.

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The Vice Chairwoman recognized Mr. Gerald Schouest of East Park Avenue, who stated that the Terrebonne Navigation Coalition made a last minute decision to incorporate the deepening of the Houma Navigation Canal into the Morganza to the Gulf Hurricane Protection Levee. He continued that the Morganza Project should be a stand-alone project; however, the practices in Washington, DC are to include legislation for other funding in order to get a bill adopted. Mr. Schouest requested that a resolution be adopted indicating that the deepening of the Houma Navigation Canal cannot proceed without the completion of the locks on the canal.

Mr. Blackwell added that Administration has spoken with a member of the Coalition and has requested that it submit a resolution agreeing that the deepening of the Houma Navigation Canal would not take place prior to locks being placed in the canal.

Committee Member C. Voisin distributed a proposed Senate bill from Senator Mary Landrieu and noted that the bill does not include any provision for deepening the Houma Navigation Canal.

Mr. C. Voisin moved, seconded by Mr. H. Lapeyre, “THAT, the Public Services Committee retain the matter relative to endorsing/supporting the Coastal Zone Management and Restoration Advisory Committee’s position regarding the funding of the Morganza to the Gulf Hurricane Protection Project in committee for thirty (30) days pending the receipt of additional information and evaluation by various officials regarding said matter.” (**MOTION ADOPTED AFTER DISCUSSION)

The Vice Chairwoman recognized Mr. Daniel Walker, Amarillo Drive resident, who urged the Committee not to adopt a resolution regarding the Morganza Project with provisions to deepen the Houma Navigation Canal, as this may obstruct the passage of any federal legislation to fund the project.

The Vice Chairwoman recognized Ms. Leslie Suazo, Director of Coastal Restoration and Preservation, who responded to questions regarding the CZM&R Advisory Committee’s position on this issue by stating that, during lengthy discussion at today’s meeting, the consensus seems to be that the wording “…and any other public works projects” which is included in the resolution adopted on December 22 is a concern and may limit the Congressional Delegation’s ability to have legislation for funding passed. She also said that the CZM&R Advisory Committee took no position regarding deepening the Houma Navigation Canal, but expressed its wishes for hurricane and flood protection as a first priority for Terrebonne Parish.

The Vice Chairwoman recognized Committee Member Peter Rhodes, who yielded the floor to Mr. Nolan Bergeron, Chairman of the Coastal Zone Management and Restoration Advisory Committee. Mr. Bergeron said that the minutes of the December 22, 2006 meeting of the committee, and the resolution forwarded for consideration of support by the Council, indicate its position regarding the separation of funding requests for the Morganza Project and the Houma Navigation Canal deepening project.

The Vice Chairwoman recognized Committee Member Alvin Tillman, who yielded the floor to Mr. Ed Langraff, Vice Chairman of the CZM&R Advisory Committee. Mr. Langraff gave a history of efforts taken to obtain funds from the federal government for flood protection in Terrebonne Parish, and stated his belief that the Terrebonne Navigation Coalition should do more to educate the public about their efforts in Washington to have the deepening of the Houma funded. He expressed his opinion that the original bill introduced in Congress contained “mixed messages” to federal officials, when the intent was to clearly state the wishes of Terrebonne Parish regarding flood protection, and said that he feels deepening the HNC would be of more benefit to the economy rather than as a flood protection measure.

In response to a question by Committee Member P. Rhodes, Parish Manager Barry Blackwell stated that Administration supports the resolution presented by the CZM&R Advisory Committee, but would like clarification of the verbiage regarding public works projects.

The Vice Chairwoman recognized Ms. Grace Gary, Woodside Drive resident, who stated her opinion of the need to stay focused on getting the Morganza to the Gulf Hurricane Protection Levee Project funded, and to address the Houma Navigation Canal as a separate issue.
The Vice Chairwoman recognized Committee Member Clayton Voisin, who yielded the floor to Mr. Roy Francis, member of the Terrebonne Navigation Coalition. Mr. Francis gave his perspective of events surrounding the proposed WRDA Bills, and stated that he feels the inclusion of the HNC projects was not an effort to inhibit funding of the Morganza Project, but an attempt to have two projects federally funded which would not otherwise be considered at the federal level.

