

OFFICIAL PROCEEDINGS
OF THE
TERREBONNE PARISH COUNCIL
IN REGULAR SESSION
MAY 23, 2007

The Chairman, Mr. A. Tillman, called the meeting to order at 6:02 p.m. in the Terrebonne Parish Council Meeting Room. Following the Invocation, led by Councilwoman T. Cavalier, Councilwoman K. Elfert led the Pledge of Allegiance.

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

Councilman C. Voisin noted a point of order that there was no one formally present to represent the Parish Administration or security for the meeting.

Ms. K. Elfert moved, seconded by Mr. P. Rhodes, "THAT, the Council approve the minutes of the Regular Council Session held on 4/25/07."

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. Voisin, P. Rhodes, and P. Lambert

NAYS: None

ABSTAINING: None

ABSENT: C. Duplantis and H. Lapeyre

The Chairman declared the motion adopted.

Ms. A. Williams moved, seconded by Ms. K. Elfert, "THAT, the Council approve the Parish Bill List dated 5/21/07."

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. Voisin, P. Rhodes, and P. Lambert

NAYS: None

ABSTAINING: None

ABSENT: C. Duplantis and H. Lapeyre

The Chairman declared the motion adopted.

Ms. A. Williams moved, seconded by Ms. K. Elfert, "THAT, the Council allow an add-on to tonight's agenda to address a commendation for Mr. Steve Morgan."

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. Voisin, P. Rhodes, and P. Lambert

NAYS: None

ABSTAINING: None

ABSENT: C. Duplantis and H. Lapeyre

The Chairman declared the motion adopted.

OFFERED BY: Ms. A. Williams.

SECONDED: Unanimously.

RESOLUTION NO. 07-192

WHEREAS, the Terrebonne Parish Council was excited to learn that H. L. Bourgeois High School senior Steve Morgan not only participated in the Intel International Science and Engineering Fair in Albuquerque, New Mexico, but actually placed fourth in the Plant Science Category, and

WHEREAS, Mr. Morgan, the son of Mr. Steve (Sr.) and Mrs. Faye Morgan, earned his right to participate in the international competition after easily earning grand prize status in the parish and state science fairs held earlier this year, and

WHEREAS, Mr. Morgan was guided and assisted by his teacher Mrs. Leah Gautreaux, a member of the faculty of H. L. Bourgeois High School, in a project that speeds the growing cycle of black mangrove trees, which are used in slowing the erosion process, and

WHEREAS, this intelligent young man is only the second student from Terrebonne Parish in twenty years to place in this prestigious competition, which recognizes the best of the best in the United States and over forty countries worldwide, and

WHEREAS, the young man should be congratulated for bringing honor to himself, to his school and school administration and, mostly importantly, to his parents who have supported and nurtured him throughout his life.

NOW, THEREFORE BE IT RESOLVED by the Terrebonne Parish Council, on behalf of the Parish President and the entire Terrebonne Parish Consolidated Government, that **Mr. Steve Morgan** be congratulated for his fourth place status in the Plant Science Category of the International Science and Engineering Fair held recently in Albuquerque, New Mexico.

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

ABSENT: C. Duplantis and H. Lapeyre.

The Chairman declared the resolution adopted on this, the 23rd day of May, 2007.

The Chairman recognized Mr. Steve Morgan who thanked the Council for the commendation and thanked God, his Mom and Dad, and his Grandmother for his upbringing.

Ms. K. Elfert moved, seconded by Mr. P. Lambert, "THAT, the Council allow an add-on to tonight's agenda to address a proclamation for 'World No Tobacco Day'."

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. Voisin, P. Rhodes, and P. Lambert

NAYS: None

ABSTAINING: None

ABSENT: C. Duplantis and H. Lapeyre

The Chairman declared the motion adopted.

OFFERED BY: Ms. K. Elfert.

SECONDED: Unanimously.

RESOLUTION NO. 07-193

WHEREAS, 75% of all Louisianan residents do not smoke, and

WHEREAS, secondhand smoke contains a complex mixture of over 4,000 chemicals, more than 60 of which can cause cancer, and

WHEREAS, secondhand smoke is associated with an increased risk for lung cancer and coronary heart disease in non-smoking adults, and

WHEREAS, in Louisiana, between 650 - 1,150 people die each year from the effects of exposure to secondhand smoke, and

WHEREAS, the Louisiana Smoke-Free Air Act (Act 815) eliminates smoking in most work places and public spaces, and

WHEREAS, 100% smoke-free environments are the most effective way to fully protect all citizens from the health effects of exposure to secondhand smoke.

NOW, THEREFORE BE IT RESOLVED by the Terrebonne Parish Council, on behalf of the Parish President and the entire Terrebonne Parish Consolidated Government, that May 31, 2007 be hereby recognized as

WORLD NO TOBACCO DAY IN HOUMA-TERREBONNE

-- a world-wide appeal to educate the public about the need to protect all workers from the health effects of exposure to secondhand smoke by creating 100% smoke-free environments.

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

ABSENT: C. Duplantis and H. Lapeyre.

The Chairman declared the resolution adopted on this, the 23rd day of May, 2007.

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The Chairman recognized Ms. Tante Chapman, Regional Coordinator for the La. Campaign for Tobacco-Free Living, who thanked the Council for the proclamation and support for the health of the community and encouraged that further steps be taken to eliminate smoking in bars, casinos, and hotels.

The Chairman recognized Mr. Reggie Bourg, Shrimper's Row resident, who first apologized to the 1999 Parish President for statements he made at the 5/9/07 Council Meeting because he meant to say the 1999 Terrebonne Levee & Conservation District Board President. Mr. Bourg expressed his concerns relative to allegations regarding the Ward 7 Levee Project that he brings up and no one from the government looking into the allegations when Revised Statues allows for a local government to do so. He stated that he believes in order for the federal regulations to be followed for the Ward 7 Levee Project, the coastal zone, wetlands, and swamplands have to be mitigated. Mr. Bourg also expressed his concerns relative to the policy the Council adopted not specifically prohibiting him from using the projector in the Council Meeting Room to display his presentations, but the Chairman not allowing him to do so.

