

**PROCEEDINGS**  
**OF THE**  
**TERREBONNE PARISH COUNCIL**  
**IN REGULAR SESSION**

**MAY 13, 2009**

The Chairwoman, Ms. A. Williams, called the meeting to order at 6:00 p.m. in the Terrebonne Parish Council Meeting Room. Following the Invocation, led by Councilman P. Lambert, Minute Clerk V. Chauvin led the Pledge of Allegiance.

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

Mr. A. Tillman moved, seconded by Mr. C. Voisin, "THAT, the Council approve the minutes of the Regular Council Session held on 4/8/09".

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

Mr. J. Pizzolatto moved, seconded by Mr. A. Tillman and Mr. B. Hebert, "THAT, the Council approve the Parish Bill List dated May 13, 2009."

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

Mr. A. Tillman moved, seconded by Mr. J. Cehan, "THAT, the Council approve the Parish Manual Check List for March 2009."

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

The Chairwoman recognized Mrs. Mary Jane Peters, Terrebonne Garden Club President, who presented the "Cleanest City District" award to Parish President Claudet and stated that in a couple weeks the City of Houma will receive a bigger plaque for the state winner in the category of 22,000 to 60,000 population.

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

## RESOLUTION NO. 09-205

WHEREAS, the safety and protection of the citizens of Terrebonne Parish are of utmost concern to the elected officials and employees of the Terrebonne Parish Consolidated Government, and

WHEREAS, although swimming pools provide great recreational and health-related benefits to the owners and users of the pools, they also possess a threat to users, especially young children who may not be aware of the dangers involved with the pool, and

WHEREAS, in the latter part of 2007, two year-old Hayden Paul Davenport entered an unattended swimming pool and became another statistic in the tragic list of infant drowning victims throughout this country, and

WHEREAS, the need for a greater awareness of swimming pool safety is of paramount importance to all people and businesses who own a swimming pool of any size, and

WHEREAS, in an effort to prevent any future fatalities, the Parish Council and the Parish President wished to initiate a wide-spread swimming pool safety awareness program in the Houma-Terrebonne community so that all people may know that certain preventative action can and should be taken to avert future infant drowning, and

WHEREAS, the Council called upon all local law enforcement agencies, all fire and recreation district boards, local insurance companies and, most importantly, the citizens of this parish to become more aware of swimming pool safety precautions which serve to prevent any swimming pool-related incidents, and

WHEREAS, in an effort to make this safety awareness program an annual event, the Council named the program in memory of young Hayden Paul Davenport.

NOW, THEREFORE BE IT RESOLVED by the Terrebonne Parish Council, on behalf of Parish President Michel H. Claudet and the entire Terrebonne Parish Consolidated Government, that June of 2009 be noted as having been declared "Hayden's Swimming Pool Safety Awareness Month in Houma-Terrebonne" and in doing so, urges all community members to support and become more aware of safety measures in dealing with swimming pools of any size, and requests that all public agencies provide information to their memberships so that they may be ever conscious of the threat posed by improper swimming pool use.

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairwoman declared the resolution adopted on this, the 13<sup>th</sup> day of May, 2009.

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The Chairwoman recognized Ms. Stephanie Thibodeaux, who thanked the Council and Parish President for the support in making the community safer for the children and explained some of the activities that will take place in the month of June to promote swimming pool safety.

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

RESOLUTION NO. 09-206

WHEREAS, older adults in Louisiana and throughout the nation are an increasing population with evolving needs, and

WHEREAS, older Americans are valuable members of our society who enhance our communities and personal lives, and

WHEREAS, the increasing number of baby boomers reaching traditional retirement age highlights the need for increased support of older adults, and

WHEREAS, our older citizens of today and tomorrow promise to be among the most active and involved older adult populations in our nation’s history, and

WHEREAS, communities should work collaboratively to address older adults’ unique health and long-term care challenges, and

WHEREAS, it is crucial that communities modernize systems of care to help empower older Americans and give them more control over their own lives, and

WHEREAS, communities can improve older citizens’ overall quality of life by helping them make behavioral changes in their lifestyles that can reduce the risk of disease, disability, and injury; obtain the tools they need to make informed decisions about and gain better access to, existing health and long-term care options in their communities; have more options to avoid placement in nursing homes and remain at home as long as possible, and

WHEREAS, in recognition of this year’s theme for Older Americans Month, “Living Today for a Better Tomorrow”.

