OFFICIAL PROCEEDINGS
OF THE
TERREBONNE PARISH COUNCIL
IN REGULAR SESSION

MARCH 26, 2008

The Chairman, Mr. C. Voisin, called the meeting to order at 6:02 p.m. in the Terrebonne Parish Council Meeting Room. Chairman C. Voisin read a brief summary of two individuals who contributed to Terrebonne Parish, each in their own way, Mr. Otis Loque and Dr. Shea Penland, who recently passed away and requested a moment of silence in honor of their memory.

Following the Invocation, led by Rev. Doc. Col. Fazzio, Councilman J. Pizzolatto led the Pledge of Allegiance.

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

Mr. A. Tillman moved, seconded by Mr. L. Robichaux, “THAT, the Council approve the minutes of the Regular Council Session held on 2/27/08.”

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

UPON ROLL CALL THERE WAS RECORDED:
YEAS: L. Robichaux, C. Voisin, P. Lambert, A. Tillman, A. Williams, B. Hebert, T. Cavalier, and J. Pizzolatto
NAYS: None
ABSENT: J. Cehan
The Chairman declared the motion adopted.

Mr. P. Lambert moved, seconded by Mr. L. Robichaux, “THAT, the Council approve the Parish Bill List dated 3/26/08.”

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

UPON ROLL CALL THERE WAS RECORDED:
YEAS: L. Robichaux, C. Voisin, P. Lambert, A. Tillman, A. Williams, B. Hebert, T. Cavalier, and J. Pizzolatto
NAYS: None
ABSENT: J. Cehan
The Chairman declared the motion adopted.

Mr. A. Tillman moved, seconded by Mr. P. Lambert, “THAT, the Council approve the Parish Manual Check List for December 2007 and January 2008.”

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

UPON ROLL CALL THERE WAS RECORDED:
YEAS: L. Robichaux, C. Voisin, P. Lambert, A. Tillman, A. Williams, B. Hebert, T. Cavalier, and J. Pizzolatto
NAYS: None
ABSENT: J. Cehan
The Chairman declared the motion adopted.

OFFERED BY: Ms. A. Williams.
SECONDED: Unanimously.

RESOLUTION NO. 08-126

WHEREAS, the young people of Southeast, Louisiana are tomorrow’s leaders, and

WHEREAS, many such young people need professional youth services to help them cope with a wide range of social and financial hardships, and
WHEREAS, there are 7 Boys & Girls Clubs in Southeast Louisiana – in Gretna, Covington, Slidell, Hammond, Houma, and New Orleans – providing services to more than 1,400 young people annually, and

WHEREAS, the Houma Boys & Girls Club is located at 800 Williams Avenue, and

WHEREAS, the Boys & Girls Clubs are at the forefront of efforts in substance abuse prevention, delinquency prevention, youth development, literacy programs, sports, fitness & recreation and the arts, and

WHEREAS, the Boys & Girls Clubs of Southeast Louisiana help ensure that our young people keep off the streets, offering them a safe and supportive place to go and providing them with quality programs, and

WHEREAS, the Boys & Girls Clubs of Southeast Louisiana will celebrate National Boys & Girls Club Week, 2008 along with some 4,000 Clubs and more than 4 million young people nationwide.

NOW, THEREFORE BE IT RESOLVED, by the Terrebonne Parish Council, on behalf of the Parish President and entire Terrebonne Parish Consolidated Government, that the week of March 30 through April 25, 2008 be hereby proclaimed : “Boys and Girls Club Week in Houma-Terrebonne” and that all Terrebonne Parish citizens be called to join in recognizing and commending the Boys & Girls Club organizations in our state for providing comprehensive, effective services to the young people in our communities.

THERE WAS RECORDED:
NAYS: None.
ABSTAINING: None.
ABSENT: None.
The Chairman declared the resolution adopted on this, the 26th day of March, 2008.

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OFFERED BY: Mr. B. Hebert.
SECONDED: Unanimously.

RESOLUTION NO. 08-127

WHEREAS, the well-being of the children of our parish is crucial to the future survival and prosperity of our community and our nation, and

WHEREAS, unfortunately, many young people are regularly exposed to physical and emotional abuse at the hands of the very adults who are entrusted to care for them, and

WHEREAS, each year, in order to properly protect children, many young people are placed in foster homes so that they may be properly cared for and removed from the continuation of a vicious cycle of abuse, and

WHEREAS, there are many organizations in this parish which were created with the sole purpose of protecting children from physical and emotional abuse and to instill values and a sense of worth to these children so that they may become productive members of this community, and

WHEREAS, the Terrebonne Children’s Advocacy Center, under the jurisdiction of District Attorney Joe Waitz, Jr., is one such organization that has channeled much time, talent and energy towards making this community a safer place in which children may live, and

WHEREAS, for the last several years, the Advocacy Center has organized several programs that have both brought about a greater awareness of the methods of preventing child abuse and to
generate funds to continue and expand programs designed to help abused children, and

WHEREAS, the Parish President and the members of the Terrebonne Parish Council wish to support the efforts of the Advocacy Center and to co-sponsor, at the designated level, the activities of the Center to be held in the next few weeks.

NOW, THEREFORE BE IT RESOLVED, by the Terrebonne Parish Council, on behalf of the Parish President and entire Terrebonne Parish Consolidated Government, that the month of April 2008 be hereby proclaimed “National Child Abuse Prevention Month in Houma-Terrebonne” and that all Terrebonne Parish citizens be urged to support and foster the ideals of this special designation and that the Parish Government agree to co-sponsor the programs being held by the Advocacy Center according to the current policy.

THERE WAS RECORDED:
NAYS:  None.
ABSTAINING: None.
ABSENT:  None.
The Chairman declared the resolution adopted on this, the 26th day of March, 2008.

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The Chairman recognized Ms. Dawn Buquet, District Attorney’s Office, who thanked the Council and Parish President and announced that next Tuesday, April 1, at 2:00 p.m., Parish President Claudet will officially present a Child Abuse Prevention Proclamation on the steps of the Courthouse to the Children’s Advocacy Center Executive Director Bernadette Picket and a ceremony will follow.

Mr. A. Tillman moved, seconded by Mr. P. Lambert, “THAT, the Council deviate from the agenda to allow an add-on to address a proclamation for ‘Alcohol Awareness Month’”.

The Chairman called for a vote on the motion offered by Mr. A. Tillman.
UPON ROLL CALL THERE WAS RECORDED:
YEAS:  L. Robichaux, C. Voisin, J. Cehan, P. Lambert, A. Tillman, A. Williams, B. Hebert, T. Cavalier, and J. Pizzolatto
NAYS:  None
ABSENT:  None
The Chairman declared the motion adopted.

OFFERED BY:  Mr. A. Tillman.
SECONDED:  Unanimously.

RESOLUTION NO. 08-128

WHEREAS, alcohol is a primary factor in the four leading causes of death for young persons ages 10 to 21, totaling nearly 6,500 deaths annually, and

WHEREAS, approximately 9.7 million current drinkers in the United States are between the ages of twelve and twenty, with statistics proving that adolescents are more like to use alcohol than tobacco or illegal drugs, and

WHEREAS, on the average, young people begin drinking at 13.1 years of age and young people who begin drinking alcohol before the age of fifteen are four times more likely to develop alcohol dependency than those who begin drinking at age twenty-one, and

WHEREAS, alcohol abuse is linked to as many as two-thirds of all sexual assaults and date rapes and is a major factor in unprotected sex among youth, increasing their risk of contracting HIV or other sexually transmitted diseases, and

WHEREAS, the typical American youth will see over 100,000 beer commercials before he or she turns eighteen, more than for sneakers, gum or jeans combined, and
WHEREAS, an integral part of Alcohol Awareness Month is an Alcohol-Free Weekend, a 72-hour period (April 4 – 6) during which adults refrain from drinking alcohol to demonstrate to young people that alcohol isn’t necessary to have a good time.

NOW, THEREFORE BE IT RESOLVED, by the Terrebonne Parish Council, on behalf of Parish President Michel Claudet and entire Terrebonne Parish Consolidated Government, that the month of April 2008 be hereby proclaimed “Alcohol Awareness Month in Houma-Terrebonne” and that all Terrebonne Parish citizens be urged to participate in Alcohol-Free Weekend abstinence on April 4-6, and that everyone in the community join in “Saving Lives: Prevent and Reduce Underage Drinking”.

THERE WAS RECORDED:
NAYS: None.
ABSTAINING: None.
ABSENT: None.
The Chairman declared the resolution adopted on this, the 26th day of March, 2008.

The Chairman recognized Rev. Doc. Col. Fazzio, who expressed his concerns relative to the current skateboard regulations ordinance not addressing a problem he is encountering on Jackson St. because there are no sidewalks on Jackson St. He requested that the current ordinance be amended to prohibit skateboarding from obstructing traffic on all Parish streets.

The Chairman recognized HPD Chief P. Boudreaux who explained that the current skateboard regulations ordinance prohibits skateboarding on the streets of downtown Houma and public buildings, which was expanded to the sidewalks in neighborhoods.

Parish Attorney C. Alcock explained how the Council amended the skateboard regulations last year by prohibiting the use of the sidewalks in a manner that obstructed the convenient and normal use of the sidewalk. She stated that when Col. Fazzio indicated that the problem was happening in the roadway, it was determined that the State Law already prohibits obstruction of roadways. She stated that it is her understanding that the ramps have been removed from Jackson St. and a total prohibition on skateboarding on sidewalks and roadways in a manner that doesn’t obstruct their use didn’t receive a lot of support from the Council at that time.

Upon questioning by Councilman J. Pizzolatto, Police Chief P. Boudreaux stated that the Police Department gets complaints about individuals in downtown Houma, but Col. Fazzio is the only complaint from Jackson St.

Upon questioning by Chairman C. Voisin, Police Chief P. Boudreaux explained that bicycles are required to follow the same Motor Vehicle Code, Title 32 as motorized vehicles because they are considered a means of conveyance, but skateboards and roller skates aren’t. (No action taken.)

The Chairman recognized Mr. Mickey Fonseca, Magnolia St. resident, who requested an update on expanding the Transit Bus System to weekends and holidays for disabled individuals. He suggested that an Advisory Committee be formed for people with disabilities.

Councilwoman A. Williams stated that expanding the Transit Bus System is still being researched for grants to some day have the system run on the weekends.

Ms. A. Williams moved, seconded by Ms. T. Cavalier and Mr. P. Lambert, “THAT, the Council refer the matter of establishing an advisory committee for citizens with disabilities to the Policy, Procedure & Legal Committee for review and possible action.”

The Chairman called for a vote on the motion offered by Ms. A. Williams.
UPON ROLL CALL THERE WAS RECORDED:
REGULAR SESSION  MARCH 26, 2008

YEAS:  L. Robichaux, C. Voisin, J. Cehan, P. Lambert, A. Tillman, A. Williams, B. Hebert, T. Cavalier, and J. Pizzolatto
NAYS:  None
ABSENT:  None

The Chairman declared the motion adopted.

Mr. Mickey Fonseca explained an incident that recently happened where he had to go to medical center because he was ill. He said he was able to take the Transit Bus to Chabert Medical Center, but when he was discharged, he had to walk and could not make it all the way home.

The Chairman recognized Ms. Lucretia McBride, Eureka Dr. resident, who expressed her support for the proposed ordinance on tonight’s agenda that will amend the 2008 Budget to recognize the executed grant from the La. Local Government Assistance Program with a portion of the funds to go to the Terrebonne Parish Council on Aging, the Jadon Dr. Drainage Project, lighting on the downtown twin spans, and improvements to the Veterans’ Park on Highway 311. She stated, however, she is not in support of the funds being used to purchase an Indian Mound in Dulac until the human skeleton remains is brought back to the burial site.

Ms. A. Williams moved, seconded by Mr. A. Tillman, “THAT, it now being 6:30 p.m., the Council open public hearing at this time.”

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

UPON ROLL CALL THERE WAS RECORDED:
YEAS:  L. Robichaux, C. Voisin, J. Cehan, P. Lambert, A. Tillman, A. Williams, B. Hebert, T. Cavalier, and J. Pizzolatto
NAYS:  None
ABSENT:  None

The Chairman declared the motion adopted.