The Vice Chairwoman recognized Committee Member Harold Lapeyre, who urged the Coastal Zone Management & Restoration Advisory Committee to confer with local, state and federal officials in order to draft a document which would be most effective in getting the Morganza to the Gulf Hurricane Protection Project approved for funding.

Discussion ensued at this time regarding the immediately pending question on the floor. Following a research of notes by the Minute Clerk, the Vice Chairwoman declared that any previous offer of a resolution is lost, due to the lack of a second.

**The Vice Chairwoman called for the vote on the motion offered by Mr. C. Voisin.

Upon Roll Call there was recorded:

YEAS: C. Duplantis, K. Elfert, H. Lapeyre, C. Voisin, and A. Williams.

ABSTAINING: None.

ABSENT: P. Lambert.

The Vice Chairwoman declared the motion adopted.

Mr. P. Rhodes moved, seconded by Mr. A. Tillman, “THAT the Public Services Committee retain discussion and possible action with respect to a tree which has fallen into Bayou Terrebonne, near 4157 Highway 24S for two weeks.”

The Vice Chairwoman called for the vote on the motion offered by Mr. P. Rhodes.

Upon Roll Call there was recorded:

NAYS: None.

ABSTAINING: None.

ABSENT: P. Lambert.

The Vice Chairwoman declared the motion adopted.

Mr. P. Rhodes moved, seconded by Mr. A. Tillman, “THAT the Public Services Committee retain discussion and possible action with respect to housing elevation/foundation certification for two weeks.”

The Vice Chairwoman called for the vote on the motion offered by Mr. P. Rhodes.

Upon Roll Call there was recorded:

NAYS: None.

ABSTAINING: None.
ABSENT: P. Lambert.

The Vice Chairwoman declared the motion adopted.

Ms. A. Williams moved, seconded by Mr. A. Tillman and Mr. H. Lapeyre, “THAT, the Public Services Committee introduce an ordinance to rescind Ordinance No. 7236 and to establish a ‘No Parking Zone’ on both sides of North Bayou Black Drive for a distance of 50 feet on both approaches to 4738 North Bayou Black Drive, and call a public hearing on said matter on January 24, 2007 at 6:30 p.m.”

The Vice Chairwoman called for the vote on the motion offered by Ms. A. Williams.

UPON ROLL CALL THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: P. Lambert.

Mr. P. Rhodes moved, seconded by Mr. A. Tillman, “THAT, the Public Services Committee add onto the agenda an update by Utilities Director Tom Bourg regarding ‘wastewater charges’ on water bills after water leaks.”

The Vice Chairwoman called for the vote on the motion offered by Mr. P. Rhodes.

UPON ROLL CALL THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: P. Lambert.

The Vice Chairwoman declared the motion adopted.

The Vice Chairwoman recognized Utilities Director Tom Bourg, who recommended that the Committee retain the matter regarding adjustments on water bills for property owners who have experienced leaks, pending review of a proposal by the Parish Attorney. He indicated that he will provide a copy of the proposal drafted by the Utilities Department Staff to the Legal Department.

Mr. P. Rhodes moved, seconded by Ms. A. Williams, “THAT the Public Services Committee retain the matter relative to adjustments to water bills for property owners who have experienced leaks for two weeks, pending review of a proposal for same by the Parish’s Legal Department.”

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

UPON ROLL CALL THERE WAS RECORDED:

NAYS: None.

ABSTAINING: None.

ABSENT: P. Lambert.

The Vice Chairwoman declared the motion adopted.

Ms. K. Elfert moved, seconded by Mr. A. Tillman, “THAT, there being no further business to come before the Public Services Committee, the meeting be adjourned.”

The Vice Chairwoman called for the vote on the motion offered by Ms. K. Elfert.

UPON ROLL CALL THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: P. Lambert.

The Vice Chairwoman declared the motion adopted and the meeting was adjourned at 7:42 p.m.

Alvin Tillman, Chairman

Suzette Thomas, Minute Clerk

Ms. C. Duplantis moved, seconded by Mr. P. Rhodes, “THAT, the Council accept and ratify the minutes of the Public Services Committee meeting held on 1/8/07.”