Councilman P. Rhodes stated that the Parish does have a copy of the permit to cross the property for the Ward 7 Levee Project and mitigation is in the permit.

Chairman A. Tillman stated that the channels in place allow Mr. Bourg to have his presentations displayed on the projector. He also stated that the Council does not agree to Mr. Bourg's allegations, therefore they choose not to take any action. He continued that if Mr. Bourg feels there is a problem, he has the option to bring it to the District Attorney's Office.

The Chairman called for a report on the Public Services Committee meeting held on 5/21/07, whereupon the Committee Chairman rendered the following:

PUBLIC SERVICES COMMITTEE

MAY 21, 2007

The Chairman, Peter Rhodes, called the Public Services 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 Mr. P. Lambert. Upon roll call, Committee Members recorded as present were: T. Cavalier, C. Duplantis, K. Elfert, P. Lambert, H. Lapeyre, P. Rhodes, A. Tillman, C. Voisin, and A. Williams. A quorum was declared present.

The Chairman recognized Mr. Troy Charpentier, Law Firm of Kean-Miller, Baton Rouge, and representative for certain residents in Little Caillou, who expounded upon public trust, Government's alleged failure in addressing constituency concerns, flooding issues in Little Caillou and Bayou LaCache, obstruction in Bayou LaCache, and the residents' right to obtain redress via an election or through the judicial system.

Ms. C. Duplantis moved, seconded by Ms. A. Williams, "THAT, the Public Services Committee grant Mr. Troy Charpentier additional time to conclude his comments."

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairman declared the motion adopted.

Mr. Troy Charpentier concluded his comments by requesting that tax money be used appropriately to maintain the drainage system in the Bayou LaCache area.

The Chairman relinquished the chair to the Vice Chairwoman.

Committee Member P. Rhodes stated that the aforementioned matter has been an issue in District 8 for quite some time and that a request was made to the property owner to remove bridges above the Charpentier property and to lift the bridge below the property. He continued that that there appears to be some obstruction further down the bayou in Bayou LaCache.

Public Works Director Al Levron explained that later during the proceedings, the Committee would consider an ordinance which addresses matters with respect to bridges and drainage canals. He continued that Administration is in the process of determining what the proper policy should be in respect to forced drainage systems and an individual's rights. Mr. Levron explained that the Government has the right to remove any obstruction in a drainage canal which hinders proper drainage.

Committee Member P. Rhodes requested Administration to place the aforementioned drainage obstruction first on the list addressing said matters.

In response to questioning, Mr. Levron stated that the Smithridge Pump Station is one of the locations that at which Administration is considering placing an automatic trash removal system on the screen gate to remove obstructions. He continued that he is unaware of any subdivision dumping raw sewerage into Bayou LaCache and noted that all of the nearby subdivisions are "un-sewered", but have mechanical plants that should be approved by the LA Department of Health and Hospitals. (NO ACTION TAKEN)

The Chairman resumed the chair.

Planning & Zoning Director Patrick Gordon stated that Mr. Lyle LeBlanc of the Department of Transportation and Development has submitted a letter denying the request for a traffic light at the intersection of Audubon Drive and Percy Brown Road; however, the letter recommends a turning lane. Mr. Gordon continued that the Parish's Department of Public Works is working with DOTD regarding the design of the turn lane.

Committee Member T. Cavalier expressed the concerns of the area residents regarding traffic stacking up along Audubon Road at Percy Brown Road and the additional traffic problems which may arise after a new residential development is completed.

In response to questioning, Mr. Gordon stated that Administration has a meeting with DOTD on Wednesday, May 30, 2007 at 10:00 a. m. to discuss the turning lane, but could request that the meeting be rescheduled in order to accommodate Ms. Cavalier.

Ms. T. Cavalier moved, seconded by Ms. K. Elfert, "THAT, the Public Services Committee retain the matter relative to resolving the traffic problems along Audubon Drive and Percy Brown Road in committee for two weeks."

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

ABSENT: C. Duplantis and A. Williams.

The Chairman declared the motion adopted.

Planning & Zoning Director Patrick Gordon stated that the Department of Transportation and Development denied the request for a traffic light at Bayou Blue Road and Country Estates Drive. He suggested that the matter be discussed at the meeting scheduled with DOTD next week.

Public Works Director Al Levron stated that the Council has allocated \$1,000,000.00 for the construction of turn lanes at various locations within the Parish; that the bid has been awarded; and added that the contract construction time frame is 120 calendar days. (NO ACTION TAKEN)

THE FOLLOWING EXCERPT WAS REMOVED FROM THE MINUTES PRIOR TO RATIFICATION BY THE ASSEMBLED COUNCIL, THEREFORE ACTION IS NULL AND VOID:

Mr. C. Voisin moved, seconded by Mr. H. Lapeyre, "THAT, the Public Services Committee award and authorize the signing of the construction contract for Parish Project No. 01-DRA-11, M & L Drainage Pump Station Modifications, Bayou LaCarpe Watershed Improvements, Location "B" to Lowland Construction Company, Inc." (**MOTION AMENDED AND ADOPTED AFTER DISCUSSION)

Parish Attorney Courtney Alcock requested that the aforementioned matter be retained in order to allow the Legal Department to review the bids due to the submission of a bid protest.

**Mr. C. Voisin offered an *amendment*, seconded by Mr. H. Lapeyre, "THAT, the Public Services Committee concur with the recommendation of the Legal Department to retain the matter relative to awarding the construction contract for Parish Project No. 01-DRA-11 for the M & L Drainage Pump Station Modifications, Bayou LaCarpe Watershed Improvements, Location 'B'."

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairman declared the *amended* motion adopted.

