

PROCEEDINGS
OF THE
TERREBONNE PARISH COUNCIL
IN REGULAR SESSION
OCTOBER 28, 2009

The Chairwoman, Ms. A. Williams, called the meeting to order at 6:04 p.m. in the Terrebonne Parish Council Meeting Room. Following the Invocation, led by Minute Clerk V. Chauvin, Councilman J. Cehan led the Pledge of Allegiance.

Upon roll call, Council Members recorded as present were: A. Williams, B. Hebert, T. Cavalier, J. Pizzolatto, K. Voisin, C. Voisin, J. Cehan, P. Lambert, and A. Tillman. A quorum was declared present.

Mr. A. Tillman moved, seconded by Mr. K. Voisin, "THAT, the Council approve the minutes of the Regular Council Session held on 9/23/09."

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

UPON ROLL CALL THERE WAS RECORDED:

YEAS: A. Williams, B. Hebert, T. Cavalier, J. Pizzolatto, K. Voisin, C. Voisin, J. Cehan, P. Lambert, and Mr. A. Tillman

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

Mr. A. Tillman moved, seconded by Mr. J. Cehan, "THAT, the Council approve the minutes of the Special Council Session held on 10/7/09".

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

UPON ROLL CALL THERE WAS RECORDED:

YEAS: A. Williams, B. Hebert, T. Cavalier, J. Pizzolatto, K. Voisin, C. Voisin, J. Cehan, P. Lambert, and Mr. A. Tillman

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

Mr. C. Voisin moved, seconded by Mr. B. Hebert, "THAT, the Council approve the Parish Bill List dated October 28, 2009".

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

UPON ROLL CALL THERE WAS RECORDED:

YEAS: A. Williams, B. Hebert, T. Cavalier, J. Pizzolatto, K. Voisin, C. Voisin, J. Cehan, P. Lambert, and Mr. A. Tillman

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

Mr. J. Cehan moved, seconded by Mr. K. Voisin, "THAT, the Council approve the Parish Manual Check List for September 2009".

The Chairwoman called for a vote on the motion offered by Mr. J. Cehan.

UPON ROLL CALL THERE WAS RECORDED:

YEAS: A. Williams, B. Hebert, T. Cavalier, J. Pizzolatto, K. Voisin, C. Voisin, J. Cehan, P. Lambert, and Mr. A. Tillman

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

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

RESOLUTION NO. 09-561

WHEREAS, the Terrebonne Parish Coastal Zone Management Advisory Committee has been assigned the all important task of monitoring programs and activities that are crucial to the successful protection, preservation and restoration of the Barrier Islands and the coastline of Terrebonne Parish, and

WHEREAS, since early 2003, Mr. Nolan Bergeron volunteered to serve as a member of the CZM Advisory Committee and on several occasions, was selected by his peers to serve as chairman of the committee, and

WHEREAS, during his tenure on the committee, Mr. Bergeron was always one of the first of the members who volunteered to perform site inspections, to travel to district meetings and state government offices or to just meet with visiting state officials, and

WHEREAS, Mr. Bergeron always used his vast knowledge of local waterways and his familiarity of state and local laws for the benefit of the committee and its responsibilities, and

WHEREAS, due to his own reasons, Mr. Bergeron chose not to seek re-appointment on the committee, but gave his sincere offer to help the committee whenever and however possible in the future.

NOW, THEREFORE BE IT RESOLVED by the Terrebonne Parish Council, on behalf of Parish President Michel H. Claudet and the entire Terrebonne Parish Consolidated Government, that Mr. Nolan Bergeron be hereby commended for his many years of service on the Terrebonne Parish Coastal Zone Management Advisory Committee and for lending his knowledge and expertise to other local civic and community causes.

THERE WAS RECORDED:

YEAS: A. Williams, B. Hebert, T. Cavalier, J. Pizzolatto, K. Voisin, C. Voisin, J. Cehan, P. Lambert and A. Tillman.

NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairwoman declared the resolution adopted on this, the 28th day of October, 2009.

* * * * *

The Chairwoman recognized Mr. Nolan Bergeron, who thanked the Council and Parish President for the commendation, and stressed the importance of continued efforts of protection, preservation, and restoration of the Barrier Islands and the coastline of Terrebonne Parish. He offered his assistance in the future with these efforts.

OFFERED BY: Mr. C. Voisin.
 SECONDED BY: Mr. P. Lambert.

RESOLUTION NO. 09-

A resolution providing for canvassing the returns and declaring the result of the special election held in Road Lighting District No. 3A of the Parish of Terrebonne, State of Louisiana, on Saturday, October 17, 2009, to authorize the renewal of a special tax therein.

BE IT RESOLVED by the Terrebonne Parish Council of the Parish of Terrebonne, State of Louisiana (the "Governing Authority"), acting as the governing authority of Road Lighting District No. 3A of the Parish of Terrebonne, State of Louisiana (the "District"), that:

SECTION 1. Canvass. This Governing Authority does now proceed in open and public session to examine the official tabulations of votes cast at the special election held in Road

Lighting District No. 3A of the Parish of Terrebonne, State of Louisiana, (the "District"), on SATURDAY, OCTOBER 17, 2009, to authorize the renewal of a special tax therein, and said Governing Authority does further proceed to examine and canvass the returns and declare the result of the special election.

SECTION 2. Proces Verbal. A *Proces Verbal* of the canvass of the returns of said election shall be made and a certified copy thereof shall be forwarded to the Secretary of State, Baton Rouge, Louisiana, who shall record the same in his office; another certified copy thereof shall be forwarded to the Clerk of Court and *Ex-Officio* Recorder of Mortgages in and for the Parish of Terrebonne, who shall record the same in the Mortgage Records of said Parish; and another copy thereof shall be retained in the archives of this Governing Authority.

SECTION 3. Promulgation of Election Result. The result of said election shall be promulgated by publication in the manner provided by law.

THERE WAS RECORDED:

YEAS: A. Williams, B. Hebert, T. Cavalier, J. Pizzolatto, K. Voisin, C. Voisin, J. Cehan, P. Lambert and A. Tillman.

NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairwoman declared the resolution adopted on this, the 28th day of October, 2009.

* * * * *

There was found by said count and canvass that the following votes had been cast at the said special election **IN FAVOR OF** and **AGAINST**, respectively, the proposition as hereinabove set forth at the following polling places, to-wit:

POLLING PLACES		VOTE TABULATION	
Precinct	Location	FOR	AGAINST
12	St. Bernadette Elementary School, 309 Funderburk Avenue, Houma (IN PART)	5	0
17	Broadmoor Elementary School, 1010 Broadmoor Avenue, Houma	84	10
18A	Lisa Park School, 6639 Willie Lou Avenue, Houma	68	7
18J	Lisa Park School, 6639 Willie Lou Avenue, Houma	62	6
19A	Church of Christ Business Off, 6958 Alma Street, Houma	51	8
19K	Church of Christ Business Off, 6958 Alma Street, Houma	31	7
20	Terrebonne Parish School Board Office, 201 Stadium Drive, Houma (IN PART)	35	8
21	St. Gregory School Library, 419 7th Street, Houma (IN PART)	8	4
24	Bayou Towers, 7491 Park Ave, Houma (IN PART)	0	0
27	South Louisiana Electric Co-op., 2028 Coteau Road, Houma	18	1
28	South Louisiana Electric Co-op., 2028 Coteau Road, Houma (IN PART)	2	1

POLLING PLACES		VOTE TABULATION	
Precinct	Location	FOR	AGAINST
29	East Houma School, 222 Connely St, Houma (IN PART)	24	2
31	Village East Vol Fire Station, 100 Development St, Houma (IN PART)	34	1
32	Village East School, 315 Lafayette Woods, Houma (IN PART)	29	9
33	Tarc Music Hall, No 1 McCord Rd, Houma (IN PART)	0	0
34A	East Street School Cafeteria, 609 East St, Houma (IN PART)	12	3
34M	East Street School Cafeteria, 609 East St, Houma (IN PART)	18	3
35	Tarc Music Hall, No 1 McCord Rd, Houma	30	1
36	Tarc Music Hall, No 1 McCord Rd, Houma	14	4
38	East Houma Branch Library, 778 Grand Caillou Rd, Houma (IN PART)	39	5
41	East Houma Branch Library, 778 Grand Caillou Rd, Houma (IN PART)	13	2
42	Acadian Elementary School, 1020 Saadi St, Houma (IN PART)	15	7
43	Oaklawn Jr High School, 2215 Acadian Dr, Houma	62	10
44	Oaklawn Jr High School, 2215 Acadian Dr, Houma	63	7
45	NSU Allied Health Building, 235 Civic Center Blvd, Houma (IN PART)	1	0
46	TPCG Federal Programs Bldg, 809 Barrow St, Houma (IN PART)	0	1
49	Houma Jr High School, 315 St. Charles St, Houma (IN PART)	0	0
51	Shady Acres Sr Center, 6512 W Main St, Houma (IN PART)	50	23
52	Grand Caillou Elementary School, 3933 Grand Caillou Rd, Houma (IN PART)	0	0
55	Bourg Community Center, 4411 Eldred St, Bourg (IN PART)	0	0
74	Woodman of the World Hall, 309 S. Hollywood Rd, Houma (IN PART)	0	0
86	Broadmoor Elementary School, 1010 Broadmoor Ave, Houma	67	3
87	Broadmoor Elementary School, 1010 Broadmoor Ave, Houma	33	7
88	Bourg Community Center, 4411 Eldred St, Bourg (IN PART)	4	0
ABSENTEE		76	15

POLLING PLACES		VOTE TABULATION	
Precinct	Location	FOR	AGAINST
TOTALS		948	155
MAJORITY FOR		793	

The polling places above specified being the only polling places designated at which to hold the said election, it was therefore shown that there was a total of **948** votes cast **IN FAVOR OF** the Proposition and a total of **155** votes cast **AGAINST** the Proposition, as hereinabove set forth, and that there was a majority of **793** votes cast **IN FAVOR OF** the Proposition as hereinabove set forth.

Therefore, the Governing Authority did declare and proclaim and does hereby declare and proclaim in open and public session that the Proposition as hereinabove set forth was duly **APPROVED** by a majority of the votes cast by the qualified electors voting at the said special election held in the District on Saturday, October 17, 2009.

Mr. C. Voisin moved, seconded by Mr. J. Cehan, "THAT, the Council introduce an ordinance to enact Chapter 24 of the Terrebonne Parish Code to implement a policy for Tax Increment Financing and call a public hearing on November 11, 2009 at 6:30 p.m."

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

UPON ROLL CALL THERE WAS RECORDED:

YEAS: A. Williams, B. Hebert, T. Cavalier, J. Pizzolatto, K. Voisin, C. Voisin, J. Cehan, P. Lambert, and Mr. A. Tillman

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

The Chairwoman recognized Ms. Pam Miller, CFM, Floodplain Management Coordinator, who presented the Community Rating System plaques to the Terrebonne Parish Consolidated Government. She stated that residents in a special flood hazard zone will now enjoy a 15% reduction in flood insurance premiums for an additional combined savings of over \$300,000 annually. She stated that on behalf of the National Floodplain Management Coordinator staff, in conjunction with FEMA Region 6, Parish President Michel Claudet, Mitch McDonald, Lisa Ledet, Carl Hebert, and Terrebonne Parish Public Officials are supported and applauded for implementing Flood Management through the Community Rating System.

The Chairwoman recognized Mr. Mitch McDonald, Planning and Zoning Department, who thanked Ms. Miller and stated that the implementation was a team effort among Parish staff.

Parish President M. Claudet commended the Planning Department staff for their efforts in helping to reduce the flood insurance premiums for residents in Terrebonne Parish.

The Chairwoman recognized Mrs. Sybil Guidry, Terrebonne Parish Tree Board, who announced the receipt of a grant being awarded to the Terrebonne Parish Tree Board by Apache Corporation for an Arbor Tree Give Away to be held at the Main Library on January 17, 2010 between 10:00 a.m. and 12:00 noon. She also announced the receipt of the Tree Board and the Downtown Development's \$5,000.00 matching grant from the Louisiana Department of Agriculture and Forestry to develop a master Main Street plan. She stated that on November 21, 2009 from 10:30 to 11:30 a.m. at the Main Library an awareness program will be held by Acorns of Hope for children and parents, followed by tree plantings on the Civic Center grounds.

The Chairwoman stated that agenda item 1C – Mr. Nolan Wesley wishing to address the Council - had been pulled.

The Chairwoman called for Mr. Bertrand Brooks, who was listed on the agenda to address the Council, but Mr. Brooks was not present.

The Chairwoman recognized Ms. Angi Falgout, CEO of the Bayouland YMCA, who requested co-sponsorship from TPCG for the 2009 Downtown Family Fun Fest.

Councilman K. Voisin requested that since the event is not before the next Council meeting the matter be placed on the next agenda so as not to require an add-on to tonight's agenda.

The Chairwoman recognized Mr. Reggie Bourg, Bourg resident, who expressed his concerns relative to the lack of CDBG funding benefitting residents in the rural areas of the Parish, and his objections to the Bayou LaCarpe Drainage Project taking approximately \$5,000,000. from the Gustav/Ike Hurricane Recovery funds and only benefitting a few residences and an industrial park. He stated that the Isle de Jean Charles Road is an example of an area in a rural area of the Parish needing to be addressed.

Council Members A. Tillman and K. Voisin expressed their concerns relative to Mr. Bourg constantly bringing up problems and never offering any solutions to matters that are important to be addressed in the Parish.

Mr. K. Voisin moved, seconded by Mr. J. Cehan, "THAT, it now being 6:30 p.m., the Council open public hearings at this time."

The Chairwoman called for a vote on the motion offered by Mr. K. Voisin.

UPON ROLL CALL THERE WAS RECORDED:

YEAS: A. Williams, B. Hebert, T. Cavalier, J. Pizzolatto, K. Voisin, C. Voisin, J. Cehan, P. Lambert, and Mr. A. Tillman

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

The Chairwoman recognized the public for comments on the following:

- A. The proposed 2010 Operations and Maintenance Budget of the Terrebonne Parish Consolidated Government and the Five-Year Capital Outlay Budget, as presented by the Parish President

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

Mr. A. Tillman moved, seconded by Mr. C. Voisin and Mr. K. Voisin, "THAT, the Council continue the public hearing on the proposed 2010 Operations and Maintenance Budget of the Terrebonne Parish Consolidated Government and the Five-Year Capital Outlay Budget, as presented by the Parish President."

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

UPON ROLL CALL THERE WAS RECORDED:

YEAS: A. Williams, B. Hebert, T. Cavalier, J. Pizzolatto, K. Voisin, C. Voisin, J. Cehan, P. Lambert, and Mr. A. Tillman

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

The Chairwoman recognized the public for comments on the following:

- B. A proposed ordinance authorizing the Parish President to execute a Cooperative Endeavor Agreement for the lease of Hazard Mitigation Grant Program (HMGP) property, located at 6210 Shrimpers Row, with Mr. Mark Murret

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

Mr. C. Voisin moved, seconded by Mr. J. Cehan, "THAT, the Council close the aforementioned public hearing."

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

UPON ROLL CALL THERE WAS RECORDED:

YEAS: A. Williams, B. Hebert, T. Cavalier, J. Pizzolatto, K. Voisin, C. Voisin, J. Cehan, P. Lambert, and Mr. A. Tillman

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

OFFERED BY: Mr. C. Voisin.

SECONDED BY: Mr. J. Cehan.

ORDINANCE NO. 7726

AN ORDINANCE AUTHORIZING THE PARISH PRESIDENT TO EXECUTE A COOPERATIVE ENDEAVOR AGREEMENT FOR LEASE OF PARISH PROPERTY BETWEEN TPCG AND MARK MURRET

WHEREAS, the Terrebonne Parish Consolidated Government (“TPCG”) received a ten million dollar grant from the FEMA Hazard Mitigation Grant Program in January of 2003; and

WHEREAS, TPCG is in the process of the “buy-back” portion of the program and has purchased several different properties in Terrebonne Parish; and

WHEREAS, FEMA imposes stringent deed restrictions consistent with their “open space” philosophy on the property obtained by TPCG through the grant monies; and

WHEREAS, TPCG requires assistance in the healthy and sanitary maintenance of these properties and to assure that the use of the property remains consistent with FEMA requirements; and

WHEREAS MARK MURRET desires to lease the property subject to maintenance requirements and FEMA restrictions; and

WHEREAS, TPCG and MARK MURRET believe that entering into this Cooperative Endeavor Lease Agreement will serve a public purpose and have a public benefit commensurate with the cost;

NOW, THEREFORE BE IT ORDAINED that the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, authorizes the Parish President to negotiate and to execute a Cooperative Endeavor Lease Agreement with MARK MURRET containing substantially the same terms as those set out in the attached agreement.

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

THERE WAS RECORDED:

YEAS: A. Williams, B. Hebert, T. Cavalier, J. Pizzolatto, K. Voisin, C. Voisin, J. Cehan, P. Lambert and A. Tillman.

NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairwoman declared the ordinance adopted on this, the 28th day of October, 2009.

The Chairwoman recognized the public for comments on the following:

- C. A proposed ordinance to amend the 2009 Adopted Operating Budget and the 5-Year Capital Outlay Budget for the following items:
 - I. GIS Mapping: \$196,000
 - II. Department of Housing and Human Services: \$27,676

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

Mr. K. Voisin moved, seconded by Mr. C. Voisin, "THAT, the Council close the aforementioned public hearing."

The Chairwoman called for a vote on the motion offered by Mr. K. Voisin.

UPON ROLL CALL THERE WAS RECORDED:

YEAS: A. Williams, B. Hebert, T. Cavalier, J. Pizzolatto, K. Voisin, C. Voisin, J. Cehan, P. Lambert, and Mr. A. Tillman

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

OFFERED BY: Mr. K. Voisin.

SECONDED BY: Mr. C. Voisin.

ORDINANCE NO. 7727

AN ORDINANCE TO AMEND THE 2009 ADOPTED OPERATING BUDGET FOR THE FOLLOWING ITEMS:

- I. GIS Mapping: \$196,000
- II. Dept. of Housing & Human Services: \$27,676

SECTION I

WHEREAS, the GIS Mapping Fund is responsible for setting up additional maps for the Assessor's Office per the Intergovernmental Agreement dated August 6, 2004 and approved by the Council through Resolution 04-271, and

WHEREAS, the GIS Technology Fund is transferring an additional amount of \$196,000 to reach the maximum allowed by the above mentioned agreement of \$500,000 in order to fund the costs associated with the mapping.

BE IT FURTHER ORDAINED, by the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, that the 2009 Adopted Operating Budget be amended for the funding for the GIS Mapping System. (Attachment A)

SECTION II

WHEREAS, the Parish received a grant from the Department of Health and Human Services in the amount of \$27,676, and

WHEREAS, this grant is awarded for a one-time replacement of equipment, materials, and supplies lost due to hurricane damage, and

WHEREAS, the matching funds of \$6,919 have been waived.

BE IT FURTHER ORDAINED, by the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, that the 2009 Adopted Operating Budget be amended to recognize the funding from the Department of Health and Human Services. (Attachment B)

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

THERE WAS RECORDED:

YEAS: A. Williams, B. Hebert, T. Cavalier, J. Pizzolatto, K. Voisin, C. Voisin, J. Cehan, P. Lambert and A. Tillman.

NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairwoman declared the ordinance adopted on this, the 28th day of October, 2009.

ATTACHMENT A - GIS Mapping

	2009		
	<u>Adopted</u>	<u>Change</u>	<u>Amended</u>
Other Fees	123,000	196,000	319,000
Transfer from GIS Technology Fund	(304,000)	(196,000)	(500,000)
Transfer to GIS Mapping Fund	304,000	196,000	500,000
Parish Revenue Sharing	(304,000)	(196,000)	(500,000)

ATTACHMENT B - U. S. Department of Housing and Human Services

	2009		
	<u>Adopted</u>	<u>Change</u>	<u>Amended</u>
Classroom Materials	10,000	12,450	22,450
Disposable Nutrition Supplies	5,400	313	5,713
Kitchen/Cleaning Supplies	6,200	696	6,896
Other Fees	12,000	3,172	15,172
Security	-	11,045	11,045
HUD Head Start Program	(1,285,895)	(27,676)	(1,313,571)

The Chairwoman recognized the public for comments on the following:

- D. A proposed ordinance to declare vehicles, and other miscellaneous equipment from various departments as surplus and authorizing said items to be disposed of by any legally approved method

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

Mr. A. Tillman moved, seconded by Mr. K. Voisin and Mr. C. Voisin, "THAT, the Council close the aforementioned public hearing."

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

UPON ROLL CALL THERE WAS RECORDED:

YEAS: A. Williams, B. Hebert, T. Cavalier, J. Pizzolatto, K. Voisin, C. Voisin, J. Cehan, P. Lambert, and Mr. A. Tillman

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

OFFERED BY: Mr. A. Tillman.

SECONDED BY: Mr. K. Voisin.

ORDINANCE NO. 7728

An Ordinance to declare vehicles and other miscellaneous equipment from the Administration, Customer Service, Fire, Head Start, Housing & Human Services, Police, Purchasing, Recreation, Roads & Bridges and Transit 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 by any other legally approved method.

SECTION I

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

SECTION II

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

SECTION III

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

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

THERE WAS RECORDED:

YEAS: A. Williams, B. Hebert, T. Cavalier, J. Pizzolatto, K. Voisin, C. Voisin, J. Cehan, P. Lambert and A. Tillman.

NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairwoman declared the ordinance adopted on this, the 28th day of October, 2009.