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

UPON ROLL CALL THERE WAS RECORDED:

YEAS: A. Tillman, A. Williams, K. Elfert, T. Cavalier, C. Duplantis, H. Lapeyre, C. Voisin, P. Rhodes, and P. Lambert

NAYS: None

ABSTAINING: None

ABSENT: None

The Chairman declared the motion adopted.

The Chairman called for a report on the Community Development & Planning Committee meeting held on 1/8/07, whereupon the Committee Chairman, noting that ratification of the minutes calls a condemnation hearing on 2/26/07 and public hearings on 1/24/07, rendered the following:

COMMUNITY DEVELOPMENT AND PLANNING COMMITTEE

JANUARY 8, 2007

The Chairman, Mr. C. Voisin, called the meeting to order at 7:45 p.m. in the Terrebonne Parish Council Meeting Room. Following the Invocation, offered by Ms. K. Elfert, the Pledge of Allegiance was led by Mr. H. Lapeyre.
Upon roll call, Committee Members recorded as present were A. Tillman, A. Williams, K. Elfert, T. Cavalier, C. Duplantis, H. Lapeyre, C. Voisin and P. Rhodes. Committee Member P. Lambert was recorded as absent due to a family emergency. A quorum was declared present.

The Chairman recognized Committee Member C. Duplantis, who then yielded the floor to Houma Fire Chief Daniel Scott. Chief Scott announced that the Bellington Fire Department has donated an ambulance to the Houma Fire Department, and invited the Council Members to be present for its arrival and acceptance at the Central Fire Station on Thursday, January 11, 2007 at 2:30 p.m.

Committee Member H. Lapeyre directed the Council Staff to remind the Council on the morning of January 11 of the aforementioned event.

OFFERED BY: Mr. H. Lapeyre.
SECONDED BY: Mr. A. Tillman.

RESOLUTION NO. 07-016

A resolution calling a condemnation hearing on the structures located at 123 Patrick Drive for Monday, February 26, 2007, at 6:00 p.m. and addressing other matters relative thereto.

WHEREAS, on May 16, 2005, the Department of Planning and Zoning was notified of the possibility of a derelict and abandoned structure located at 123 Patrick Drive; and

WHEREAS, after inspection, verification, and warning of violation to the Terrebonne Parish Nuisance Abatement Ordinance from the Department of Planning and Zoning, the owners have failed to remove or repair the offending structure.

NOW, THEREFORE BE IT RESOLVED, by the Terrebonne Parish Council (Community Development and Planning Committee), on behalf of the Terrebonne Parish Consolidated Government, that a condemnation hearing on the structure located at 123 Patrick Drive be called for Monday, February 26, 2007, at 6:00 p.m.

THERE WAS RECORDED:

NAYS: None.
ABSTAINING: None.
ABSENT: K. Elfert, P. Lambert and A. Williams.

The Chairman declared the resolution adopted on this, the 8th day of January, 2007.

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The Chairman recognized Director of Planning and Zoning Patrick Gordon, who informed the Committee that the three subdivisions to be addressed at this meeting have been brought into complete compliance by the developers, and are now ready for acceptance into the Parish Maintenance System.

OFFERED BY: Mr. H. Lapeyre.
SECONDED BY: Mr. A. Tillman.

RESOLUTION NO. 07-017

A Resolution giving Notice of Intent to adopt an Ordinance to dedicate and accept the maintenance/operation of the street(s), drainage servitudes, gas, and rights-of-way for “WEST MANCHESTER SUBDIVISION, ADDENDUM NO. 1” and to incorporate the extension of “MANCHESTER DRIVE” into the Enhanced 911 Emergency Response System for the purpose of providing a better means of locating addresses.
THEREFORE, BE IT RESOLVED by the Terrebonne Parish Council (Community Development and Planning Committee), on behalf of the Terrebonne Parish Consolidated Government, that Notice of Intent is given for adopting an ordinance to dedicate and accept the maintenance/operation of the street(s), drainage servitudes, gas, and rights-of-way for “WEST MANCHESTER SUBDIVISION, ADDENDUM NO. 1” and to incorporate the extension of “MANCHESTER DRIVE” into the Enhanced 911 Emergency Response System for the purpose of providing a better means of locating addresses; and,

BE IT FURTHER RESOLVED that a public hearing on said ordinance be called for Wednesday, January 24, 2007.

THERE WAS RECORDED:


NAYS:  None.