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

RESOLUTION NO. 07-194

A Resolution awarding and authorizing the signing of the Construction Contract for Parish Project No. 03-DRA-15, Concord Road Drainage Improvements, Phase II, Terrebonne Parish, Louisiana, and authorizing the issuance of the Notice to Proceed.

WHEREAS, the Terrebonne Parish Consolidated Government did receive construction bids on Parish Project No. 03-DRA-15, Concord Road Drainage Improvements, Phase II, Terrebonne Parish, Louisiana, and

WHEREAS, the lowest and best bid was that submitted by Sealevel Construction, Inc., Thibodaux, Louisiana, in the overall amount of \$410,870.00, and

NOW, THEREFORE, BE IT RESOLVED that the Terrebonne Parish Council (Public Services Committee), on behalf of the Terrebonne Parish Consolidated Government, award the construction contract to Sealevel Construction, Inc., in the overall amount of \$410,870.00, and

BE IT FURTHER RESOLVED that the President of Terrebonne Parish Consolidated Government is hereby authorized and empowered to sign a construction contract for and on behalf of the Terrebonne Parish Consolidated Government with Sealevel Construction, 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:

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

NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairman declared the resolution adopted on this, the 21st day of May, 2007.

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OFFERED BY: Mr. H. Lapeyre.

SECONDED BY: Mr. C. Voisin.

RESOLUTION NO. 07-195

A Resolution providing for the acceptance of work performed by Sealevel Construction in accordance with the Certificate of Substantial Completion for Parish Project No. 04-PARK-10, Valhi Lagoon Recreational Park (Westgate Park), Phase II, Concrete Walk, Terrebonne Parish, Louisiana.

WHEREAS, by contract dated November 28, 2006, Terrebonne Parish Consolidated Government did award a contract to Sealevel Construction for Parish Project No. 04-PARK-10, Valhi Lagoon Recreational Park (Westgate Park), Phase II, Concrete Walk, Terrebonne Parish, Louisiana, as will be seen by reference to said contract which is recorded under Entry No. 1253263 of the Records of Terrebonne Parish, and

WHEREAS, the work performed under the contract has been inspected by authorized representatives of Owner, Engineers and Contractor.

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. 1253263 of the Records of Terrebonne Parish, Louisiana, and

BE IT FURTHER RESOLVED that a certified copy of this 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 evidence that all punch list items have been completed and accepted and upon the presentation of a Clear Lien Certificate.

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairman declared the resolution adopted on this, the 21st day of May, 2007.

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OFFERED BY: Mr. P. Lambert.

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

RESOLUTION NO. 07-196

A resolution providing for the acceptance of work performed by Lowland Construction Company, Inc., in accordance with the Certificate of Substantial Completion for the Lower Montegut Bulkhead & Emergency Berm Repairs, Project No. 07-DRA-04, Terrebonne Parish, Louisiana

WHEREAS, the Terrebonne Parish Consolidated Government entered into a contract dated March 15, 2007 with Lowland Construction Company, Inc., for Lower Montegut Bulkhead & Emergency Berm Repairs, Project No. 07-DRA-04, Terrebonne Parish, Louisiana, and

WHEREAS, work performed under the contract has been and 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, and

NOW, THEREFORE BE IT RESOLVED that the Terrebonne Parish Council (Public Services Committee), on behalf of the Terrebonne Parish Consolidated Government, does hereby accept the work performed in accordance with the contract and specifications in accordance with the Certificate of Substantial Completion, effective as of the date of recording of this resolution, and does authorize and direct the Clerk of Court and Ex-Officio Recorder of Mortgages of Terrebonne Parish to note this acceptance thereof in the margin of the inscription of said contract under Entry No.1261328 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.

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:

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

NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairman declared the resolution adopted on this, the 21st day of May, 2007.

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Committee Member P. Lambert requested that Administration, after the 2007 Hurricane Season, issue the appropriate work order to have a long arm excavator sent to the aforementioned site to restore the fallen dirt on the berm to drain the 1-foot of water lying on the site.

The Chairman recognized Ms. Linda Pellegrin Porche of Highway 56, who expressed her support of the Parish's action with respect to limiting the use of collection canals; borrow pits, and levees by the public. She continued that after Hurricane Andrew, her mother granted permission to the Parish to intentionally flood 110-acres of land on her property and use the land as a reservoir in order to prevent flooding in the community to the south of the property. Ms. Porche noted this temporary 6-month permission was granted until the Parish pumps could function adequate. She expressed her concern with respect to a letter from the Terrebonne Levee & Conservation District indicating that it adopted a resolution expropriating a permanent levee servitude on the property. She stated that her initial concern was drainage and access to her property on the western side of the levee. Ms. Porche stated that a portion of the map included portion of her property as a staging area, and a week later someone knocked on her door to inform her that heavy equipment and machinery were enroute to the property to begin work. She continued that in good faith she allowed the machinery to be placed on her property due to the urgency of the project. Ms. Porche stated that the contractor has agreed to pay the water bill and a hold harmless agreement has been signed.

Ms. C. Duplantis moved, seconded by Ms. A. Williams, "THAT, the Public Services Committee postpone the condemnation hearing scheduled for 6:00 p. m. until the conclusion of the meeting."

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairman declared the motion adopted.

Ms. C. Duplantis moved, seconded by Mr. P. Lambert, "THAT, the Public Services Committee grant Ms. Linda Porche one minute to conclude her comments."

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairman declared the motion adopted.

Ms. Porche concluded her comments by requesting that she and her sister be given continued drainage protection, access to their property, that the culvert that was removed two weeks ago be replaced with the appropriate size, that the 110-acres on the western side of the property remain in the forced drainage system, that continued access be given to the left of the new levee by the replacement of the bridge, and that they be allowed to continue maintenance of the property by bringing necessary equipment on the site to cut the grass. She noted that in a similar situation, a bridge was replaced 3 miles south of her property in Phase I of the project development.