The Chairman recognized the public for comments on the following:

A. A proposed ordinance to amend the 2008 Budget to recognize the executed grant from the La. Local Government Assistance Program and authorize Cooperative Endeavor Agreements with Council on Aging, Veteran’s Memorial Park Society and United Houmas Indian Nation for several projects

The Chairman recognized Mr. Michael Billiot, local attorney, who stated that he is on the committee regarding to the purchase of the Indian Mound property and the purchase is going to take place pursuant to an archeological foundation, which is a non-profit foundation that is itself purchasing the Mound and will do so with the assistance of the grants. He stated that the foundation’s main purpose is to disallow any type of development and keep it a preserved archeological site.

Council Clerk P. Labat stated he has spoken with the Governor’s Office on Local Assistance Grants and was informed that the grants have to be spent on a public purpose and if the property is not used for a public purpose that would be questionable. He stated that if the Indian Mound is not purchased with the grant funds, the Parish would have to amend the agreement to use the funds for another public purpose.

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

Mr. P. Lambert moved, seconded by Ms. A. Williams, “THAT, the Council close the aforementioned public hearing.”

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

UPON ROLL CALL THERE WAS RECORDED:
YEAS:  L. Robichaux, C. Voisin, J. Cehan, P. Lambert, A. Tillman, A. Williams, B. Hebert, T. Cavalier, and J. Pizzolatto
NAYS:  None
ABSENT:  None
The Chairman declared the motion adopted.

OFFERED BY: Ms. A. Williams.  
SECONDED BY: Mr. P. Lambert and Mr. B. Hebert.

ORDINANCE NO. 7430

AN ORDINANCE TO AMEND THE 2008 ADOPTED OPERATING BUDGET TO RECOGNIZE THE EXECUTED GRANT FROM THE LOUISIANA LOCAL GOVERNMENT ASSISTANCE PROGRAM AND AUTHORIZE THE PARISH PRESIDENT TO ENTER INTO COOPERATIVE ENDEAVOR AGREEMENTS WITH COUNCIL ON AGING, VETERAN’S MEMORIAL PARK SOCIETY, AND THE UNITED HOUMAS INDIAN NATION FOR THE FOLLOWING PROJECTS; AND TO ADDRESS OTHER MATTERS RELATIVE THERETO.

SECTION I

WHEREAS, Article VII, Section 14 of the Louisiana Constitution provides that “For a public purpose, the state and its political subdivision or political corporations may engage in cooperative endeavors with each other, with the United States or its agencies, or with any public or private association, corporation or individual”, and

WHEREAS, the State of Louisiana has allocated funds to be set aside for local governments to decide how and where funds could be spent to help local communities, and

WHEREAS, the Parish has been awarded a grant in the amount of $142,800 for the following local public projects as requested by the Parish Council:

- Council on Aging Van $35,000
- JaDon Drive Drainage Improvements $29,320
- Twinspan Overpass Lighting $20,000
- Veteran’s Park Improvements $13,000
- Dulac Indian Mounds Purchase $45,480

BE IT ORDAINED, by the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, that Michel H. Claudet, Parish President, negotiate and enter into an agreement with Council on Aging, Veteran’s Memorial Park Society, and the United Houmas Indian Nation, and

BE IT FURTHER ORDAINED by the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, that the 2008 Adopted Budget be amended as follows:

151-409 GENERAL FUND – HEALTH & WELFARE
Council on Aging Vehicle 35,000
JaDon Drive Drainage Improvement 29,320
Twinspan Overpass Lighting 20,000
Veteran's Park Improvements 13,000
Dulac Indian Mounds Purchase 45,480
LA Local Government Assistance Program (142,800)

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

THERE WAS RECORDED:
YEAS: L. Robichaux, C. Voisin, J. Cehan, P. Lambert, A. Tillman, A. Williams, B. Hebert, T. Cavalier and J. Pizzolatto
NAYS: None.
ABSTAINING: None.
ABSENT: None.

The Chairman declared the ordinance adopted on this, the 26th day of March, 2008.
The Chairman recognized the public for comments on the following:

B. A proposed ordinance to amend the 2008 Budgets for the funding of the Highway 311/Westside Boulevard Bridge Project

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

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

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

UPON ROLL CALL THERE WAS RECORDED:

YEAS:  L. Robichaux, C. Voisin, J. Cehan, P. Lambert, A. Tillman, A. Williams, B. Hebert, T. Cavalier, and J. Pizzolatto
NAYS:  None
ABSENT:  None

The Chairman declared the motion adopted.

OFFERED BY:  Mr. B. Hebert.
SECONDED BY:  Ms. A. Williams.

ORDINANCE NO. 7431

AN ORDINANCE TO AMEND THE 2008 ADOPTED BUDGET AND FIVE-YEAR CAPITAL OUTLAY FOR THE FUNDING OF HWY. 311/WESTSIDE BLVD. BRIDGE PROJECT; AUTHORIZE THE PARISH PRESIDENT TO EXECUTE AN AMENDMENT TO THE COOPERATIVE ENDEAVOR AGREEMENT DATED DECEMBER 13, 2007 WITH MATHERNE REALTY PARTNERSHIP; AND ADDRESS OTHER MATTERS RELATIVE THERETO.

SECTION I

WHEREAS, Hwy. 311/Westside Blvd. Project initial purpose was to build a two-lane bridge at the intersection of Highway 311 and Enterprise Boulevard and two lane Westside Blvd. to Enterprise Drive, and

WHEREAS, the Administration desires to increase the scope of the project to include 2 two-lane bridges at the Hwy 311/Westside Blvd. intersection and four lane Westside Blvd to Enterprise Drive, and

WHEREAS, the Administration has estimated an additional cost of $738,100 is necessary due to the increase in the scope of the project which brings the total to $1,288,100, and

WHEREAS, of the $738,100, the amount of $400,000 is funded from ¼% Capital Sales Tax Fund and $338,100 is funded from General Fund, and

WHEREAS, this initial funding of $550,000 is available from ¼% Capital Sales Tax Fund ($450,000) and Road & Bridge O&M Fund ($100,000).

NOW, THEREFORE BE IT ORDAINED, by the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, to authorize Michel H. Claudet, Parish President, to execute an amendment to the Cooperative Endeavor Agreement dated December 13, 2007 with Matherne Realty Partnership, and

NOW, THEREFORE BE IT FURTHER ORDAINED, by the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, that the 2008 Adopted Budget and the 5 Year Capital Outlay of the Terrebonne Parish Consolidated Government be amended as follows:
REGULAR SESSION  MARCH 26, 2008

FUND 661 – ROAD CONSTRUCTION FUND
Hwy 311/Westside Blvd. Bridge  738,100
1/4% Capital Sales Tax Fund  (400,000)
General Fund  (338,100)

FUND 255 – ¼% CAPITAL SALES TAX FUND
Road Construction Fund  400,000
Fund Balance (Decrease)  (400,000)

FUND 151 – GENERAL FUND
Road Construction Fund  338,100
Fund Balance (Decrease)  (338,100)

This ordinance, having been introduced and laid on the table for at least two weeks, was voted upon as follows:
THERE WAS RECORDED:
YEAS:  L. Robichaux, C. Voisin, J. Cehan, P. Lambert, A. Tillman, A. Williams, B. Hebert, T. Cavalier and J. Pizzolatto
NAYS:  None.
ABSTAINING:  None.
ABSENT:  None.
The Chairman declared the ordinance adopted on this, the 26th day of March, 2008.

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The Chairman recognized the public for comments on the following:
C. A proposed ordinance to amend the Parish Code in order to transfer the Sewerage and Pollution Control services from the Utilities Department to the Public Works Department

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

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

The Chairman called for a vote on the motion offered by Mr. A. Tillman.
UPON ROLL CALL THERE WAS RECORDED:
YEAS:  L. Robichaux, C. Voisin, J. Cehan, P. Lambert, A. Tillman, A. Williams, B. Hebert, T. Cavalier, and J. Pizzolatto
NAYS:  None
ABSTAINING:  None
ABSENT:  None
The Chairman declared the motion adopted.

OFFERED BY:  Mr. A. Tillman.
SECONDED BY:  Mr. P. Lambert and Mr. B. Hebert.

ORDINANCE NO. 7432

AN ORDINANCE TO AMEND THE PARISH CODE OF TERREBONNE PARISH, SECTIONS 2-75 PUBLIC WORKS DEPARTMENT AND 2-76 UTILITIES DEPARTMENT PURSUANT TO THE AUTHORITY OF SECTION 4-13 OF THE HOME RULE CHARTER; TRANSFERRING THE SEWERAGE AND POLLUTION CONTROL SERVICES FROM THE UTILITIES DEPARTMENT TO THE PUBLIC WORKS DEPARTMENT; AND TO PROVIDE FOR MATTERS RELATED THERETO.

SECTION I

BE IT ORDAINED, by the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, that the Terrebonne Parish Code, Chapter 2, Article IV, Sections 2-75
and 2-76 are hereby amended as indicated herein below so as to provide for an Administrative Reorganization of the Public Works and Utilities Department of the Terrebonne Parish Consolidated Government, and for related matters, pursuant to the authority granted by Section 4-13 of the Home Rule Charter.

SECTION II

Pursuant to the authority of Section 4-13 of the Home Rule Charter, the following sections of Chapter 2, Article IV of the Terrebonne Parish Code are hereby amended to state as follows, to wit:

Sec. 2-75. Public works department.

(a) The head of the public works department shall be the director of public works.

(b) The director of public works shall direct and be responsible for the following:

(1) Engineering services for all departments and agencies, except as may be otherwise provided by the utilities department.

(2) Supervision of all contact construction work, except as may be provided by the utilities department.

(3) Maintenance of parish government property.

(4) Mapping and surveying, except as may be provided by the planning and zoning department.

(5) Construction and maintenance performed by the parish government of roads, sidewalks, bridges and drainage facilities.

(6) Traffic engineering.

(7) Operation of a central facility for the repair and maintenance of parish government vehicles and equipment.

(8) Other such responsibilities as may be directed by the president.

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

(1) Engineering division;

(2) Capital improvements division;

(3) Drainage, roads and bridges division;

(4) Public transit division;

(5) Fleet maintenance division; and

(6) Building maintenance division.

(7) Sewerage and pollution control services.

Each division shall have a division head who shall be under the supervision of the director of the public works department.

Sec. 2-76. Utilities department.

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

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

(1) All utilities operated by the parish government;

(2) Garbage and trash collection and disposal;

(3) Other such responsibilities as may be directed by the president.

(c) The utilities department shall consist of the following divisions:
(1) Electric generation division;
(2) Electric distribution division;
(3) Gas distribution division;
(4) Solid waste division.

Each division shall have a division head who shall be under the supervision of the director of the utilities department.

SECTION III

This ordinance shall be come effective upon the signature of the parish President or as otherwise provided in Section 2-13 (b) of the Home Rule Charter for Consolidated Government for Terrebonne Parish, which ever occurs sooner.

SECTION IV

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 words, clauses, phrases, sections or other portions of this ordinance hereby being declared to be severable.

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

THERE WAS RECORDED:
YEAS: L. Robichaux, C. Voisin, J. Cehan, P. Lambert, A. Tillman, A. Williams, B. Hebert, T. Cavalier and J. Pizzolatto
NAYS: None.
ABSTAINING: None.
ABSENT: None.
The Chairman declared the ordinance adopted on this, the 26th day of March, 2008.

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The Chairman recognized the public for comments on the following:

D. A proposed ordinance to amend the Parish Code to provide for the Risk Management and Human Resources Department and to amend the Parish Classification and Compensation Plan

The Chairman recognized Mr. John DeBlieux, Bocage Dr., who expressed his support for the proposal to combine the Risk Management and Human Resources Department.

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

Ms. A. Williams moved, seconded by Mr. B. Hebert and Mr. P. Lambert, “THAT, the Council close the aforementioned public hearing.”

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

UPON ROLL CALL THERE WAS RECORDED:
YEAS: L. Robichaux, C. Voisin, J. Cehan, P. Lambert, A. Tillman, A. Williams, B. Hebert, T. Cavalier, and J. Pizzolatto
NAYS: None
ABSENT: None
The Chairman declared the motion adopted.