NOW, THEREFORE BE IT RESOLVED, that May 2009 be hereby proclaimed as “Older Americans Month” in Houma-Terrebonne.

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairwoman declared the resolution adopted on this, the 13<sup>th</sup> day of May, 2009.

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The Chairwoman recognized Ms. Diana Edmonson, Council on Aging Director, who thanked the Council and Parish President for the proclamation and the residents of the Parish for their support for the elderly of Terrebonne Parish.

RESOLUTION: Supporting the intent of Terrebonne Parish School Board Resolution No. 1798, which requests assistance with taxes on school meals.

Mr. J. Pizzolatto moved, seconded by Mr. B. Hebert  
\*(RESOLUTION WITHDRAWN AFTER DISCUSSION)

Councilman C. Voisin expressed his concerns relative to whether the Council would be in order to adopt the part of the resolution that includes “a request is issued that the Louisiana Department of Revenue grant all public and non-public schools and educational institutions a waiver for payment of any and all **past** and present state sales taxes not collected or remitted on the sale of school lunches”.

Parish Attorney C. Alcock stated that she could contact the School Board to clarify the verbiage of the proposed resolution.

Councilman C. Voisin requested that the proposed resolution be reconsidered until clarification with the School Board can be made.

Mr. J. Pizzolatto withdrew the resolution, and Mr. B. Hebert concurred.

Mr. J. Pizzolatto moved, seconded by Mr. B. Hebert, "THAT, the Council defer action until the next meeting on the proposed resolution supporting the Terrebonne Parish School Board's request with taxes on school meals so the Legal Department can clarify the verbiage."

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

Mr. J. Cehan moved, seconded by Mr. B. Hebert and Mr. P. Lambert, "THAT, the Council introduce an ordinance that will provide for the issuance of Public Improvement Refunding Bonds, Series ST-2009, and providing for related matters and call a public hearing on Wednesday, May 27, 2009 at 6:30 p.m."

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

Mr. P. Lambert moved, seconded by Mr. J. Pizzolatto, "THAT, the Council introduce an ordinance to amend the 2009 Budget and the 5-Year Capital Outlay to provide additional funding for the 4-1 Levee project, a cooperative project with the Terrebonne Levee and Conservation District, and call a public hearing on Wednesday, May 27, 2009 at 6:30 p.m."

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

The Chairwoman called for Mr. Juan Johnson, Columbus Street resident, who was listed on the agenda to address the Council relative to workers that have been fired from Juvenile Detention, but Mr. Johnson was not present.

The Chairwoman recognized Ms. Katherine Batson, Hall Street resident, who expressed her concerns relative to the employees of the Juvenile Detention Center being fired before they were convicted of allegations.

Chairwoman A. Williams requested Ms. Batson not to mention any names in matters still under investigation.

Ms. Katherine Batson expressed her concerns relative to employees of the Parish Government get treated differently when allegations were made against them.

Parish President M. Claudet explained that the two matters Ms. Batson is speaking about are different in that one is a criminal matter and the other is a civil matter. He stated that the juvenile detention matter, because circumstances involve juveniles, employees, and criminal investigation comments should not be made.

Ms. Katherine Batson expressed her concerns about hurricane season approaching season approaching and where the plan for Terrebonne Parish is.

Chairwoman A. Williams stated that there is a Hurricane Evacuation Advisory Committee meeting scheduled tomorrow at 5:00 p.m. in the Council Meeting Room and the Emergency Preparedness Director is supposed to present Terrebonne Parish's plan at this meeting.

The Chairwoman called for Ms. Rhonda Johnson, who was listed on the agenda to address the Council relative to have questions concerning Juvenile Justice Center, but Ms. Johnson was not present.

The Chairwoman stated that Ms. Debra Valentine and Mr. Bertrand Brooks, were listed on the agenda to address the Council relative to development in the Ashland area regarding levees and elevation grants, but they had called to pull this item from the agenda.

The Chairwoman recognized Mr. Russell Duet, Buquet Street resident, who expressed his concerns relative to his house flooding for the fourth time last August and the fifth time this March. He questioned whether the developments in the area has caused more drainage problems and when is the situation going to be corrected.