Exhibit “A”

- 1- Printer (Administration)**
 - 2-Printers (Customer Service)**
 - 1-1977 Ford C-8000 Fire Truck (Fire)**
 - 1- Chair (Head Start)**
 - 3 -Cameras (Housing & Human Services)**
 - 1 – 1992 Buick Road Master (Police)**
 - 2- A/C Condensing Units (Purchasing)**
 - 3- Emergency Lights (Purchasing)**
 - 1-(lot) - Theatre Style Chairs (Purchasing)**
 - 2 - John Deere Mowers (Recreation)**
 - 2 - Cameras (Roads & Bridges)**
 - 1 - 2001 Eldorado Shuttle Bus (Transit)**
 - 1 - 1999 Eldorado Shuttle Bus (Transit)**
- *****

The Chairwoman recognized the public for comments on the following:

- E. A proposed ordinance to amend the Parish Code as it relates to Council policies (annual mail-out and travel)

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

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

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

UPON ROLL CALL THERE WAS RECORDED:

YEAS: A. Williams, B. Hebert, T. Cavalier, J. Pizzolatto, K. Voisin, C. Voisin, J. Cehan, P. Lambert, and Mr. A. Tillman

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

OFFERED BY: Mr. A. Tillman.

SECONDED BY: Mr. B. Hebert.

ORDINANCE NO. 7729

AN ORDINANCE AMENDING THE PARISH CODE OF TERREBONNE PARISH, CHAPTER 2, ARTICLE III. COUNCIL, SECTION 2-53 TO AMEND CERTAIN POLICIES PERTAINING TO THE COUNCIL AS THEY RELATE TO MAIL-OUTS AND TRAVEL; AND TO ADDRESS OTHER MATTERS RELATIVE THERETO.

SECTION I

WHEREAS, The Terrebonne Parish Council was told on numerous occasions that the public must better informed of the programs and activities of Parish Government, and

WHEREAS, It has been suggested to the Council that informational brochures be mailed to each registered voter and/or house hold informing the citizens of the programs, projects and activities of the Parish Government that have either already occurred, that are in progress or that are scheduled to take place.

BE IT ORDAINED by the Terrebonne Parish Council, in regular session convened, acting pursuant to the authority invested in it by the Constitution and laws of the State of Louisiana, the Home Rule Charter for a Consolidated Government for Terrebonne Parish, to amend the Parish Code of Terrebonne Parish, Chapter 2, Article III, and Section 2.53 to amend the policies of the Parish Council pertaining to mail-outs and travel as follows:

CHAPTER 2, Administration

ARTICLE III, Council

SECTION 2-53, "Telephone, travel, etc. expenses; reimbursement"

- (a) Telephone/communication expenses. *(no change to existing)*
- (b) Travel
 - 1 "a" through "d" *(no change to existing)*
 - 1e **DELETE** Any Council member spending ten (10 percent of the entire travel budget during a fiscal year will be required to obtain permission from the Council prior to expending any more travel and training funds.
 - 2 through 6 *(no change to existing)*
- (c) Ground Transportation *(no change to existing)*
- (d) Recognition of special guests *(no change to existing)*
- (e) Business cards, stationery, mail-outs.
 - 1. *(no change to existing)*
 - 2. Council members may send correspondence to their constituents and other parties dealing with local government business, provided that no single mail-out exceeds fifty (50) letters. Any mail-outs exceeding fifty (50) letters must be approved by the Council, *except that each Council member may prepare and mail an annual factual and unbiased informational publication of not more than tri-fold mailout to all registered voters in the respective district, which explain the various projects, programs and/or activities that have either occurred, or in progress or will occur in the parish and/or in the district of the individual Council member. The publication may not contain any material of a political nature and may not endorse a candidate or proposition to be presented to the voters. Council Staff and funds may be used to assist in the preparation and mailing of the brochures. The publication shall be placed on the Parish webpage under the Council site.*
 - 3. *(no change to existing)*

SECTION II

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

SECTION III

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

SECTION IV

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

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

THERE WAS RECORDED:

YEAS: A. Williams, B. Hebert, T. Cavalier, J. Pizzolatto, K. Voisin, C. Voisin, J. Cehan, P. Lambert and A. Tillman.

NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairwoman declared the ordinance adopted on this, the 28th day of October, 2009.

* * * * *

The Chairwoman recognized the public for comments on the following:

- F. A proposed ordinance authorizing the acquisition of sites and/or servitudes required for the Allemand Drainage Improvements Project; authorizing the Parish President to execute any and all documents necessary to acquire sites and/or servitudes for said purposes; and authorizing the Parish Legal Staff to commence with expropriation proceedings in the event the sites and/or servitudes cannot be obtained conventionally

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

Ms. T. Cavalier moved, seconded by Mr. B. Hebert, "THAT, the Council close the aforementioned public hearing."

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

UPON ROLL CALL THERE WAS RECORDED:

YEAS: A. Williams, B. Hebert, T. Cavalier, J. Pizzolatto, K. Voisin, C. Voisin, J. Cehan, P. Lambert, and Mr. A. Tillman

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

OFFERED BY: Ms. T. Cavalier.

SECONDED BY: Mr. B. Hebert.

ORDINANCE NO. 7730

AN ORDINANCE TO AUTHORIZE THE ACQUISITION OF SITES AND/OR SERVITUDES REQUIRED FOR THE ALLEMAND SUBDIVISION DRAINAGE IMPROVEMENTS PROJECT, PROJECT NO. 09-DRA-16; AUTHORIZE THE PARISH PRESIDENT TO EXECUTE ANY AND ALL DOCUMENTS NECESSARY TO ACQUIRE SITES AND/OR SERVITUDES FOR THE SAID PURPOSES; TO AUTHORIZE THE PARISH LEGAL STAFF TO COMMENCE EXPROPRIATION PROCEEDINGS IN THE EVENT THE SITES AND/OR SERVITUDES CANNOT BE OBTAINED CONVENTIONALLY; AND TO PROVIDE FOR OTHER MATTERS RELATIVE THERETO.

SECTION I

BE IT ORDAINED by the Terrebonne Parish Council, in due, regular and legal sessions convened, that the Parish Administration is hereby authorized to acquire any and all servitudes that are required to facilitate construction and maintenance of the Allemand Subdivision Drainage Improvements Project, Parish Project No. 09-DRA-16; that the Parish President, Michel Claudet, is hereby authorized and empowered for and on behalf of the Terrebonne Parish Consolidated Government to execute documents necessary to acquire the sites and/or servitudes for the above stated purpose for consideration he deems just and reasonable, not to exceed the fair market value, and that the Parish Legal Department is hereby authorized, at the direction of the Parish Administration, to institute expropriation and/or any other legal proceedings necessary to acquire the necessary sites and/or servitudes for the above mentioned purposes.

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:

YEAS: A. Williams, B. Hebert, T. Cavalier, J. Pizzolatto, K. Voisin, C. Voisin, J. Cehan, P. Lambert and A. Tillman.

NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairwoman declared the ordinance adopted on this, the 28th day of October, 2009.

* * * * *

The Chairwoman recognized the public for comments on the following:

- G. A proposed ordinance to authorize the acquisition of sites and/or servitudes required for the Bayou LaCarpe Drainage Improvements Project, Phase "D" (Baroid Pump Station); to authorize the Parish President to execute any and all documents necessary to acquire sites and/or servitudes for said purposes; and to authorize the Parish Legal Staff to commence expropriation proceedings in the event the sites and/or servitudes cannot be obtained conventionally

The Chairwoman recognized Mr. Reggie Bourg, Bourg resident, who expressed his objections relative to utilizing disaster recovery funding for the aforementioned project when it only benefits a few residences.

Councilman A. Tillman explained that the aforementioned project will save property and lives.

Chairwoman A. Williams stated that she grew up in the neighborhood where the proposed Bayou LaCarpe Drainage Project is, and there are more than ten residences and nothing industrial there.

Councilman J. Cehan explained that the aforementioned project is not the Bayou LaCarpe Road where Fina la Terre is located, but it is Baroid Pump Station on the west side of the Intracoastal Canal.

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

Mr. A. Tillman moved, seconded by Ms. T. Cavalier, "THAT, the Council close the aforementioned public hearing."

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

UPON ROLL CALL THERE WAS RECORDED:

YEAS: A. Williams, B. Hebert, T. Cavalier, J. Pizzolatto, K. Voisin, C. Voisin, J. Cehan, P. Lambert, and Mr. A. Tillman

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

OFFERED BY: Ms. A. Tillman.

SECONDED BY: Mr. C. Voisin.

ORDINANCE NO. 7731

AN ORDINANCE TO AUTHORIZE THE ACQUISITION OF SITES AND/OR SERVITUDES REQUIRED FOR THE BAYOU LACARPE DRAINAGE IMPROVEMENTS PROJECT, PHASE "D" (BAROID PUMP STATION), PARISH PROJECT NO. 06-DRA-45; AUTHORIZE THE PARISH PRESIDENT TO EXECUTE ANY AND ALL DOCUMENTS NECESSARY TO ACQUIRE SITES AND/OR SERVITUDES FOR THE SAID PURPOSES; TO AUTHORIZE THE PARISH LEGAL STAFF TO COMMENCE EXPROPRIATION PROCEEDINGS IN THE EVENT THE SITES AND/OR SERVITUDES CANNOT BE OBTAINED CONVENTIONALLY; AND TO PROVIDE FOR OTHER MATTERS RELATIVE THERETO.

SECTION I

BE IT ORDAINED by the Terrebonne Parish Council, in due, regular and legal sessions convened, that the Parish Administration is hereby authorized to acquire any and all servitudes that are required to facilitate construction and maintenance of the Bayou LaCarpe Drainage Improvements Project, Phase "D" (Baroid Pump Station), Parish Project No. 06-DRA-45; that the Parish President, Michel Claudet, is hereby authorized and empowered for and on behalf of the Terrebonne Parish Consolidated Government to execute documents necessary to acquire the sites and/or servitudes for the above stated purpose for consideration he deems just and reasonable, not to exceed the fair market value, and that the Parish Legal Department is hereby authorized, at the direction of the Parish Administration, to institute expropriation and/or any other legal proceedings necessary to acquire the necessary sites and/or servitudes for the above mentioned purposes.

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:

YEAS: A. Williams, B. Hebert, T. Cavalier, J. Pizzolatto, K. Voisin, C. Voisin, J. Cehan, P. Lambert and A. Tillman.

NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairwoman declared the ordinance adopted on this, the 28th day of October, 2009.

The Chairwoman recognized the public for comments on the following:

H. A proposed ordinance to rescind Ordinance No. 7372 to remove the “Handicapped Parking Only Zone” in front of 923 Aycock Street

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

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

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

UPON ROLL CALL THERE WAS RECORDED:

YEAS: A. Williams, B. Hebert, T. Cavalier, J. Pizzolatto, K. Voisin, C. Voisin, J. Cehan, P. Lambert, and Mr. A. Tillman

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

OFFERED BY: Mr. A. Tillman.

SECONDED BY: Mr. K. Voisin.

ORDINANCE NO. 7732

AN ORDINANCE RESCINDING ORDINANCE NO. 7372 (AUTHORIZING THE CREATION OF “HANDICAP PARKING ONLY ZONE” IN FRONT OF 923 AYCOCK STREET) AND AUTHORIZING THE REMOVAL OF EXISITNG SIGNS.

WHEREAS, in October of 2007, “Handicap Parking Only Zone” signs were authorized to be installed in front of 923 Aycock Street to accommodate resident(s) of the home who were in need of nearby parking, and

WHEREAS, since that time, the special needs individual(s) have moved and the street parking could now be used for any motorists in the area.

NOW THEREFORE BE IT ORDAINED BY THE TERREBONNE PARISH COUNCIL, on behalf of the Terrebonne Parish Consolidated Government, that the Parish Code of Ordinances be amended as follows:

SECTION I

Chapter 18. MOTOR VEHICLES AND TRAFFIC
Article V. STOPPING, STANDING AND PARKING,
Division 1. GENERAL
Section 18-197. “HANDICAPPED PARKING ONLY ZONES”

Sec. 18-197.

REMOVE any references to the “Handicapped Parking Only Zones” in front of 923 Aycock Street and authorize the Public Works Department to remove any signs at that location.

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.

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

THERE WAS RECORDED:

YEAS: A. Williams, B. Hebert, T. Cavalier, J. Pizzolatto, K. Voisin, C. Voisin, J. Cehan, P. Lambert and A. Tillman.

NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairwoman declared the ordinance adopted on this, the 28th day of October, 2009.

* * * * *

The Chairwoman recognized the public for comments on the following:

- I. A proposed ordinance to remove certain “No Parking” signs from the south side of Buron Street from Grand Caillou Road to Louise Street

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

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

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

UPON ROLL CALL THERE WAS RECORDED:

YEAS: A. Williams, B. Hebert, T. Cavalier, J. Pizzolatto, K. Voisin, C. Voisin, J. Cehan, P. Lambert, and Mr. A. Tillman

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

OFFERED BY: Mr. A. Tillman.

SECONDED BY: Mr. K. Voisin.

ORDINANCE NO. 7733

AN ORDINANCE AMENDING THE PARISH CODE OF TERREBONNE PARISH, CHAPTER 18, ARTICLE IV. OPERATION OF VEHICLES, AND ARTICLE V, STOPPING, STANDING AND PARKING, DIVISION 2. PARISH, SECTION 18-247 TO REMOVE THE PREVIOUSLY CREATED “NO PARKING ZONES” ALONG THE SOUTH SIDE OF BURON STREET FROM GRAND CAILLOU ROAD TO LOUISE STREET, TO AUTHORIZE THE REMOVAL OF EXISTING SIGNS; AND TO ADDRESS OTHER MATTERS RELATIVE THERETO.

SECTION I

BE IT ORDAINED by the Terrebonne Parish Council, in regular session convened, acting pursuant to the authority invested in it by the Constitution and laws of the State of Louisiana, the Home Rule Charter for a Consolidated Government for Terrebonne Parish, and including, but not limited to, LSA R.S. 33:1368 and other statutes of the State of Louisiana, rescind previously adopted ordinances so as to amend the Parish Code of Terrebonne Parish, Chapter 18, Article V, and appropriate Section to remove all previously created “NO PARKING” zones along the south side of Buron Street from Grand Caillou Road to Louise Street as follows:

CHAPTER 18, Motor Vehicles and Traffic
ARTICLE V, Stopping, Standing and Parking
DIVISION II, Parish
SECTION 18-223, “No Parking Zones”

To authorize the rescinding of all previously created “No Parking” zones along the south side of Buron Street from Grand Caillou Road to Louise Street and to remove all existing “No Parking” signs along that portion of said roadway.

SECTION II

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

SECTION III

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

SECTION IV

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

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

THERE WAS RECORDED:

YEAS: A. Williams, B. Hebert, T. Cavalier, J. Pizzolatto, K. Voisin, C. Voisin, J. Cehan, P. Lambert and A. Tillman.

NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairwoman declared the ordinance adopted on this, the 28th day of October, 2009.

* * * * *

The Chairwoman recognized the public for comments on the following:

- J. A proposed ordinance to authorize the acquisition of structures and land at 214 Bayou Gardens Drive under the Hurricane HMGP and to authorize the Parish President to execute any and all documents necessary to effect the acquisition

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

Ms. T. Cavalier moved, seconded by Mr. J. Cehan, “THAT, the Council close the aforementioned public hearing.”

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

UPON ROLL CALL THERE WAS RECORDED:

YEAS: A. Williams, B. Hebert, T. Cavalier, J. Pizzolatto, K. Voisin, C. Voisin, J. Cehan, P. Lambert, and Mr. A. Tillman

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

OFFERED BY: Ms. T. Cavalier.

SECONDED BY: Mr. B. Hebert.

ORDINANCE NO. 7734

AN ORDINANCE AUTHORIZING THE ACQUISITION OF STRUCTURES AND LANDS UNDER THE TERMS AND CONDITIONS OF THE TERREBONNE PARISH HURRICANE KATRINA HAZARD MITIGATION GRANT PROGRAM (HMGP), PROJECT NO. 1607-109-0002; AUTHORIZING THE PARISH PRESIDENT TO EXECUTE ANY AND ALL DOCUMENTS NECESSARY TO EFFECT ACQUISITION; AND ADDRESSING OTHER MATTERS RELATIVE THERETO.

WHEREAS, the Terrebonne Parish Consolidated Government, in the implementation of its Hurricane Katrina Hazard Mitigation Grant Program, Project No. 1607-109-0002, has executed all necessary documents with the following property owners to acquire all structures and lands located at the address and for the amount stipulated below:

Owner(s): Rickie and Gwynne Pitre

Address: 214 Bayou Gardens Drive

Appraised Value: \$170,000

Total Project Costs: \$201,102

Offer Amount: \$111,549.09

Legal Description: Tall Timbers Subdivision, Lot 13.

WHEREAS, the above listed property owners have agreed to the offer to purchase for the amounts stipulated.

NOW, THEREFORE, BE IT ORDAINED by the Terrebonne Parish Council, that authorization is hereby given to acquire the structures and lands listed herein under the terms and conditions of the Terrebonne Parish Hurricane Katrina Hazard Mitigation Grant Program (HMGP), Project No. 1607-109-0002; and

BE IT FURTHER ORDAINED, that the Parish President is hereby authorized to execute any and all documents necessary to effect acquisition.

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

THERE WAS RECORDED:

YEAS: A. Williams, B. Hebert, T. Cavalier, J. Pizzolatto, K. Voisin, C. Voisin, J. Cehan, P. Lambert and A. Tillman.

NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairwoman declared the ordinance adopted on this, the 28th day of October, 2009.

* * * * *

The Chairwoman recognized the public for comments on the following:

- K. A proposed ordinance to amend Chapter 17 of the Terrebonne Parish Code to include an Article III "Residential Building Parks" so as to include regulations guiding the development of three (3) or more structures on one (1) lot of record

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

Mr. K. Voisin moved, seconded by Mr. J. Cehan, "THAT, the Council continue the public hearing on the proposed ordinance to amend Chapter 17 of the Terrebonne Parish Code to include an Article III "Residential Building Parks" so as to include regulations guiding the development of three (3) or more structures on one (1) lot of record."

The Chairwoman called for a vote on the motion offered by Mr. K. Voisin.

UPON ROLL CALL THERE WAS RECORDED:

YEAS: A. Williams, B. Hebert, T. Cavalier, J. Pizzolatto, K. Voisin, C. Voisin, J. Cehan, P. Lambert, and Mr. A. Tillman

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

The Chairwoman recognized the public for comments on the following:

- L. A proposed ordinance to amend the appropriate sections of Chapter 14 of the Code of Terrebonne Parish, Nuisance Abatement, to clarify Terrebonne Parish Consolidated Government's procedures to condemn abandoned and derelict structures, and provide for grave public emergencies

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

Mr. J. Pizzolatto moved, seconded by Mr. J. Cehan, "THAT, the Council close the aforementioned public hearing."

The Chairwoman called for a vote on the motion offered by Mr. J. Pizzolatto.

UPON ROLL CALL THERE WAS RECORDED:

YEAS: A. Williams, B. Hebert, T. Cavalier, J. Pizzolatto, K. Voisin, C. Voisin, J. Cehan, P. Lambert, and Mr. A. Tillman

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

A brief discussion ensued among Council Members relative to removing the word "abandoned" from the proposed ordinance.

Upon questioning, Parish Attorney C. Alcock stated that State Laws are followed with respect to condemnations and the State Statutes use the words "dangerous and dilapidated" due to safety and welfare issues.

Councilman K. Voisin suggested that the checklist the Parish uses for condemning structures be updated to mirror the State checklist.

Parish President M. Claudet explained that the intent of the proposed ordinance was to expedite the process in event of emergencies such as hurricanes when structures are substantially damaged and pose a real threat to public welfare.

OFFERED BY: Mr. K. Voisin.

SECONDED BY: Ms. T. Cavalier.

ORDINANCE NO. 7735

AN ORDINANCE TO AMEND CHAPTER 14 OF THE CODE OF TERREBONNE PARISH, NUISANCE ABATEMENT SECTIONS 14-26, 14-156 through 14-159, 14-205 through 14-207, and 14-220 TO CLARIFY TERREBONNE PARISH CONSOLIDATED GOVERNMENT'S PROCEDURES TO CONDEMN ABANDONED AND DERELICT STRUCTURES, PROVIDE FOR GRAVE PUBLIC EMERGENCIES AND TO ALLOW FOR RELATED MATTERS.

WHEREAS, Chapter 14 of the Code of Terrebonne Parish sets out the procedures of the Terrebonne Parish Consolidated Government to condemn abandoned/derelict structures as defined at Section 14-26 in Chapter 14 of the Terrebonne Parish Code;

WHEREAS, the Terrebonne Parish Council on behalf of the Terrebonne Parish Consolidated Government desires to amend the pertinent sections of the Nuisance Abatement chapter to clarify Terrebonne Parish Consolidated Government's condemnation procedures for abandoned and derelict structures as those procedures relate to Louisiana Revised Statute 33:4761, *et seq.*; and

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

SECTION I

Section 14-26. Words and terms defined. shall be amended by replacing the term *Abandoned/derelict structure* with the term *Dilapidated and dangerous structure* and by placing

the term in its new position alphabetically and whose definition shall be amended to read as follows:

Dilapidated and dangerous structure. Any building, structure or portion thereof which has been deemed dangerous and dilapidated and endangers the public welfare due to the following nonexclusive factors: creates a hazard to life because inadequacies in the area of proper exits; lack of foundation and structural integrity; poses as a fire hazard; is unsuitable for human habitation or use to which the structure was generally intended; is or may be becoming a place of rodent or insect infestation; is littered with trash and debris; or otherwise constitutes a hazard to health, welfare and safety because of inadequate maintenance, sanitation, obsolescence, or abandonment.

SECTION II

Using underlining format to show additions to the article and ~~striketrough format~~ to show deletions from the article for the purposes of this ordinance, Section 14-156. Abandoned/derelict structures declared a nuisance. shall be amended to read as follows:

Sec. 14-156. ~~Abandoned/derelict~~ Dilapidated and dangerous structures declared a nuisance.