The Chairman relinquished the chair to the Vice Chairwoman.

Committee Member P. Lambert noted that the Pellegrin family has gone beyond normal effort to allow the contractors to use their property and expressed his support of the family's request.

Committee Member P. Rhodes presented maps of the staging area and noted the generosity of the Pellegrin family.

Upon questioning, Ms. Porche stated that she has read the proposed ordinance regarding levees, canals, and borrow pits, etc.

Parish Attorney Courtney Alcock stated that the revised proposed ordinance includes a provision for permitting private pedestrian bridges and permitting larger roads and bridges for use by motorized vehicles. She continued that currently the ordinance entails provisions regarding un-motorized boats.

Committee Member P. Rhodes expressed his understanding that the proposed ordinance would allow adjacent property owners access to their property on the other side of the levee.

Ms. Porche interjected her concern with respect to using vehicles to get equipment on the other side of their property to maintain the property. She continued that she has not been given any assurance that the culvert would be replaced.

Public Works Director Al Levron stated that the plan is to have the attorneys representing the Terrebonne Levee & Conservation District, the Parish Government, and the Pellegrin family meet to resolve the issue. He continued that the matter has been directly intertwined with the bridge and levee issue and noted that it is a matter of policy that Administration is trying to establish and research. Mr. Levron stated that the Levee District expropriated certain property and compensation is due, but it is being handled by the Levee District. In response to questioning, Mr. Levron stated that it has been a policy of Administration that, for a bridge to be

installed legally a permit is required. He continued that the Council Clerk has been requested to research all bridges prior to 1979. Mr. Levron added that any existing bridge that is not permitted is unlawful and noted that the proposed ordinance would allow the owners of said bridge to obtain a permit to legalize the bridge.

Discussion ensued relative to the legality of the existing bridges if there is no permit, but was constructed during the former Police Jury Administration and enforcement of the proposed ordinance limiting the use of collection canals; borrow pits, and levees by the public.

Mr. P. Rhodes moved, seconded by Mr. P. Lambert, "THAT, the Public Services Committee retain the matter relative to consideration of a proposed ordinance to limit the use of collection canals, borrow pits, and levees by the public in committee for two weeks."
(**MOTION ADOPTED AFTER DISCUSSION)

Parish Manager Barry Blackwell stated the aforementioned ordinance has been drafted to obtain some fairness and equity in Administration's policy regarding said matter. He noted that the Terrebonne Levee & Conservation District has removed twenty-four bridges that were not permitted.

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Vice Chairwoman declared the motion adopted.

The Chairman resumed the chair.

Mr. H. Lapeyre moved, seconded by M, "THAT, the Public Services Committee retain the matter relative to the sale/lease of the Parish Electric and Gas System for two weeks."

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairman declared the motion adopted.

Ms. A. Williams moved, seconded by Ms. C. Duplantis, "THAT, there being no further business to come before the Public Services Committee, the meeting be adjourned."

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

ABSENT: None.

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

Peter Rhodes, Chairman

Suzette Thomas, Minute Clerk

Mr. P. Rhodes moved, seconded by Ms. K. Elfert, "THAT, the Council accept and ratify the minutes of the Public Services Committee meeting held on 5/21/07 with the exception of the motion dealing with the bids received for the M & L Drainage Pump Station Modifications, Bayou LaCarpe Watershed Improvements Project and that, at the recommendation of the Parish Legal Department, action on that subject be addressed separately."

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. Voisin, P. Rhodes, and P. Lambert

NAYS: None

ABSTAINING: None

ABSENT: C. Duplantis and H. Lapeyre

The Chairman declared the motion adopted.

Mr. P. Rhodes moved, seconded by Ms. K. Elfert, "THAT, at the recommendation of the Parish Attorney, the Council reject all bids received for the M & L Drainage Pump Station Modification, Bayou LaCarpe Watershed Improvements Project (Parish Project No. 01-DRA-11) and that Administration be authorized to re-bid this project as soon as possible." ***(MOTION REVISITED AND AMENDED AFTER BRIEF DISCUSSION.)**

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. Voisin, P. Rhodes, and P. Lambert

NAYS: None

ABSTAINING: None

ABSENT: C. Duplantis and H. Lapeyre

The Chairman declared the motion adopted.

Mr. P. Rhodes moved, seconded by Ms. K. Elfert, "THAT, the Council revisit the previous motion regarding the bids for the M & L Drainage Pump Station."

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. Voisin, P. Rhodes, and P. Lambert

NAYS: None

ABSTAINING: None

ABSENT: C. Duplantis and H. Lapeyre

The Chairman declared the motion adopted.

Mr. P. Rhodes moved, seconded by Ms. K. Elfert, "THAT, at the recommendation of the Parish Attorney, the Council reject all bids received for the M & L Drainage Pump Station Modification, Bayou LaCarpe Watershed Improvements Project (Parish Project No. 01-DRA-11), **as non-responsive**, and that Administration be authorized to re-bid this project as soon as possible."

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. Voisin, P. Rhodes, and P. Lambert

NAYS: None

ABSTAINING: None

ABSENT: C. Duplantis and H. Lapeyre

The Chairman declared the motion adopted.

The Chairman called for a report on the Community Development & Planning Committee meeting held on 5/21/07, whereupon Committee Member C. Voisin, noting that ratification of the minutes calls public hearings on 6/13/07, rendered the following:

COMMUNITY DEVELOPMENT & PLANNING COMMITTEE

MAY 21, 2007

The Chairwoman, Christa Duplantis, called the Community Development & Planning Committee meeting to order at 7:34 p. m. in the Terrebonne Parish Council Meeting Room with the Invocation led by Ms. A. Williams 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, P. Lambert, H. Lapeyre, P. Rhodes, A. Tillman, C. Voisin, and A. Williams. A quorum was declared present.