Mr. B. Hebert moved, seconded by Mr. J. Cehan and Mr. K. Voisin, "THAT, the Council extend Mr. Russell Duet's time an additional minute."

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

Mr. Russell Duet continued his comments regarding his frustration with the drainage situation in the Buquet Street area and the retention ponds in the area.

At this request of Councilman B. Hebert, Public Works Director Lt. Col. (ret.) G. Bush explained the differences in the drainage systems near Lowe's and near the Holiday Inn on Martin Luther King Boulevard.

Mr. Russell Duet stated that the residents have been requesting this situation to be corrected for thirteen years. He expressed his concerns relative to a retention pond being a haven for mosquitoes.

Lt. Col. (ret.) G. Bush stated that Councilman B. Hebert requested a study to be done for the drainage situation in the Buquet Street area, which has been done, and he sought funding for the improvements which are intended to be addressed.

Councilman K. Voisin stressed the need for the entire community along with the Parish Government to work together to correct problems in the parish.

Upon questioning by Councilman J. Pizzolatto, Interim Parish Manager P. Gordon stated that some retention pond owners have been cited because they need to have them cleaned.

Mr. J. Cehan moved, seconded by Mr. B. Hebert, "THAT, it now being 6:45 p.m., the Council open public hearings at this time."

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

The Chairwoman recognized the public for comments on the following:

- A. A proposed ordinance which sets the franchise fees to be paid by those entities providing cable or video support to the Parish of Terrebonne under a State-Granted Franchise Authority

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

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

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None

ABSENT: J. Pizzolatto

The Chairwoman declared the motion adopted.

OFFERED BY: Mr. A. Tillman.

SECONDED BY: Mr. K. Voisin.

ORDINANCE NO. 7633

AN ORDINANCE SETTING THE FRANCHISE FEE TO BE PAID BY THOSE ENTITIES PROVIDING CABLE OR VIDEO SERVICE WITHIN THE PARISH OF TERREBONNE UNDER A STATE-GRANTED FRANCHISE AUTHORITY AND OTHERWISE PROVIDING WITH RESPECT THERETO.

WHEREAS, pursuant to the provisions of the Consumer Choice for Television Act of 2008, codified at LSA-RS. 45:1361 et seq, any person or entity desiring to provide cable or video services within the Parish of Terrebonne may do so by obtaining a state-issued certificate of franchise authority;

WHEREAS, pursuant to the provisions of LSA-R.S. 45:1366, the holder of a state-issued certificate of franchise authority for cable or video service is required to pay a franchise fee to the Parish in which it operates upon the passage of an ordinance by the Parish setting such a fee; and

WHEREAS, there are persons or entities which operate or desire to operate cable or video services within the Parish limits.

#### SECTION I

BE IT THEREFORE ORDAINED by the Parish Council on behalf of the Terrebonne Parish Consolidated Government, State of Louisiana, that the Terrebonne Parish Code Chapter 10. Franchise and Agreements is amended to provide for Article III as follows:

Article III. Cable and Video Service pursuant to the Consumer Choice for Television Act of 2008.

Section 10-107. Franchise Fee.

All persons or entities providing cable or video services to the citizens of the Parish of Terrebonne pursuant to a state-issued certificate of franchise authority as provided in LSA-R.S. 45:1361 et seq shall, pursuant to the provisions of LSA-R.S. 45:1366, pay the Terrebonne Parish Consolidated Government a franchise fee equal to 5% of the cable or video service provider's gross revenues, as that term is defined by the "Consumer Choice for Television Act of 2008," derived from operations within the Parish of Terrebonne.

## SECTION II

BE IT FURTHER ORDAINED, that all ordinances and resolutions in conflict herewith are hereby repealed, except those approving any cable or video franchise agreement in force and effect between the Parish and any cable or video service provider.

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

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

ABSENT: J. Pizzolatto.

The Chairwoman declared the ordinance adopted on this, the 13<sup>th</sup> day of May, 2009.

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The Chairwoman recognized the public for comments on the following:

- B. A proposed ordinance requiring the payment of public, education, governmental access programming support to the Parish of Terrebonne by cable or video service providers operating within the Parish of Terrebonne under a State-Issued Certificate of Franchise Authority

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

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

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

OFFERED BY: Mr. J. Cehan.