OFFERED BY: Mr. J. Pizzolatto.
SECONDED BY: Ms. A. Williams.
ORDINANCE NO. 7433

AN ORDINANCE TO AMEND THE PARISH CODE OF TERREBONNE PARISH, SECTIONS 2-80 HUMAN RESOURCES DEPARTMENT, 2-80.1 HUMAN RESOURCES ADMINISTRATION PROCEDURES AND 2-81 RISK MANAGEMENT DEPARTMENT PURSUANT TO THE AUTHORITY OF SECTION 4-13 OF THE HOME RULE CHARTER SO AS TO PROVIDE FOR THE RISK MANAGEMENT AND HUMAN RESOURCES DEPARTMENT; TO AMEND THE PARISH CLASSIFICATION AND COMPENSATION PLAN; AMEND THE 2008 BUDGETED POSITIONS AND TO PROVIDE FOR MATTERS RELATED THERETO.

SECTION I

BE IT ORDAINED, by the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, that the Terrebonne Parish Code, Chapter 2, Article IV, Sections 2-80, 2-80.1 and 2-81 are hereby amended as indicated herein below so as to provide for an Administrative Reorganization for the Risk Management and Human Resources Department of the Terrebonne Parish Consolidated Government, and for related matters, pursuant to the authority granted by Section 4-13 of the Home Rule Charter.

SECTION II

Pursuant to the authority of Section 4-13 of the Home Rule Charter, the following sections of Chapter 2, Article IV of the Terrebonne Parish Code are hereby amended to state as follows, to wit:

Sec. 2-80. Risk management and human resources department.

(a) The risk management and human resources department shall be headed by the director of the risk management and human resources department.

(b) The director of the risk management and human resources department shall direct and be responsible for the following:

(1) Administration of all personnel matters, other than immediate supervision of personnel as otherwise provided in this article.

(2) Administration of all insurance procurement and management matters.

(3) Administration of all claims.

(4) Administration of safety and health programs;

(5) Administration of a position classification plan that shall provide for the classification of all positions on the basis of the duties and responsibilities of each position.

(6) Administration of a compensation/salary plan for all positions in the parish service.

(7) Maintain and administer a personnel policy manual to carry out the provisions of this section.

(8) Other such responsibilities as may be described by the president.

(c) The risk management and human resources department shall be responsible for the management of the following areas of responsibility:

(1) Employee services.

(2) Recruitment, training and development.

(3) Insurance and claims management.

(4) Safety and health.

Sec. 2-80.1. Human resources administration procedures.

(a) All human resources rules shall apply to all parish departments and shall provide for:

(1) Policies and procedures for the administration of the classification plan.
(2) Policies and procedures for the administration of the compensation plan.

(3) Policies and procedures for holding competitive tests, or other methods approved by the council, to determine the merit and fitness of candidates for original appointment and promotion.

(4) Maintain a list of persons eligible for appointment by reason of successful participation in competitive tests or other approved methods, and procedures for the certification of persons from the eligible lists for filling vacancies.

(5) The procedure for lay-off, suspension, demotion and dismissal of employees.

(6) Hours of work, attendance regulations, and sick and vacation leave.

(7) Prohibition against any political activity of employees and assessment for political purposes.

(8) A retirement system for parish employees which shall take into account any existing retirement system or systems.

(9) Other policies, practices and procedures necessary to the administration of the parish human resources system.

(b) All matters of human resource administration shall be subject to the following provisions:

(1) It shall be the policy of the parish to employ those persons best qualified to perform the functions of the parish and to foster effective career service in parish employment. All appointments and promotions in the departments, offices, agencies and special districts shall be made on the basis of merit and fitness.

(2) The following shall not be members of the classified human resources system of the parish:

   (a) All elected officials of the parish government.
   (b) The president's secretary and any assistants to the president.
   (c) The parish manager.
   (d) Employees hired on a temporary or contractual basis.
   (e) The parish attorney and assistant parish attorneys.
   (f) Department heads/directors created by or under the charter or continued in accordance with the provisions of the charter.
   (g) Employees appointed directly by the council.
   (h) Fire and police personnel of the urban services districts who shall continue as members of the police and fire civil service systems.

(c) There shall be a human resources board, which shall be quasi-judicial in nature.

(1) The human resources board shall be appointed by the parish president as provided below and shall consist of five (5) qualified electors to Terrebonne Parish who hold no other public office or position in the parish and are known to be in sympathy with merit principles of public human resources administration. One (1) member shall be appointed by the parish president. One (1) member shall be appointed by the parish from a list of three (3) names submitted by the president of Xavier University of New Orleans. One (1) member shall be appointed by the parish president from a list of three (3) names submitted by the president of the University of Louisiana at Lafayette (formally the University of Southwestern Louisiana). One (1) member shall be appointed by the parish president from a list of three (3) names submitted by the president of Nicholls State University. One (1) member shall be appointed by the parish president from a list of three (3) names submitted by the superintendent of schools of Terrebonne Parish.

(2) The terms of the first appointments to the human resources board shall be as follows: Three-year terms shall be served by the person appointed by the parish president and the persons appointed from the lists submitted by the presidents of
the University of Louisiana at Lafayette (formerly the University of Southwestern Louisiana) and Xavier University of New Orleans; a two-year term shall be served by the person appointed from the list submitted by the president of Nicholls State University; and a one-year term shall be served by the person appointed from the list submitted by the superintendent of schools of Terrebonne Parish. Thereafter, all appointments shall be for three-year terms.

(3) The superintendent and university presidents shall make such nominations within thirty (30) days of being notified of a vacancy. The parish president shall make the appointments within thirty (30) days after the nominations are received. Should the parish president fail to make the appointment from the lists submitted within thirty (30) days, the first named nominee shall automatically become a member of the human resources board. Whenever the term of a board member expires or there is a vacancy in a term, the parish president shall make an appointment in the same manner as the original appointment was made.

(d) The director of the risk management and human resources department shall submit to the president all proposed rules, regulations and procedures required in accordance with subsection (c) above. The president shall submit the proposed rules, regulations and procedures with or without amendments to the council. The council may amend the proposed rules, regulations and procedures, and they shall become effective only upon adoption by the council by ordinance in accordance with section 2-12 of the home rule charter.

(e) The human resources board shall:
(1) Hold hearings on dismissals, demotions, and other disciplinary matters as may be provided in the rules. The decisions of the human resources board in these matters shall be final; and

(2) Perform such other quasi-judicial duties as may be required under the rules developed pursuant to this section.

(f) In any appeal to the human resources board by an employee relative to the actions of the employer, the burden of proof shall be on the employee.

Sec. 2-81. Reserved.

SECTION III

BE IT FURTHER ORDAINED, by the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, that the Parish Classification and Compensation Plan be amended to delete the positions of Director of Risk Management (Grade 29) and Director of Human Resources (Grade 29); and add the position of Director of Risk Management and Human Resources (Grade 29); and to provide for matters related thereto.

SECTION IV

BE IT FURTHER ORDAINED, by the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, that the 2008 Budgeted Positions be amended as follows:

### 354-155 RISK MANAGEMENT FUND

<table>
<thead>
<tr>
<th>Position</th>
<th>Grade</th>
<th>Adopted</th>
<th>Change</th>
<th>Amended</th>
</tr>
</thead>
<tbody>
<tr>
<td>Risk Mgt. Director</td>
<td>29</td>
<td>1</td>
<td>-1</td>
<td>0</td>
</tr>
<tr>
<td>Risk Mgt. and Human</td>
<td>29</td>
<td>0</td>
<td>1</td>
<td>1</td>
</tr>
<tr>
<td>Resources Director</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

### 370-156 HUMAN RESOURCES FUND

<table>
<thead>
<tr>
<th>Position</th>
<th>Grade</th>
<th>Adopted</th>
<th>Change</th>
<th>Amended</th>
</tr>
</thead>
<tbody>
<tr>
<td>Human Resources Director</td>
<td>29</td>
<td>1</td>
<td>-1</td>
<td>0</td>
</tr>
</tbody>
</table>
This ordinance shall be come effective upon the signature of the parish President or as otherwise provided in Section 2-13 (b) of the Home Rule Charter for Consolidated Government for Terrebonne Parish, which ever occurs sooner.

SECTION IV

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 words, clauses, phrases, sections or other portions of this ordinance hereby being declared to be severable.

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

THERE WAS RECORDED:
YEAS:  L. Robichaux, C. Voisin, J. Cehan, P. Lambert, A. Tillman, A. Williams, B. Hebert, T. Cavalier and J. Pizzolatto
NAYS: None.
ABSTAINING: None.
ABSENT: None.
The Chairman declared the ordinance adopted on this, the 26th day of March, 2008.

The Chairman recognized the public for comments on the following:

E. A proposed ordinance to amend the 2008 Budget and budgeted positions to provide for additional staffing in the Public Works Department

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

Ms. A. Williams moved, seconded by Mr. P. Lambert and Mr. A. Tillman, “THAT, the Council close the aforementioned public hearing.”

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

UPON ROLL CALL THERE WAS RECORDED:
YEAS:  L. Robichaux, C. Voisin, J. Cehan, P. Lambert, A. Tillman, A. Williams, B. Hebert, T. Cavalier, and J. Pizzolatto
NAYS: None
ABSENT: None
The Chairman declared the motion adopted.

OFFERED BY: Ms. A. Williams.
SECONDED BY: Mr. J. Pizzolatto.

ORDINANCE NO. 7434

AN ORDINANCE TO AMEND THE 2008 ADOPTED BUDGET AND 2008 BUDGETED POSITIONS SO AS TO PROVIDE FOR ADDITIONAL STAFFING IN THE PUBLIC WORKS DEPARTMENT; AND TO PROVIDE FOR MATTERS RELATED THERETO.

SECTION I

WHEREAS, the Parish Administration and Public Works Department is requesting the addition of two Engineering Interns, one Engineering Technician and a Clerk V in the anticipation of a long-term savings as the use of contracted engineering services declines, and
WHEREAS, it is the recommendation to move the position of Public Works Director from the Parish President’s Fund/Department to the Public Works Administration/Engineering Fund/Department, and

WHEREAS, the Public Works Administration/Engineering Office is relocating to the Pollution Control Building where they are centralized and protected from rising waters in the event of an emergency, and

WHEREAS, with the additional personnel and the relocation of the office, computer hardware and software needs are estimated to be $64,839.

NOW, THEREFORE BE IT ORDAINED, by the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government that the 2008 Adopted Budget be amended as follows:

<table>
<thead>
<tr>
<th>151- GENERAL FUND</th>
<th>302- PUBLIC WORKS</th>
</tr>
</thead>
<tbody>
<tr>
<td>Salaries and Wages</td>
<td>$187,625</td>
</tr>
<tr>
<td>FICA</td>
<td>11,633</td>
</tr>
<tr>
<td>Medicare</td>
<td>2,721</td>
</tr>
<tr>
<td>Pension</td>
<td>10,897</td>
</tr>
<tr>
<td>Group Insurance</td>
<td>55,330</td>
</tr>
<tr>
<td>Unemployment</td>
<td>4,278</td>
</tr>
<tr>
<td>Workers Compensation</td>
<td>2,343</td>
</tr>
<tr>
<td>Employment Physicals</td>
<td>200</td>
</tr>
<tr>
<td>Office Supplies</td>
<td>1,500</td>
</tr>
<tr>
<td>Software Purchases</td>
<td>25,161</td>
</tr>
<tr>
<td>Engineering Fees</td>
<td>(35,000)</td>
</tr>
<tr>
<td>Allocations (Cost Sharing to oversight divisions)</td>
<td>(118,000)</td>
</tr>
<tr>
<td>Computer Equipment Fund</td>
<td>39,678</td>
</tr>
<tr>
<td>Balance (Decrease)</td>
<td>(188,366)</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>131- PARISH PRESIDENT</th>
</tr>
</thead>
<tbody>
<tr>
<td>Salaries and Wages</td>
</tr>
<tr>
<td>FICA</td>
</tr>
<tr>
<td>Medicare</td>
</tr>
<tr>
<td>Pension</td>
</tr>
<tr>
<td>Group Insurance</td>
</tr>
<tr>
<td>Unemployment</td>
</tr>
<tr>
<td>Workers Compensation</td>
</tr>
<tr>
<td>Allocations (Cost Sharing to oversight divisions)</td>
</tr>
<tr>
<td>Fund Balance (Increase)</td>
</tr>
</tbody>
</table>

SECTION II

BE IT FURTHER ORDAINED, by the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government that the 2008 Budgeted Positions be amended as follows:

<table>
<thead>
<tr>
<th>151 – GENERAL FUND</th>
<th>302 – PUBLIC WORKS/ENGINEERING</th>
</tr>
</thead>
<tbody>
<tr>
<td>TITLE</td>
<td>GRADE</td>
</tr>
<tr>
<td>Public Works Director*</td>
<td>29</td>
</tr>
</tbody>
</table>
Engineer (Intern) 10 0  
Engineering Tech 60 0  
Clerk V 59 1  

CHANGE AMENDED  
1 1  
2 2  
1 1  
1 2  
NET CHANGE: 5  
*Moved from 151-131 Parish President

131 – PARISH PRESIDENT

TITLE GRADE ADOPTED  
Public Works Director* 29 1  

CHANGE AMENDED  
-1 0  
NET CHANGE: -1  
*Moved to 151-302 Public Works

SECTION III

This ordinance shall be come effective upon the signature of the parish President or as otherwise provided in Section 2-13 (b) of the Home Rule Charter for Consolidated Government for Terrebonne Parish, which ever occurs sooner.