For the purpose of this chapter, the existence of a ~~abandoned or derelict~~ dilapidated and dangerous structure, as defined in section 14-26, is hereby declared a nuisance, and thereby interferes with use or enjoyment of property, endangers personal health, safety, and welfare and is offensive to the senses.

SECTION III

Using underlining format to show additions to the article and ~~striketrough format~~ to show deletions from the article for the purposes of this ordinance, Section 14-157. Policy. shall be amended to read as follows:

Sec. 14-157. Policy.

The provisions of this article are established to protect the health, safety and welfare of the general public from the nuisance created by the existence of ~~abandoned or derelict~~ dilapidated and dangerous structures. This article does not intend to dictate aesthetic preferences and community standards, but provides minimum criteria for dealing with properties posing a nuisance to the parish. ~~Abandoned and derelict~~ Dilapidated and dangerous structures are hereby regulated purely for their impact on the quality of life, safety, and welfare for the citizens of the parish. Dilapidated and dangerous structures may be condemned and ultimately demolished or removed if they are determined to be in a condition which endangers the public welfare.

SECTION IV

Using underlining format to show additions to the article and ~~striketrough format~~ to show deletions from the article for the purposes of this ordinance, Section 14-158. Findings of fact and purpose. shall be amended to read as follows:

Sec. 14-158. Findings of fact and purpose.

~~Abandoned or derelict~~ Dilapidated and dangerous buildings and structures pose a threat to life and property in the parish. Buildings, structures, and premises may become ~~derelict~~ dilapidated and dangerous by reason of damage by fire, the elements, age, or general deterioration. ~~Abandoned or derelict~~ Dilapidated and dangerous buildings not properly secured at doorways and windows also serve as an attractive nuisance for young children who may be injured therein, as well as a point of congregation by vagrants and transients. A ~~derelict~~ dilapidated and dangerous building or premises littered with trash and debris may also serve as a place of rodent infestation, thereby creating a health menace to the parish. It is the purpose of this article to provide for the safety, health, protection, and general welfare of persons and property in the parish by requiring such unsafe buildings, structures and premises to be repaired or demolished and removed and the premises be made safe and secure.

SECTION V

Using underlining format to show additions to the article and ~~striketrough format~~ to show deletions from the article for the purposes of this ordinance, Section 14-159. Abatement. shall be amended to read as follows:

Sec. 14-159. Abatement.

(a) *Inspection.* Upon its own consideration or upon the complaint of any person, the department shall make an on-site inspection of the property and compile a written report citing the specific findings and recommendations in regard to the repair or demolition and removal of the structure. The written report shall be accompanied by a photograph(s) of the structure taken on or near in time to the day and the time of the initial on-site inspection.

(1) If the inspection reveals ~~an imminent danger of collapse of the building or portion thereof or other immediate dangers to public health and safety, the parish president shall be so notified and the parish shall provide barricades or otherwise deny access to the premises by the owners and the public, and the parish attorney shall be requested to obtain a court order allowing the parish to remove the threatening structure immediately.~~ a grave public emergency where the condition of the building is such as to cause possible immediate loss or damage to person or property, applicable sections of Louisiana Revised Statute 33:4762, et seq., as may be amended, shall apply and the Parish Council may condemn the structure after twenty-four (24) hours notice as provided by law.

(2) If the inspection reveals that the building or structure is ~~unsafe and derelict~~ dilapidated and dangerous, as defined in section 14-26, but poses no ~~imminent danger~~ grave public emergency, the department shall issue the nuisance warning to the owner in the manner provided for in this article.

(b) The nuisance warning ~~and nuisance citation~~ for the existence of ~~an abandoned or derelict~~ a dilapidated or dangerous structure shall contain all applicable information, as specified in ~~a~~Article X, as well as the following:

- (1) A description of the structure;
- (2) The lot, block, and name of the subdivision on which the violating structure is located;
- (3) A statement/listing of the particulars found in substantiation of the conditions which warrant the structure to be classified as ~~an abandoned/derelict~~ a dilapidated/dangerous structure as defined in section 14-26; and
- (4) An order outlining the specific manner in which the building and premises can be brought into compliance with the provisions of this chapter.

(c) Failure to comply with the nuisance warning shall result in the ~~issuance of the nuisance citation and the implementation of enforcement provisions as contained in article X of this chapter~~ institution of condemnation proceedings in accordance with Louisiana Revised Statute 33:4761, et seq., as may be amended.

SECTION VI

Section 14-205. Nuisance warnings; forms; required contents; form of service. shall be amended by replacing the phrase "~~abandoned/derelict~~" where it appears at 14-205(c)(1) with the phrase "dilapidated and dangerous."

SECTION VII

Using underlining format to show additions to the article and ~~striketrough format~~ to show deletions from the article for the purposes of this ordinance, Section 14-206. Nuisance citation forms. shall be amended to read as follows:

Sec. 14-206. Nuisance citation forms.

(a) The nuisance citation shall be the notice of violation for purposes of this chapter.

(b) No nuisance citation shall issue for failure to comply with a nuisance warning issued due to a dilapidated and dangerous structure; failure to comply shall subject the property to condemnation proceedings in accordance with Louisiana Revised Statute 33:4761, et seq., as may be amended.

~~(b)(c)~~The citation shall contain information concerning the nature, date, time, and location of the alleged violation; the corrective action to be taken to abate the nuisance, the fine assessed, and the time period in which the fine is to be paid and the corrective action is to be completed.

(1) * * *

~~(2) In the case of nuisance citations issued for the abatement of abandoned or derelict dilapidated or dangerous structures, the time period for compliance shall be a minimum of thirty (30) days.~~

~~(3) In the case of nuisance citations issued for any other violation of this chapter the time period in which corrective action is to be completed is not to exceed ten (10) days.~~

~~(e)(d)~~ The citation shall contain information advising the person charged that he/she may contest the citation by requesting either in person or in writing, within seventy-two (72) hours of service, a hearing before the nuisance hearing panel. The citation shall also provide that failure to appear for a requested hearing before the nuisance hearing panel may carry an additional penalty and shall be considered a prima facie admission of the violation set forth in the nuisance citation.

~~(1) Condemnation proceeding. As provided for in R.S. 33:4762, in the case of a nuisance citation issued for the removal or demolition of an abandoned/derelict structure, the citation shall contain information requiring the owner of the building or structure to show cause at a meeting of the parish council, regular or special, why the building or structure should not be condemned.~~

SECTION VIII

Using underlining format to show additions to the article and ~~striketrough format~~ to show deletions from the article for the purposes of this ordinance, Section 14-207. Service of nuisance citations. shall be amended to read as follows:

Sec. 14-207. Service of nuisance citations.

(a) Except as provided for in ~~subsection (f) and~~ subsection (g) of this section, a nuisance citation shall be served personally or by certified or registered mail upon the person, firm, corporation, or proprietary party deemed by the department to be violating the provisions of this chapter; provided, however, that if such person, firm, or corporation is not the owner of the land or the structure in which the violation is deemed to exist or to have occurred, a copy of the citation shall be sent by certified or registered mail to the owner of such land or structure, with the owner to be determined from the tax roll for the preceding year in the office of the tax assessor of the parish. The date of personal service or of receipt of mailing shall be deemed the date of service of any citation or order served by certified or registered mail or personally upon the occupant of the property who is present at the time of service. If the occupant is not so served, or is not present, the nuisance citation shall be served upon the recorded owner of the property.

(b) * * * *Remains the same.*

(c) * * * *Remains the same.*

~~(e)(d)~~ The original and all copies of a citation shall constitute a business record of the parish, and shall constitute prima facie evidence that the citation was issued and that an attempt at service thereof was made in accordance with the provisions of this chapter.

~~(d)(e)~~ Notice to one (1) co-owner by any method shall be deemed to be notice to all other co-owners.

~~(f) Condemnation proceedings.—~~

~~(1) Service of notice of nuisance violations requiring the removal or demolition of an abandoned or derelict structure, shall be served at least ten (10) days prior to the date of the hearing before the parish council except in the case of grave public emergency as provided for in R.S. 33:4762.~~

~~(2) In addition to registered or certified mail, notice may also be served by any police or sheriff's deputy having jurisdiction and power to serve legal process where the owner of the building or structure is found in the State of Louisiana, and the officer shall make return of the service as in ordinary cases.~~

~~(3) If the owner is absent from the state or unrepresented therein, then the notice shall be served upon the occupant of the condemned building or structure, if any, and also upon an~~

~~attorney at law appointed by the parish president, subject to the approval of the council, to represent the absentee.~~

~~(4) — Any notice served pursuant to this section shall be filed with the recorder of mortgages where the property is located. Once filed, said notice shall be deemed notice to all subsequent transferees. Any transferee of such property takes the property subject to all recorded liens, mortgages, and notices thereunto pertaining.~~

~~(g)~~ (f) *Absentee or unknown owners.* Except as to condemnations and as provided for in subsection b.1, of section 14-206(c)(1) relative to abandoned sunken vessels, if the owner of the property is unknown and cannot be ascertained, or if attempts to serve notice of violation and citation by certified or registered mail or personal service have been unsuccessful, notice of the nature and location of the violation may be published on three (3) consecutive days in the official journal of the parish and such publication shall be deemed to be notice to the owner of the property upon which the violation is found to occur. Notice to one (1) co-owner by any method shall be deemed to be notice to all other co-owners.

SECTION IX

Using underlining format to show additions to the article and ~~striketrough format~~ to show deletions from the article for the purposes of this ordinance, Section 14-220. Immediate danger or hazard. shall be amended to read as follows:

Sec. 14-220. Immediate danger or hazard.

With the exception of condemnations due to grave public emergencies, ~~n~~Notwithstanding anything contained herein to the contrary, the parish may take immediate steps to remove any and all nuisances, as defined herein, located on or upon any property within the parish where there is presented to the parish evidence of the presence of immediate danger or hazard to the health, safety and welfare of adjoining property, or to the citizens of the parish. All other provisions as contained in this article, not contrary to this section, shall be applicable, including levying of the fine and assessment of costs in such case.

SECTION X

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 XI

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:

YEAS: A. Williams, B. Hebert, T. Cavalier, K. Voisin, C. Voisin, J. Cehan, P. Lambert and A. Tillman.

NAYS: J. Pizzolatto.

ABSTAINING: None.

ABSENT: None.

The Chairwoman declared the ordinance adopted on this, the 28th day of October, 2009.

* * * * *

Mr. P. Lambert moved, seconded by Mr. J. Cehan, "THAT, the Council continue with the regular order of business."

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

UPON ROLL CALL THERE WAS RECORDED:

YEAS: A. Williams, B. Hebert, T. Cavalier, J. Pizzolatto, K. Voisin, C. Voisin, J. Cehan, P. Lambert, and Mr. A. Tillman

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

The Chairwoman called for a report on the Budget & Finance Committee meeting held on 10/20/09, whereupon the Committee Chairman rendered the following:

BUDGET & FINANCE COMMITTEE

OCTOBER 20, 2009

The Chairman, Billy Hebert, called the Budget & Finance Committee meeting to order at 5:33 p.m. in the Terrebonne Parish Council Meeting Room with the Invocation led by A. Tillman and the Pledge of Allegiance led by P. Lambert. Upon roll call, Committee Members recorded as present were: T. Cavalier, B. Hebert, P. Lambert, J. Pizzolatto, A. Tillman, and A. Williams. Committee Members J. Cehan and C. Voisin were recorded as absent due to out-of-town commitments and Committee Member K. Voisin entered the proceedings at 5:46 p.m. A quorum was declared present.

A review of the proposed 2010 Budget began on the following departmental budgets:

- a) **District Court (Small Book Page 26; Big Book Page 14)** – Chief Finance Officer Jamie Elfert stated that the proposed 2010 Budget for District Court was handled at a previous meeting. (NO ACTION TAKEN)
- b) **Council on Aging (Small Book Page 365)** - Chief Finance Officer Jamie Elfert presented highlights of the proposed 2010 Council on Aging Budget noting that the Council on Aging adopts a separate budget from the Parish; that it receives \$7,500,000.00 of ad valorem taxes that is administered through the Parish which equates to approximately \$5,000,000.00; and that once the Council on Aging formally adopts its budget, it will be presented to the Council for review.

In response to questioning, Parish President Michel Claudet stated that Administration has participated in discussions with respect to relocating the kitchen on top of the old Parish jail; that the Council on Aging is currently considering a kitchen adjacent to its facility on Tunnel Boulevard; however, Administration is looking at the possibility of relocating the kitchen near the Juvenile Detention Complex once it is relocated; and that Meals on Wheels will not be canceled. (NO ACTION TAKEN)

- c) **TARC (Small Book Page 180; Big Book Page 329)** – Chief Finance Officer Jamie Elfert presented the proposed 2010 TARC Budget noting that TARC receives an ad valorem tax of 5.33 mills; that the millage generates about \$3,700,000.00; that TARC's expenditures equate to \$5,500,000.00; that it will have a \$1,500,000.00 savings at the end of 2009, but has requested that the funding be carried over to 2010; and that TARC adopts an independent budget that will be presented to the Council prior to July 1, 2010.

TARC Executive Director Mary Lynn Bisland explained that TARC has not had a school age client population since 1992; that services are only being provided for adult individuals; and that the decrease in 0 – 21 ages population is due to clients four years of age attending public school. (NO ACTION TAKEN)

- d) **Library (Small Book Page 374)** – Chief Finance Officer Jamie Elfert highlighted the proposed 2010 Library Budget noting that the library receives a ¼% sales tax through the Parish and adopts a separate budget.

Terrebonne Parish Librarian Mary LeBouef explained that plans to reorganize staff personnel are being considered for the North Library Branch; that construction of the North Library will be completed during the last quarter of 2010; and that the library is expected to open at the beginning of 2011. In response to questioning, Mrs. LeBouef stated that as additional genealogy records become available, the library expands its

information; that currently there are two computer staff members who assist the public with computers; that all of the Parish's libraries are wireless; that the library has its own computer network; that computers are purchased through the State contract from Detail; and that the library also has its own data base. (NO ACTION TAKEN)

- e) **Downtown Development Corporation (Small Book Page 307; Big Book Page 597)** – Chief Finance Officer Jamie Elfert stated that there are no new funds being proposed in the 2010 Downtown Development Corporation Budget; however, once the Parish receives hotel/motel taxes from the State, those funds will be presented to the Council for dedication back to Terrebonne Parish. In response to questions, Mrs. Elfert explained the collection of hotel/motel proceeds and distribution by the State. She noted that the proceeds are used to fund the Folklife Museum and the boardwalk.

Committee Member T. Cavalier requested that Administration consider using some of the hotel/motel proceeds to fund lighting and striping near the Best Western in Gray.

Committee Member K. Voisin was recorded as entering the proceedings at this time and also apologized for his late arrival. (NO ACTION TAKEN)

- f) **Capital Area Legal Services (Small Book Page 46; Big Book Page 31)** – Chief Finance Officer Jamie Elfert stated that the budget for Capital Area Legal Services is a line item under the Legal Department; that Administration recommends the same fund allocation as presented in 2009 in the proposed 2010 Capital Area Legal Services budget (\$24,000.00). (NO ACTION TAKEN)

- g) **Legal Department (Small Book Page 46; Big Book Page 31)** - Chief Finance Officer Jamie Elfert stated that the proposed 2010 Legal Department Budget contains funding for an Assistant District Attorney (Laddie Freeman) who provides legal services to the Houma-Terrebonne Regional Planning Commission and provides assistance in prosecuting cases in City Court; that there is a 15% reduction in salary for Mr. Freeman due to his caseload increasing at City Court and preventing him from attending condemnation hearings. Mrs. Elfert noted that condemnation hearings will now be handled by Parish Attorney Courtney Alcock and that the Ad Hoc Attorney is paid through the condemnation budget.

Ms. Alcock interjected that there will be a cost savings since she is currently attending the condemnation hearings anyway. She continued that State law requires that an Ad Hoc Attorney be appointed to represent those owners, whose properties are being condemned, that cannot be located. (NO ACTION TAKEN)

- h) **Quality of Life Program (Parish Arts Program) (Small Book Page 186; Big Book Page 342)** – Chief Finance Officer Jamie Elfert explained that the proposed 2010 Quality of Life Program is administered through the Parishwide Recreation Department; that \$30,000.00 is being allocated to supplement a State Decentralized Grant awarded to the Houma-Terrebonne Arts & Humanities; that \$5,000.00 is being allocated for Easter candy for the various recreation districts; and that \$60,000.00 is being allocated to provide leverage for other State grant programs.

- i) **Recreation Department (Small Book Page 182; Big Book Page 333)** - Chief Finance Officer Jamie Elfert stated that the Recreation Department brings in approximately \$1,600,000.00 that includes service fees (\$100,000.00) for recreational sports; the proposed 2010 Recreation Budget includes an expenditure of \$1,668,000.00; that the department has an operating loss of \$40,000.00 although it maintains a savings account of \$1,300,000.00; that it collects a tax millage of 2.21 mills that is estimated to generate \$1,500,000.00 in revenue in 2010. In response to questioning, Mrs. Elfert explained that an increase in the department's budget is attributed to an allocation of \$60,000.00 for the Quality of Life Program; an increase in funding for summer camp programs (from \$180,000.00 to \$200,000.00); and an increase in salaries that is attributed to an increase in the Parochial retirement contribution match.

Committee Member T. Cavalier requested that Administration provide information with respect to the number of children benefitting from the fund allocation for the Parish's All Star Program.

Recreation Director Sterling Washington explained that there were seven summer camp sites (Gibson, Schriever, Mechanicville Gym, Dularge, Grand Caillou, Smithridge, and Bayou Black) in 2009; that the summer camp program was operated by various recreation districts; that the recreation districts implemented their own participant fee; that all camps distributed t-shirts; and that the children were allowed to take field trips in and out of the Parish. He added that Administration has informed the various districts that insurance fees for the use of school buses should be included in the funding request for 2010.

Committee Member A. Williams requested that Council Members take an active role in contacting the various recreation districts in their district to request that the recreation districts prepare and turn in budgets for summer camps in 2010.

Mr. Washington interjected that there has been an increase in the number of participants/teams in the football program; that the age groups for football is 7/8; 9, 10, & 11; 12/13; that there are programs for cheerleaders in the same age groups as previously stated; that volleyball consists of girls ages 9-11 and 12-14; and that there is also an adult softball winter league. (NO ACTION TAKEN)

- j) Parks & Grounds (Small Book Page 112; Big Book Page 100)** - Chief Finance Officer Jamie Elfert stated that the Parks & Grounds Budget is part of the Recreation Department, but is a non-district recreation; that there is a reduction in expenditures proposed in the 2010 Parks and Grounds Budget; that the reduction is attributed to nine parks being transferred to the Recreation District No. 11; that Darsey Park is no longer maintained by the Parish; and that in 2010 expenditures are estimated to be \$191,557.00 and the maintenance contract is estimated to be \$114,000.00. (NO ACTION TAKEN)
- k) Grand Bois Park (Small Book Page 114; Big Book Page 103)** - Chief Finance Officer Jamie Elfert presented the proposed 2010 Grand Bois Park Budget noting expenditures of \$74,786.00 which is an increase of 4.27% for insurance costs.

Committee Member P. Lambert requested that Administration give consideration to making improvements to the Grand Bois Park Pavilion.

Recreation Director Sterling Washington stated that Administration is currently discussing renovation options for the pavilion and also noted that work crews have been actively working to make improvements to the East Houma Gym on Boundary Road.

Committee Member J. Pizzolatto requested that Administration find out when repairs will be made to the West Houma Gym. (NO ACTION TAKEN)

- l) Auditoriums (Small Book Page 110; Big Book Page 97)** – Chief Finance Officer Jamie Elfert presented highlights of the proposed 2010 Auditoriums Budget noting that rental fees are expected to generate approximately \$25,000.00 (a decrease from \$45,000.00 in 2009).

Committee Member A. Williams inquired about the time frame in which renovations to the Dumas Auditorium would be complete.

Government Buildings Facility Manager David Drury stated that upgrades to Dumas Auditorium should be completed by this Friday; that carpenters from the Housing & Human Services Department are making repairs and painting the facility; and that compliance with the American Disabilities Act repairs should be completed by the end of next year. (NO ACTION TAKEN)

- m) Waterlife Museum (Small Book Page 68; Big Book Page 50)** – Chief Finance Officer Jamie Elfert highlighted the proposed 2010 Waterlife Museum Budget noting an increase of expenditures by 2.16%; self-generated revenue through the gift shop/concessions/rentals/admissions/membership fees/donations approximately \$10,755.00; and that a major expense includes publicity and promotions \$7,800.00.

Committee Member A. Williams inquired about advertising the P. H. Polk exhibit.

Main Street Manager Anne Picou stated that Administration partnered with the Houma-Terrebonne Arts Council and utilized free publicity through the internet, Myspace, *The Courier*, radio, and GUMBO Entertainment. She added that an attempt will be made to utilize the boardwalk and amphitheatre for free movies that are child friendly or family oriented.

Committee Member K. Voisin suggested that Administration broaden its publicity of the Waterlife Museum to attract businesses and speak with the Houma-Terrebonne Chamber of Commerce and South Central Industrial Association regarding use of the meeting room.

Committee Member A. Williams suggested that Administration consider hosting a business after hours function to bring awareness to the facility. (NO ACTION TAKEN)

- n) Planning Department (Small Book Page 49; Big Book Page 32)** – Chief Finance Officer Jamie Elfert presented the proposed 2010 Planning Department Budget noting the transfer of Code Enforcement Officer to a Code Enforcement Officer I, Administrative Coordinator I, Administrative Coordinator II, and an Administrative Coordinator Tech I to the Code Enforcement Department; and add the position of a Citizen Inquiry Coordinator from Administration to the Planning & Zoning Department to oversee the Code Violation Compliance staff which results in a net decrease of one position.