SECONDED BY: Mr. K. Voisin.

ORDINANCE NO. 7634

AN ORDINANCE REQUIRING THE PAYMENT OF PUBLIC, EDUCATIONAL, GOVERNMENTAL ACCESS PROGRAMMING SUPPORT TO THE PARISH OF TERREBONNE BY CABLE OR VIDEO SERVICE PROVIDERS OPERATING WITHIN THE PARISH OF TERREBONNE UNDER A STATE-ISSUED CERTIFICATE OF FRANCHISE AUTHORITY AND OTHERWISE PROVIDING WITH RESPECT THERETO.

WHEREAS, pursuant to the provisions of the Consumer Choice for Television Act of 2008, codified at LSA-RS. 45:1361 et seq, any person or entity desiring to provide cable or video services within the Parish of Terrebonne may do so by obtaining a state-issued certificate of franchise authority;

WHEREAS, the Terrebonne Parish has requested those entities providing cable or video services within the Parish of Terrebonne to provide public, educational, and governmental access programming, streams, or channels (“PEG”) and desires to collect PEG access support from these cable or video service providers pursuant to the provisions of LSA-R.S. 45:1370.

#### SECTION I

BE IT THEREFORE ORDANED by the Parish Council on behalf of the Terrebonne Parish Consolidated Government, State of Louisiana, that the Terrebonne Parish Code Chapter 10 Franchise and Agreements is amended to provide for Section 10-108 as follows:

Article III. Cable and Video Service pursuant to the Consumer Choice for Television Act of 2008.

Section 10-108. Public, Educational and Government Access Programming Support.

Pursuant to the provisions of LSA-R.S. 45:1361 et seq, providers of cable or video services holding a state-issued certificate of franchise authority as provided in LSA-R.S. 45:1361 et seq and operating within Terrebonne Parish shall, upon written request, pay to the Terrebonne Parish Consolidated Government an amount up to one half percent of the gross revenues, as that term is defined by the “Consumer Choice for Television Act of 2008,” derived from operations within the Parish of Terrebonne.

#### SECTION II

BE IT FURTHER ORDANED, that all ordinances and resolutions in conflict herewith are hereby repealed, except those approving any cable or video franchise agreement in force and effect between the TPCG and any cable or video service provider.

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

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairwoman declared the ordinance adopted on this, the 13<sup>th</sup> day of May, 2009.

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The Chairwoman recognized the public for comments on the following:

C. A proposed ordinance to that would create a “4-Way Stop” at the intersection of Sugar Mill Courtyard and Choctaw Drive

The Chairwoman recognized Mr. Jason Howell, Sugar Mill Courtyard resident, who expressed his support for the proposed “4-Way Stop” at the intersection of Sugar Mill Courtyard and Choctaw Drive.

The Chairwoman recognized Mr. Dana Ortego, Apache Road resident, who expressed his opposition to the proposed “4-Way Stop” sign at the intersection of Sugar Mill Courtyard and Courtyard and Choctaw Drive.

The Chairwoman recognized Mr. Peter Bourgeois, Jr., Buena Vista Boulevard resident, who expressed his opposition to the proposed “4-Way Stop” at the intersection of Sugar Mill Courtyard and Choctaw Drive.

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



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

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

Councilman K. Voisin stated that he briefly evaluated the situation of the stop signs in the Sugar Mill Courtyard and Choctaw Drive and believes there should be some changes made to improve the situation and requested that once the proposed ordinance is adopted, that the current number of "Stop" signs be evaluated by the Planning Department for improvement.

OFFERED BY: Mr. K. Voisin.

SECONDED BY: Mr. C. Voisin.

#### ORDINANCE NO. 7635

AN ORDINANCE AMENDING THE PARISH CODE OF TERREBONNE PARISH, CHAPTER 18, MOTOR VEHICLES AND TRAFFIC, ARTICLE IV. OPERATION OF VEHICLES, DIVISION 2. PARISH, SECTION 18-87: TO ESTABLISH A "4-WAY STOP" AT THE INTERSECTION OF SUGAR MILL COURTYARD AND CHOCTAW DRIVE; TO AUTHORIZE THE INSTALLATION OF THE REQUIRED SIGNS; AND TO ADDRESS OTHER MATTERS RELATIVE THERETO.