SECTION VI

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

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

THERE WAS RECORDED:  
YEAS: L. Robichaux, C. Voisin, J. Cehan, P. Lambert, A. Tillman, A. Williams, B. Hebert, T. Cavalier and J. Pizzolatto  
NAYS: None.  
ABSTAINING: None.  
ABSENT: None.  
The Chairman declared the ordinance adopted on this, the 26th day of March, 2008.

* * * * * * *  
The Chairman recognized the public for comments on the following:

F. A proposed ordinance to amend the 2008 Budget to fund an update to the Parish’s Classification and Compensation Plan, and to authorize the Parish President to enter into a contract with the Waters Consulting Group

The Chairman recognized Mr. John DeBlieux, Bocage Dr. resident, local Risk Manager and former TPCG Risk Management Department, who expressed his support for the proposed ordinance to fund updating the Parish’s Classification and Compensation Plan. He explained the problems that the industry is having with competitiveness for positions throughout the Parish and how they participate in industry-specific surveys to find out what the market is doing with individual positions to determine where they need to be in order to employ the best people
possible. He stated he feels the benefit derived from the Parish’s wage study will far exceed the cost.

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

Mr. B. Hebert moved, seconded by Mr. J. Cehan and Mr. P. Lambert, “THAT, the Council continue the public hearing until 4/9/08 on the proposed ordinance that will amend the 2008 Budget to fund an update to the Parish’s Classification and Compensation Plan, and will authorize the Parish President to enter into a contract with the Waters Consulting Group.”

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None

ABSENT: None

The Chairman declared the motion adopted.

At this time, the Council continued with the regular order of business.

The Chairman called for a report on the Public Services Committee meeting held on 3/24/08, whereupon the Committee Chairman, noting that ratification of the minutes calls public hearings on 4/9/08, rendered the following:

PUBLIC SERVICES COMMITTEE

MARCH 24, 2008

The Chairman, Johnny Pizzolatto, called the Public Services Committee meeting to order at 5:31 p.m. in the Terrebonne Parish Council Meeting Room with the Invocation led by Mr. L. Robichaux and the Pledge of Allegiance led by Mr. B. Hebert. Upon roll call, Committee Members recorded as present were: T. Cavalier, J. Cehan, B. Hebert, P. Lambert, J. Pizzolatto, L. Robichaux, A. Tillman, C. Voisin, and A. Williams. A quorum was declared present.

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

RESOLUTION NO. 08-129

STATE PROJECT NO. 576-55-0015(332)
PARISH OF TERREBONNE

WHEREAS, the Terrebonne Parish Consolidated Government has submitted an application for funding of Forced Drainage Project 1-1A, a flood control project under the Statewide Flood Control Program, and

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

WHEREAS, at the request of the Terrebonne Parish Consolidated Government, T. Baker Smith & Son, Inc. has prepared plans and specifications for said project, which plans and specifications are designated by State Project No. 576-55-0015(332), and

WHEREAS, the Terrebonne Parish Consolidated Government has reviewed the final plans, specifications and cost estimate and accepts them as submitted and the Department of Transportation and Development has reviewed the final plans, specifications and cost estimate and approved them inasmuch as they comply with the requirements of the Statewide Flood Control Program, and
WHEREAS, all necessary servitudes, rights-of-way, spoil disposal areas, rights of ingress and egress and the means thereof have been acquired by the Terrebonne Parish Consolidated Government, and titles thereto are valid and indefeasible, and

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

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

WHEREAS, the official Journal for the Terrebonne Parish Consolidated Government, is the HOUMA COURIER whose mailing address is 3030 Barrow Street Extension, Houma, LA 70360 and whose telephone number is 985-857-2222, and

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

NOW, THEREFORE, BE IT RESOLVED that the Terrebonne Parish Council (Public Services Committee), on behalf of the Terrebonne Parish Consolidated Government in regular session assembled on this 24th day of March, 2008, that the Department of Transportation and Development be and hereby is requested to authorize the Terrebonne Parish Consolidated Government to advertise for competitive bids in accordance with LRS 38:2212, et seq. for the award of a contract in the name of the Terrebonne Parish Consolidated Government, covering the aforesaid improvements.

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

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

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

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

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

THERE WAS RECORDED:
NAYS: None.
ABSTAINING: None.
RESOLUTION NO. 08-130

A resolution providing approval of Change Order No. 1 to Grady Crawford Construction Co., Inc., for Cast Iron Gas Line Replacement, Mahler Street Area, Phase XII, Parish Project No. 05-GAS-44.

WHEREAS, by contract dated February 26, 2007, Terrebonne Parish Consolidated Government did award a contract to Grady Crawford Construction Co., Inc., for Cast Iron Gas Line Replacement, Mahler Street Area, Phase XII, Parish Project No. 05-GAS-44, Terrebonne Parish, Louisiana, as will be seen by reference to said contract which is recorded under Entry No. 1260023 of the records of Terrebonne Parish, Louisiana, and

WHEREAS, the project engineer has submitted plan Change Order No. 1 as the final and equalizing plan change order for the project, and

WHEREAS, a change order has been recommended for an increase in the amount of Fifty-seven Thousand, Three Hundred Eighty-one and 60/100 Dollars ($57,381.60), and an increase contract time by one hundred forty (140) days.

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

BE IT FURTHER RESOLVED, that the Parish President be authorized to execute Change Order No. 1, for an increase in the amount of Fifty-seven Thousand, Three Hundred Eighty-one and 60/100 Dollars ($57,381.60), and an increase contract time by one hundred forty (140) days.

THERE WAS RECORDED:
NAY:  None.
ABSTAIN:  None.
ABSENT:  None.
The Chairman declared the resolution adopted on this, the 24th day of March, 2008.

RESOLUTION NO. 08-131

A Resolution awarding and authorizing the signing of the Construction Contract for the Concord Road Drainage Improvements, Phase III, Flood Control Improvements, State Project No. 576-55-0021, Parish Project No. 03-DRA-15, Terrebonne Parish, Louisiana, and authorizing the issuance of the Notice to Proceed.

WHEREAS, the Terrebonne Parish Consolidated Government did receive construction bids on the Concord Road Drainage Improvements, Phase III, Flood Control Improvements, State Project No. 576-55-0021, Parish Project No. 03-DRA-15, Terrebonne Parish, Louisiana, and

WHEREAS, the lowest and best bid was that submitted by Lowland Construction Company, Inc., Thibodaux, Louisiana, in the overall amount of $1,221,984.00, and
WHEREAS, the Consultant Engineer for this project, the firm of GSE Associates, Inc., has recommended that the award of the contract for construction of this project be made to the firm of Lowland Construction Company, Inc.

WHEREAS, the LaDOTD has no objections to the TPCG awarding the construction contract to the low bidder, and

NOW, THEREFORE, BE IT RESOLVED that the Terrebonne Parish Council (Public Services Committee), on behalf of the Terrebonne Parish Consolidated Government award the construction contract to Lowland Construction Company, Inc., in the overall amount of $1,221,984.00 contingent upon a budget adjustment, and

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

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

THERE WAS RECORDED:
NAYS: None.
ABSTAINING: None.
ABSENT: None.
The Chairman declared the resolution adopted on this, the 24th day of March, 2008.

RESOLUTION NO. 08-132
STATE PROJECT NO. 576-55-0019(331)
PARISH OF TERREBONNE

WHEREAS, the Terrebonne Parish Consolidated Government has submitted an application for funding of the Gum Street Area Drainage Improvements flood control project under the Statewide Flood Control Program; and

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

WHEREAS, at the request of the Terrebonne Parish Consolidated Government, T. Baker Smith, Inc. has prepared plans and specifications for said project, which plans and specifications are designated State Project No. 576-55-0019(331); and

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

WHEREAS, all necessary servitudes, right-of-ways, spoil disposal areas, rights of ingress and egress and the means thereof have been acquired by the Terrebonne Parish Consolidated Government and the titles thereto are valid and indefeasible; and
WHEREAS, the Terrebonne Parish Consolidated Government has obtained all necessary permits required for the construction of this project; and

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

WHEREAS, the Official Journal for the Terrebonne Parish Consolidated Government is The Courier, whose mailing address is 3030 Barrow Street, Houma, Louisiana, 70360 and whose telephone number is 985-857-2210; and

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

NOW, THEREFORE BE IT RESOLVED that the Terrebonne Parish Council (Public Services Committee), on behalf of the Terrebonne Parish Consolidated Government, in regular session assembled on this 24th day of March, 2008, that the Department of Transportation and Development be and hereby is requested to authorize the Terrebonne Parish Consolidated Government to advertise for competitive bids in accordance with LRS 38:2212. et seq., for the award of a contract in the name of Terrebonne Parish Consolidated Government, covering the aforesaid improvements.

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

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

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

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

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

THERE WAS RECORDED:
NAYS: None.
ABSTAINING: None.
ABSENT: None.
The Chairman declared the resolution adopted on this, the 24th day of March, 2008.
* * * * * * * *
OFFERED BY: Mr. A. Tillman.
SECONDED BY: Ms. A. Williams.

RESOLUTION NO. 08-133

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 thereunder; 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, that:

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:
NAYS: None.
ABSTAINING: None.
ABSENT: None.
The Chairman declared the resolution adopted on this, the 24th day of March, 2008.

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

RESOLUTION NO. 08-134

A resolution authorizing the Utilities Department to contact with OMNI Pinnacle, LLC for Disaster Recovery Management and Removal Services through March 1, 2009.

WHEREAS, the Parish Administration recommends the continuation of said service through March 1, 2009 at the current rate and under the same or similar terms as stated in the “Term of Agreement” paragraph of the original Service Agreement dated August 31, 2005

NOW, THEREFORE BE IT RESOLVED, by the Terrebonne Parish Council (Public Services Committee), on behalf of the Terrebonne Parish Consolidated Government that a contract with OMNI Pinnacle, LLC for Disaster Recovery Management and Removal Services through March 1, 2009, at the current hourly rate, under the same or similar terms is hereby authorized; and

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

THERE WAS RECORDED:
NAYS: None.
ABSTAINING: None.
ABSENT: None.
The Chairman declared the resolution adopted on this, the 24th day of March, 2008.

OFFERED BY: Mr. L. Robichaux.
SECONDED BY: Mr. C. Voisin.

RESOLUTION NO. 08-135

A resolution authorizing the execution of Balancing Change Order No. 1 for the Construction Agreement for Parish Project No. 06-EXT-48; Synergy Center Boulevard Extension, Terrebonne Parish, Louisiana.

WHEREAS, the Terrebonne Parish Consolidated Government entered into a contract dated November 15, 2007, with Calongne, Inc., for the Synergy Center Boulevard Extension, Parish Project No. 06-EXT-48, Terrebonne Parish, Louisiana, and

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

WHEREAS, this change order will increase the contract by $1,976.00, and

WHEREAS, this Change Order No. 1 has been recommended by the ENGINEER for this project, Milford & Associates, Inc.

NOW, THEREFORE BE IT RESOLVED that the Terrebonne Parish Council (Public Services Committee), on behalf of the Terrebonne Parish Consolidated Government, does hereby approve and authorize the execution by Terrebonne Parish President Michel Claudet of Balancing Change Order No. 1 to the construction agreement with Calongne, Inc., to adjust contract quantities to actual ones installed for an increase of One Thousand Nine Hundred Seventy Six Dollars and No Cents ($1,976.00) to the original contract amount, and

BE IT FURTHER RESOLVED that a certified copy of the resolution be forwarded to the Engineer, Milford & Associates, Inc.
REGULAR SESSION

REGULAR SESSION  MARCH 26, 2008

THERE WAS RECORDED:
NAYS: None.
ABSTAINING: None.
ABSENT: None.
The Chairman declared the resolution adopted on this, the 24th day of March, 2008.