Mr. A. Tillman moved, seconded by Mr. P. Rhodes, "THAT, Community Development & Planning Committee introduce an ordinance to create a 'No Parking' zone along the north side of Dunn Street from Bond Street to Bourg Street, and call a public hearing on said matter on Wednesday, June 13, 2007 at 6:30 p. m."

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairwoman declared the motion adopted.

OFFERED BY: Mr. H. Lapeyre.

SECONDED BY: Mr. P. Lambert.

RESOLUTION NO. 07-197

A Resolution giving Notice of Intent to adopt an Ordinance to dedicate and accept the maintenance/operation of the street(s) for "SUGAR MILL OLDE TOWNE, PHASE A" and to incorporate "RUE ST. SYDNEY" and "RUE ST. MARY" 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) for "SUGAR MILL OLDE TOWNE, PHASE A", and to incorporate "RUE ST. SYDNEY" and "RUE ST. MARY" 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, June 13, 2007.

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairwoman declared the resolution adopted on this, the 21st day of May, 2007.

Ms. A. Williams moved, seconded by Ms. T. Cavalier, "THAT, there being no further business to come before the Community Development & Planning Committee, the meeting be adjourned."

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairwoman declared the motion adopted and the meeting was adjourned at 7:36 p.m.

Christa M. Duplantis, Chairwoman

Suzette Thomas Minute Clerk

Mr. C. Voisin moved, seconded by Mr. P. Rhodes, "THAT, the Council accept and ratify the minutes of the Community Development & Planning Committee meeting held on 5/21/07."

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None

ABSTAINING: None

ABSENT: C. Duplantis and H. Lapeyre

The Chairman declared the motion adopted.

The Chairman called for a report on the Budget & Finance Committee meeting held on 5/21/07, whereupon the Committee Chairwoman, noting that ratification of the minutes calls public hearings on 6/13/07, rendered the following:

BUDGET AND FINANCE COMMITTEE

MAY 21, 2007

The Chairwoman, Kim Elfert, called the Budget & Finance Committee meeting to order at 7:37 p. m. in the Terrebonne Parish Council Meeting Room with the Invocation led by Ms. T. Cavalier 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, P. Lambert, H. Lapeyre, P. Rhodes, A. Tillman, C. Voisin, and A. Williams. A quorum was declared present.

Mr. P. Rhodes moved, seconded by Mr. H. Lapeyre and Mr. A. Tillman, "THAT, the Budget & Finance Committee introduce an ordinance that will authorize a Joint Agreement for Collection with the Sales & Use Tax Office and other local public bodies, and call a public hearing on said matter on June 13, 2007 at 6:30 p. m."

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairwoman declared the motion adopted.

OFFERED BY: Ms. A. Williams.

SECONDED BY: Mr. P. Lambert.

RESOLUTION NO. 07-198

A RESOLUTION AUTHORIZING THE PARISH PRESIDENT TO EXECUTE A CONTRACT BETWEEN THE TERREBONNE PARISH CONSOLIDATED GOVERNMENT AND THE OFFICE OF YOUTH DEVELOPMENT TO HOUSE EIGHT (8) FEMALE YOUTHS BETWEEN THE AGES OF 10-21 AT THE JUVENILE DETENTION CENTER.

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, the intensive residential treatment program is a structure behavioral treatment program which serves adolescent females who are adjudicated delinquent and placed into an intensive residential program in a professionally staffed residential environment twenty-four (24) hours per day, and

WHEREAS, the purpose of the residential service is to provide a safe and restrictive environment for those youth requiring secure residential services and to provide them with the skills necessary to re-enter society, and function as productive citizens, and

WHEREAS, the Office of Youth Development requires the housing of female youths and TPCG has the capacity to house these youths, and

WHEREAS, the number of treatment slots/units of service is approximately eight (8) female youth between the ages of 10-21 at a stipend of \$143.00 per individual, per day, and

WHEREAS, TPCG has determined that this is in the best interest and consistent with the mission of the Juvenile Detention Center to provide available slots to the OYD.

NOW, THEREFORE BE IT RESOLVED by the Terrebonne Parish Council (Budget and Finance Committee), on behalf of the Terrebonne Parish Consolidated Government, that Parish President Don Schwab is hereby authorized to negotiate and to execute all documents necessary to effect a viable contract between TPCG and the Office of Youth Development (“OYD”), containing substantially the same terms as those set out above.

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairwoman declared the resolution adopted on this, the 21st day of May, 2007.

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OFFERED BY: Ms. C. Duplantis.

SECONDED BY: Ms. A. Williams.

RESOLUTION NO. 07-199

WHEREAS, prices were obtained through the Louisiana State Commodity Catalog by the Terrebonne Parish Consolidated Government for the purpose of purchasing two (2) new/unused Very Heavy Duty, Regular Cab & Chassis Trucks (International 7400 SBA) for the Solid Waste Department under State Contract #406780, and

WHEREAS, after careful review by John Daigle, Fleet Maintenance Superintendent, Eulin Guidry, Solid Waste Administrator and Tom Bourg, Utilities Director, it has been determined that the total price of One Hundred Twenty-three Thousand, One Hundred Fifty-eight Dollars (\$123,158.00) from Southland International of Louisiana, LLC for the purchase of two (2) new/unused Very Heavy Duty, Regular Cab & Chassis Trucks (International 7400 SBA) should be accepted as per the State Contract Vehicle Catalog and under provisions set forth in the Louisiana Revised Statutes Title 39:1710, and

WHEREAS, the Parish Finance Department has verified that funds are budgeted and available in the 2007 Account Number 695-441-8914-01 for the purchase of the aforementioned equipment, and

WHEREAS, the Parish Administration has recommended the acceptance of the price for the aforementioned equipment purchases at a total cost of One Hundred Twenty-three Thousand, One Hundred Fifty-eight Dollars (\$123,158.00) as per the attached State Purchasing Contract Catalog.

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

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairwoman declared the resolution adopted on this, the 21st day of May, 2007.

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OFFERED BY: Ms. C. Duplantis.