ABSTAINING:  None.

ABSENT:  K. Elfert, P. Lambert and A. Williams.

The Chairman declared the resolution adopted on this, the 8th day of January, 2007.

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OFFERED BY: Mr. H. Lapeyre.
SECONDED BY: Mr. A. Tillman.

RESOLUTION NO. 07-018

A Resolution giving Notice of Intent to adopt an Ordinance to dedicate and accept the maintenance/operation of the street(s), drainage servitudes, gas, and rights-of-way for “WEST MANCHESTER SUBDIVISION, ADDENDUM NO. 3, PHASE A” and to incorporate the extension of “EXETER RUN” into the Enhanced 911 Emergency Response System for the purpose of providing a better means of locating addresses.

THEREFORE, BE IT RESOLVED by the Terrebonne Parish Council (Community Development and Planning Committee), on behalf of the Terrebonne Parish Consolidated Government, that Notice of Intent is given for adopting an ordinance to dedicate and accept the maintenance/operation of the street(s), drainage servitudes, gas, and rights-of-way for “WEST MANCHESTER SUBDIVISION, ADDENDUM NO. 3, PHASE A” and to incorporate the extension of “EXETER RUN” into the Enhanced 911 Emergency Response System for the purpose of providing a better means of locating addresses; and,

BE IT FURTHER RESOLVED that a public hearing on said ordinance be called for Wednesday, January 24, 2007.

THERE WAS RECORDED:


NAYS:  None.

ABSTAINING:  None.

ABSENT:  K. Elfert, P. Lambert and A. Williams.

The Chairman declared the resolution adopted on this, the 8th day of January, 2007.

* * * * * * * *
RESOLUTION NO. 07-019

A Resolution giving Notice of Intent to adopt an Ordinance to dedicate and accept the maintenance/operation of the street(s), drainage servitudes, and rights-of-way for “WALLACE J. THIBODAUX ESTATES, ADDENDUM NO. 2” and to incorporate “BEULAH LOUISE DRIVE” and the extension of “PEARL MARGARET DRIVE,” “LILLIAN MARIE DRIVE,” and “MATHILDE MARIE DRIVE” into the Enhanced 911 Emergency Response System for the purpose of providing a better means of locating addresses.

THEREFORE, BE IT RESOLVED by the Terrebonne Parish Council (Community Development and Planning Committee), on behalf of the Terrebonne Parish Consolidated Government, that Notice of Intent is given for adopting an ordinance to dedicate and accept the maintenance/operation of the street(s), drainage servitudes, and rights-of-way for “WALLACE J. THIBODAUX ESTATES, ADDENDUM NO. 2” and to incorporate “BEULAH LOUISE DRIVE” and the extension of “PEARL MARGARET DRIVE,” “LILLIAN MARIE DRIVE,” and “MATHILDE MARIE DRIVE” into the Enhanced 911 Emergency Response System for the purpose of providing a better means of locating addresses; and,

BE IT FURTHER RESOLVED that a public hearing on said ordinance be called for Wednesday, January 24, 2007.

THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: K. Elfert, P. Lambert and A. Williams.

The Chairman declared the resolution adopted on this, the 8th day of January, 2007.

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Mr. A. Tillman moved, seconded by Ms. C. Duplantis, “THAT, there being no further business to come before the Committee, the meeting be adjourned.”

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

UPON ROLL CALL THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: K. Elfert, P. Lambert and A. Williams.

The Chairman declared the motion adopted, and the meeting was adjourned at 7:50 p.m.

Clayton Voisin, Chairman
Charlette D. Poché, Minute Clerk
Mr. C. Voisin moved, seconded by Mr. H. Lapeyre, “THAT, the Council accept and ratify the minutes of the Community Development & Planning Committee meeting held on 1/8/07.”

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

UPON ROLL CALL THERE WAS RECORDED:

YEAS: A. Tillman, A. Williams, K. Elfert, T. Cavalier, C. Duplantis, H. Lapeyre, C. Voisin, P. Rhodes, and P. Lambert

NAYS: None

ABSTAINING: None

ABSENT: None

The Chairman declared the motion adopted.