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

RESOLUTION NO. 08-136

A resolution providing approval of Amendment No. 2 to the Engineering Agreement for Parish Project No. 06-LANE-17, Major Turning Lane Improvements, Terrebonne Parish, Louisiana.

WHEREAS, the Terrebonne Parish Consolidated Government entered into an engineering agreement dated May 25, 2006 with T. Baker Smith, Inc., to perform engineering services for Project No. 06-LANE-17; filed under folio No. 1238453, Major Turning Lane Improvements, and

WHEREAS, the engineering agreement between OWNER and ENGINEER has provisions for certain limitations for Basic and for Additional Services, and

WHEREAS, the scope of work changed to include the turn lane at Country Drive and LA Hwy 24, and

WHEREAS, it will be necessary to prepare final plans for letting the project under this contract, and

WHEREAS, it will be necessary for the Engineer to coordinate a second public bid and to administer a second construction contract, and

WHEREAS, the current limitations need to be increased due to the new scope for an increase in the upset limits in the total amount of $18,542.00 for these Services, and

NOW, THEREFORE BE IT RESOLVED that the Terrebonne Parish Council (Public Services Committee), on behalf of the Terrebonne Parish Consolidated Government, does hereby approve and authorize the execution by Terrebonne Parish President Michel Claudet of Amendment No. 2 to the engineering agreement with T. Baker Smith, Inc., to perform engineering services for Project No. 06-LANE-17, Major Turning Lane Improvements, which results in a total increase of Eighteen Thousand Five Hundred Forty Two Dollars and No cents ($18,542.00) to the original contract amount.

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

THERE WAS RECORDED:
NAYS: None.
ABSTAINING: None.
ABSENT: None.
The Chairman declared the resolution adopted on this, the 24th day of March, 2008.

The Chairman recognized Mr. Charles Bass, Houma resident, who addressed the Committee to request a “No Truck Entrance” designation at the south side of Levron Street and Tunnel Boulevard. Mr. Bass expressed his opposition to commercial vehicles using “Routier
Street” for commercial deliveries; noted possible structural defaults in said roadways due to overweight vehicles utilizing the roadways; and requested that the weight tonnage on Hall Street and Routier Street be reduced.

Planning & Zoning Director Patrick Gordon explained that building permits for Popeye’s Fried Chicken and the strip mall at the corner of West Tunnel Boulevard and Levron Street were issued several years ago and both businesses are located in a commercial zone. He continued that the delivery freight zone to the rear of the strip mall has been in place for 30-years and that the entrances to residential streets are not restricted from commercial activity. Mr. Gordon stated that Administration would be willing to re-evaluate the intersection and make a recommendation at a later date.

Ms. A. Williams moved, seconded by Mr., “THAT, the Public Services Committee retain the matter relative to a ‘No Truck Entrance’ at the south side of Levron Street and Tunnel Boulevard in committee for two weeks.”

Upon roll call there was recorded:
NAYS: None.
ABSENT: None.
The Chairman declared the motion adopted.

Mr. C. Voisin moved, seconded by Mr. J. Cehan, “THAT, the Public Services Committee introduce an ordinance to address the Storm Water Quality Management & Discharge Control.” (**MOTION AMENDED AFTER BRIEF COMMENTS)

The Chairman noted that the proposed ordinance has been amended to remove a sentence in Section 3.2.3 with respect to backwater from swimming pools.

Mr. C. Voisin offered an amendment, seconded by Mr. J. Cehan, “THAT, the Public Services Committee introduce, as amended, an ordinance to address the Storm Water Quality Management & Discharge Control and call a public hearing on said matter on April 9, 2008 at 6:30 p.m.”

The Chairman called for the vote on the amended motion offered by Mr. C. Voisin.
Upon roll call there was recorded:
NAYS: None.
ABSENT: None.
The Chairman declared the amended motion adopted.
Utilities Director Tom Bourg stated that Administration is in the process of developing a report with regards to the implementation of a “Recycling Program” in Terrebonne Parish; however, there has been some difficulty in locating “markets” for recycled plastic, glass, and electronic goods. (NO ACTION TAKEN)

Mr. B. Hebert moved, seconded by Mr. A. Tillman, “THAT, the Public Services Committee introduce an ordinance to remove various ‘3-way Stop’ signs at the following locations in District 3: Bristol Boulevard and Alma Street; Prevost Drive and Marie Street; Chene Drive and Creole Drive; Eagle Drive and Creole Drive; Kenney Street and G Street; and Kenney Street and E Street; install ‘2-Way Stop’ signs at the aforementioned locations, and call a public hearing on said matter on April 9, 2008 at 6:30 p.m.”

The Chairman called for the vote on the motion offered by Mr. B. Hebert.
UPON ROLL CALL THERE WAS RECORDED:
NAYS:  None.
ABSENT:  None.
The Chairman declared the motion adopted.

Mr. C. Voisin moved, seconded by Mr. P. Lambert, “THAT, the Public Services Committee retain the matter with respect to replacing the identifying waterway markings in Raccourci Bay in Bayou Dularge from Lake Mechant to Bayou Decade in committee for further evaluation.”

The Chairman called for the vote on the motion offered by Mr. C. Voisin.
UPON ROLL CALL THERE WAS RECORDED:
NAYS:  None.
ABSENT:  None.
The Chairman declared the motion adopted.

Ms. A. Williams 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 Ms. A. Williams.
UPON ROLL CALL THERE WAS RECORDED:
NAYS:  None.
ABSENT:  None.
The Chairman declared the motion adopted and the meeting was adjourned at 5:55 p.m.

Johnny Pizzolatto, Chairman

Suzette Thomas, Minute Clerk

Mr. J. Pizzolatto moved, seconded by Mr. A. Tillman, “THAT, the Council accept and ratify the minutes of the Public Services Committee meeting held on 3/24/08.”

The Chairman called for a vote on the motion offered by Mr. J. Pizzolatto.
UPON ROLL CALL THERE WAS RECORDED:
YEAS:  L. Robichaux, C. Voisin, J. Cehan, P. Lambert, A. Tillman, A. Williams, B. Hebert, T. Cavalier, and J. Pizzolatto
NAYS:  None
ABSENT:  None
The Chairman declared the motion adopted.
The Chairman called for a report on the Community Development & Planning Committee meeting held on 3/24/08, whereupon the Committee Chairman rendered the following:

COMMUNITY DEVELOPMENT & PLANNING COMMITTEE

MARCH 24, 2008

The Chairman, Joey Cehan, called the Community Development & Planning Committee meeting to order at 5:57 p.m. in the Terrebonne Parish Council Meeting Room with the Invocation led by Mr. A. Tillman and the Pledge of Allegiance led by Mr. P. Lambert. Upon roll call, Committee Members recorded as present were: T. Cavalier, J. Cehan, B. Hebert, P. Lambert, J. Pizzolatto, L. Robichaux, A. Tillman, C. Voisin, and A. Williams. A quorum was declared present.

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

RESOLUTION NO. 08-137

A Resolution requesting the Louisiana Department of Transportation and Development to conduct a traffic study for the functioning of traffic lights at the intersection of Barrow Street and Tunnel Boulevard, Highway 182 and Coteau Road, and Highway 182 and Bayou Blue Road.

WHEREAS, Terrebonne Parish Administration is concerned about the traffic flow at the intersection of Barrow Street and Tunnel Boulevard, Highway 182 and Coteau Road, and Highway 182 and Bayou Blue Road, and

WHEREAS, to ensure that those specific lights are working properly and are synchronized to allow for traffic to flow more efficiently.

NOW THEREFORE BE IT RESOLVED, by the Terrebonne Parish Council (Community Development & Planning Committee), on behalf of the Terrebonne Parish Consolidated Government, that the Louisiana Department of Transportation and Development to conduct a traffic study for the functioning of traffic lights at the intersection of Barrow Street and Tunnel Boulevard, Highway 182 and Coteau Road, and Highway 182 and Bayou Blue Road.

THERE WAS RECORDED:
NAYS: None.
ABSTAINING: None.
ABSENT: None.
The Chairman declared the resolution adopted on this, the 24th day of March, 2008.

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Mr. Kevin Belanger, Executive Director of South Central Planning & Development Commission (SCP&DC), thanked the Council for selecting SCP&DC to handle its building permit review process and noted that Planning & Zoning Director Patrick Gordon has been selected as the Chairman of the South Central Regional Code Council. Mr. Belanger noted that although the amount of Terrebonne Parish’s building permit review fees appear to be higher than other jurisdictions, those fees are substantially lower than other municipalities in the State.

The Chairman recognized Mr. Michael Wich, Chief Building Officer, who presented statistical information with respect to the five parish permit review process compliance with State ACT 12 and the financial assessment of the review process. He noted that the plan review wait time is approximately 24 to 48 hours; that applicants are contacted within 24-hours if additional information is needed; that inspection requests called in prior to 1:00 p.m. are handled on the same day; that inspection requests made after 1:00 p.m. are handled the next morning if not the same day; that public input is received through the Regional Code Council; that the Regional Code Council consists of one representative from each Parish and a staff
member from SCP&DC; that public meetings are held the 4th Thursday of each month; and that the monthly meetings with local builders are rotated among the Parishes to ensure equal representation.

Discussion ensued with respect to SCP&DC inspectors making unannounced visits to 3rd Party Provider jobsites and 3rd Party Providers being allowed to perform commercial plan reviews.

Planning & Zoning Director Patrick Gordon noted that a conflict exists with a representative from the Homebuilders Association serving as a member of the Regional Code Council; however, he added that a member of the association serves as a liaison between the Regional Code Council and residents.

Upon further questioning, Mr. Belanger stated that SCP&DC receives a percentage of the permit fees collected for administrative costs that are dependent upon the number of permits handled. He continued that the Regional Code Council will address the disparity between Terrebonne Parish’s renovation and trade permits and the other Parishes participating in the Regional Code Council.

Mr. Wich interjected that initially all parishes were required to do trade permits; however, Act 335 enacted by the State Legislature, no longer requires that trade permits are done and added that the Parish may elect to adopt Appendix J of the Regional Code as opposed to requiring trade permits. He also noted that mobile homes are not inspected in Lafourche Parish and the number of mobile permits handled in Terrebonne Parish may attribute to the higher percentage cost. (NO ACTION TAKEN)

Ms. A. Williams moved, seconded by Mr. A. Tillman, “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 Ms. A. Williams.

UPON ROLL CALL THERE WAS RECORDED:
NAYS:  None.
ABSENT:  None.
The Chairman declared the motion adopted and the meeting was adjourned at 6:31 p.m.

Joey Cehan, Chairman
Suzette Thomas Minute Clerk

Mr. J. Cehan moved, seconded by Mr. A. Tillman, “THAT, the Council accept and ratify the minutes of the Community Development & Planning Committee meeting held on 3/24/08.”

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

UPON ROLL CALL THERE WAS RECORDED:
YEAS:  L. Robichaux, C. Voisin, J. Cehan, P. Lambert, A. Tillman, A. Williams, B. Hebert, T. Cavalier, and J. Pizzolatto
NAYS:  None
ABSENT:  None
The Chairman declared the motion adopted.

The Chairman called for a report on the Budget & Finance Committee meeting held on 3/24/08, whereupon the Committee Chairman, noting that ratification of the minutes calls public hearings on 4/9/08, rendered the following:

BUDGET & FINANCE COMMITTEE
MARCH 24, 2008
The Chairman, Billy Hebert, called the Budget & Finance Committee meeting to order at 6:39 p.m. in the Terrebonne Parish Council Meeting Room with the Invocation led by Mr. A. Tillman and the Pledge of Allegiance led by Mr. L. Robichaux. Upon roll call, Committee Members recorded as present were: T. Cavalier, J. Cehan, B. Hebert, P. Lambert, J. Pizzolatto, L. Robichaux, A. Tillman, C. Voisin, and A. Williams. A quorum was declared present.