Committee Member K. Voisin inquired about Administration's follow-up procedures for nuisance abatement violations and any possible shortage of staff to make follow-up inspections.

Planning & Zoning Director Patrick Gordon stated that staff has been directed to follow-up on inspections and that Mr. Drew Breaux travels the Parish daily.

Committee Member K. Voisin requested that Administration send the Council an e-mail outlining the procedures for following up on nuisance violations.

Mr. Gordon added that Mr. Tommy LaJaunie and Mr. Jeffery Large are assisting in following up on nuisance violations. In response to questioning, Mr. Gordon stated that Administration has a limited role once nuisance violations are submitted to City Court and that Judge T. Jude Fanguy makes the ultimate decision with respect to fining the individual or granting an extension.

Committee Member A. Tillman requested that Administration follow up on the property in Dularge and property owned by Mr. Thomas Ragas to determine how long it takes to resolve a matter submitted to City Court.

Committee Member T. Cavalier exited the proceedings at 6:18 p.m.

In response to questioning, Mrs. Elfert stated that the Community Problem Solver will be renamed the Citizen Inquiry Coordinator.

Committee Member J. Pizzolatto requested that Administration contact the City of Kenner to determine what regulations/enforcement policies that they have enacted to handle nuisance violations, number of staff members, and the amount of money expended.

Upon additional questioning, Mr. Gordon stated the decrease in cost associated with South Central Planning & Development Commission is due to a decrease in the number of permits handled by them for Terrebonne Parish.

Mrs. Elfert interjected that SCP&CD received a percentage of the fees associated with permits processed through their office for Terrebonne Parish and that the savings is attributed to the reduction in revenue (decrease in revenue and expenditure). (NO ACTION TAKEN)

- o) **Government Buildings (Small Book Page 52; Big Book Page 35)** - Chief Finance Officer Jamie Elfert stated that there is a 7.35% decrease in the proposed 2010 Government Buildings Budget; that approximately \$207,000.00 of the decrease is attributed to Hurricanes Gustav and Ike repairs which are non-recurring expenses; that there is a reduction in utility costs from \$950,000.00 to \$880,000.00; that expenditures for physical plant increased (\$52,000.00); and that capital requests includes one truck with mechanic bed replacement (\$20,000.00), one lift station annex space (\$28,000.00), and eliminate one Facility Maintenance Assistant.

Committee Member J. Pizzolatto inquired about funding allocated for the parking garage.

Mrs. Elfert interjected that approximately \$435,000.00 has been allocated for the parking garage.

Committee Member J. Pizzolatto requested that Administration determine how much of the funding will be spent on the parking garage and noted that the garage shakes and has exposed metal rusting beams.

Government Buildings Facilities Manager David Drury stated that Administration intends to hire a structural architect to address sealing the parking garage beams 100%.

Council Clerk Paul Labat stated that, after meeting with the Utilities Director and AAR Electronics, additional funding of \$10,000.00 may be necessary to complete the upgrade of the Council Meeting Room equipment.

Upon additional questioning, Mr. Drury stated that repairs were made to the air handler in the Government Tower Building; that Administration has received the plans and specifications for making additional repairs; and that an application was submitted for a grant from the Department of Energy to assist with cost to upgrade the HVAC.

Mrs. Elfert stated that Administration applied for the grant (\$732,000.00); that the Parish's plans are being reviewed; and that request for proposal is being sought for a consultant to review of all the projects submitted to the Department of Energy.

In response to questions, Mr. Drury stated that issues at the Courthouse Annex were impacted by improvements to the old jail and that Administration has addressed concerns from Judge Johnny Walker and improvements should be made in January.

Parish President Michel Claudet stated that Administration has met with the Terrebonne Parish Sheriff, local judges, and the District Attorney with respect to completing structural changes at the Courthouse and Courthouse Annex. He noted that the aforementioned agencies would be responsible for security concerns. President Claudet also noted problems associated with repairing elevators in the old Courthouse and that an architect is currently working on renovation plans.

Committee Member A. Tillman was recorded as exiting the proceedings at 6:32 p.m. to attend a community meeting.

Mr. Drury noted that railings at the Courthouse should be installed within two to three weeks. (NO ACTION TAKEN)

- p) **Janitorial Services (Small Book Page 55; Big Book Page 39)** – Chief Finance Officer Jamie Elfert presented the 2010 Janitorial Budget noting proposed budget of \$345,205.00 of which \$280,000.00 is proposed for cleaning services. In response to questioning, Mrs. Elfert explained that Government Financial terms require language with respect to personal services which may include personnel, taxes, benefits, insurance related to the benefits, allocations back from the grant, and is a total allocation of personal services. (NO ACTION TAKEN)
- q) **Engineering (Small Book Page 59; Big Book Page 42)** - Chief Finance Officer Jamie Elfert noted the following highlights of the proposed 2010 Engineering Budget: one laser printer (\$1,200.00), two GPS cameras (\$3,000.00), color scanner (\$3,100.00), and one computer replacement (\$2,000.00).

Public Works Director Lt. Col. (Ret.) Greg Bush stated that Administration has purchased GPS devices and lock boxes for all Parish vehicles, heavy equipment, tractors, excavators, etc. He noted that installation has commenced on some vehicles; that each supervisor will have a level to supervise, but won't cross departments; and that each GPS contains a safety alert. (NO ACTION TAKEN)

- r) **FTA Grant Fund (Good Earth Transit) (Small Book Page 153; Big Book Page 208)** – Chief Finance Officer Jamie Elfert presented the proposed 2010 FTA Grant Fund noting expenditures of \$1,700,000.00; a supplement from the General Fund of \$368,000.00, an annual capital allocation of \$45,000.00 (set aside), and the addition of one Mechanic II - Grade 106.

Parish President Michel Claudet noted the opening of a new Transit Maintenance Facility.

Public Works Director Lt. Col. (Ret.) Greg Bush stated that the new transit facility will come online next year and the idea is to hire and train the new mechanic now so that when the facility opens it will be operational.

Transit Administrator Wendell Voisin explained that the capital outlay decrease is attributed to the expenditure of a \$500,000.00 federal allocation; that Administration wanted to expend the funds on its capital requirements taken care of while Section 7025 was in effect and funding was available; and that Administration wanted to make sure that there was enough funding for the facility. (NO ACTION TAKEN)

- s) **Federal Highway Administration (Rural Transit) (Small Book Page 159; Big Book Page 234)** – Chief Finance Officer Jamie Elfert presented the proposed 2010 Federal Highway Administration (Rural Transit) budget noting that the Parish contracts with the Terrebonne Council on Aging to provide rural transit service and that the General Fund provides a supplement of \$55,044.00 for said service. (NO ACTION TAKEN)
- t) **Road & Bridge Fund (Small Book Page 164; Big Book Page 246)** - Chief Finance Officer Jamie Elfert stated that the proposed 2010 Road & Bridge Fund Budget contains revenue from the ¼-cent sales tax; that revenue is expected to be \$5,000,000.00; that expenditures are estimated to be \$6,500,000.00 that includes a carryover of \$1,600,000.00 from 2009; that capital outlay requests include a request for a bridge house (\$10,000.00); Vegetation – two long arm tractors replacements (\$160,000.00); major operating expenditures (\$158,000.00 for shells; \$170,000.00 for urban street lights; \$500,000.00 for street repairs; \$75,000.00 for sidewalks; \$100,000.00 for traffic lights and signs repairs; \$140,000.00 for grass cutting; and \$100,000.00 for pavement markings).

Public Works Director Lt. Col. (Ret.) Greg Bush stated that Administration has had some problems in finding a contractor to complete pavement markings throughout the Parish.

Committee Member J. Pizzolatto expressed concern with respect to the hazardous condition along Hollywood Road and Louisiana Highway 182 due to there being no pavement markings. He suggested that Administration investigate the possibility of purchasing a large pavement marker.

Public Works Operations Superintendent Perry Blanchard stated that the aforementioned area along Hollywood Road is undergoing a capital improvement and that the pavement markings will be redone after completion. He noted that the pavement markings will commence from Park Avenue to Louisiana Highway 182 and along St. Louis Canal Road. Mr. Blanchard stated that the work should be completed within the next six to eight weeks.

Committee Member J. Pizzolatto requested that Administration investigate the possibility of placing a caution light or some type of lighting at the intersection of North Hollywood Road and Louisiana Highway 182.

Mr. Blanchard added that the pavement markings are made using thermal plastic and that the machinery costs about \$1,000,000.00 (NO ACTION TAKEN)

- u) **Drainage Tax Fund (Small Book Page 167; Big Book Page 255)** – Chief Finance Officer Jamie Elfert stated that the major revenue proceeds for the Drainage Tax Fund is derived from a ¼-cent sales tax that is estimated to generate approximately \$5,200,000.00 in 2010; that 7.31 millage has been authorized to generate \$5,200,000.00 in 2010; that major operating expenses include: \$1,300,000.00 for the privatization of lateral maintenance and the expansion of the acreage rotation; \$300,000.00 for gas and oil; \$440,000.00 for diesel pumps; \$50,000.00 for gravel, sand, and dirt; \$10,000.00 for chemicals; \$300,000.00 for pump repairs; \$250,000.00 for contractor repairs; \$100,000.00 for canal and later ditch maintenance; \$100,000.00 for collection canal cleaning; \$75,000.00 for permit monitoring; and \$33,000.00 for year three of the contract with Waterworks. She added that operating capital requests include: replacement of four diesel motors at Bayou Neuf (\$120,000.00); replacement of two pumps replacing older units (\$100,000.00); two gear drive spares (\$40,000.00); one 1/2 –ton 4-wheel drive pick-up to replace Unit 3119 (\$25,000.00); one van to replace Unit 3129 (\$25,000.00); two portable pumps (\$90,000.00); pump station containment (\$300,000.00); two computer replacements (\$6,000.00); one data collector (\$6,800.00); Barataria Pump Station (\$50,000.00); and emergency response equipment (\$118,500.00). Mrs. Elfert stated that \$1,080,000.00 will be transferred to the Drainage Construction Fund; \$380,000.00 for the Ashland Pump Station; and \$700,000.00 for the Summerfield Pump Station.

Committee Member K. Voisin inquired about the number, in miles, of the canals and laterals maintained by the Parish.

Public Works Operations Superintendent Perry Blanchard stated that the Parish maintains approximately 4,800 acres of canals and laterals.

Committee Member K. Voisin noted that he has received numerous complaints with respect to the Parish maintaining canals and laterals.

Mr. Blanchard stated that a contractor handles maintenance of the canals and laterals in addition to Parish crews if the equipment is available.

Mrs. Elfert stated that a lot of the information presented for 2009 is related to Hurricanes Gustav and Ike and that the allocation for street repairs is \$500,000.00. (NO ACTION TAKEN)

- v) **Pollution Control (Small Book Page 218; Big Book Page 409)** – Chief Finance Officer Jamie Elfert presented the 2010 Pollution Control Budget noting that sewerage collection is anticipated to be \$6,015,000.00; that the sewerage rate study has not been received regarding sewerage rate and that the information may be changed at a later date; capital requests include: utility costs of \$615,000.00; 2.25% collection fees for all sewerage fees collected by the Consolidated

Waterworks District (\$132,000.00); personnel changes: add one Senior Equipment Operator – Grade 108; eliminate one Equipment Operator – Grade 106; capital expenditures – camera equipment (\$38,500.00); a pipe locator (\$6,500.00); aerators (\$57,000.00); disposal plant renovations (\$750,000.00); in-house lift station upgrades for pump and motors (\$325,000.00); eight control replacements (\$120,000.00); and four fuel leak containment systems (\$60,000.00). **Treatment Plant:** major expenditures are for chemical purchases, treatment plant utility costs, and various plant repairs; capital requests: two influent meters (\$7,000.00); equalization basin/pier construction (\$50,000.00); four gear drive and clutch prime settling tanks (\$100,000.00); two auto transfer switches for generators (\$116,000.00) and main pump replacement (\$100,000.00). **Pollution Control Administration:** add one Administrator Coordinator II – Grade 106, eliminate one Administrative Coordinator I – Grade 104, and add one GIS Records Coordinator – Grade 107; capital requests: one vehicle replacement (\$18,000.00); South Plant Improvement Drainage Pumping Unit (\$45,000.00); 150 KW generator (\$65,000.00); main influent pump (\$50,000.00); repair and repainting of package plant (\$225,000.00); computer system for GIS personnel (\$3,000.00); an ARC view editor (\$7,500.00); seal replacements (\$50,000.00); major replacers capital replacements (\$100,000.00); vacuum truck (\$310,000.00); 1-ton cab and chassis (\$25,000.00); vacuum truck (\$150,000.00); and two ½-ton pick-up trucks (\$35,000.00).

Pollution Control Administrator Michael Ordoyne stated that one of the vacuum trucks will be replaced and that a small truck is being purchased for the treatment division. He noted that there are tree root problems throughout the Parish. (NO ACTION TAKEN)

- w) **Fleet Maintenance (Small Book Page 258; Big Book Page 467)** – Chief Finance Officer Jamie Elfert presented the proposed 2010 Fleet Maintenance Budget stating that the department operates from self-generated revenue through user fees from various departments that utilize their services (\$750,000.00); expenditures of \$923,528.00; proceeds of \$207,000.00 in a savings account; and no changes in personnel. (NO ACTION TAKEN)
- x) **Capital Projects (Small Book Page 271; Big Book Page 570)** – Chief Finance Officer Jamie Elfert presented the proposed 2010 Capital Projects Budget noting the following capital improvements under the **Construction Fund:** Engeron Street Drainage Improvement, Ward 7 Levee Mitigation, Exhibit 14 Channel Improvements, Effie Street Drainage Improvements, Sunset Drainage Improvements, Broadmoor Drainage Improvements, Concord Levee, Bayou LaCarpe, Pointe-aux-Chene Levee, and levee improvements that are Parish maintained. She noted an amendment for the Ashland and Summerfield Drainage Projects for 2009 and continued with the following items: Health Unit Renovations (\$1,000,000.00); Lake Boudreaux Freshwater Diversion Project (\$250,000.00); H. L. Bourgeois Sidewalks (\$20,000.00); Operation Boat Launch (\$106,000.00); Downtown Parking (\$360,000.00), and Coastal Restoration (\$500,000.00). Mrs. Elfert requested that the fund allocation of \$500,000.00 for Coastal Restoration be deferred in 2010 and resubmitted in 2013. In response to questioning, she explained that the coastal restoration allocation is in compliance with a previously adopted ordinance regarding funding for coastal restoration projects.

Parish President Michel Claudet explained that upon finalizing the budget, Administration was made aware that mitigation for Ward 7 marsh creation in Lake Boudreaux bid was \$3,000,000.00 higher than expected. He stated that his highest priority is marsh creation.

Mrs. Elfert continued with the Road Construction Fund noting allocations for the Hollywood Road Widening Project, Major Turn Lanes, and the Bayou Gardens Extension; Courthouse Annex Building modifications (\$240,000.00), Ward 7 Levee Mitigation; Bayou LaCarpe Drainage; Valhi Extension; and Bayouside Drive Bridge. (NO ACTION TAKEN)

Mr. K. Voisin moved, seconded by Mr. A. Williams, "THAT, there being no further business to come before the Budget & Finance Committee, the meeting be adjourned."

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

UPON ROLL CALL THERE WAS RECORDED:

YEAS: T. Cavalier, B. Hebert, P. Lambert, J. Pizzolatto, A. Tillman, K. Voisin, and A. Williams.

NAYS: None.

ABSENT: J. Cehan and C. Voisin.

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

Billy Hebert, Chairman

Suzette Thomas, Minute Clerk

Mr. B. Hebert moved, seconded by Mr. J. Pizzolatto, "THAT, the Council accept and ratify the minutes of the Budget & Finance Committee meeting held on 10/20/09."

The Chairwoman called for a vote on the motion offered by Mr. B. Hebert.

UPON ROLL CALL THERE WAS RECORDED:

YEAS: A. Williams, B. Hebert, T. Cavalier, J. Pizzolatto, K. Voisin, C. Voisin, J. Cehan, P. Lambert, and Mr. A. Tillman

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

The Chairwoman called for a report on the Public Services Committee meeting held on 10/26/09, whereupon the Committee Chairman rendered the following:

PUBLIC SERVICES COMMITTEE

OCTOBER 26, 2009

The Chairman, Joey Cehan, called the Public Services Committee meeting to order at 5:33 p.m. in the Terrebonne Parish Council Meeting Room with the Invocation led by A. Williams and the Pledge of Allegiance led by C. Voisin. Upon roll call, Committee Members recorded as present were: T. Cavalier, J. Cehan, B. Hebert, P. Lambert, J. Pizzolatto, A. Tillman, C. Voisin, K. Voisin, and A. Williams. A quorum was declared present.

OFFERED BY: Mr. K. Voisin.

SECONDED BY: Mr. A. Tillman.

RESOLUTION NO. 09-563

A Resolution awarding the bid on Parish Project No. 09-SEW-07, East Street Sewer Lift Station Force Main Relocation, to W.G.S. Contractors, Inc., in the amount of Thirty-Three Thousand Eight Hundred Fifty-Two and No One Hundredths Dollars (\$33,852.00).

WHEREAS, bids were received on October 6, 2009, for the project known as East Street Sewer Lift Station Force Main Relocation, Parish Project No. 09-SEW-07, and

WHEREAS, Milford & Associates, Inc., the Project Engineer has reviewed the bids received and recommends the bid of W.G.S. Contractors, Inc. as the lowest responsive bid, and

WHEREAS, based upon these supporting recommendations, the Public Works Department recommends the award of Parish Project No. 09-SEW-07, East Street Sewer Lift Station Force Main Relocation, to W.G.S. Contractors, Inc., in the amount of Thirty-Three Thousand Eight Hundred Fifty-Two and No One Hundredths Dollars (\$33,852.00).

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. 09-SEW-07, East Street Sewer Lift Station Force Main Relocation, be and is hereby awarded to W.G.S. Contractors, Inc., in the amount of Thirty-Three Thousand Eight Hundred Fifty-Two and No One Hundredths Dollars (\$33,852.00); 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:

YEAS: T. Cavalier, J. Cehan, B. Hebert, P. Lambert, J. Pizzolatto, A. Tillman, K. Voisin and A. Williams.

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: C. Voisin.

The Chairman declared the resolution adopted on this, the 26th day of October, 2009.

* * * * *

OFFERED BY: Mr. B. Hebert.

SECONDED BY: Mr. K. Voisin.

RESOLUTION NO. 09-564

A resolution ratifying the parish president’s appointment of Shaw Coastal, Inc to continue providing engineering services relative to the Ashland Landfill Groundwater Monitoring Program.

WHEREAS, Terrebonne Parish Consolidated Government, Department of Utilities, Solid Waste Division, is in need of engineering services relative to the Ashland Landfill Groundwater Monitoring Program, and

WHEREAS, Shaw Coastal, Inc has previously provided and proposes to continue providing said services, and

WHEREAS, it has been determined that the proposal of Shaw Coastal, Inc is suitable to fulfill the department’s need, and

WHEREAS, the parish president has appointed Shaw Coastal, Inc to continue providing engineering services relative to the Ashland Landfill Groundwater Monitoring Program.

NOW THEREFORE BE IT RESOLVED, by the Terrebonne Parish Council (Public Services Committee), on behalf of the Terrebonne Parish Consolidated Government, that the parish president’s appointment of Shaw Coastal, Inc to provide engineering services relative to the Ashland Landfill Groundwater Monitoring Program in accordance with their September 28, 2009 proposal be, and is hereby, ratified, 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:

YEAS: T. Cavalier, J. Cehan, B. Hebert, P. Lambert, J. Pizzolatto, A. Tillman, C. Voisin, K. Voisin and A. Williams.

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: None.

The Chairman declared the resolution adopted on this, the 26th day of October, 2009.

* * * * *

OFFERED BY: Mr. C. Voisin.
 SECONDED BY: Mr. P. Lambert.

RESOLUTION NO. 09-565

A resolution ratifying the Parish President's appointment of Shaw Coastal, Inc. to provide engineering services relative to the Ashland Pickup Station Tipping Floor Repair project.

WHEREAS, Ashland Pickup Station tipping floor is in need of repair, and

WHEREAS, Shaw Coastal, Inc. has offered a proposal to provide engineering services related to specifying and securing a suitable repair, and

WHEREAS, the parish president has appointed Shaw Coastal, Inc to provide engineering services relative to the Ashland Pickup Station Tipping Floor Repair.

NOW, THEREFORE BE IT RESOLVED, that the Terrebonne Parish Council (Public Services Committee), on behalf of the Terrebonne Parish Consolidated Government, that the Parish President's appointment of Shaw Coastal, Inc. to provide engineering services relative to the Ashland Pickup Station Tipping Floor Repair be, and is hereby, ratified, 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:

YEAS: T. Cavalier, J. Cehan, B. Hebert, P. Lambert, J. Pizzolatto, A. Tillman, C. Voisin, K. Voisin and A. Williams.

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: None.

The Chairman declared the resolution adopted on this, the 26th day of October, 2009.

Mr. K. Voisin moved, seconded by Mr. C. Voisin, "THAT, the Public Services Committee award a contract to AAR Electronics, Inc. for the Council Meeting Room Audio/Video Systems Upgrade Project and authorizing the Parish President to contract for Council Meeting Room Audio/Video Upgrade." (**RESOLUTION ADOPTED AFTER DISCUSSION)

Utilities Director Tom Bourg explained that the current audio/video system in the Council Meeting Room is an AMX microphone control system with a Dektronics Voting System and fixed video cameras which are no longer supported (i.e., no parts or service available) and that the proposed upgraded system is an integrated microphone controlled/video/voting system which includes a "camera follow audio". He continued that alternatively Administration investigated the feasibility of augmenting the existing system to upgrade only the video which does not have the camera follow system.; that AMX offers a box to upgrade the existing system; however, it is cost prohibitive (an additional \$100,000.00 would be necessary); and that Administration recommends the Tandem System at a lesser cost.