Mr. P. Rhodes moved, seconded by Ms. K. Elfert, “THAT, the Council approve the following street light list:

ENERGIZE ALL LIGHTS ON EXISTING POLES IN SUGARWOOD ESTATES, ADDENDUM NO. 2, PHASE B; ROAD LIGHTING DISTRICT NO. 2; ENTERGY; HAROLD LAPEYRE

ENERGIZE ALL ELEVEN (11) LIGHTS ON PEARL MARGARET STREET AND BEULAH LOUISE STREET IN WALLACE THIBODAUX ESTATES, ADDENDUM #2; ROAD LIGHTING DISTRICT NO. 2; SLECA; TERI CAVALIER

INSTALL LIGHT ON EXISTING POLE AT THE DRIVEWAY ON THE EAST SIDE OF SOUTH HOLLYWOOD ROAD (HOLLYWOOD SOUTH SHOPPING CENTER – POLE MARKED WITH GREEN TAPE); ROAD LIGHTING DISTRICT NO. 2; SLECA; ARLANDA WILLIAMS.”

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

UPON ROLL CALL THERE WAS RECORDED:

YEAS: A. Tillman, A. Williams, K. Elfert, T. Cavalier, C. Duplantis, H. Lapeyre, C. Voisin, P. Rhodes, and P. Lambert

NAYS: None

ABSTAINING: None

ABSENT: None

The Chairman declared the motion adopted.

Ms. C. Duplantis moved, seconded by Ms. K. Elfert, “THAT, the Council approve attendance at the following meeting as per the current Council Travel Policy:

A) NLC Congressional Conference; March 10-14, 2007, Washington, D.C.”

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

UPON ROLL CALL THERE WAS RECORDED:

YEAS: A. Tillman, A. Williams, K. Elfert, T. Cavalier, C. Duplantis, H. Lapeyre, C. Voisin, P. Rhodes, and P. Lambert

NAYS: None
ABSTAINING: None

ABSENT: None

The Chairman declared the motion adopted.

Mr. P. Rhodes moved, seconded by Mr. P. Lambert and Ms. K. Elfert, “THAT, the Council hold nominations open until 1/25/07 for the vacancy on the Recreation District No. 7 Board.”

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

UPON ROLL CALL THERE WAS RECORDED:

YEAS: A. Tillman, A. Williams, K. Elfert, T. Cavalier, C. Duplantis, H. Lapeyre, C. Voisin, P. Rhodes, and P. Lambert

NAYS: None

ABSTAINING: None

ABSENT: None

The Chairman declared the motion adopted.

Ms. C. Duplantis moved, seconded by Ms. K. Elfert, “THAT, the Council hold nominations open until 1/24/07 for the three expired terms of Mr. Robert LeBouef, Mr. Van Matherne, and Mr. Harvey Parks, Sr. on the Bayou Blue Fire Protection District Board.”

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

UPON ROLL CALL THERE WAS RECORDED:

YEAS: A. Tillman, A. Williams, K. Elfert, T. Cavalier, C. Duplantis, H. Lapeyre, C. Voisin, P. Rhodes, and P. Lambert

NAYS: None

ABSTAINING: None

ABSENT: None

The Chairman declared the motion adopted.

Ms. K. Elfert moved, seconded by Ms. C. Duplantis and Ms. A. Williams, “THAT, the Council re-appoint Mr. Lionel Falgout to another term on the Bayou Cane Fire Protection District Board.”

The Chairman called for a vote on the motion offered by Ms. K. Elfert.

UPON ROLL CALL THERE WAS RECORDED:

YEAS: A. Tillman, A. Williams, K. Elfert, T. Cavalier, C. Duplantis, H. Lapeyre, C. Voisin, P. Rhodes, and P. Lambert

NAYS: None

ABSTAINING: None

ABSENT: None

The Chairman declared the motion adopted.
Mr. P. Lambert moved, seconded by Mr. H. Lapeyre, “THAT, the Council appoint Mr. Kevin Belanger to another term on the Fire Protection District No. 6 Board.”

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

UPON ROLL CALL THERE WAS RECORDED:

YEAS: A. Tillman, A. Williams, K. Elfert, T. Cavalier, C. Duplantis, H. Lapeyre, C. Voisin, P. Rhodes, and P. Lambert

NAYS: None

ABSTAINING: None

ABSENT: None

The Chairman declared the motion adopted.