Mr. P. Lambert moved, seconded by Mr. J. Pizzolatto, “THAT, the Budget & Finance Committee introduce an ordinance to amend the 2008 Adopted Budget to provide funding for the limited reinstatement of a Parish wide Recreation All-Stars Program for the girls softball and boys baseball teams, and call a public hearing on said matter on Wednesday, April 9, 2008 at 6:30 p.m.” (**MOTION ADOPTED AFTER LENGTHY DISCUSSION)

Parish President Michel Claudet clarified that the Parish’s All-Stars Program would apply to 1st and 2nd Place Finishers in each age bracket; that meals are no longer included in the program; and that hotel accommodations would only be provided for out-of-state travel and trips consisting of travel more than 150 miles away from the Parish.

Recreation Director Sterling Washington stated that the following safeguards for the All-Stars Program: that there will be only one franchise selected; that only one team per age group will participate; that All-Star participants would be selected after “trying out” for the team; and that the coaches would be interviewed and then selected. In response to questioning, Mr. Washington stated that in previous years, some coaches spent more than the allocated $6.00 per meal amount and noted that the meal reimbursement option is no longer available. He added that approximately $142,000.00 per year was spent in previous years for the All-Stars Program.

Mr. Claudet interjected that the aforementioned reinstatement of the program would allow participants who excel in their respective sport to represent Terrebonne Parish and added that the aforementioned allocation is equal to what other parishes allocate. He also noted that staff would select the players and coaches for the All-Stars Program and that the regular league program would run concurrent to the All-Stars Program as opposed to ceasing the regular league when All-Stars activities commence.

**The Chairman called for the vote on the motion offered by Mr. P. Lambert
UPON ROLL CALL THERE WAS RECORDED:
NAYS: None.
ABSENT: None.
The Chairman declared the motion adopted.

Ms. A. Williams moved, seconded by Mr. J. Cehan and Mr. L. Robichaux, “THAT, the Budget & Finance Committee introduce an ordinance to amend the Parish Compensation and Classification Plan to create the position of Chef in System ‘A’; to reclassify the Business Manager, Event Services Manager, Food and Beverage Manager from System ‘U’ to System ‘A’; to delete the position of Sales and Marketing Manager from System ‘U’; to amend the 2008 Adopted Budgeted Positions in the Civic Center Department to reflect the new position and reclassifications; and to call a public hearing on said matter on April 9, 2008 at 6:30 p.m.” (**MOTION AMENDED AFTER DISCUSSION)

Chief Finance Officer Jamie Elfert noted that the aforementioned ordinance has been amended to remove all references to reclassifying the Business Manager, Event Services Manager, Food and Beverage Manager positions, and the elimination of Sales and Marketing Manager position.

Parish President Michel Claudet interjected that the aforementioned positions are being reviewed to determine what action may be taken.

Ms. A. Williams offered an amendment, seconded by Mr. J. Cehan and Mr. L. Robichaux, “THAT, the Budget & Finance Committee introduce an ordinance to amend the Parish Compensation and Classification Plan to create the position of Chef in System ‘A’; to
amend the 2008 Adopted Budgeted Positions in the Civic Center Department to reflect the new position; and to call a public hearing on said matter on April 9, 2008 at 6:30 p.m.”

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

UPON ROLL CALL THERE WAS RECORDED:
NAYS: None.
ABSENT: None.
The Chairman declared the amended motion adopted.

Mr. C. Voisin moved, seconded by Mr. L. Robichaux, “THAT, the Budget & Finance Committee introduce an ordinance to amend the 2008 Adopted Budget to provide additional funding for the Concord Road Drainage Improvement Phase III Project, and call a public hearing on said matter Wednesday, April 9, 2008 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:
NAYS: None.
ABSENT: None.
The Chairman declared the motion adopted.

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

RESOLUTION NO. 08-138

WHEREAS, on February 26, 2008 bids were received by the Terrebonne Parish Consolidated Government for Bid No. 07-1/9-56 Purchase Two (2) New Unused Long Bed 3/4 Ton Pickup Trucks, And One (1) New Unused Long Bed 3/4 Ton Cab And Chassis w/ Utility Body for the Gas Distribution Department, and

WHEREAS, after careful review by the Purchasing Division, Siamak Mokhtarnejad, Associate Director of Gas Distribution, and Tom Bourg, Utilities Director, it has been determined that the bid of Terrebonne Motor is the lowest qualified bid for Item #1 in the amount of $28,294.00 and for Item #2 in the amount of $17,262.00 for the total amount of $45,556.00, and

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

WHEREAS, the Parish Administration has concurred with the recommendation that the bid of Terrebonne Motor is the lowest qualified bid for Bid No. 07-1/9-56 Purchase Two (2) New Unused Long Bed 3/4 Ton Pickup Trucks, And One (1) New Unused Long Bed 3/4 Ton Cab And Chassis w/ Utility Body for the Gas Distribution Department as per the attached bid forms.

NOW, THEREFORE BE IT RESOLVED by the Terrebonne Parish Council (Budget and Finance Committee), on behalf of the Terrebonne Parish Consolidated Government, that the recommendation of Parish Administration is approved and the bid of Terrebonne Motor be accepted as the lowest qualified bid for Item #1 in the amount of $28,294.00 and for Item #2 in the amount of $17,262.00 for the total amount of $45,556.00 as per the attached bid forms.

THERE WAS RECORDED:
NAYS: None.
ABSTAINING: None.
ABSENT: None.
The Chairman declared the resolution adopted on this, the 24th day of March, 2008.

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RESOLUTION NO. 08-139

WHEREAS, on March 4, 2008, bids were received by the Terrebonne Parish Consolidated Government for #07-1/9-55 (Re-bid) Annual Recreation Equipment Bid for 2008 for the Recreation Department, and

WHEREAS, after careful review by the appropriate parties and the Parish Administration it has been determined that the lowest responsive the bids of J.P. Sports and Cannon Sports, and

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

WHEREAS, the Parish Administration has recommended the acceptance of the bids of J.P. Sports, $29,342.36 and Cannon Sport $967.80 for Bid #07-1/9-55 (Re-bid) Annual Recreation Equipment Bid for 2008, as per the itemized attached bid forms.

NOW, THEREFORE BE IT RESOLVED by the Terrebonne Parish Council (Budget and Finance Committee), on behalf of the Terrebonne Parish Consolidated Government, accepts the bids of J.P. Sports and Cannon Sports and authorizes the Parish President to execute any and all necessary documents to enter into an agreement, as per attached bid forms.

THERE WAS RECORDED:
NAYS:  None.
ABSTAINING: None.
ABSENT: None.
The Chairman declared the resolution adopted on this, the 24th day of March, 2008.

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RESOLUTION NO. 08-140

WHEREAS, bids (Bid Number 5000085286) were obtained by Jefferson Parish Purchasing Department for the purpose of purchasing automobiles and light trucks, and related items (Contract Numbers 55-00009305) and,

WHEREAS, prices were obtained through the Louisiana State Commodity Catalog by the Terrebonne Parish Consolidated Government for the purpose of purchasing one (1) new/unused ¾ Ton Truck Two Wheel Drive, Regular Cab & Chassis Truck (2008 Ram 2500 ST) under state contract number 406766, and

WHEREAS, after careful review by the Parish Administration it has been determined that the price of Fifteen Thousand, Nine Hundred Twenty Two Dollars and Zero Cents ($15,922.00) from Southland Dodge Chrysler Jeep LLC for the purchase of one (1) 2008 Dodge Cab & Chassis and that the price of Six Thousand, Six Hundred Twenty-Two Dollars and Zero Cents ($6,622.00) from Truck and Transportation Equipment Co., Inc. for the purchase of one (1) Heavy Duty Service Truck Body should be accepted as per the attached documents and the under provisions set forth in the Louisiana Revised Statutes Titles 39:1710 and 39:1701 et seq., and

WHEREAS, the Parish Finance Department has verified that funds are budgeted and available in the 2008 Account Number 311-434-8914-01 for the combined purchases of the aforementioned 2008 Dodge Cab & Chassis and Heavy Duty Service Truck Body, and
WHEREAS, the Parish Administration has recommended the acceptance of the prices for the aforementioned purchases from Southland Dodge Chrysler Jeep LLC at a cost of Fifteen Thousand, Nine Hundred twenty-two Dollars and Zero Cents ($15,922.00) and from Truck and Transportation Equipment Co., Inc. at a cost of Six Thousand, Six Hundred Twenty-two Dollars ($6,622.00), having a combined cost of Twenty-two Thousand, Five Hundred Forty-four Dollars and Zero Cents ($22,544.00) as per the attached documents.

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

THERE WAS RECORDED:
NAYS: None.
ABSTAINING: None.
ABSENT: None.
The Chairman declared the resolution adopted on this, the 24th day of March, 2008.

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OFFERED BY: Mr. J. Pizzolatto.
SECONDED BY: Mr. L. Robichaux.

RESOLUTION NO. 08-141

WHEREAS, on March 11, 2008, bids were received by the Terrebonne Parish Consolidated Government for Bid #08-1/9-05 Purchase of Various Size Pad-mount and Pole-mount Transformers for the Warehouse Department, and

WHEREAS, after careful review by the appropriate parties and the Parish Administration it has been determined that the lowest responsive the bids were that of H. D. Supply and Techline, Inc., and

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

WHEREAS, the Parish Administration has recommended the acceptance of the bids of H.D. Supply, $110,500.00 and Techline, Inc., $70,516.00 for Bid #08-1/9-05 Purchase of Various Size Pad-mount and Pole-mount Transformers, as per the itemized attached bid forms.

NOW, THEREFORE BE IT RESOLVED by the Terrebonne Parish Council (Budget and Finance Committee), on behalf of the Terrebonne Parish Consolidated Government, accepts the bids of H. D. Supply and Techline, Inc., and authorizes the Parish President to execute any and all necessary documents to enter into an agreement, as per attached bid forms.

THERE WAS RECORDED:
NAYS: None.
ABSTAINING: None.
ABSENT: None.
The Chairman declared the resolution adopted on this, the 24th day of March, 2008.

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Mr. C. Voisin moved, seconded by Mr. L. Robichaux and Mr. P. Lambert, “THAT, the Budget & Finance Committee add on to the agenda the matter relative to protesting legislation mandating the State Revenue Department to collect local sales & use taxes.”

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

UPON ROLL CALL THERE WAS RECORDED:
NAYS: None.
ABSENT: None.
The Chairman declared the motion adopted.

Sales & Use Tax Director Christa LaGarde informed the Committee of proposed legislation by the State to mandate the State to collect all local taxes. Mrs. LaGarde noted that the biggest drawback in allowing the State Revenue Department to collect local taxes is that local governments would not know when the tax proceeds would be received. She continued that the Parish’s Sales & Use Tax Office collects taxes from the 1st to the end of each month and that 95% of the tax collection is paid to the Parish faithfully with the remaining 5% tax collection paid within 5 to 7 days after the month ends. Mrs. LaGarde noted that the proposed legislation would allow parishes to collect interest on the taxes collected by the State Revenue Department; that there would be a 1% expense for the State Revenue Department to collect the taxes (currently the Parish pays 8/10 of a percent to the Parish’s Sales & Use Tax Office for collection purposes); and that no details have been given with respect to how the local taxes would be paid to local entities. In response to questioning, Mrs. LaGarde stated that she would meet with a representative of the Terrebonne Parish School System on March 31, 2008 to explain the situation and that Sheriff Jerry Larpenter has indicated that he would be send letters to Terrebonne Parish’s Legislative Delegation opposing the proposed local tax collection legislation.

OFFERED BY: Mr. C. Voisin.
SECONDED: Unanimously.

RESOLUTION NO. 08-142
A resolution to protest legislation mandating State collection of local sales and use taxes.

WHEREAS, the Constitution of the State of Louisiana grants local governments in the State the right to levy and collect local sales and use taxes, and

WHEREAS, sales and use tax revenues for Louisiana’s local and municipal governments represent a major portion of the total revenues generated in those jurisdictions, and

WHEREAS, local administration and collection of local sales and use taxes has historically proven to be the best means of protecting the most important revenue source of the State’s municipalities and local governments, and

WHEREAS, local governments desire to manage this critical function on their own, unless they, by ordinance, designate an outside agency to collect local sales and use taxes due to them, and

WHEREAS, several pieces of legislation have been filed in the 2008 Regular Session that would mandate a central state collection of sales taxes, and

WHEREAS, previous legislative proposals have drawn solid opposition from municipalities, local governments and organizations representing both, who state that this type of legislation, if enacted into law, will have a detrimental effect on local sales and use tax revenues, including but not limited to delays in the receipt of tax revenues and lost interest revenues.