Committee Member T. Cavalier questioned the feasibility of purchasing monitors at a more feasible cost.

Mr. Bourg interjected that the four (4) LCD monitors included in the original proposal have been removed; that during the negotiation phase of the bid process the four (4) monitors were removed (\$1,200.00 per monitor deducted); that one 42 inch monitor has been added at no charge. He noted that the owner of AAR Electronic, Inc. intends to donate a high quality refurbished monitor for use with the system; added that the entire system has a one (1) year warranty (parts and labor); and stated that Administration has discussed an extended warranty maintenance plan at a cost of \$500.00 per month, but he is not making such a proposal tonight.

In response to questioning, Chief Finance Officer Jamie Elfert stated that she does not know why much it cost to repair the existing system.

Discussion transpired relative to providing for a warranty on the upgraded system.

Upon additional questioning, Mr. Bourg stated that the estimated delivery time for the entire system is approximately 3 to 4 weeks and added that he would recommend a test period prior to installing the system.

Council Clerk Paul Labat noted that the current company, Industrial Communications & Electronics, Inc. has to travel from Baton Rouge to repair the system and that additional cost savings may be realized due to staff being able to save the audio/video directly to a computer.

Mrs. Elfert noted that funding was previously allocated for the upgrade.

As a result of additional questions, Mr. Bourg explained that Administration is making every attempt to negotiate the cost of the upgrade within the allocated budget; recommended awarding the contract to AAR Electronics, Inc; and requested consideration of the change order options to include dual controls at the Chairman and Council Clerk's seat and a video mixer to allow transitions for picture-in-picture capabilities. He noted that the current budget does not include the costs associated with the dual controls and mixer, but that Administration recommends proceeding.

OFFERED BY: Mr. K. Voisin.

SECONDED BY: Mr. C. Voisin.

RESOLUTION NO. 09-566

A resolution awarding a contract to AAR Electronics, Inc. for the Council Meeting Room Audio / Video Systems Upgrade Project the Parish President to contract for Council Meeting Room Audio / Video Upgrade.

WHEREAS, Terrebonne Parish Consolidated Government (TPCG) received proposals for the Council Meeting Room Audio / Video Systems Upgrade project pursuant to LA RS 38:2234, Telecommunications and Data Processing by Political Subdivisions on July 31, 2009, and

WHEREAS, after having met with the representatives of two proposers and having evaluated the proposals received according to the stipulated vendor selection criteria, the evaluation committee recommends selection of the proposal of AAR Electronic, Inc. to provide the Taiden digital conference system.

NOW THEREFORE BE IT RESOLVED, by the Terrebonne Parish Council (Public Services Committee), on behalf of the Terrebonne Parish Consolidated Government, that the Parish President, Michel Claudet, be, and he is hereby, authorized to contract with AAR Electronic, Inc. for the Council Meeting Room Audio / Video Upgrade project generally in accordance with the related request for proposals and AAR, Inc. proposal number AARQ1747; 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:

YEAS: T. Cavalier, J. Cehan, B. Hebert, P. Lambert, J. Pizzolatto, A. Tillman, C. Voisin, K. Voisin and A. Williams.

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: None.

The Chairman declared the resolution adopted on this, the 26th day of October, 2009.

* * * * *

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

RESOLUTION NO. 09-567

A resolution providing approval of Task Order #3 to the Master Service Agreement between Camp, Dresser & McKee, Inc. and Terrebonne Parish Consolidated Government for the development of a CDBG Project Development Plan and Design Process Flow Chart

WHEREAS, the Terrebonne Parish Consolidated Government did enter into a master service agreement with Camp, Dresser & McKee, Inc. dated April 4, 2009 filed under entry #1321304, and

WHEREAS, the TPCG is desirous of having services performed to develop a CDBG Project Development Plan and Design Process Flow Chart, and

WHEREAS, the above described Task Order will not exceed the cost of \$48,211.00.

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 Task Order #3 to the Master Service Agreement with Camp, Dresser & McKee, Inc. and Terrebonne Parish Consolidated Government for the development of a CDBG Project Development Plan and Design Process Flow Chart, contingent upon receiving concurrence from the La. Office of Community Development.

THERE WAS RECORDED:

YEAS: T. Cavalier, J. Cehan, B. Hebert, P. Lambert, J. Pizzolatto, A. Tillman, C. Voisin, K. Voisin and A. Williams.

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: None.

The Chairman declared the resolution adopted on this, the 26th day of October, 2009.

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

RESOLUTION NO. 09-568

A resolution authorizing the execution of Change Order No. 4 for the Construction Agreement for Parish Project No. 09-LEV-18, Lower Ward 7 Levee Maintenance Interim Lift; North of Boudreaux Canal to South of Lashbrook Pump Station, Terrebonne Parish, Louisiana.

WHEREAS, the Terrebonne Parish Consolidated Government entered into a contract dated July 16th, 2009, with Phylway Construction, LLC., for the Parish Project No. 09-LEV-18, Lower Ward 7 Levee Maintenance Interim Lift; North of Boudreaux Canal to South of Lashbrook Pump Station, Terrebonne Parish, Louisiana, and

WHEREAS, this change order is necessary in order to add construction time only, and

WHEREAS, this change order is necessary to increase construction contract time from 102 to 113 Calendar Days for the rain and wet conditions during the month of September, an increase of Eleven (11) Calendar Days, and

WHEREAS, this Change Order No. 4 has been recommended by the ENGINEER, Shaw Coastal, Inc. for this project

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 Michel Claudet of Change Order No. 4 to the construction agreement with Phylway Construction, LLC, to perform

construction services for Parish Project No. 09-LEV-18, Lower Ward 7 Levee Maintenance Interim Lift; North of Boudreaux Canal to South of Lashbrook Pump Station, for an increase of Eleven (11) Calendar Days

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

THERE WAS RECORDED:

YEAS: T. Cavalier, J. Cehan, B. Hebert, P. Lambert, J. Pizzolatto, A. Tillman, C. Voisin, K. Voisin and A. Williams.

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: None.

The Chairman declared the resolution adopted on this, the 26th day of October, 2009.

* * * * *

The Chairman recognized Mrs. Anna Mire of Jefferson Drive and a visually impaired resident, who requested consideration of expanding the Good Earth Transit System from Tunnel Boulevard down St. Charles Street to Valhi Boulevard. She noted that impaired individuals from various social-economic backgrounds utilize the service and noted the benefits provided by doing so for the individuals.

The Chairman recognized Mr. Mickey Fonseca supported the request to expand of the Good Earth Transit System.

Committee Member K. Voisin noted the benefits of expanding the Good Earth Transit System and requested possible routes that are child friendly.

Transit Administrator Wendell Voisin explained that a data route model was use to predict ridership for the transit system; that the data reflected that there would be approximately 13,000 trips per year using major attractors in the Summerfield area; that the cost would be an annual increase of \$180,000.00 to provide the services; and added that it would not be economically feasible to expand the service in the aforementioned area.

Committee Member B. Hebert requested that Administration investigate the removal of the transit bench near Chase Bank on the airbase.

Committee Member C. Voisin inquired about eliminating routes with low ridership.

Mr. W. Voisin stated that additional resources would be needed or eliminated somewhere else in order to provide a route along Highway 311 to the Mental Health Unit; that another scenario would be to modify the route along West Tunnel Boulevard to Polk Street and St. Charles Street. Upon questioning, Mr. W. Voisin stated that funding is dependent upon the services area and the given criteria; that Highway 311 is included in the urban area; and suggested that certain buses be re-routed to provide service during specific business hours.

Ms. T. Cavalier moved, seconded Mr. K. Voisin, "THAT, the Public Services Committee direct Administration to consider the feasibility of modifying the Good Earth Transit System to expand service to include those public agencies in the vicinity of Tunnel Boulevard, St. Charles Street, and Louisiana Highway 311; and submit a cost report in 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, J. Cehan, B. Hebert, P. Lambert, J. Pizzolatto, A. Tillman, C. Voisin, K. Voisin, and A. Williams.

NAYS: None.

ABSENT: None.

The Chairman declared the motion adopted.

Committee Member T. Cavalier stated that she met with Administration and a representative from the Department of Transportation and Development regarding traffic

conditions along Louisiana Highway 24 North and South between H. L. Bourgeois High School and Evergreen Junior High School. She continued that after evaluating the traffic conditions at both school sites it was determined that no corrective action could be taken and suggested that those persons traveling in the vicinity of the school leave earlier in order to avoid some of the congestion in the area. Ms. Cavalier also noted that additional discussion needs to transpire with Sheriff Vernon Bourgeois regarding other traffic concerns. (NO ACTION TAKEN)

Committee Member T. Cavalier requested that Administration clean the CCC Ditch near Southern Estates Subdivision on a monthly basis in order to ensure that debris does not obstruct the ditch.

Public Works Director Lt. Col. (Ret.) Greg Bush stated that Administration currently scheduled maintenance and clearing of the CCC Ditch four times per year and that work crews will be directed to clean the ditch on a monthly basis.

Parish President Michel Claudet requested that residents be cautious in storing debris in order to prevent the debris from obstructing drainage arteries. (NO ACTION TAKEN)

Parish President Michel Claudet stated that Administration's review of Parish contracts that may have been associated with Mr. Eddie Price, Mr. Rick Mire, and Mr. Don McMac revealed that no payments have been made since 2008. (NO ACTION TAKEN)

Committee Member P. Lambert inquired about permanent repairs to Victory Street in Chauvin.

Public Works Director Lt. Col. (Ret.) Greg Bush explained that permanent repairs to Victory Street have been included in the concrete portion of the Parish's overlay maintenance contract; that specifications are currently being written; that once bids are received, Administration will schedule repairs to Victory Street at the end of the maintenance contract; and that 8 inches of concrete will be placed on the entirety of the street. (NO ACTION TAKEN)

OFFERED BY: Ms. A. Williams.

SECONDED BY: Mr. C. Voisin.

RESOLUTION NO. 09-569

WHEREAS, the Terrebonne Council on Aging, Inc. has earned and maintained a sterling reputation for providing services to the elderly of Terrebonne Parish in order to facilitate their ability to live in their homes and in the community, and out of institutions, and

WHEREAS, the Council on Aging is currently under the jurisdiction of the Governor's Office of Elderly Affairs, and

WHEREAS, the relationship between the Terrebonne Parish Council on Aging and Councils on Aging across the state, with the Office of Elderly Affairs has been working for decades and has allowed the parish COA's to be creative and innovative in the manner in which they serve the needs of the elderly, and

WHEREAS, the Terrebonne Parish Council knows firsthand the type of services provided by the local COA and is certain that the lives of elderly citizens in Terrebonne Parish are enhanced greatly by the type of care that is administered by the COA, and

WHEREAS, the Council on Aging has made the Parish Council aware of a proposal to move all Councils on Aging under the jurisdiction of the Louisiana Department of Health and Hospitals, and

WHEREAS, since the Department of Health and Hospitals has tremendous responsibilities to care for the health and well being of the citizens of Louisiana, this Parish Council is most concerned that the Department may become overburdened and that the compassionate care currently provided to the elderly may take a "back seat" to the overall priorities and duties of the DHH.

NOW, THEREFORE, BE IT RESOLVED by the Terrebonne Parish Council (Public Services Committee), on behalf of the Terrebonne Parish Consolidated Government, that Governor Bobby Jindal and all members of Terrebonne Parish's Legislative Delegation be requested to strongly consider maintaining the current reporting system for Councils on Aging across the state and to allow Councils on Aging to remain under the jurisdiction of the Governor's Office of Elderly Affairs.

THERE WAS RECORDED:

YEAS: T. Cavalier, J. Cehan, B. Hebert, P. Lambert, J. Pizzolatto, C. Voisin, K. Voisin and A. Williams.

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: A. Tillman.

The Chairman declared the resolution adopted on this, the 26th day of October, 2009.

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Committee Member C. Voisin requested that the aforementioned resolution be forwarded to the Governor, Terrebonne's Legislative Delegation, and the Governor's Office of Elderly Affairs.

OFFERED BY: Ms. A. Williams.

SECONDED BY: Mr. K. Voisin.

RESOLUTION NO. 09-570

Resolution authorizing the filing of an application with the Louisiana Department of Transportation and Development for a grant under 49 CFR 5311, Non-Urbanized Area Formula Program and/or 49 CFR 5309, Discretionary Capital Program.

WHEREAS, the Secretary of Transportation and Development is authorized to make grants for mass transportation projects;

WHEREAS, the contract for financial assistance will impose certain obligations upon the applicant, including the provisions by it of the local share of project costs;

WHEREAS, it is required by the Louisiana Department of Transportation and Development in accord with the provisions of Title VI of the Civil Rights Act of 1964, that in connection with the filing of an application for assistance that it will comply with Title VI of the Civil Rights Act of 1964 and the U.S. Department of Transportation requirements there under; and

WHEREAS, it is the goal of the Applicant that minority business enterprise be utilized to the fullest extent possible in connection with this project, and that definitive procedures shall be established and administered to ensure that minority businesses shall have the maximum feasible opportunity to compete for contracts when procuring construction contracts, supplies, equipment, or consultant and other services:

NOW, THEREFORE, BE IT RESOLVED by the Terrebonne Parish Council (Public Services Committee), on behalf of the Terrebonne Parish Consolidated Government:

1. That the Parish President is authorized to execute and file an application on behalf of Terrebonne Parish Consolidated Government with the Louisiana Department of Transportation and Development, to aid in the financing of operating and/or capital assistance projects pursuant to the Rural Public Transit Program, 49 CFR 5311 and/or the Discretionary Capital Program, 49 CFR 5309.
2. That the Parish President is authorized to execute and file with such applications an assurance or any other document required by the Louisiana Department of Transportation and Development effectuating the purposes of Title VI of the Civil Rights Act of 1964, as amended.

3. That the Parish President is authorized to furnish such additional information as the Louisiana Department of Transportation and Development may require in connection with the application or the project.
4. That the Parish President is authorized to set forth and execute affirmative minority business policies in connection with the project's procurement needs.
5. That the Parish President is authorized to execute grant contract agreements on behalf of Terrebonne Parish Consolidated Government with the Louisiana Department of Transportation and Development for aid in the financing of the operating or capital assistance projects.
6. This resolution is applicable for a period of one year unless revoked by the governing body and copy of such revocation shall be furnished to the DOTD.

THERE WAS RECORDED:

YEAS: T. Cavalier, J. Cehan, B. Hebert, P. Lambert, J. Pizzolatto, C. Voisin, K. Voisin and A. Williams.

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: A. Tillman.

The Chairman declared the resolution adopted on this, the 26th day of October, 2009.

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Committee Member A. Tillman re-entered the proceedings prior to adjournment.

Mr. J. Pizzolatto moved, seconded by Mr. B. Hebert, "THAT, there being no further business to come before the Public Services Committee, the meeting be adjourned."

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

UPON ROLL CALL THERE WAS RECORDED:

YEAS: T. Cavalier, J. Cehan, B. Hebert, P. Lambert, J. Pizzolatto, A. Tillman, C. Voisin, K. Voisin, and A. Williams.

NAYS: None.

ABSENT: None.

The Chairman declared the motion adopted and the meeting was adjourned at 6:33 p.m.

Joey Cehan, Chairman

Suzette Thomas, Minute Clerk

Mr. J. Cehan moved, seconded by Mr. B. Hebert, "THAT, the Council accept and ratify the minutes of the Public Services Committee meeting held on 10/26/09."

The Chairwoman called for a vote on the motion offered by Mr. J. Cehan.

UPON ROLL CALL THERE WAS RECORDED:

YEAS: A. Williams, B. Hebert, T. Cavalier, J. Pizzolatto, K. Voisin, C. Voisin, J. Cehan, P. Lambert, and Mr. A. Tillman

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

The Chairwoman called for a report on the Community Development & Planning Committee meeting held on 10/26/09, whereupon the Committee Chairman, noting that ratification of the minutes calls public hearings on 11/11/09, rendered the following:

COMMUNITY DEVELOPMENT & PLANNING COMMITTEE**OCTOBER 26, 2009**

The Chairman, A. Tillman, called the Community Development & Planning Committee meeting to order at 6:41 p.m. in the Terrebonne Parish Council Meeting Room with the Invocation led by T. Cavalier and the Pledge of Allegiance led by P. Lambert. Upon roll call, Committee Members recorded as present were: T. Cavalier, J. Cehan, B. Hebert, P. Lambert, J. Pizzolatto, A. Tillman, C. Voisin, K. Voisin, and A. Williams. A quorum was declared present.

Committee Member K. Voisin expressed his concern with respect to street lights for new subdivisions not being placed in the GIS System once approved and thereby delaying the street lights being energized.

Planning & Zoning Director Patrick Gordon stated that he would speak with Mr. Jack Gardner regarding the matter and request that the street lights are placed into the GIS System once approved by the Council and the plat is signed.

OFFERED BY: Mr. K. Voisin.

SECONDED BY: Mr. C. Voisin.

RESOLUTION NO. 09-571

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 "Emerson Drive"; energize the street lights; and to incorporate 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 "Emerson Drive"; energize the street lights; and to incorporate into the Enhanced 911 Emergency Response System for the purpose of providing a better means of locating addresses.

BE IT FURTHER RESOLVED that a public hearing on said ordinance be called for Wednesday, November 11, 2009 at 6:30 p.m.

THERE WAS RECORDED:

YEAS: T. Cavalier, J. Cehan, B. Hebert, P. Lambert, J. Pizzolatto, A. Tillman, C. Voisin, K. Voisin and A. Williams.

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: None.

The Chairman declared the resolution adopted on this, the 26th day of October, 2009.

OFFERED BY: Ms. A. Williams.

SECONDED BY: Mr. J. Cehan.

RESOLUTION NO. 09-572

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 the extension of "Rebeccas Pond Road;" energize the street lights; and to incorporate 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 the extension of "Rebeccas Pond Road;" energize the street lights; and to incorporate into the Enhanced 911 Emergency Response System for the purpose of providing a better means of locating addresses.

BE IT FURTHER RESOLVED that a public hearing on said ordinance be called for Wednesday, November 11, 2009 at 6:30 p.m.

THERE WAS RECORDED:

YEAS: T. Cavalier, J. Cehan, B. Hebert, P. Lambert, J. Pizzolatto, A. Tillman, C. Voisin, K. Voisin and A. Williams.

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: None.

The Chairman declared the resolution adopted on this, the 26th day of October, 2009.

OFFERED BY: Mr. J. Cehan.

SECONDED BY: Mr. P. Lambert.

RESOLUTION NO. 09-573

A RESOLUTION OBLIGATING THE NECESSARY FUNDING UNDER THE TERREBONNE PARISH FLOOD HAZARD MITIGATION PROGRAM/HURRICANE RITA, PROJECT NO 1603-109-0001 TO COMPLETE THE ELEVATION OF STRUCTURES CONDITIONED ON ADMINISTRATIVE REVIEW AND AUTHORIZATION TO PROCEED IS RECEIVED FROM THE GOVERNOR'S OFFICE OF HOMELAND SECURITY AND EMERGENCY PREPAREDNESS.

WHEREAS, the Terrebonne Parish Consolidated Government has been formally notified by FEMA that the Hurricane Rita Flood Hazard Mitigation Program (HMGP), Project No. 1603-109-0001, can proceed with the mitigation of the following property:

Address: 311 South Central Blvd.
Chauvin, LA 70344

Owned by: Frank Dupre Sr.

WHEREAS, under the administrative guidance of Higher Ground Flood Protection Services, the required "elevation packet" has been prepared and executed by the property owner and are awaiting administrative review by the Governor's Office of Homeland Security and Emergency Preparedness.

NOW, THEREFORE, BE IT RESOLVED, by the Terrebonne Parish Council (Community Development and Planning Committee), on behalf of the Terrebonne Parish Consolidated Government, that, upon administrative clearance by the Governor's Office of Homeland Security and Emergency Preparedness, the necessary funding under the Terrebonne Parish Flood Hazard Mitigation Program/Hurricane Katrina, Project No. 1603-109-0001 be hereby obligated in facilitation of the mitigation of the above property.

THERE WAS RECORDED:

YEAS: T. Cavalier, J. Cehan, B. Hebert, P. Lambert, J. Pizzolatto, A. Tillman, C. Voisin, K. Voisin and A. Williams.

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: None.

The Chairman declared the resolution adopted on this, the 26th day of October, 2009.

OFFERED BY: Ms. T. Cavalier.

SECONDED BY: Ms. A. Williams and Mr. K. Voisin.

RESOLUTION NO. 09-574

A Resolution authorizing the Parish President, Michel H. Claudet, to enter into an agreement with START, INC. for the management of the daily operations of the Beautiful Beginnings Center.

WHEREAS, there are families that are in need of shelter and resources to help them to move from the streets to emergency shelters for the homeless; and

WHEREAS, the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, is committed to providing assistance to those families; and

WHEREAS, START has been designated as a Community Housing Development Organization (CHDO) by Terrebonne Parish Resolution No. 98-192, adopted on May 12, 1998, and shares in the desire to assist needy homeless individuals in Terrebonne Parish; and

WHEREAS, START is willing and able to provide Terrebonne Parish Consolidated Government's Beautiful Beginnings Center with operational management and counseling services.

NOW, THEREFORE BE IT RESOLVED that the Terrebonne Parish Council (Community Development and Planning Committee), on behalf of Terrebonne Parish Consolidated Government authorizes the Parish President, Michel H. Claudet, to enter into an agreement with START, INC. for the management of the daily operations of the Beautiful Beginnings Center.