SECONDED BY: Mr. A. Tillman.

RESOLUTION NO. 07-200

WHEREAS, proposals were obtained by the Jefferson Parish Department of General Services and Procurement for the purpose of Providing Scheduled Maintenance and Repairs to Various Two-Way Radio's (Portable, Mobiles) System Backbone, Interconnects, Data Equipment and System Hardware for the parish wide radio systems (RFP 0048), and

WHEREAS, after careful review by Pat Boudreaux, Chief of Houma Police Department, it has been determined that prices be accepted and that award be made in the amount of Thirty-four Thousand, Eight Hundred Sixty-six Dollars (\$34,866.00) to Motorola, Inc. to provide One (1) XTL 2500 Mobile Radio and Fourteen (14) XTL 1500 (Enhanced) Mobile Radios for the City of Houma Police Department utilizing some funds provided by the 2005 and 2006 JAG Program should be accepted as per the attached documents and the under provisions set forth in the Louisiana Revised Statutes Title 39:1701 et seq., and

WHEREAS, Donald Picou, Comptroller, has verified that funds are budgeted and available in the 2007 Account Numbers 206-208-8915-03, 206-213-8915-06, and 204-211-8914-01 for the purchase of the aforementioned communication equipment, and

WHEREAS, the Parish Administration has recommended the acceptance of the prices for the aforementioned communication equipment purchase at a total cost of Thirty-four Thousand, Eight Hundred Sixty-six Dollars (\$34,866.00) as per the attached documents.

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

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairwoman declared the resolution adopted on this, the 21st day of May, 2007.

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OFFERED BY: Mr. C. Voisin.

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

RESOLUTION NO. 07-201

WHEREAS, on April 24, 2007 sealed quotations were obtained by the Terrebonne Parish Consolidated Government Drainage Department for materials and labor for the replacement of D-19 Lower Dularge Pumping Station, and

WHEREAS, after careful review by Perry Blanchard, Public Works Operation Manager and Carl Ledet, Forced Drainage Supervisor, it has been determined that the lowest responsive quotation was that of Andrew Baudoin Building Contractor in the amount of Thirty Eight Thousand Six Hundred Eighty Dollars and Zero Cents (\$38,680.00), and that it should be accepted per the attached forms, 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, the Parish Administration has recommended the acceptance of the quotation of Andrew Baudoin Building Contractor in the amount Thirty Eight Thousand Six Hundred Eighty Dollars and Zero Cents (\$38,680.00), as per the attached forms.

NOW, THEREFORE BE IT RESOLVED, that the Terrebonne Parish Council (Budget and Finance Committee), on behalf of the Terrebonne Parish Consolidated Government, accept the recommendation of the Parish Administration be approved and that the quotation of Andrew Baudoin Building Contractor be accepted as per the attached forms.

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairwoman declared the resolution adopted on this, the 21st day of May, 2007.

* * * * *

OFFERED BY: Mr. A. Tillman.
SECONDED BY: Ms. A. Williams.

RESOLUTION NO. 07-202

A Resolution introducing an Ordinance to declare computer and other miscellaneous equipment from the Civic Center, Fleet Maintenance, Houma Police, Juvenile Detention, Parish Jail, Planning & Zoning, and Registrar of Voters Departments as surplus as described in the attached Exhibit "A" and authorizing said items to be disposed of by public bid, negotiated sale, junked or any other legally approved method.

NOW THEREFORE BE IT RESOLVED that the Terrebonne Parish Council (Budget and Finance Committee), on behalf of the Terrebonne Parish Consolidated Government, does hereby introduce an ordinance which will declare the attached Exhibit "A" as surplus and authorizes the Parish President to dispose of said items by public bid, negotiated sale, junked or any other legally approved method, and that a public hearing on said matter be called for Wednesday, June 13, 2007 at 6:30 p.m.

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairwoman declared the resolution adopted on this, the 21st day of May, 2007.

* * * * *

Mr. A. Tillman moved, seconded by Ms. A. Williams, "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:

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

NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairwoman declared the motion adopted and the meeting was adjourned at 7:40 p.m.

Kim Elfert, Chairwoman

Suzette Thomas, Minute Clerk

Ms. K. Elfert moved, seconded by Mr. P. Lambert, "THAT, the Council accept and ratify the minutes of the Budget & Finance Committee meeting held on 5/21/07."

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. Voisin, P. Rhodes, and P. Lambert

NAYS: None

ABSTAINING: None

ABSENT: C. Duplantis and H. Lapeyre

The Chairman declared the motion adopted.

The Chairman called for a report on the Policy, Procedure, & Legal Committee meeting held on 5/21/07, whereupon the Committee Chairwoman, noting that ratification of the minutes calls a public hearing on 6/13/07, rendered the following:

POLICY, PROCEDURE, & LEGAL COMMITTEE

MAY 21, 2007

The Chairwoman, Arlanda Williams, called the Policy, Procedure, & Legal Committee meeting to order at 7:41 p. m. in the Terrebonne Parish Council Meeting Room with the Invocation led by Ms. C. Duplantis 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, P. Lambert, H. Lapeyre, P. Rhodes, A. Tillman, C. Voisin, and A. Williams. A quorum was declared present.

Mr. C. Voisin moved, seconded by Mr. H. Lapeyre, "THAT, the Policy, Procedure, & Legal Committee introduce an ordinance to increase the maximum number of floats allowed by each parade organization from 30 to 40, and call a public hearing on matter on Wednesday, June 13, 2007 at 6:30 p. m." (**MOTION ADOPTED AFTER DISCUSSION)

Parish President Don Schwab stated that Administration has not been made aware of the aforementioned proposed ordinance and that the Houma Police Department has not been consulted. He continued that, previously, some discussion transpired with respect to parades ending at 2:00 a. m. because of the number of floats within the parade, and added that additional discussion needs to be held in order to address other concerns.