NOW, THEREFORE BE IT RESOLVED that the Terrebonne Parish Council (Budget & Finance Committee), on behalf of the Terrebonne Parish Consolidated Government, urges and requests every member of Terrebonne Parish’s Legislative Delegation to vigorously support local administration and collection of local sales and use taxes, and strenuously oppose any measures that would provide for State collection of local sales and use taxes; and,

BE IT FURTHER RESOLVED that a copy of this resolution shall be sent to the members of our local legislative delegation so that they may know of our position on this most important issue.

THERE WAS RECORDED:

33
NAYS: None.
ABSTAINING: None.
ABSENT: None.
The Chairman declared the resolution adopted on this, the 24th day of March, 2008.

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Mr. P. Lambert moved, seconded by Mr. J. Cehan and Ms. 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. P. Lambert.
UPON ROLL CALL THERE WAS RECORDED:
NAYS: None.
ABSENT: None.
The Chairman declared the motion adopted and the meeting was adjourned at 7:01 p.m.

Billy Hebert, Chairman
Suzette Thomas, Minute Clerk

Mr. B. Hebert moved, seconded by Mr. A. Tillman, “THAT, the Council accept and ratify the minutes of the Budget & Finance Committee meeting held on 3/24/08.”

The Chairman called for a vote on the motion offered by Mr. B. Hebert.
UPON ROLL CALL THERE WAS RECORDED:
YEAS: L. Robichaux, C. Voisin, J. Cehan, P. Lambert, A. Tillman, A. Williams, B. Hebert, T. Cavalier, and J. Pizzolatto
NAYS: None.
ABSENT: None.
The Chairman declared the motion adopted.

The Chairman called for a report on the Policy, Procedure, & Legal Committee meeting held on 3/24/08, whereupon the Committee Chairman, noting that ratification of the minutes calls public hearings on 4/9/08 and 4/23/08, rendered the following:

POLICY, PROCEDURE, & LEGAL COMMITTEE
MARCH 24, 2008

The Chairman, Leland Robichaux, called the Policy, Procedure, & Legal Committee meeting to order at 7:05 p.m. in the Terrebonne Parish Council Meeting Room with the Invocation led by Mr. A. Tillman and the Pledge of Allegiance led by Mr. J. Cehan. Upon roll call, Committee Members recorded as present were: T. Cavalier, J. Cehan, B. Hebert, P. Lambert, J. Pizzolatto, L. Robichaux, A. Tillman, C. Voisin, and A. Williams. A quorum was declared present.
RESOLUTION NO. 08-143

WHEREAS, Terrebonne Parish Consolidated Government (TPCG) is authorized to provide Casualty Insurance coverage through its Department of Risk Management, and

WHEREAS, it is the recommendation of Administration and the Risk Management Department that the attached schedule of insurance premiums become accepted effective for the period beginning 4/1/2008.

NOW THEREFORE BE IT RESOLVED, by the Terrebonne Parish Council (Policy, Procedure, and Legal Committee) on behalf of the Terrebonne Parish Consolidated Government that the recommendation of Administration and the Risk Management Department is to accept insurance premiums based on the attached schedule effective for the policy period beginning 4/1/2008.

THERE WAS RECORDED:
NAYS: None.
ABSTAINING: None.
ABSENT: None.
The Chairman declared the resolution adopted on this, the 24th day of March, 2008.

**The Chairman recognized Mr. Jay Robichaux of Eagan Consulting who stated that Eagan has a three-year contract with the Parish; that last year Eagan received $30,000.00 in agent fees; that this year Eagan would receive $25,000.00 in agent fees; and that next year Eagan would receive $25,000.00 in agent fees. He continued that there is only one broker fee of $750.00 that has been added for the contractors’ pollution liability. In response to questioning, Mr. Robichaux stated that none of the brokers submitting proposals work for Eagan.**

Mr. C. Voisin moved, seconded by Mr. J. Pizzolatto, “THAT, the Policy, Procedure, & Legal Committee introduce an ordinance to amend the Parish Code to authorize the newly formed Krewe of Titans to parade on the second Sunday prior to Mardi Gras and call a public hearing on said matter on April 9, 2008 at 6:30 p. m.” (**MOTION ADOPTED AFTER BRIEF COMMENTS)**

Committee Member C. Voisin recognized Mr. Homer McGhee, member of the Mardi Gras Committee, and Mr. Gary Beeson, Chairman of the Mardi Gras Committee and then yielded to Mr. Beeson who explained that the aforementioned action would permit the Krewe of Titans to parade after the Krewe of Hycinthians on the second Sunday prior to Mardi Gras. He noted that by taking the aforementioned action, it would shorten the parades on Mardi Gras Day.

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

UPON ROLL CALL THERE WAS RECORDED:
NAYS: None.
ABSENT: None.
The Chairman declared the motion adopted.

Mr. C. Voisin moved, seconded by Mr. B. Hebert, “THAT, the Policy, Procedure, & Legal Committee co-sponsor the annual ‘Down da Bayou Festival’ on June 27, 28, and 29, 2008 on the grounds of the Knights of Columbus Hall on Shrimpers Row.” (**MOTION ADOPTED AFTER BRIEF COMMENTS)**

The Chairman recognized Mr. John Silva, representative of the Knights of Columbus, who stated that the aforementioned event showcases the local food, music, and culture on the bayou.
**The Chairman called for the vote on the motion offered by Mr. C. Voisin.

UPON ROLL CALL THERE WAS RECORDED:


NAYS:  None.

ABSENT:  None.

The Chairman declared the motion adopted.

The Chairman recognized Mr. Clifton Stoufflet, Houma resident, who reiterated his cost assessment of the Parish expenses for Mardi Gras activities and requested that the Parish absorb the expenses of the Planning & Zoning Department to perform parade reviewing stand inspections or at least charge a fee of $20.00 in order to break even.

Planning & Zoning Director Patrick Gordon recommended the adoption of an ordinance establishing a $50.00 parade reviewing stand permit fee as opposed to a $100.00 parade reviewing stand fee.

Discussion transpired relative to other permit fees.

Mr. C. Voisin moved, seconded by Ms. A. Williams, “THAT, the Policy, Procedure, & Legal Committee introduce an ordinance to amend the Parish Code relative to Mardi Gras Review Stand Permit Fees and call a public hearing on said matter on April 23, 2008 at 6:30 p.m.” (**MOTION ADOPTED AFTER DISCUSSION)

Mr. Gordon noted that South Central Code Review Council would re-evaluate all permit fees for new construction and renovations in April for the next three years to determine if a surplus in funding is available and that the Code Review Council would meet on April 23, 2008 to begin the process of evaluating the permit fees. Upon questioning, Mr. Gordon stated that the parade reviewing stand permit fee includes an inspection of the parade reviewing stand to determine that it does not pose any obstruction, that it complies with Parish regulations, and that the parade reviewing stands are removed 10-days after the parade.

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

UPON ROLL CALL THERE WAS RECORDED:


NAYS:  None.

ABSENT:  None.

The Chairman declared the motion adopted.

The Chairman recognized Ms. Phyllis McElroy, West Main Street, and Ms. Nancy Newsom, Rochelle Villa, who expressed their support of the implementation of Parish wide swimming pool regulations; presented statistics with respect to the number of swimming pool drowning of underage children; and supported Hayden’s Swimming Pool Safety Awareness Month.

Mr. B. Hebert moved, seconded by Mr. C. Voisin, “THAT, the Policy, Procedure, & Legal Committee designate the month of June as ‘Hayden’s Swimming Pool Safety Awareness Month’.” (**MOTION ADOPTED AFTER BRIEF DISCUSSION)

Discussion transpired with respect to providing safety measures for the children of Terrebonne Parish.

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

UPON ROLL CALL THERE WAS RECORDED:


NAYS:  None.

ABSENT:  None.

The Chairman declared the motion adopted.
Mr. C. Voisin moved, seconded by Mr. J. Pizzolatto, “THAT, the Policy, Procedure, & Legal Committee retain the matter relative to the lawsuit titled ‘SUDO Properties, Inc. and Houma Sports Entertainment, LLC vs No. 04-2559, Section ‘C’ (1) Terrebonne Parish Consolidated Government’ in committee.”

The Chairman called for the vote on the motion offered by Mr. C. Voisin.
UPON ROLL CALL THERE WAS RECORDED:
NAYS: None.
ABSENT: None.
The Chairman declared the motion adopted.

Mr. J. Cehan moved, seconded by Mr. A. Tillman, “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. Cehan.
UPON ROLL CALL THERE WAS RECORDED:
NAYS: None.
ABSENT: None.
The Chairman declared the motion adopted and the meeting was adjourned at 7:40 p.m.

Leland Robichaux, Chairman
Suzette Thomas, Minute Clerk

Mr. L. Robichaux, seconded by Mr. P. Lambert, “THAT, the Council accept and ratify the minutes of the Policy, Procedure, & Legal Committee meeting held on 3/24/08.”

The Chairman called for a vote on the motion offered by Mr. L. Robichaux.
UPON ROLL CALL THERE WAS RECORDED:
YEAS: L. Robichaux, C. Voisin, J. Cehan, P. Lambert, A. Tillman, A. Williams, B. Hebert, T. Cavalier, and J. Pizzolatto
NAYS: None
ABSENT: None
The Chairman declared the motion adopted.

Mr. A. Tillman moved, seconded by Ms. A. Williams, “THAT, the Council approve the following street light list:
INSTALL SIX (6) 150-WATT STREET LIGHTS IN TERRA CANE HEIGHTS SUBDIVISION, ADD. NO. 3, PHASES A & B; SLECA; ROAD LIGHTING DISTRICT NO. 9; CLAYTON VOISIN.”

The Chairman called for a vote on the motion offered by Mr. A. Tillman.
UPON ROLL CALL THERE WAS RECORDED:
YEAS: L. Robichaux, C. Voisin, J. Cehan, P. Lambert, A. Tillman, A. Williams, B. Hebert, T. Cavalier, and J. Pizzolatto
NAYS: None
ABSENT: None
The Chairman declared the motion adopted.

Ms. A. Williams moved, seconded by Mr. A. Tillman, “THAT, the Council approve attendance at the following meeting, as per the current Council Travel Policy:
A) 2008 NACo Annual Conference and Exposition, July 11-15, 2008, Kansas City, Missouri.”

The Chairman called for a vote on the motion offered by Ms. A. Williams.
UPON ROLL CALL THERE WAS RECORDED:
YEAS:  L. Robichaux, C. Voisin, J. Cehan, P. Lambert, A. Tillman, A. Williams, B. Hebert, T. Cavalier, and J. Pizzolatto
NAYS: None
ABSENT: None
The Chairman declared the motion adopted.

Mr. A. Tillman moved, seconded by Mr. P. Lambert and Ms. A. Williams, “THAT, the Council ratify the Parish President’s reappointment of Mrs. Beulah Rodrigue and Mr. Leo Ledet to another term on the Downtown Development Corporation Committee.”

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

UPON ROLL CALL THERE WAS RECORDED:
YEAS:  L. Robichaux, C. Voisin, J. Cehan, P. Lambert, A. Tillman, A. Williams, B. Hebert, T. Cavalier, and J. Pizzolatto
NAYS: None
ABSENT: None
The Chairman declared the motion adopted.

Mr. A. Tillman moved, seconded by Ms. A. Williams, “THAT, the Council keep nominations open for an additional two weeks for the vacancy on the Board of (Zoning) Adjustments.”

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

UPON ROLL CALL THERE WAS RECORDED:
YEAS:  L. Robichaux, C. Voisin, J. Cehan, P. Lambert, A. Tillman, A. Williams, B. Hebert, T. Cavalier, and J. Pizzolatto
NAYS: None
ABSENT: None
The Chairman declared the motion adopted.

Council Clerk P. Labat stated that he was informed yesterday that two positions on the Houma Civil Service Board would have to come from Nicholls State University, and NSU President Dr. Stephen Hulbert’s secretary informed him that they should have the nominees by the next meeting.

Upon questioning by Councilman A. Tillman, Parish Attorney C. Alcock stated that she would have reviewed the situation, but believes that Mr. Joe Thompson would not want to serve on the board with an Attorney General’s opinion saying that he shouldn’t. She said she would research the matter and be better prepared to answer Mr. Tillman’s question at the next meeting.

Councilwoman A. Williams stated that the Civil Service Board does now have enough members to have a quorum and postponing action on the open appointments will not postpone the board being able to meet.