THERE WAS RECORDED:

YEAS: T. Cavalier, J. Cehan, B. Hebert, P. Lambert, J. Pizzolatto, A. Tillman, C. Voisin, K. Voisin and A. Williams.

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: None.

The Chairman declared the resolution adopted on this, the 26th day of October, 2009.

Mr. J. Cehan moved, seconded by Mr. J. Pizzolatto, "THAT, there being no further business to come before the Community Development & Planning Committee, the meeting be adjourned."

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

UPON ROLL CALL THERE WAS RECORDED:

YEAS: T. Cavalier, J. Cehan, B. Hebert, P. Lambert, J. Pizzolatto, A. Tillman, C. Voisin, K. Voisin, and A. Williams.

NAYS: None.

ABSENT: None.

The Chairman declared the motion adopted and the meeting was adjourned at 6:48 p.m.

Alvin Tillman, Chairman

Suzette Thomas Minute Clerk

Mr. A. Tillman moved, seconded by Mr. K. Voisin, "THAT, the Council accept and ratify the minutes of the Community Development & Planning Committee meeting held on 10/26/09."

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

UPON ROLL CALL THERE WAS RECORDED:

YEAS: A. Williams, B. Hebert, T. Cavalier, J. Pizzolatto, K. Voisin, C. Voisin, J. Cehan, P. Lambert, and Mr. A. Tillman

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

The Chairwoman called for a report on the Policy, Procedure, & Legal Committee meeting held on 10/26/09, whereupon the Committee Chairman rendered the following:

POLICY, PROCEDURE, & LEGAL COMMITTEE

OCTOBER 26, 2009

The Chairman, Clayton J. Voisin, called the Policy, Procedure, & Legal Committee meeting to order at 6:53 p.m. in the Terrebonne Parish Council Meeting Room with the Invocation led by T. Cavalier and the Pledge of Allegiance led by J. Pizzolatto. Upon roll call, Committee Members recorded as present were: T. Cavalier, J. Cehan, B. Hebert, P. Lambert, J. Pizzolatto, A. Tillman, C. Voisin, K. Voisin, and A. Williams. A quorum was declared present.

OFFERED BY: Mr. A. Tillman.

SECONDED BY: Ms. T. Cavalier.

RESOLUTION NO. 09-575

A RESOLUTION AUTHORIZING THE PARISH PRESIDENT TO EXECUTE AN INTERGOVERNMENTAL AGREEMENT BETWEEN THE TERREBONNE PARISH CONSOLIDATED GOVERNMENT AND TERREBONNE PARISH SCHOOL BOARD.

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

WHEREAS, Terrebonne Parish Consolidated Government, through its Parish President, during an emergency event in the parish, is empowered to take steps and measures necessary to protect the lives and property of the citizens of Terrebonne Parish; and

WHEREAS, TPCG and TPSB wish to memorialize an arrangement to grant use of the H.L. Bourgeois High School as an emergency staging area/evacuee pick up/drop off site in the event of a the mandatory evacuation of the Parish of Terrebonne, and

WHEREAS, Terrebonne Parish Consolidated Government and the Terrebonne Parish School Board find that entering into this intergovernmental agreement will serve a public safety purpose and have a public benefit.

NOW THEREFORE, BE IT RESOLVED by the Terrebonne Parish Council (Policy, Procedure and Legal Committee), on behalf of Terrebonne Parish Consolidated Government that the Parish President, Michel H. Claudet, is hereby authorized to execute an Intergovernmental Agreement with the Terrebonne Parish School Board containing substantially the same terms as those contained within the agreement.

THERE WAS RECORDED:

YEAS: T. Cavalier, J. Cehan, B. Hebert, P. Lambert, J. Pizzolatto, A. Tillman, C. Voisin, K. Voisin and A. Williams.

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: None.

The Chairman declared the resolution adopted on this, the 26th day of October, 2009.

Information Technology Systems Manager Neal Prejean stated that Administration investigated the Council's request regarding e-mail storage; that e-mail storage for Council Members has been increased from 50 megabytes to 500 megabytes; that the Parish's networking system has been modified to provide notification to account holders when the mail box storages reaches 95% capacity. Mr. Prejean added that it is critical for Council Members to open their e-mail and delete e-mail from their office computers even though they do so remotely.

Committee Member K. Voisin complimented the Information Technology Division on its operations.

In response to questioning, Mr. Prejean stated that Administration would check on modifying the Council e-mail accounts in order to allow messages to be deleted remotely without Council Members having to come into the office. (NO ACTION TAKEN)

The Chairman announced that Item No. 3 (Discussion and possible introduction of an ordinance with respect to proposed amendments to the excessive noise ordinance) has been withdrawn from the agenda. (NO ACTION TAKEN)

Ms. A. Williams moved, seconded by Mr. K. Voisin, "THAT, the Policy, Procedure, & Legal Committee, pursuant to R. S. 42:6.1, convene into Executive Session to discuss the lawsuit title, 'Bayou Cane Fire Protection District and Coteau Fire Protection District vs. Terrebonne Parish Consolidated Government' (Docket No. 158716)' and invite into said session all Council Members, Parish President Michel Claudet, Parish Attorney Courtney Alcock, Assistant Parish Attorney David Allen, Parish Manager Al Levron, and Human Resource & Risk Management Director J. Dana Ortego."

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

UPON ROLL CALL THERE WAS RECORDED:

YEAS: T. Cavalier, J. Cehan, B. Hebert, P. Lambert, J. Pizzolatto, A. Tillman, C. Voisin, K. Voisin, and A. Williams.

NAYS: None.

ABSENT: None.

The Chairman declared the motion adopted.

Ms. A. Williams moved, seconded by Mr. B. Hebert, "THAT, the Policy, Procedure, & Legal Committee reconvene into the regular order of business as per the written agenda."

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

UPON ROLL CALL THERE WAS RECORDED:

YEAS: T. Cavalier, J. Cehan, B. Hebert, P. Lambert, J. Pizzolatto, A. Tillman, C. Voisin, K. Voisin, and A. Williams.

NAYS: None.

ABSENT: None.

The Chairman declared the motion adopted.

Ms. A. Williams moved, seconded by Mr. J. Cehan, "THAT, the Policy, Procedure, & Legal Committee concur with the recommendation of the Legal Advisor with respect to the lawsuit titled, 'Bayou Cane Fire Protection District and Coteau Fire Protection District vs. Terrebonne Parish Consolidated Government' (Docket No. 158716)'."

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

UPON ROLL CALL THERE WAS RECORDED:

YEAS: T. Cavalier, J. Cehan, B. Hebert, P. Lambert, J. Pizzolatto, A. Tillman, C. Voisin, K. Voisin, and A. Williams.

NAYS: None.

ABSENT: None.

The Chairman declared the motion adopted.

RESOLUTION: Rescinding Resolution No. 03-281 and establishing a policy regarding outside agencies' participation in the Terrebonne Parish Consolidated Government's Health Care Insurance Program.

Mr. K. Voisin moved, seconded by Ms. T. Cavalier.
Committee Members B. Hebert, P. Lambert, J. Pizzolatto, and A.
Tillman were recorded as voting “*nay*.”

(RESOLUTION EXTRACTED FROM MINUTES PRIOR TO RATIFICATION ON
10/28/09; SEE RESOLUTION NO. 09-576)

Mr. J. Pizzolatto moved, seconded by Mr. B. Hebert, “THAT, there being no further
business to come before the Policy, Procedure, & Legal Committee, the meeting be adjourned.”

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

UPON ROLL CALL THERE WAS RECORDED:

YEAS: T. Cavalier, J. Cehan, B. Hebert, P. Lambert, J. Pizzolatto, A. Tillman, C.
Voisin, K. Voisin, and A. Williams.

NAYS: None.

ABSENT: None.

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

Clayton J. Voisin, Chairman

Suzette Thomas, Minute Clerk

Mr. C. Voisin moved, seconded by Mr. J. Pizzolatto, “THAT, the Council accept and
ratify the minutes of the Policy, Procedure, & Legal Committee meeting held on 10/26/09, with
the exception of the resolution relative to insurance coverage for outside agencies, in order to
vote separately on the resolution, which has been revised.”

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

UPON ROLL CALL THERE WAS RECORDED:

YEAS: A. Williams, B. Hebert, T. Cavalier, J. Pizzolatto, K. Voisin, C. Voisin, J. Cehan,
P. Lambert, and Mr. A. Tillman

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

OFFERED BY: Mr. C. Voisin.

SECONDED BY: Mr. K. Voisin.

RESOLUTION NO. 09-576

A RESOLUTION RESCINDING RESOLUTION NUMBER 03-281 AND ESTABLISHING A
POLICY REGARDING OUTSIDE AGENCIES’ PARTICIPATION IN TERREBONNE
PARISH CONSOLIDATED GOVERNMENT’S HEALTH INSURANCE PROGRAM, AND
FOR ALL OTHER PURPOSES.

WHEREAS, the Terrebonne Parish Consolidated Government (TPCG) provides a
program of employee benefit insurance (including medical and dental insurance, long term
disability, short term disability and basic life insurance) for employees of the Terrebonne Parish
Consolidated Government; and

WHEREAS, for the purpose of this resolution, “outside agency” is defined as any
agency, district, commission or other such body, that is not funded by the Parish pursuant to a
statutory obligation or governed by the Parish Council; and

WHEREAS, after careful investigation, the Risk Management Department with the
support of the Terrebonne Parish Council has determined that there is no definitive way of
policing and collecting monies from an outside agency once they opt out or decided to leave the
program; and

WHEREAS, the ability of outside agencies to opt in and opt out of the program based
entirely on their interest will adversely affect the TPCG insurance program creating an untenable
risk for its intended members-the employees and retirees of the parish government.

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

1. Outside agencies other than those currently participating in the TPCG health insurance program shall not be allowed to participate in the parish's health insurance program.
2. The following outside agencies currently participate in the health insurance program, but should they opt out of that program they shall not be allowed to re-enter the program:

The Airport Commission, the Coroner's Office, the Council on Aging, Fire Protection District 4-A, Fire Protection District 6, Fire Protection District 7, Fire Protection District 9, Fire Protection District 10, Fire Protection District 5, Terrebonne Economic Development District, Terrebonne Port Commission, Recreation District 2-3, Recreation District 3, Recreation District 4, Recreation District 6, Recreation District 7, Recreation District 10, Recreation District 11, and the Houma Area Convention and Visitors Bureau

3. The Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, authorizes the Parish President to negotiate and to execute any documents necessary to comply with this policy.

THERE WAS RECORDED:

YEAS: A. Williams, T. Cavalier, K. Voisin, C. Voisin, J. Cehan, P. Lambert and A. Tillman.

NAYS: B. Hebert and J. Pizzolatto.

ABSTAINING: None.

ABSENT: None.

The Chairwoman declared the resolution adopted on this, the 28th day of October, 2009.

* * * * *

The Chairwoman called for a report on the Natural Resources & Coastal Restoration Committee meeting held on 10/26/09, whereupon the Committee Chairman rendered the following:

NATURAL RESOURCES & COASTAL RESTORATION COMMITTEE

OCTOBER 26, 2009

The Chairman, Kevin Voisin, called the Natural Resources & Coastal Restoration Committee meeting to order at 7:41 p.m. in the Terrebonne Parish Council Meeting Room with the Invocation led by A. Williams and the Pledge of Allegiance led by P. Lambert. Upon roll call, Committee Members recorded as present were: T. Cavalier, J. Cehan, B. Hebert, P. Lambert, J. Pizzolatto, A. Tillman, C. Voisin, K. Voisin, and A. Williams. A quorum was declared present.

Dr. James Sothern presented a dissertation on land subsidence in Terrebonne Parish noting the significance of subsidence slowing down over time. He noted two types of subsidence which includes natural subsidence (1/2 inch per century) and natural faults (compaction of natural faults). Dr. Sothern added that his research revealed 3 feet of land loss in Houma, Bourg, Bayou Blue, Grand Caillou, and Little Caillou; that over time drilling for oil has attributed to subsidence; and suggested that annual snapshots of benchmarks be taken to monitor subsidence. (NO ACTION TAKEN)

United States Department of Agriculture representative Mr. Caleb Dalley presented a power point presentation on the history of Bermuda grass and chemical spraying in an effort to control the growth of Bermuda and perennial grass. He presented three options with respect to controlling growth along Parish levees by mowing, spraying herbicides, or burning the growth. In response to questioning, Mr. Dalley stated that using roundup herbicide, which has a very low toxicity and that would not prevent a problem near waterways, and that rotating the types of herbicide used in controlling growth would prevent the growth from becoming resistant.

The Chairman suggested that Administration consider utilizing other types of herbicides to control vegetative growth along Parish levees and near waterways. (NO ACTION TAKEN)

Mr. J. Pizzolatto moved, seconded by Mr. J. Cehan and Mr. B. Hebert, "THAT, there being no further business to come before the Natural Resources and Coastal Restoration Committee, the meeting be adjourned."

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

UPON ROLL CALL THERE WAS RECORDED:

YEAS: T. Cavalier, J. Cehan, B. Hebert, P. Lambert, J. Pizzolatto, A. Tillman, C. Voisin, K. Voisin, and A. Williams.

NAYS: None.

ABSENT: None.

The Chairman declared the motion adopted and the meeting was adjourned at 8:16 p.m.

Kevin Voisin, Chairman

Suzette Thomas, Minute Clerk

Mr. K. Voisin moved, seconded by Mr. J. Cehan, "THAT, the Council accept and ratify the minutes of the Natural Resources & Coastal Restoration Committee meeting held on 10/26/09."

The Chairwoman called for a vote on the motion offered by Mr. K. Voisin.

UPON ROLL CALL THERE WAS RECORDED:

YEAS: A. Williams, B. Hebert, T. Cavalier, J. Pizzolatto, K. Voisin, C. Voisin, J. Cehan, P. Lambert, and Mr. A. Tillman

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

The Chairwoman called for a report on the Budget & Finance Committee meeting held on 10/26/09, whereupon the Committee Chairman, noting that ratification of the minutes calls public hearings on 11/11/09, rendered the following:

BUDGET & FINANCE COMMITTEE

OCTOBER 26, 2009

The Chairman, Billy Hebert, called the Budget & Finance Committee meeting to order at 8:25 p.m. in the Terrebonne Parish Council Meeting Room with the Invocation led by T. Cavalier and the Pledge of Allegiance led by P. Lambert. Upon roll call, Committee Members recorded as present were: T. Cavalier, J. Cehan, B. Hebert, P. Lambert, J. Pizzolatto, A. Tillman, C. Voisin, K. Voisin, and A. Williams. A quorum was declared present.

OFFERED BY: Mr. K. Voisin.

SECONDED BY: Mr. A. Tillman.

RESOLUTION NO. 09-577

WHEREAS, prices were obtained through the Louisiana State Commodity Catalog by the Terrebonne Parish Consolidated Government for the purpose of purchasing one (1) Custom Multimedia System (audiovisual equipment) for the Office of Homeland Security and Emergency Preparedness under State Contract #405150, and

WHEREAS, Resolution Number 09-283 was adopted by the Terrebonne Parish Council for the purchase of one (1) Custom Multimedia System in the amount of Seventy-seven Thousand, Seven Hundred Nineteen Dollars and Thirty-nine Cents (\$77,719.39), and

WHEREAS, Earl Eues, Director of Homeland Security and Emergency Preparedness discovered that additional equipment is required, and

WHEREAS, after careful review by the Parish Administration, it has been determined that the price of Seven Thousand, Seven Hundred Six Dollars and Thirty-three Cents (\$7,706.33)

from Intermedia Technologies, Inc. for the purchase of additional audiovisual equipment should be accepted as per the State Contract Catalog, and,

WHEREAS, THE Parish Finance Department has verified that funds are budgeted and available for the purchase of the additional aforementioned audiovisual equipment, and

WHEREAS, Section 2-109 of the Terrebonne Parish Code requires any contract with the cumulative expenditure of Thirty Thousand Dollars (\$30,000) or more annually shall be approved by the Council by resolution, and

WHEREAS, the Parish Administration has recommended the acceptance of the price for the additional aforementioned audiovisual equipment purchase at a cost of Seven Thousand, Seven Hundred Six Dollars and Thirty-three Cents (\$7,706.33) 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 additional audiovisual equipment be accepted as per the attached documents.

THERE WAS RECORDED:

YEAS: T. Cavalier, J. Cehan, B. Hebert, P. Lambert, J. Pizzolatto, A. Tillman, C. Voisin, K. Voisin and A. Williams.

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: None.

The Chairman declared the resolution adopted on this, the 26th day of October, 2009.

* * * * *

OFFERED BY: Mr. J. Pizzolatto.

SECONDED BY: Mr. K. Voisin and Mr. J. Cehan.

RESOLUTION NO. 09-578

WHEREAS, on October 7, 2009 bids were received by the Terrebonne Parish Consolidated Government for Bid No. 09-S/P-63 Surplus Sale of Vehicles and Equipment, and

WHEREAS, after careful review by Parish Administration it has been determined that the highest bids received for items over Five Thousand Dollars (\$5,000.00) in value are those of Fairco Inc. for items #30 & #38 in the amount of Thirteen Thousand Nine Hundred and Sixty Dollars (\$13,960.00) and that the bids should be accepted as per attached bid forms, and that the bids of Willie Dugas, Tina Harris, Cary Robichaux, Terry Guidry, and Douglas Williams be rejected for failure to provide the required surety as stated in bid documents and

WHEREAS, the Parish Administration has recommended the acceptance of the aforementioned bids for Bid No. 09-S/P-63 Surplus Sale of Vehicles and Equipment, for a total amount of Thirteen Thousand Nine Hundred and Sixty Dollars (\$13,960.00) and recommends rejection of the bids from Willie Dugas, Tina Harris, Cary Robichaux, Terry Guidry, and Douglas Williams as described in attached hereto and made a part hereof.

NOW, THEREFORE BE IT RESOLVED by Terrebonne Parish Council (Budget and Finance Committee), on behalf of the Terrebonne Parish Consolidated Government, that the recommendation of the Parish Administration is approved and the bids of Fairco Inc. are accepted and the bids of Willie Dugas, Tina Harris, Cary Robichaux, Terry Guidry, and Douglas Williams are rejected as per attached bid forms.

THERE WAS RECORDED:

YEAS: T. Cavalier, J. Cehan, B. Hebert, P. Lambert, J. Pizzolatto, A. Tillman, C. Voisin, K. Voisin and A. Williams.

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: None.

The Chairman declared the resolution adopted on this, the 26th day of October, 2009.

Chief Finance Officer Jamie Elfert explained that the six bids that were rejected were below the minimum recommended estimated value. She noted that some of the items did not receive bids, some did not comply with the surety, and some did not meet the minimum requirements. In response to questioning, Mrs. Elfert stated that she would look into whether or not there is a minimum amount established prior to requiring a surety and noted that some bidders would submit bids, but did not return to complete the bid process.

OFFERED BY: Mr. K. Voisin.

SECONDED BY: Ms. A. Williams.

RESOLUTION NO. 09-579

WHEREAS, on September 26, 2009, bids were received by the Terrebonne Parish Consolidated Government for Bid No. 09-1/9-56 for the Rehabilitation of Sewer Manholes with Cementitious Products for the Pollution Control Department, and

WHEREAS, after careful review by the Purchasing Division; Michael Ordogne, Pollution Control Administrator, and Gregory Bush, Public Works Director, it has been determined that the bid of Mid Gulf Construction, Inc. should be accepted as per the attached documents, and

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

WHEREAS, the Parish Administration has concurred with the recommendation that the bid of Mid Gulf Construction, Inc. be accepted and awarded for the amount of \$49,999.00 (Forty-nine Thousand, Nine Hundred Ninety-nine Dollars and Zero Cents) for Bid No. 09-1/9-56 for the Rehabilitation of Sewer Manholes with Cementitious Products for the Pollution Control Department as per the attached bid forms and 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 Parish Administration is approved and the bid of Mid Gulf Construction, Inc. be awarded as per the attached bid forms and documents.

THERE WAS RECORDED:

YEAS: T. Cavalier, J. Cehan, B. Hebert, P. Lambert, J. Pizzolatto, A. Tillman, C. Voisin, K. Voisin and A. Williams.

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: None.

The Chairman declared the resolution adopted on this, the 26th day of October, 2009.

OFFERED BY: Mr. J. Cehan.

SECONDED BY: Mr. K. Voisin.

RESOLUTION NO. 09-580

WHEREAS, on September 10, 2009, bids were received by the Terrebonne Parish Consolidated Government for Bid No. 09-1/9-50 for the Purchase of (14) Duplex Lift Station Control Panels for the Pollution Control Department, and

WHEREAS, after careful review by the Purchasing Division; Michael Ordogne, Pollution Control Administrator, and Gregory Bush, Public Works Director, it has been determined that the bid of Premier Control Systems, LLC should be accepted as per the attached documents and the under provisions set forth in the Louisiana Revised Statutes Title 38:2251, 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 bid of Premier Control Systems, LLC be accepted and awarded for the amount of \$190,377.00 (One Hundred Ninety Thousand, Three Hundred Seventy-seven Dollars for Bid No. 09-1/9-50 for the Purchase of (14) Duplex Lift Station Control Panels for the Pollution Control Department as per the attached bid forms and 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 Parish Administration is approved and the bid of Premier Control Systems, LLC be awarded as per the attached bid forms and documents.

THERE WAS RECORDED:

YEAS: T. Cavalier, J. Cehan, B. Hebert, P. Lambert, J. Pizzolatto, A. Tillman, C. Voisin, K. Voisin and A. Williams.

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: None.

The Chairman declared the resolution adopted on this, the 26th day of October, 2009.