Discussion transpired relative to how the aforementioned matter came into existence with respect to increasing the number of floats in the local parades.

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: P. Rhodes.

ABSTAINING: None.

ABSENT: None.

The Chairwoman declared the motion adopted.

Mr. A. Tillman moved, seconded by Ms. C. Duplantis, "THAT, there being no further business to come before the Policy, Procedure, & Legal 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:

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

NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairwoman declared the motion adopted and the meeting was adjourned at 7:44 p.m.

Arlanda Williams, 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 5/21/07."

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. Voisin, P. Rhodes, and P. Lambert

NAYS: None

ABSTAINING: None

ABSENT: C. Duplantis and H. Lapeyre

The Chairman declared the motion adopted.

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

INSTALL ONE 150-WATT HPS STREET LIGHT OPPOSITE OF 4028 COUNTRY DRIVE, SOUTH SIDE ON EXISTING POLE WITH RED RIBBON; ROAD LIGHTING DISTRICT NO. 5; ENTERGY; PETE LAMBERT

INSTALL ONE 175W MV STREET LIGHT AT 1037 COTEAU RD. (CORNER POLE OF COTEAU RD. & ANNETTE DR.); ROAD LIGHTING DISTRICT NO. 5; ENTERGY PETE LAMBERT

REMOVE STREET LIGHT LOCATED AT THE NORTH SIDE OF 7069 TOU LOU LOU ST. IN CHAUVIN - (KATHY THIGPEN-594-5500); ENTERGY; ROAD LIGHTING DISTRICT 7; PETE LAMBERT

INSTALL TWO LIGHTS ALONG SOUTH HOLLYWOOD ROAD ON POLES THAT BELONG TO ENTERGY (3 OR 4 LIGHTS ON TPCG POLES WERE ALREADY

APPROVED ON 4/9/07); ROAD LIGHTING DISTRICT NO. 2; ENTERGY; HAROLD LAPEYRE.”

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. Voisin, P. Rhodes, and P. Lambert

NAYS: None

ABSTAINING: None

ABSENT: C. Duplantis and H. Lapeyre

The Chairman declared the motion adopted.

Mr. A. Williams moved, seconded by Mr. P. Rhodes, “THAT, the Council keep nominations open for the three expired terms on the Fire Protection District No. 8 Board.”

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. Voisin, P. Rhodes, and P. Lambert

NAYS: None

ABSTAINING: None

ABSENT: C. Duplantis and H. Lapeyre

The Chairman declared the motion adopted.

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. Voisin, P. Rhodes, and P. Lambert

NAYS: None

ABSTAINING: None

ABSENT: C. Duplantis and H. Lapeyre

The Chairman declared the motion adopted.

The Chairman recognized the public for comments on the following:

- A. A proposed ordinance to adopt to dedicate and accept the maintenance/operation of the street, drainage servitudes, utilities, gas, sewer, and rights-of-way for “Quality Estates Subdivision, Addendum No. 1, Phase 2” and to incorporate the expansion of “Cordell Road” into the Enhanced 911 Emergency Response System (continued from previous meetings).

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

Mr. C. Voisin moved, seconded by Mr. P. Rhodes and Mr. P. Lambert, “THAT, the Council continue the public hearing until 6/13/07 on the proposed ordinance that will dedicate and accept the maintenance/operation of the street, drainage servitudes, utilities, gas, sewer, and rights-of-way for ‘Quality Estates Subdivision, Addendum No. 1, Phase 2’ and to incorporate the expansion 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. Voisin, P. Rhodes, and P. Lambert

NAYS: None

ABSTAINING: None

ABSENT: C. Duplantis and H. Lapeyre

The Chairman declared the motion adopted.

Mr. P. Rhodes moved, seconded by 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. P. Rhodes.

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None

ABSTAINING: None

ABSENT: C. Duplantis and H. Lapeyre

The Chairman declared the motion adopted.

Mr. P. Lambert moved, seconded by Mr. C. Voisin, “THAT, the Council deviate from the policy regarding board appointments and re-appoint Mr. Amos Usie to another term on the Consolidated Waterworks District No. 1 Board, District 9.”

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. Voisin, P. Rhodes, and P. Lambert

NAYS: None

ABSTAINING: None

ABSENT: C. Duplantis and H. Lapeyre

The Chairman declared the motion adopted.

Ms. A. Williams moved, seconded by Mr. P. Lambert, "THAT, the Council deviate from the policy regarding board appointments and re-appoint Ms. Pam Lemoine to another term on the Terrebonne Parish Library Board of Control."

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. Voisin, P. Rhodes, and P. Lambert

NAYS: None

ABSTAINING: None

ABSENT: C. Duplantis and H. Lapeyre

The Chairman declared the motion adopted.

Mr. C. Voisin moved, seconded by Ms. A. Williams, "THAT, the Council deviate from the policy regarding board appointments and re-appoint Ms. Janelle Bonvillain to another term on the Recreation District No. 9 Board."

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. Voisin, P. Rhodes, and P. Lambert

NAYS: None

ABSTAINING: None

ABSENT: C. Duplantis and H. Lapeyre

The Chairman declared the motion adopted.

There were no items to address under agenda item 6A – Council Members.

Councilwoman T. Cavalier invited everyone to the ninth annual Flag Day: A Patriotic Salute program by the Houma-Terrebonne Community Band for Veterans, Military Personnel, and all Americans on Sunday, June 10, 2007 at the Houma Municipal Auditorium at 2:00 p.m. and said that the event is free to the public.

Councilman C. Voisin announced that, currently, individuals from the Park Avenue United Methodist Church from New York City, New York, are working on homes in the Dulac area, helping residents who have not received funding assistance to rebuild, and commended the following volunteers for their assistance: Reverend Sara Lamar-Sterling, Reverend Bill Shillady, and Mrs. Mary E. Kris and their staffs. Mr. Voisin also announced that on Monday, 6/4/07 at 6:00 p.m. at the Bourg Lions Club on Texas Gulf Road, there would be a Town Meeting to discuss the Terrebonne/Lafourche Boundary Issue pertaining to the Grand Bois area.