Upon further questioning by Councilman A. Tillman, Chief Financial Officer J. Elfert stated that Mr. Thompson is an employee whose salary is contained in the Houma Police Department’s budget and his salary is funded through September 2008. She explained that the program ended in September 2007 and the Police Chief agreed to fund the program for an additional year from the Police Department Budget. She stated that he has been funded through the Police Department since he was employed under the Weed & Seed Program.

Chief Financial Officer J. Elfert explained that the grant that was received for the Weed & Seed Program is in the name of Terrebonne Parish Consolidated Government, which acts in a fiduciary manner for the grant in dispersing the funds and hiring the employees, which are TPCG employees at that time.

Parish President M. Claudet stated that he needs to obtain clarification and would prefer discussing this matter afterwards.
Councilwoman A. Williams requested a meeting with Administration, herself, Mr. Joe Thompson, Councilman A. Tillman, and Houma Police Chief P. Boudreaux to clarify certain issues.

Ms. A. Williams moved, seconded by Mr. A. Tillman, “THAT, the Council keep nominations open an additional two weeks for the vacancy on the Municipal Fire and Police Civil Service Board.”

The Chairman called for a vote on the motion offered by

UPON ROLL CALL THERE WAS RECORDED:

YEAS:  L. Robichaux, C. Voisin, J. Cehan, P. Lambert, A. Tillman, A. Williams, B. Hebert, and J. Pizzolatto
NAYS:  None
ABSENT:  T. Cavalier

The Chairman declared the motion adopted.

Mr. P. Lambert moved, seconded by Ms. A. Williams, “THAT, the Council keep nominations open an additional two weeks for the vacancy on the Coastal Zone Management and Restoration Advisory Committee, representing the commercial fishing industry.”

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

UPON ROLL CALL THERE WAS RECORDED:

YEAS:  L. Robichaux, C. Voisin, J. Cehan, P. Lambert, A. Tillman, A. Williams, B. Hebert, and J. Pizzolatto
NAYS:  None
ABSENT:  T. Cavalier

The Chairman declared the motion adopted.

Ms. A. Williams moved, seconded by Mr. L. Robichaux, “THAT, the Council appoint Mr. Michael LaRussa to the vacancy on the Coastal Zone Management and Restoration Advisory Committee, representing the real estate industry.”

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

UPON ROLL CALL THERE WAS RECORDED:

YEAS:  L. Robichaux, C. Voisin, J. Cehan, P. Lambert, A. Tillman, A. Williams, B. Hebert, and J. Pizzolatto
NAYS:  None
ABSENT:  T. Cavalier

The Chairman declared the motion adopted.

Ms. A. Williams moved, seconded by Mr. A. Tillman, “THAT, the Council reappoint Mr. Charles Davidson to another term on the Library Board of Control.”

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

UPON ROLL CALL THERE WAS RECORDED:

YEAS:  L. Robichaux, C. Voisin, J. Cehan, P. Lambert, A. Tillman, A. Williams, B. Hebert, T. Cavalier, and J. Pizzolatto
NAYS:  None
ABSENT:  None

The Chairman declared the motion adopted.

OFFERED BY:  Mr. J. Pizzolatto.
SECONDED:  Unanimously.

RESOLUTION NO. 08-144

WHEREAS, at its 84th Annual Convention on February 23, 2008, the Police Jury Association of Louisiana unanimously adopted a resolution objecting to the passage of House rule No. 2421, the Clean Water Restoration Act of 2007, and

WHEREAS, eliminating the word “navigable” from the definition of “Waters in the U.S.” places all bodies of water, even drainage ditches, under federal jurisdiction, and

WHEREAS, many areas of Louisiana utilize gravity and natural bodies of water for drainage, and having this fall under federal jurisdiction would require federal permits for simple tasks such as clearing ditches and outfall canals traditionally under local jurisdiction, and would create hardship and significantly increase the cost of basic drainage maintenance if permits and Corps of Engineers involvement would become necessary, and

WHEREAS, the Corps of Engineers is currently overwhelmed, and including them in basic drainage maintenance nationally would bring these simple projects to a standstill.

NOW, THEREFORE BE IT RESOLVED that the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, hereby supports the Police Jury of Louisiana’s objection to the passage of House Rule No. 2421, the Clean Water Restoration Act of 2007; and,

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to the Louisiana Congressional Delegation and the National Association of Counties.

THERE WAS RECORDED:
NAYS:  None.
ABSTAINING:  None.
ABSENT:  None.
The Chairman declared the resolution adopted on this, the 26th day of March, 2008.

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OFFERED BY:  Mr. J. Pizzolatto.
SECONDED BY:  Mr. B. Hebert.

RESOLUTION NO. 08-145

A RESOLUTION EXPRESSING SUPPORT OF PROPOSED LEGISLATION TO INCREASE THE CONTRACT LIMIT FOR LETTING OF ALL PUBLIC WORK TO THE LOWEST RESPONSIBLE BIDDER FROM $100,000 TO $200,000.

WHEREAS, at its 84th Annual Convention on February 23, 2008, the Police Jury Association of Louisiana unanimously adopted a resolution supporting legislation to increase the contract limit for letting of all public work to the lowest responsible bidder from $100,000 to $200,000, and

WHEREAS, the contract limit for public work has not been increased since 1997, and

WHEREAS, the contract limit for public work has depreciated due to inflation since 1997 by over 20%, and

WHEREAS, the cost of construction materials and services has increased at a much higher rate than inflation since 1997, further reducing the effective value of the contract limit, and

WHEREAS, the contract limit for public works projects should be increased to $200,000.

NOW, THEREFORE BE IT RESOLVED that the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, does hereby concur with the Police Jury Association of Louisiana and urges the Louisiana Legislature to amend the law to increase the contract limit for public work to $200,000.

THERE WAS RECORDED:
Councilman P. Lambert announced a Troop C – News Release to invite everyone to the 4th Annual Troop C Open House to be held on Saturday, April 5th from 11:00 a.m. until 3:00 p.m. at the Troop C Headquarters in Gray, La. at the intersection of La. 24 North (West Park Ave.) and US 90.

Councilman B. Hebert requested Parish President M. Claudet to give a presentation some time in April on the overall status of TPCG’s current drainage system and the condition of the pumps before the rains come in May and the hurricane season.

Parish President M. Claudet stated that Public Works Director Lt. Col. G. Bush is making a study of each of the pump stations and should have it complete by April 15. He stated that within forty-five days after that, it is expected to be able to complete whatever repairs are necessary to be ready for hurricane season.

Councilman A. Tillman requested that the study also include the Parish’s lateral ditches.

Parish President M. Claudet stated that in approximately the next two weeks, construction would begin around Industrial Dr. around the Grand Caillou area and Van Avenue, which will eventually help with traffic flow, when the construction is complete.

Mr. J. Pizzolatto moved, seconded by Mr. L. Robichaux, “THAT, the Council ratify the Parish President’s recommendation of Lt. Col. (retired) Jerrold A. Richard for the Director of the Office of Homeland Security and Emergency Preparedness.”

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

UPON ROLL CALL THERE WAS RECORDED:
YEAS: L. Robichaux, C. Voisin, J. Cehan, P. Lambert, A. Tillman, A. Williams, B. Hebert, T. Cavalier, and J. Pizzolatto
NAYS: None
ABSENT: None
The Chairman declared the motion adopted.

The Chairman recognized newly appointed Director of Office of Homeland Security and Emergency Preparedness, Mr. Jerrold Richard, who thanked the Council for the vote of confidence and stated he would do the best he can in his position.

Mr. J. Cehan moved, seconded by Mr. B. Hebert and Mr. L. Robichaux, “THAT, the Council ratify the Parish President’s recommendation of Mr. David Battard for the Director of Risk Management and Human Resources Department.”

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

UPON ROLL CALL THERE WAS RECORDED:
YEAS: L. Robichaux, C. Voisin, J. Cehan, P. Lambert, A. Tillman, A. Williams, B. Hebert, T. Cavalier, and J. Pizzolatto
NAYS: None
ABSENT: None
The Chairman declared the motion adopted.

The Chairman recognized newly appointed Director of Risk Management and Human Resources Department, Mr. David Battard, who thanked the Council for the support and stated he believes his twenty-eight years in the insurance business, etc. will bring some favorable results to TPCG.
No action was necessary on agenda item 9C – Information List.

Parish President M. Claudet reported that the Valhi Blvd. bids came in and even though they are higher than anticipated, it appears that it will be workable. He stated that lining the sewer lines will begin around Howard Ave. to East St. and from around Bayou Chauvin back to Main St. He stated that in regards to the St. Louis Canal 1-1B Project it appears that the last right-of-way was obtained and will hopefully be able to be updated quickly, before hurricane season. He stated that the new Flood Elevation Maps are being expected within the next two weeks and will keep the Council advised. He stated that the RFP’s have gone out for the Master Plan. He stated that a meeting was held today in the lower reaches of the parish regarding coastal erosion and the critical need to get the Morganza levees constructed.

Mr. J. Cehan moved, seconded by Mr. P. Lambert, “THAT, the Council deviate from the agenda to allow an add-on to address approving a bid for a Drainage Department vehicle.”

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS:  None

ABSENT:  None

The Chairman declared the motion adopted.

OFFERED BY:  Mr. J. Cehan.
SECONDED BY:  Mr. P. Lambert.

RESOLUTION NO. 08-146

WHEREAS, bids (Bid Number 5000085286) were obtained by Jefferson Parish Purchasing Department for the purpose of purchasing automobiles and light trucks, and related items (Contract Numbers 55-00009305) and,

WHEREAS, prices were obtained through the Louisiana State Commodity Catalog by the Terrebonne Parish Consolidated Government for the purpose of purchasing one (1) new/used Very Heavy Duty, Regular Cab & Chassis (2009 International 7400 SBA) under state contract number 407277, and

WHEREAS, after careful review by the Parish Administration it has been determined that the price of Sixty-eight Thousand, Sixty seven Dollars and Eleven Cents ($68,067.11) from Southland International of Louisiana, LLC for the purchase of one (1) 2009 International 7400 Cab & Chassis and that the price of Twenty-eight Thousand, One Hundred Forty-one Dollars and Zero Cents ($28,141.00) from Truck and Transportation Equipment Co., Inc. for the purchase of one (1) Heavy Duty Dump Body Assembly should be accepted as per the attached documents and the under provisions set forth in the Louisiana Revised Statutes Titles 39:1710 and 39:1701 et seq., and

WHEREAS, the Parish Finance Department has verified that funds are budgeted and available in the 2008 Account Number 252-351-8915-06 for the combined purchases of the aforementioned 2009 International 7400 Cab & Chassis and Heavy Duty Dump Body Assembly, and

WHEREAS, the Parish Administration has recommended the acceptance of the prices for the aforementioned purchases from Southland International of Louisiana, LLC at a cost of Sixty-eight Thousand, Sixty-seven Dollars and Eleven Cents ($68,067.11) and from Truck and Transportation Equipment Co., Inc. at a cost of Twenty-eight Thousand, One Hundred Forty-one Dollars ($28,141.00), having a combined cost of Ninety-six Thousand, Two Hundred Eight Dollars and Eleven Cents ($96,208.11) as per the attached documents.

NOW, THEREFORE BE IT RESOLVED by the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, that the recommendation of the Parish Administration be approved and that the purchase of the vehicle and equipment be accepted as per the attached documents.
THERE WAS RECORDED:
NAYS: None.
ABSTAINING: None.
ABSENT: None.
The Chairman declared the resolution adopted on this, the 26th day of March, 2008.

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Ms. A. Williams moved, seconded by Mr. J. Cehan, “THAT, there being no further business to come before the Council, the meeting be adjourned.”

The Chairman called for a vote on the motion offered by Ms. A. Williams.
UPON ROLL CALL THERE WAS RECORDED:
YEAS: L. Robichaux, C. Voisin, J. Cehan, P. Lambert, A. Tillman, A. Williams, B. Hebert, T. Cavalier, and J. Pizzolatto
NAYS: None
ABSENT: None
The Chairman declared the motion adopted and the meeting adjourned at 7:09 p.m.

VENITA H. WHITNEY, MINUTE CLERK

ATTEST:

/\CLAYTON J. VOISIN
CLAYTON J. VOISIN, CHAIRMAN
TERREBONNE PARISH COUNCIL

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