Ms. A. Williams moved, seconded by Mr. K. Voisin, "THAT, the Budget & Finance Committee introduce an ordinance to approve a lease agreement in the area located within Sections 38, 39, 101, and 105, Township 17 South, Range 17 East, for oil, gas, and other liquid or gaseous minerals with Petroleum Land Resources, Inc., Houma, in accordance with the Terrebonne Parish Consolidated Government and the Louisiana State Mineral Board; to authorize the Parish President to execute the necessary legal documents with respect thereto; and to submit the lease to the State Mineral board for approval; and call a public hearing on said matter on November 11, 2009 at 6:30 p.m."

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

UPON ROLL CALL THERE WAS RECORDED:

YEAS: T. Cavalier, J. Cehan, B. Hebert, P. Lambert, J. Pizzolatto, A. Tillman, C. Voisin, K. Voisin, and A. Williams.

NAYS: None.

ABSENT: None.

The Chairman declared the motion adopted.

Mr. C. Voisin moved, seconded by Mr. J. Cehan, "THAT, the Budget & Finance Committee introduce an ordinance to amend the 2009 Adopted Budget and the 5-Year Capital Outlay for the following items:

- Law Enforcement #KSHV 2010-10-00-00: \$12,210.00
- Law Enforcement #PT 2010-24-00-00: \$16,385.00
- Justice Assistance Grant: \$41,905.00
- Chabert Hospital Levee: \$370,000.00

and call a public hearing on said matter on Wednesday, November 11, 2009 at 6:30 p.m."

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

UPON ROLL CALL THERE WAS RECORDED:

YEAS: T. Cavalier, J. Cehan, B. Hebert, P. Lambert, J. Pizzolatto, A. Tillman, C. Voisin, K. Voisin, and A. Williams.

NAYS: None.

ABSENT: None.

The Chairman declared the motion adopted.

Ms. A. Williams moved, seconded by Mr. P. Lambert and Mr. J. Cehan, "THAT, the Budget & Finance Committee introduce an ordinance to amend the 2009 Adopted Operating Budget, authorizing DRC Emergency Services, LLC, Newpark, Inc., Environmental Safety and Health Consulting Services, Inc., and Roads & Bridges for purposes of vessel removal, disposal,

monitoring, and transfer site preparation, and call a public hearing on said matter on November 11, 2009 at 6:30 p.m.”

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

UPON ROLL CALL THERE WAS RECORDED:

YEAS: T. Cavalier, J. Cehan, B. Hebert, P. Lambert, J. Pizzolatto, A. Tillman, C. Voisin, K. Voisin, and A. Williams.

NAYS: None.

ABSENT: None.

The Chairman declared the motion adopted.

Mr. A. Tillman moved, seconded by Mr. C. Voisin, “THAT, the Budget & Finance Committee introduce an ordinance to amend the 2009 Adopted Budget to allocate funding from the Louisiana Association of Community Action Partnerships, Inc. for the Weatherization Assistance Program, and call a public hearing on said matter on Wednesday, November 11, 2009 at 6:30 p.m.”

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

UPON ROLL CALL THERE WAS RECORDED:

YEAS: T. Cavalier, J. Cehan, B. Hebert, P. Lambert, J. Pizzolatto, A. Tillman, C. Voisin, K. Voisin, and A. Williams.

NAYS: None.

ABSENT: None.

The Chairman declared the motion adopted.

The Chairman relinquished the chair to the Vice Chairman and then requested consideration of establishing a Tax Amnesty Program for Terrebonne Parish that would grant a two month period for businesses to pay delinquent sales taxes. He noted that the State of Louisiana implemented a similar program of which it has collected approximately \$40,000,000.00 to \$50,000,000.00 from taxpayers.

Sales & Use Tax Director Christa LaGarde stated that the tax amnesty period would be for the period of July 2001 to December 2008; that for the aforementioned period there is approximately \$347,000.00 of outstanding taxes and penalties; that excluding tax penalties the amount of delinquent tax decreases to between \$250,000.00 to \$260,000.00; and added that 100% of the delinquent taxes are for businesses that have closed. She noted that tax liens and judgments have been filed against the businesses.

Upon questioning, Parish Attorney Courtney Alcock stated that the implementation of an amnesty program is provided in the Parish Code and that parameters for enacting such program would need to be adopted by ordinance.

Mrs. LaGarde suggested that the Tax Amnesty Program, if adopted, commence in January and February of 2010 in order to provide time for advertisement of the program.

Mr. B. Hebert moved, seconded by Mr. C. Voisin, “THAT, the Budget & Finance Committee retain the matter relative to introducing a Tax Amnesty Program for the collection of delinquent sales tax during the months of January and February 2010 for consideration at the next committee meeting and refer the matter to the Sales & Use Tax Advisory Committee.”

The Vice Chairman called for the vote on the motion offered by Mr. B. Hebert.

UPON ROLL CALL THERE WAS RECORDED:

YEAS: T. Cavalier, J. Cehan, B. Hebert, P. Lambert, J. Pizzolatto, A. Tillman, C. Voisin, K. Voisin, and A. Williams.

NAYS: None.

ABSENT: None.

The Vice Chairman declared the motion adopted.

The Chairman resumed the chair.

RESOLUTION: Authorizing the transfer of equipment and personnel from the Tunnel Boulevard Fire Station to the East Park Fire Station.

Mr. J. Pizzolatto moved, seconded by Mr. K. Voisin.
 **(NO VOTE TAKEN; MOTION LATER ADOPTED)

Houma Fire Chief Todd Dufrene stated that Mr. Blane Rabi of PIAL has indicated that the closure of the East Tunnel Fire Station would negatively impact the fire rating for City of Houma; suggested the implementation of procedures for providing service along East Park during the Prospect Street Bridge Construction phase; noted that discussion has transpired with Mr. Greg Patterson of the DOTD regarding a policy which would prohibit the opening of the Daigleville and Howard Street Bridges at the same time; and that utilization of the left lane in an emergency would provide access across the bridges to address fires along East Park.

Committee Member A. Tillman presented the findings of a 2002 Comprehensive Fire Analysis for the City of Houma Fire Department.

Chief Dufrene noted requirements for “manning” a fire station with one Captain, one driver, and two fire fighters and added the cost associated with doing so is not feasible at this time.

Committee Member J. Pizzolatto expressed his concern with respect to providing fire services along East Park Avenue during the construction phase of the Prospect Street Bridge; noted that it takes time for volunteer fire fighters to respond to a fire; and added that several deaths have occurred in the area in the past.

Discussion transpired relative to providing fire service for all citizens; uncertainty as to when the Prospect Street Bridge Construction Project will commence; and the findings of PIAL.

In response to questioning, Chief Dufrene noted that out of the 700 to 800 fire calls received only 10 to 12 calls were received in the East Park area and stated that he does not recommend the closure of the East Tunnel Fire Station.

Additional discussion ensued with respect to the closure of one fire station to “man” another.

Mr. A. Tillman moved, seconded by Ms. A. Williams, “THAT, the Budget & Finance Committee refer the matter relative to providing fire service along East Park Avenue to the appropriate committee for further consideration.” (MOTION ADOPTED AFTER DISCUSSION)

Committee Member J. Cehan expressed his concern with respect to the impact of closing the East Tunnel Boulevard Fire Station would have on the elementary schools, businesses, and residential homes in the area of the aforementioned station.

Parish President Michel Claudet stated that he would speak with Louisiana Department of Transportation and Development Secretary William Ankner about implementing a policy regarding the Daigleville and Howard Avenue bridges; that changes were implemented along Pitre Street to allow for emergency vehicle access along the narrow roadway; that the Fire Department obtained grant funding and distributed fire detectors in the Pitre Street area; and that Administration would follow the will of the Council with respect to the matter.

Upon questioning, Chief Dufrene further explained laws governing “manning” fire stations and noted that the Parish’s study of the East Tunnel and East Park Fire Stations depicted an overlapping of services.

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

UPON ROLL CALL THERE WAS RECORDED:

YEAS: T. Cavalier, J. Cehan, B. Hebert, P. Lambert, A. Tillman, C. Voisin, K. Voisin, and A. Williams.

NAYS: None.

ABSENT: J. Pizzolatto.

The Chairman declared the motion adopted.

Continued review of the proposed 2010 Budgets for the following funds commenced at this time:

- a) **Mosquito Control (Small Book Page 61; Big Book Page 46)** – Chief Finance Officer Jamie Elfert presented the proposed 2010 Mosquito Control noting a fund allocation of \$699,000.00. (NO ACTION TAKEN)
- b) **Purchasing (Small Book Page 251; Big Book Page 453)** – Chief Finance Officer Jamie Elfert noted highlights of the proposed 2010 Budget for the Finance: Purchasing/Warehouse departments noting a budget of \$1,432,000.00; major capital items: new phone system for the Purchasing/Warehouse (\$7,900.00). (NO ACTION TAKEN)
- c) **Information Technology (Small Book Page 255; Big Book Page 464)** – Chief Finance Officer Jamie Elfert presented the proposed 2010 Information Technology Budget highlighting a budget of \$1,747,000.00; capital requests: one (1) Power System 520 Mid-range Computer System \$50,000.00 annual set-a-side, IBM e-Server Blade Center Replacement Bade \$4,800.00, IBM eServer Blade Center Expansion Cabinet \$20,000.00, Sonicwall NSA 5500 Firewall \$10,000.00, and five (5) Personal Computers \$10,000.00.

Committee Member K. Voisin requested that Administration provide him with another copy of the proposed 2010 Budget due to his copy missing several pages.

In response to questioning, Mrs. Elfert explained that the fees for services have been modified to include an hourly rate of \$75.00 for special services or calls to the Information Technology Division. She noted that details of the costs listed on invoice can be obtained from the Finance Department.

Committee Member K. Voisin expressed his concern with respect to cost for stream lining Council meeting broadcasts.

Information Technology Division Manager Neal Prejean stated that he is uncertain as to the costs associated for stream lining meetings and requested that any concerns regarding invoicing be highlighted and submitted for review. He continued that it takes a lot of time to convert the Council meetings for broadcast on the internet and added that once the upgrade of the Council Meeting Room equipment is completed, the conversion time would decrease. (NO ACTION TAKEN)

- d) **Customer Service (Small Book Page 43; Big Book Page 28)** – Chief Finance Officer Jamie Elfert presented the proposed 2010 Customer Service Budget noting capital requests for seven (7) hand held meter reading devices (\$25,000.00) and two (2) desktop computers (\$3,000.00). (NO ACTION TAKEN)
- e) **Administration (Small Book Page 35; Big Book Page 20)** – Chief Finance Officer Jamie Elfert presented the highlights of the proposed 2010 Administration Budget noting the addition of a Public Safety Director to oversee the Houma Police Department, Houma Fire Department, Office of Emergency Preparedness and Homeland Security, Juvenile Justice, Support Services by Parish Government to outside agencies having public safety functions, and Code Enforcement activities; and the transfer of one Citizen Inquiry Coordinator (former Community Problem Solver) Grade 207 to the Planning & Zoning Department. (NO ACTION TAKEN)
- f) **Accounting (Small Book Page 41; Big Book Page 25)** - Chief Finance Officer Jamie Elfert highlighted the proposed 2010 Accounting Budget noting capital requests for nine (9) computers (\$16,500.00 an average of \$1,833.00 per computer –three (3) laptops and six (6) desktops). In response to questioning, Mrs. Elfert stated that the aforementioned requests are to replace antiquated equipment and expired licenses.

Mr. J. Cehan moved, seconded by Mr. K. Voisin, “THAT, there being no further business to come before the Budget & Finance Committee, the meeting be adjourned.”

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

UPON ROLL CALL THERE WAS RECORDED:

YEAS: T. Cavalier, J. Cehan, B. Hebert, P. Lambert, J. Pizzolatto, A. Tillman, C. Voisin, K. Voisin, and A. Williams.

NAYS: None.

ABSENT: None.

The Chairman declared the motion adopted and the meeting was adjourned at 9:40 p.m.

Billy Hebert, Chairman

Suzette Thomas, Minute Clerk

Mr. B. Hebert moved, seconded by Mr. J. Cehan, “THAT, the Council accept and ratify the minutes of the Budget & Finance Committee meeting held on 10/26/09.”

The Chairwoman called for a vote on the motion offered by Mr. B. Hebert.

UPON ROLL CALL THERE WAS RECORDED:

YEAS: A. Williams, B. Hebert, T. Cavalier, J. Pizzolatto, K. Voisin, C. Voisin, J. Cehan, P. Lambert, and Mr. A. Tillman

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

The Chairwoman called for a report on the Budget & Finance Committee meeting held on 10/27/09, whereupon the Committee Chairman rendered the following:

BUDGET & FINANCE COMMITTEE

OCTOBER 27, 2009

The Chairman, Billy Hebert, called the Budget & Finance Committee meeting to order at 5:38 p.m. in the Terrebonne Parish Council Meeting Room with the Invocation led by A. Tillman and the Pledge of Allegiance led by P. Lambert. Upon roll call, Committee Members recorded as present were: J. Cehan, B. Hebert, P. Lambert, J. Pizzolatto, A. Tillman, C. Voisin, and A. Williams. Committee Member T. Cavalier and K. Voisin were recorded as absent. A quorum was declared present.

The Chairman announced that Committee Member T. Cavalier was unable to attend this evening’s meeting due to a prior commitment.

Terrebonne Levee & Conservation District Executive Director Reggie Dupre presented the annual Morganza to the Gulf quarter-cent sales tax budget, noting that the tax was passed in 2001 and implemented in 2002 (approximately \$6,000,000.00 raised annually from the sales tax); that the State has requested a very detailed spending plan which include State and local revenue collection predicted over the next five years; that \$131,000,000.00 is available in cash currently; and that the Terrebonne Levee & Conservation District’s fiscal year is from July 1 to June 30. He recognized Mrs. Angela Rains, Executive Secretary/Assistant, and Mr. Mitch Marmande, Morganza to the Gulf Program Manager with T. Baker Smith, Inc., who were present with him this evening. Mr. Dupre presented a power point presentation highlighting the following:

- Alternate Reach A – Upper Dularge to Minor’s Canal in Bayou Black and Alternate Reach L in Lafourche Parish - U. S. Army Corps of Engineers working on an alternative alignment process for both reaches.
- U. S. Army Corps of Engineers approved the Levee District to make the following changes on the official alignment – construct Reach J2, a 5-mile levee to connect the ridges between Montegut and Pointe-aux-Chene. This alignment will provide a redundant protection between the Parish’s levees and the hurricane levee.

- Bush Canal Levee Reach is under construction. The original alignment followed Bush Canal down to Bayou Little Caillou, but has been straightened to extend down near the tanks in Lower Little Caillou rather than following the end of Bayou Sale Road, cutting across the southern portion of Bayou Sale Road to Bayou Little Caillou south of the tanks. He added that this revised alignment now includes the Mayfield Levee System in lower Dulac.

- The State will undertake the engineering design for Reach L (Larose) and Reach K (Lafourche Parish – 10 miles of levee protection). He added that Reach K includes Bayou Pointe-aux-Chenes; that there is an existing 6-mile mitigation levee along Reach K; that flood gates will be placed near the Pointe-aux-Chenes Marina at the end of Louisiana Highway 665 and Pointe-aux-Chenes; that tie-in levees are located between Parish Drainage Levee 4-3B/J3 (1.1 mile levee); and that permits have been obtained for a \$1,000,000.00 connection levee from the Parish levee to the bayou, and then from the bayou in Lafourche Parish tying in to the forced drainage system which ties into the Wildlife mitigation levee. Mr. Dupre stated that efforts are underway to acquire rights-of-way for a \$1,000,000.00 tie in levee on the Parish boundary in Pointe-aux-Chenes which will be built to a +10 elevation.

- Reach J includes three subsections: J1 is located between the Wildlife & Fisheries to Isle Jean Charles Road and has been completed; J2 is located near the Wildlife & Fisheries in Pointe-aux-Chenes extending to Humble Canal which is approximately 5.1 miles and is the most expensive portion of the levee (\$22,000,000.00) and is scheduled for construction by the Spring of 2010. He added that the State will design work on the most westerly water control structure on the Montegut side and that the Wildlife structure will be converted to a consolidated structure. and J3 entails improving the Parish's drainage levee 4-3B for approximately 1.1 miles from Isle de Jean Road to the end and has been completed. Mr. Dupre noted that the total cost of Reach J3 (3-miles) inclusive of the pipeline work is \$18,000,000.00 and that it is scheduled for completion by the Summer of 2010.

- Point Farm Road Pointe-aux-Chenes Levee has been completed and tied into the Montegut Levee, but needs to be dredged. Mr. Dupre stated that the levee has an elevation of +9 utilizing primarily Parish funding inclusive of an additional \$250,000.00 in the Parish's 2010 budget and that the State and Lafourche Parish are participating in the funding.

- Reach I is located between Humble Canal extending to Bush Canal; has been in place since 1994; a portion of Reach I is being constructed using in-house work crews and will be raised from Bayou Terrebonne floodgate to Bush Canal; that the lower west bank of Bayou Terrebonne will be raised to from a +8 to a +10.5 elevation at a cost of \$500,000.00; and noted that the northern portion of Reach 1 was originally elevated to a +12 and is now at a +10.5.

- Bush Canal Floodgate is scheduled to go to bid in February 2010; it will be a 56-ft. wide barge; permits have been obtained; it has been estimated to cost \$18,000,000.00; and that the Humble Canal project consists of 500 ft. of canal and a 56-ft. gate with flood walls connecting the gate.

- Reach H3 is under construction and extends from Bush Canal to Placid Canal; that the project was originally estimated to cost \$9,000,000.00, however, the bid came in at \$6,800,000.00 and may cost even less. Mr. Dupre stated that construction commenced in March 2009; is 65% complete; pipeline relocations (\$1,000,000.00) are underway; there will be four pipeline crossings for Reach H3 and Reach H2 just below Bush Canal; a 30-ft. barge will be placed at Placid Canal; permits have been obtained; the barge is estimated to cost \$6,200,000.00; it will be let for bid in the Spring of 2010; and the project will connect Reach H3 with Reach H2. He continued that advertisement for bids for Reach H2 should begin in 6 weeks, permits have been obtained, final plan designs are being completed by Shaw Coastal for 3.4 miles of levee at an estimated cost of \$7,500,000.00; two pipelines will be relocated, and construction will start in January 2010.

- GSE Associates are completing preliminary design plans for Grand Caillou; permits have not been obtained for Reach H1 and G; Reach H1 is located south of the tanks ¼ of a mile from Cocodrie near the Port of Terrebonne mitigation structure on Bayou Sale Road; Reach G continues along Bayou Sale Road toward Grand Caillou turning away from the roadway and meets with the Mayfield system, then towards the Houma Navigation Canal (between the Mayfield Levee near the Four Point Road camps and southern Dulac); Reach G levee construction is anticipated to cost \$16,000,000.00 and will be let for bid in 2011.

- Reach F is part of the interim structure that is currently being permitted for a \$38,000,000.00 barge on the Houma Navigation Canal and public notice has been given. The federal lock complex (currently approximately \$450,000,000.00, but the cost is increasing steadily) will be part of Reach F and will include a 110 ft. x 800 ft. lock chamber near a 250 ft. wide sector gate; Federal plans show an earthen dam near the lock complex; hopefully, credit would be granted for what would have been spent on the earthen dam; U. S. Army Corps of

Engineers estimates indicates that it would take 20 years for an earthen dam to settle. Reach F is located along the west bank of the Houma Navigation Canal from the barge location and includes the Bayou Grand Caillou floodgate, the Houma Navigation structure, and is permitted from near the Dulac Pontoon channel down to the Houma Navigation structure to the Mayfield Levee (4 miles of levee section inclusive of Reach G1 - \$13,000,000.00 and pipeline relocation.

- The Terrebonne Levee & Conservation District Board of Directors has voted to name the Houma Navigation Canal Lock Complex as the “Bubba Dove Lock Complex” in honor of Representative Gordon Dove’s late son. The 255-ft. opening with receiving structures is estimated to cost \$38,000,000.00; the permit period should be concluded in 2 or 3 weeks; and the project should be let for bid in 2010.

- By next summer, bids should be received for four barges.

- Reach E has not been permitted; is located along the south side of Falgout Canal Road from the Pontoon Bridge and includes two environmental structures at a cost of \$15,000,000.00. The project is expected to commence in the Fall of 2011.

- Reach B is not included in the interim plan being completed by the Parish and the Levee District; however, an option is to adhere to an old permit for Reach B. Reach B is an existing Parish drainage levee that extends from the Falgout Canal Marina up to Marmande Canal.

- Reach A ties into Bayou Black; \$90,000,000.00 of State funding was available prior to 2009; \$30,000,000.00 of ¼-cent sales tax proceeds has been accumulated although some of the funding was spent in 2009; \$8,000,000.00 in surplus funding has been allocated in the State’s current fiscal year; \$3,500,000.00 of new capital outlay funding for a total of \$131,000,000.00; ¼-cent sales tax generates \$6,000,000.00 annually; and the project is anticipated to take 3 years to complete after obtaining permits. Mr. Dupre noted that there is \$151,000,000.00 available for the projects and that approximately \$100,000,000.00 will need to be raised over the next 4 to 5 years for the projects.

In response to questioning, Mr. Dupre suggested that the Committee accept the proposed \$27,358,196.00 budget for the Levee District’s 2009-2010-2010/2011 calendar fiscal year.

Mr. C. Voisin moved, seconded by Mr. J. Cehan and Mr. J. Pizzolatto, “THAT, the Budget & Finance Committee accept the proposed Terrebonne Levee & Conservation District budget presentation contingent upon the Terrebonne Levee & Conservation District Budget & Finance Committee’s approval of the fiscal budget.” (**MOTION ADOPTED AFTER DISCUSSION)

In response to questioning, Mr. Dupre explained the process of allowing tidal flow to pass through the aforementioned reaches; the construction of various water control structures; and various funding sources.