Council Clerk P. Labat stated that for the last 18 months the La. Recovery Authority and La. Speaks have been working on plans for coastal Louisiana and next Wednesday, 5/30/07, at 5:30 p.m. in the Council Meeting Room there will be a presentation of the plans and the public is invited to attend those proceedings.

There were no matters to address under Agenda Item 7B – Parish President Announcements, or 8A – Staff Reports, Parish President.

Council Clerk P. Labat explained that a resolution is being requested for consideration to include TARC in the previously-authorized ongoing litigation over assessments and ad valorem taxes as presented by the Assessor.

Mr. P. Rhodes moved, seconded by Ms. A. Williams and Mr. P. Lambert, “THAT, the Council allow an add-on to tonight’s agenda to address a resolution to add TARC to the list of taxing districts previously approved.”

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, H. Lapeyre, C. Voisin, P. Rhodes, and P. Lambert

NAYS: None

ABSTAINING: None

ABSENT: C. Duplantis

The Chairman declared the motion adopted.

OFFERED BY: Mr. P. Rhodes.

SECONDED BY: Ms. A. Williams and Mr. P. Lambert.

RESOLUTION NO. 07-203

WHEREAS, there is on-going litigation over the assessment and ad valorem taxation of certain pipeline property located in Terrebonne Parish and the Assessor and Sheriff have been named as defendants in the following suits and/or proceedings:

In re: Tennessee Gas Pipeline

Docket 06-22109-001, Louisiana Tax Commission

Florida Gas Transmission Corp., et al. v. Louisiana Tax Commission, et al.

Suit No. 131,097, 32nd Judicial District Court

Transcontinental Gas Pipeline Corp. v. Louisiana Tax Commission, et al.

Suit No. 134,272, 32nd Judicial District Court

Transcontinental Gas Pipeline Corp. v. Louisiana Tax Commission, et al.

Suit No. 491,194 c/w 491,250, 19th Judicial District Court

Florida Gas Transmission Co. Louisiana Tax Commission, et al.

Suit No. 516,393, 19th Judicial District Court

Florida Gas Transmission Co. Louisiana Tax Commission, et al.

Suit No. 528,768, 19th Judicial District Court

Florida Gas Transmission Co. Louisiana Tax Commission, et al.

Suit No. 540,101, 19th Judicial District Court

Florida Gas Transmission Co. Louisiana Tax Commission, et al.
Suit No. 551,243, 19th Judicial District Court

ANR Pipeline Co. v. Louisiana Tax Commission, et al.
Suit No. 528,555, 19th Judicial District Court

ANR Pipeline Co. v. Louisiana Tax Commission, et al.
Suit No. 539,825, 19th Judicial District Court

ANR Pipeline Co. v. Louisiana Tax Commission, et al.
Suit No. 551,243, 19th Judicial District Court

Southern Natural Gas Co. v. Louisiana Tax Commission, et al.
Suit No. 528,556, 19th Judicial District Court

Southern Natural Gas Co. v. Louisiana Tax Commission, et al.
Suit No. 539,827, 19th Judicial District Court

Southern Natural Gas Co. v. Louisiana Tax Commission, et al.
Suit No. 551,245, 19th Judicial District Court

Tennessee Gas Pipeline Co. v. Louisiana Tax Commission, et al.
Suit No. 528,554, 19th Judicial District Court

Tennessee Gas Pipeline Co. v. Louisiana Tax Commission, et al.
Suit No. 539,828, 19th Judicial District Court

Tennessee Gas Pipeline Co. v. Louisiana Tax Commission, et al.
Suit No. 551,247, 19th Judicial District Court

WHEREAS, as this litigation proceeds it has become necessary for the Assessor to defend the assessments in legal proceedings;

WHEREAS, such a defense will necessitate the Assessor and Sheriff contracting with legal counsel;

WHEREAS, in an effort to limit the costs of such legal counsel, which cost is ordinarily borne proportionately by the ad valorem taxing bodies in this Parish, the Assessor intends on engaging legal counsel on a contingency fee basis, with any fees coming only from any additional taxes collected as a result of the new assessments of the above referenced tax payers; and

WHEREAS, the following taxing district, represented herein by the Terrebonne Parish Council, will benefit from the collection of any additional ad valorem taxes collected with the assistance of the legal counsel contracted by the Assessor:

Retarded School Tax – Maintenance

NOW THEREFORE BE IT RESOLVED that the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, in a duly called open meeting does hereby authorize the Assessor and Sheriff to engage BRIAN A. EDDINGTON, Attorney at Law as legal counsel for its benefit in the above referenced proceedings on a contingency fee basis, not to exceed 10% of the additional taxes, interest and penalties collected for its benefit pursuant to the decision of the Louisiana Tax Commission in the above referenced proceedings or by judgment of a reviewing Court and does hereby obligate and encumber an amount not to exceed 10% of the additional taxes (including taxes paid under protest), interest and penalties collected for its benefit for the payment of said legal fees; and,

BE IT FURTHER RESOLVED by the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, that the Assessor and the Sheriff be and are hereby authorized to pay said legal fees to the legal counsel contracted by the Assessor to provide legal

services in the above referenced matters prior to or contemporaneously with the disbursal of any additional taxes, interest and penalties to it.

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

ABSENT: C. Duplantis and H. Lapeyre.

The Chairman declared the resolution adopted on this, the 23rd day of May, 2007.

* * * * *

Mr. P. Rhodes moved, seconded by Ms. A. Williams and 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 Mr. P. Rhodes.

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None

ABSTAINING: None

ABSENT: C. Duplantis and H. Lapeyre

The Chairman declared the motion adopted and the meeting adjourned at 6:39 p.m.

VENITA H. WHITNEY
MINUTE CLERK

ATTEST:

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

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