Mr. P. Rhodes moved, seconded by Mr. P. Lambert, “THAT, the Council appoint Mr. Barry Chauvin and Mr. Jamie Theriot to another term on the Fire Protection District No. 7 Board.”

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

UPON ROLL CALL THERE WAS RECORDED:

YEAS: A. Tillman, A. Williams, K. Elfert, T. Cavalier, C. Duplantis, H. Lapeyre, C. Voisin, P. Rhodes, and P. Lambert

NAYS: None

ABSTAINING: None

ABSENT: None

The Chairman declared the motion adopted.

Ms. T. Cavalier moved, seconded by Mr. H. Lapeyre, “THAT, the Council hold nominations open until 1/24/07 for the expired term of Mr. Paul Dugas on the Schriever Fire Protection District Board.”

The Chairman called for a vote on the motion offered by Ms. T. Cavalier.

UPON ROLL CALL THERE WAS RECORDED:

YEAS: A. Tillman, A. Williams, K. Elfert, T. Cavalier, C. Duplantis, H. Lapeyre, C. Voisin, P. Rhodes, and P. Lambert

NAYS: None

ABSTAINING: None

ABSENT: None

The Chairman declared the motion adopted.

Ms. C. Duplantis moved, seconded by Mr. H. Lapeyre, “THAT, the Council hold nominations open for the two vacancies on the Village East Fire Protection District Board.”

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

UPON ROLL CALL THERE WAS RECORDED:
YEAS: A. Tillman, A. Williams, K. Elfert, T. Cavalier, C. Duplantis, H. Lapeyre, C. Voisin, P. Rhodes, and P. Lambert

NAYS: None

ABSTAINING: None

ABSENT: None

The Chairman declared the motion adopted.

There were no matter to address under agenda items 7A – Council Members, and 8 – Announcements.

Ms. C. Duplantis moved, seconded by Ms. K. Elfert, “THAT, the Council accept the recommendation of Parish President D. Schwab to re-appoint Ms. Courtney Alcock as Parish Attorney and that the matter be held over for two weeks as required by the Parish Code.”

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

UPON ROLL CALL THERE WAS RECORDED:

YEAS: A. Tillman, A. Williams, K. Elfert, T. Cavalier, C. Duplantis, H. Lapeyre, C. Voisin, P. Rhodes, and P. Lambert

NAYS: None

ABSTAINING: None

ABSENT: None

The Chairman declared the motion adopted.

Parish Manager B. Blackwell announced that Chairman Amos Mosely with Recreation District No. 11 informed Parish President Schwab this morning that the construction on the track on Williams Avenue will begin immediately and completion is expected in approximately twenty-one days. He also said that Mr. Schwab is recovering from his knee replacement surgery well and will return soon.

Mr. P. Rhodes, seconded by Ms. K. Elfert, “THAT, the Council accept the following Monthly Engineering Reports:

A) Shaw Coastal, Inc.
B) GSE Associates, Inc.
C) T. Baker Smith, Inc.”

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

UPON ROLL CALL THERE WAS RECORDED:

YEAS: A. Tillman, A. Williams, K. Elfert, T. Cavalier, C. Duplantis, H. Lapeyre, C. Voisin, P. Rhodes, and P. Lambert

NAYS: None

ABSTAINING: None

ABSENT: None

The Chairman declared the motion adopted.
Ms. C. Duplantis moved, seconded by Ms. K. Elfert, “THAT, there being no further business to come before the Council, the meeting be adjourned.”

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

UPON ROLL CALL THERE WAS RECORDED:

YEAS: A. Tillman, A. Williams, K. Elfert, T. Cavalier, C. Duplantis, H. Lapeyre, C. Voisin, P. Rhodes, and P. Lambert

NAYS: None

ABSTAINING: None

ABSENT: None

The Chairman declared the motion adopted and the meeting adjourned at 7:27 p.m.

VENITA H. WHITNEY
MINUTE CLERK

ATTEST:

/S/ALVIN TILLMAN
ALVIN TILLMAN, CHAIRMAN
TERREBONNE PARISH COUNCIL

/S/CHARLETTE D. POCHÉ
CHARLETTE D. POCHÉ
ASSISTANT COUNCIL CLERK
TERREBONNE PARISH COUNCIL