Upon additional questioning, Mr. Marmande stated that discussion has transpired relative to contracting operation and maintenance services on the structures.

Parish Michel Claudet interjected that approximately \$20,000,000.00 in Community Development Block Grant funding has been allocated for levee construction on the eastern side of Dularge and the western side of Falgout Canal; that the levee structures will follow the Parish’s levee system to enhance the Morganza to the Gulf alignment. He continued that plans are being discussed to elevate Bayou Sale Road and that there may be a possibility of the State relinquishing some of its roadways.

Upon further questioning, Mr. Dupre explained that funding for the Morganza to the Gulf is restricted from being used for maintenance fees for a period of 5 years and for administrative salaries for a period of 10 years.

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

UPON ROLL CALL THERE WAS RECORDED:

YEAS: J. Cehan, B. Hebert, P. Lambert, J. Pizzolatto, A. Tillman, C. Voisin, and A. Williams.

NAYS: None.

ABSTAINING: None.

ABSENT: T. Cavalier and K. Voisin.

The Chairman declared the motion adopted.

Committee Member P. Lambert requested that approximately \$15,000.00 of the \$30,000.00 allocated for Restore or Retreat be reallocated to the Morganza to the Gulf Fund.

Chief Finance Officer Jamie Elfert stated that Administration will submit a list of changes to the proposed 2010 Budget at the last Budget & Finance Committee in November for consideration prior to official adoption. (NO ACTION TAKEN)

A review of the proposed 2006 Budget began on the following departmental budgets:

a) Emergency Preparedness (Small Book Page 81; Big Book Page 59) – Chief Finance Officer Jamie Elfert presented the highlights of the proposed 2010 Emergency Preparedness Budget noting a capital request for one laptop (\$2,500.00); that there are no personnel changes although there is a pending presentation for the addition of an Assistant Emergency Preparedness Director – Grade 210. In response to questioning, Mrs. Elfert stated that the position has not been filled. (NO ACTION TAKEN)

b) GIS Technology Fund (Small Book Page 120; Big Book Page 116) - Chief Finance Officer Jamie Elfert stated that in 2010, taxing districts will be charged a proportionate portion of \$500,000.00 for estimated expenditures; that the \$500,000.00 plus interest will be used to help fund the Terrebonne Parish Utilities GIS Department as per the agreement between the Terrebonne Parish Consolidated Government and the Terrebonne Parish Tax Assessor's Office; and that the proposed 2010 GIS Technology Fund Budget reflects a transfer of \$500,000.00 to the fund and will be discussed later in this evening's proceedings under the Utilities System. (NO ACTION TAKEN)

c) Utility Funds (Small Book Page 202; Big Book Page 372) – Comptroller Donald Picou presented highlights of the proposed 2010 Utility Fund noting that revenues are anticipated to be \$54,490,000.00 with expenditures of \$53,803,000.00; that electric residential and commercial sales are estimated to be \$15,241,000.00; residential and commercial gas sales are estimated to be \$2,449,600.00; Gas Distribution System sales to the Power Plant to fuel the production of electricity is estimated to be \$4,500,000.00. (NO ACTION TAKEN)

Note: Committee Member A. Tillman left the proceedings at 6:45 p.m.

d) Electric Generation (Small Book Page 206; Big Book Page 380) – Comptroller Donald Picou stated that the proposed total expense for Electric Generation in 2010 is anticipated to be \$29,125,000.00 of which \$25,540,000.00 is for energy purchases; major operating expenses include: chemical purchases (\$94,000.00), environmental costs (\$65,000.00), plant repairs (\$375,000.00), natural gas purchases for the Power Plant (\$4,500,000.00), energy and power costs (\$21,040,000.00); and capital outlay requests: machinery and equipment (\$73,800,000), utility plant (\$638,1300.00), and instruments (\$11,000.00).

In response to questioning regarding Parish generators, Utilities Director Tom Bourg stated that for Unit 15 a 26-megawatt generator has been dispatched and will be coming up on Friday. He noted that typically around this time of the year a lot of units go down for maintenance and added that at times the two bigger units were operating during the summer months. (NO ACTION TAKEN)

e) Electric Distribution (Small Book Page 208; Big Book Page 383) – Comptroller Donald Picou stated that the proposed 2010 Electric Distribution Budget includes total expenditures of \$3,099,000.00; major operating expenses line clearing and maintenance services \$300,000.00, line repairs \$175,000.00, and substation repairs \$175,000.00; capital outlay: systems additions \$1,750,000.00, machinery and equipment \$182,000.00, distribution system \$520,000.00, Re-conduct Loop No. 1, Phase 2 \$875,000.00, communication equipment \$30,000.00; personnel changes will eliminate one (1) Technician Grade 107, and eliminate one (1) Senior Lineman Grade 106.

In response to questioning, Utilities Director Tom Bourg stated that the aforementioned positions that are being eliminated are positions that have been filled through contract labor. (NO ACTION TAKEN)

f) Telecommunications (Small Book Page 209; Big Book Page 386) – Comptroller Donald Picou presented the proposed 2010 Telecommunications Budget highlighting total expenditures of \$20,250.00 of which engineering costs are \$5,000.00 and cost for in-house labor utilizing the Information Technology Department is \$5,000.00. (NO ACTION TAKEN)

g) Gas Distribution (Small Book Page 211; Big Book Page 387) – Comptroller Donald Picou stated that the proposed 2010 Gas Distribution Budget includes natural gas purchases of \$15,000,000.00; capital outlay requests: one (1) replacement truck for \$26,000.00, Peach Street cast iron replacement, \$1,900,000.00, Thompson Street area distribution system, \$200,000.00, machinery and equipment \$57,300.00; system additions \$250,000.00; and personnel changes add one (1) Utility Superintendent Gas – Grade 212.

In response to questioning, Utilities Director Tom Bourg stated that the cast iron gas replacement will be made using polyether line. He noted that the Cast Iron Replacement program is in its 11th year of an anticipated 14-year program. Mr. Bourg stated that the one budget change is the inclusion of the Gas Distribution Superintendent and that a lot of the personnel services fees are attributed to actuary costs of insurance, etc.

Chief Finance Officer Jamie Elfert interjected that personnel services is calculated to be \$134,000.00 between the 2009 Budget and the 2010 Proposed Budget. Mrs. Elfert explained the differences between filled and projected costs of positions in the Gas Distribution Division.

Mr. Bourg added that the Gas Distribution rates are divided into two components: fuel and commodity charges. (NO ACTION TAKEN)

h) Utility Administration (Small Book Page 213; Big Book Page 390) – Comptroller Donald Picou presented the proposed 2010 Utility Administration Budget, noting capital equipment costs of \$30,000.00; site and building improvements, \$15,000.00; and total expenses, \$3,198,000.00.

i) GIS Mapping (Small Book Page 215; Big Book Page 407) - Comptroller Donald Picou presented the proposed 2010 GIS Mapping Budget, noting total expenses of \$607,000.00; noted that the biggest expense is in the Other Fees Account which includes ERSI who performs GIS software maintenance; Omni Star GPS accuracy correction, and fees provided by the Tax Assessor's Office. (NO ACTION TAKEN)

j) Sanitation Fund (Small Book Page 230; Big Book Page 429) - Chief Finance Officer Jamie Elfert presented the proposed 2010 Solid Waste Department Budget, noting disposal expenses of \$3,900,000.00; transportation, \$1,500,000.00; Solid Waste Contracts \$4,800,000.00 (figure based on estimated renewal projections for 2010); capital requests: one (1) excavator (\$127,000.00), one (1) roll-off truck, pick-up truck, drainage system generator, building repairs, five (5) roll-off containers, office furniture, office equipment, a mobile vacuum, and the replacement of the Schriever and Crochetville building replacement. She added that there are no personnel changes. (NO ACTION TAKEN)

k) Animal Shelter (Small Book Page 65; Big Book Page 47) - Chief Finance Officer Jamie Elfert stated that a major expense in the proposed 2010 Animal Shelter Budget is for a back-up generator (\$20,000.00) and total expenditures of \$757,000.00. She noted that the Animal Shelter's revenue source is derived from a transfer from the Sanitation Fund and that there are no personnel changes. (NO ACTION TAKEN)

l) Terrebonne Levee & Conservation District (Small Book Page 197; Big Book Page 357) – Previously addressed under the Terrebonne Levee & Conservation District budget presentation. (NO ACTION TAKEN)

m) Ward Court (Small Book Page 31; Big Book Page 18) – Chief Finance Officer Jamie Elfert stated that the Justices of the Peace and Constables salaries are paid out of the Ward Court Budget and that the salaries include a State supplement that is reimbursed from the State to the Parish on a monthly basis. Mrs. Elfert added that all Justices of the Peace and Constables

are required to attend a training course with the State Attorney General's Office every two years and that the next training will be held at the Paragon Resort in Marksville, Louisiana at a cost of \$8,700.00. (NO ACTION TAKEN)

n) Dedicated Emergency Fund (Small Book Page 87; Big Book Page 62) – Chief Finance Officer Jamie Elfert stated that the minimum funding cap for 2010 in the Dedicated Emergency Fund is \$2,250,000.00 of which the estimated Fund Balance on January 1, 2010 will be \$2,400,000.00. She continued that no transfer of funds has been proposed in the 2010 Budget because the minimum fund balance has been met. (NO ACTION TAKEN)

o) Parish Transportation Fund (Small Book Page 161; Big Book Page 242) - Chief Finance Officer Jamie Elfert explained that the Parish Transportation Fund is subject to annual State appropriation of which \$600,000.00 has been budgeted through the State's fiscal year ending June 30, 2010; and direct services for street repair \$705,000.00 which is based on the estimated 2010 revenue through June 30th and carries over from prior years. (NO ACTION TAKEN)

p) Sales Tax Fund (Small Book Page 170; Big Book Page 268) – Chief Finance Officer Jamie Elfert stated that the Sales Tax Fund collects a.25% capital improvements sales tax; that funding is not expended directly from the account, but is transferred directly to capital projects; that the fund is estimated to transfer \$5,000,000.00; transfer of \$3,400,000.00 to the Capital Improvement Sinking Bond Fund; capital projects: Valhi Boulevard Extension \$1,000,000.00, Bayouside Drive \$644,000.00, Egeron Street Drainage, District 3 Drainage, Sunset Street Drainage, and Concord Levee. (NO ACTION TAKEN)

Note: Committee Member C. Voisin exited the proceedings at 7:00 p.m.

The Chairman announced that Committee Member K. Voisin was unable to attend this evening's meeting due to his speaking at the 33rd Annual Seafood Science & Technology Society of the Americans Conference.

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

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

UPON ROLL CALL THERE WAS RECORDED:

YEAS: J. Cehan, B. Hebert, P. Lambert, J. Pizzolatto, and A. Williams.

NAYS: None.

ABSTAINING: None.

ABSENT: T. Cavalier, A. Tillman, C. Voisin, and K. Voisin.

The Chairman declared the motion adopted and the meeting was adjourned at 7:02 p.m.

Billy Hebert, Chairman

Suzette Thomas, Minute Clerk

Mr. B. Hebert moved, seconded by Mr. J. Cehan, "THAT, the Council accept and ratify the minutes of the Budget & Finance Committee meeting held on 10/27/09."

The Chairwoman called for a vote on the motion offered by Mr. B. Hebert.

UPON ROLL CALL THERE WAS RECORDED:

YEAS: A. Williams, B. Hebert, T. Cavalier, J. Pizzolatto, K. Voisin, C. Voisin, J. Cehan, P. Lambert, and Mr. A. Tillman

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

Mr. A. Tillman moved, seconded by Mr. K. Voisin, "THAT, the Council approve attendance at the following meeting as per the current Council Travel Policy:

A) NLC Emergency Management Training Program for Local Leaders; December 16 & 17,

2009; Jackson, MS.

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

UPON ROLL CALL THERE WAS RECORDED:

YEAS: A. Williams, B. Hebert, T. Cavalier, J. Pizzolatto, K. Voisin, C. Voisin, J. Cehan, P. Lambert, and Mr. A. Tillman

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

Mr. A. Tillman moved, seconded by Mr. J. Pizzolatto, "THAT, the Council re-appoint Ms. Janel Ricca (civic organization representative) to the Houma Area Convention and Visitors Bureau, and that nominations be held open for the expired term of Ms. Schira Lyons Ott (Historical/Cultural representative) and for the term of Mrs. Barbara Cenac (Chamber representative), who has resigned."

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

UPON ROLL CALL THERE WAS RECORDED:

YEAS: A. Williams, B. Hebert, T. Cavalier, J. Pizzolatto, K. Voisin, C. Voisin, J. Cehan, P. Lambert, and Mr. A. Tillman

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

Mr. A. Tillman moved, seconded by Mr. J. Pizzolatto, "THAT, the Council hold nominations open for two weeks for the vacancy for the position of alternate member on the Board of Adjustments."

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

UPON ROLL CALL THERE WAS RECORDED:

YEAS: A. Williams, B. Hebert, T. Cavalier, J. Pizzolatto, K. Voisin, C. Voisin, J. Cehan, P. Lambert, and Mr. A. Tillman

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

Mr. J. Pizzolatto moved, seconded by Mr. C. Voisin, "THAT, the Council hold nominations open for the two expiring terms of Mr. Doug Levron and Mr. Calvin Jones on the Houma Fire and Police Municipal Civil Service Board, and that letter of resignation from Mr. Levron be accepted."

The Chairwoman called for a vote on the motion offered by Mr. J. Pizzolatto.

UPON ROLL CALL THERE WAS RECORDED:

YEAS: A. Williams, B. Hebert, T. Cavalier, J. Pizzolatto, K. Voisin, C. Voisin, J. Cehan, P. Lambert, and Mr. A. Tillman

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

Mr. J. Pizzolatto moved, seconded by Mr. A. Tillman, "THAT, the Council re-appoint Mr. W. J. "Tut" Rhodes to another term on the Downtown Development Corporation, and that the four remaining expiring terms of Ms. Juana Woodard, Mr. Lori Bolden, Ms. Donna Cobb, and Mr. Paul Weyl be held open for two weeks."

The Chairwoman called for a vote on the motion offered by Mr. J. Pizzolatto.

UPON ROLL CALL THERE WAS RECORDED:

YEAS: A. Williams, B. Hebert, T. Cavalier, J. Pizzolatto, K. Voisin, C. Voisin, J. Cehan, P. Lambert, and Mr. A. Tillman

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

Mr. K. Voisin moved, seconded by Mr. C. Voisin and Mr. B. Hebert, "THAT, the Council re-appoint Ms. Beryl Amedee and Mr. Daniel Babin to another term on the Houma-Terrebonne Regional Planning Commission."

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

UPON ROLL CALL THERE WAS RECORDED:

YEAS: A. Williams, B. Hebert, T. Cavalier, J. Pizzolatto, K. Voisin, C. Voisin, J. Cehan, P. Lambert, and Mr. A. Tillman

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

Mr. K. Voisin moved, seconded by Mr. J. Pizzolatto and Mr. B. Hebert, "THAT, the Council re-appoint Mr. L. P. Bordelon, III and Ms. Carmalisa Jones to another term on the Library Board of Control, and that nominations be held open for two weeks for the expiring term of Ms. Alberta Songe."

The Chairwoman called for a vote on the motion offered by Mr. K. Voisin.

UPON ROLL CALL THERE WAS RECORDED:

YEAS: A. Williams, B. Hebert, T. Cavalier, J. Pizzolatto, K. Voisin, C. Voisin, J. Cehan, P. Lambert, and Mr. A. Tillman

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

Mr. A. Tillman moved, seconded by Mr. C. Voisin, "THAT, the Council re-appoint Mr. Wayne Theriot to another term on the Recreation District No. 10 Board."

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

UPON ROLL CALL THERE WAS RECORDED:

YEAS: A. Williams, B. Hebert, T. Cavalier, J. Pizzolatto, K. Voisin, C. Voisin, J. Cehan, P. Lambert, and Mr. A. Tillman

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

Mr. A. Tillman moved, seconded by Mr. C. Voisin, "THAT, the Council re-appoint Ms. Nikki Bush to another term on the Recreation District No.3 Board."

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

UPON ROLL CALL THERE WAS RECORDED:

YEAS: A. Williams, B. Hebert, T. Cavalier, J. Pizzolatto, K. Voisin, C. Voisin, J. Cehan, P. Lambert, and Mr. A. Tillman

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

At the request of Councilman P. Lambert, and since there were several individuals in the audience that were present relative to the Isle de Jean Charles Road issue, Parish President M. Claudet gave an update on approximately \$5,600,000. in funding that may be eligible to repair the road and the repairs possibly being done by Spring 2010.

The Chairwoman recognized Mr. Troy Landry, camp owner on Isle de Jean Charles, who requested that the needed repairs be done to the Isle de Jean Charles Road before Spring 2010. He stated that his grandfather was an original resident of the area, and was primarily responsible for laying and paving the road.

The Chairwoman recognized Mr. Chris Chaisson, Montegut resident, who presented a petition from friends and families of residents of Isle de Jean Charles Road requesting that TPCG act carefully, diligently and skillfully in assisting the recovery of the Isle de Jean Charles community.

Mr. P. Lambert moved, seconded by Mr. K. Voisin, “THAT, the Council allow an add on to tonight’s agenda to accept a petition regarding the Isle de Jean Charles Road.”

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

UPON ROLL CALL THERE WAS RECORDED:

YEAS: A. Williams, B. Hebert, T. Cavalier, J. Pizzolatto, K. Voisin, C. Voisin, J. Cehan, P. Lambert, and Mr. A. Tillman

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

The Chairwoman called for comments from the public on the aforementioned add-on; there were none.

Mr. P. Lambert moved, seconded by Mr. K. Voisin, “THAT, the Council close the call for public comments.”

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

UPON ROLL CALL THERE WAS RECORDED:

YEAS: A. Williams, B. Hebert, T. Cavalier, J. Pizzolatto, K. Voisin, C. Voisin, J. Cehan, P. Lambert, and Mr. A. Tillman

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

Mr. P. Lambert moved, seconded by Mr. K. Voisin, “THAT, the Council formally accept the petition regarding repairs to the Isle de Jean Charles Road.”

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

UPON ROLL CALL THERE WAS RECORDED:

YEAS: A. Williams, B. Hebert, T. Cavalier, J. Pizzolatto, K. Voisin, C. Voisin, J. Cehan, P. Lambert, and Mr. A. Tillman

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

The Chairwoman explained the procedure for individuals filling wishing to address the Council by which the speaker cards are filled out before the start of the meeting and turned in to the Council Clerk or Chair, and noted that this procedure is announced prior to the start of the meeting.

Councilman B. Hebert requested Administration to look for a remedy to the traffic problems on St. Charles Street, Tunnel Boulevard, and Hollywood Road due to the concurrent times of dismissal of schools in the area.

Vice-Chairman J. Pizzolatto announced a Haunted House Fundraiser this weekend, Friday, Saturday, and Sunday at the American Legion Hall on Williams Avenue at 8:00 p.m. for the benefit of families of the National Guard troops who are being deployed to Iraq in January.

Chairwoman stated that she had contacted the City Police regarding the situation Mr. Hebert brought up and they are considering ways to relieve the traffic congestion, including possibly requesting a staggering of the times of dismissal of schools.

Councilman J. Cehan announced that Industrial Boulevard will be closed until Monday for work being done on the levee system in the area.

Parish President M. Claudet gave a status report on the following matters:

- Twelve communities in the State of Louisiana were asked to participate in the Community Ready Program for Community and Economic Development and Terrebonne Parish has been selected as one of them.

- When Prospect Street Bridge is being constructed a request was made that DOTD not close the Howard Avenue and Daigleville Bridge at the same time; DOTD has given a verbal agreement not to do so.
- DOTD has confirmed that turn lanes will be installed on Highway 311 at Capital Boulevard, Equity Boulevard, Mechant Boulevard, Exeter Run and Westgate Boulevard.
- The delay in the overlay and elevation on the Dularge Highway is being looked into.
- The sales taxes in October 2009 are down 6%, but the motor vehicles sales taxes are up 11 ½ %.

No action was necessary on agenda item 8A – Information List.

Mr. C. Voisin moved, seconded by Mr. K. Voisin, “THAT, the Council ratify the Parish President’s appointment of Lt. Col. Ralph D. Mitchell to serve as Director of the Public Safety Department, pending adoption of the 2010 Parish Budget.”

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

UPON ROLL CALL THERE WAS RECORDED:

YEAS: A. Williams, B. Hebert, T. Cavalier, J. Pizzolatto, K. Voisin, C. Voisin, J. Cehan, P. Lambert, and Mr. A. Tillman

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

The Chairwoman recognized Lt. Col. Ralph D. Mitchell, who thanked the Council for the vote of confidence and stated that he looks forward to doing a good job for the Parish Government and the people of Terrebonne Parish.

Mr. J. Pizzolatto moved, seconded by Mr. B. Hebert and Mr. J. Cehan, “THAT, there being no further business to come before the Council, the meeting be adjourned.”

The Chairwoman called for a vote on the motion offered by Mr. J. Pizzolatto.

UPON ROLL CALL THERE WAS RECORDED:

YEAS: A. Williams, B. Hebert, T. Cavalier, J. Pizzolatto, K. Voisin, C. Voisin, J. Cehan, P. Lambert, A. Tillman,

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted and the meeting adjourned at 7:35 p.m.

VENITA H. CHAUVIN, MINUTE CLERK

ATTEST:

/S/ARLANDA J. WILLIAMS

ARLANDA J. WILLIAMS, CHAIRWOMAN
TERREBONNE PARISH COUNCIL

/S/CHARLETTE D. POCHÉ

CHARLETTE D. POCHÉ
ASSISTANT COUNCIL CLERK
TERREBONNE PARISH COUNCIL