#### SECTION I

BE IT ORDAINED by the Terrebonne Parish Council, in regular session convened, acting pursuant to the authority invested in it by the Constitution and laws of the State of Louisiana, the Home Rule Charter for a Consolidated Government for Terrebonne Parish, and including, but not limited to, LSA R.S. 33:1368 and other statutes of the State of Louisiana, to amend the parish Codes of Terrebonne Parish, Chapter 18. Motor Vehicles and Traffic, Article IV. Operation of Vehicles, Division 2. Parish, Section 18-87: To establish a "4 Way Stop" at the intersection of Sugar Mill Courtyard and Choctaw Drive, as follows:

CHAPTER 18. MOTOR VEHICLES AND TRAFFIC  
ARTICLE IV. OPERATION OF VEHICLES  
DIVISION 2. PARISH  
SECTION 18-87. 4 WAY STOP INTERSECTIONS

The intersection of Sugar Mill Courtyard and Choctaw Drive shall hereby be established as a "4 Way Stop" and the appropriate "4 Way Stop" signs shall be erected and maintained at said location. Any vehicle traveling at the afore-mentioned location shall respect and adhere to the signs as posted.

#### SECTION II

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

#### SECTION III

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

#### SECTION IV

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

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

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairwoman declared the ordinance adopted on this, the 13<sup>th</sup> day of May, 2009.

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The Chairwoman recognized the public for comments on the following:

- D. A proposed ordinance to amend the 2009 Budget for the funding from the State FPC for the Thompson Road Extension Project

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

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

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

OFFERED BY: Mr. C. Voisin.

SECONDED BY: Mr. J. Cehan.

ORDINANCE NO. 7636

AN ORDINANCE TO AMEND THE 2009 ADOPTED BUDGET FOR THE FUNDING FROM THE STATE OF LOUISIANA FACILITY PLANNING AND CONTROL (FPC) FOR THE THOMPSON ROAD LEVEE/DRAINAGE PROJECT.

SECTION I

WHEREAS, the State's Office of Facility Planning & Control has awarded \$245,000 for the continued work on Thompson Road Extension Project, and

WHEREAS, FPC #50-J55-098B-02 has allocated the funding in phases being Phase I Engineering \$30,000; Phase I Construction \$92,500 and Phase II Construction \$122,500.

NOW, THEREFORE BE IT ORDAINED, by the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, that the 2009 Adopted Budget of the Terrebonne Parish Consolidated Government be amended to provide additional funding for the Thompson Road Project. (Attachment A)

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

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairwoman declared the ordinance adopted on this, the 13<sup>th</sup> day of May, 2009.

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**ATTACHMENT A - THOMPSON ROAD PROJECT**

	<b>2009</b>		
	<b>Adopted</b>	<b>Change</b>	<b>Amended</b>
Thompson Road Project	3,934,306	245,000	4,179,306
Thompson Road Project	-	(245,000)	(245,000)

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The Chairwoman recognized the public for comments on the following:

- E. A proposed ordinance to amend the 2009 Budgets for additional funding for the Lower Reach of Ward 7 Levee Project

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

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

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

OFFERED BY: Mr. P. Lambert.

SECONDED BY: Mr. K. Voisin.

ORDINANCE NO. 7637

AN ORDINANCE TO AMEND THE 2009 ADOPTED BUDGET AND THE 5 YEAR CAPITAL OUTLAY FOR THE FUNDING FOR THE LOWER REACH OF WARD 7 LEVEE PROJECT.

WHEREAS, a resolution for the change order for the Peake Construction Contract which handles debris removal from the drainage arteries of Terrebonne Parish has been submitted in the amount of \$1,989,356, and

WHEREAS, Administration desires to use these funds to adhere to the request of the Terrebonne Levee and Conservation District (TLCD) to help in the restoration of the Lower Reach of Ward 7 Levee, located between Lashbrook Pump Station and Boudreaux Canal, and

WHEREAS, the construction of this levee was jointly funded by the Parish and TLCD, and

WHEREAS, since the levee was improved in 2006, poor soil conditions have resulted in settlement of the levee bringing the height down to 6 feet in some areas, and

WHEREAS, for the protection of the citizens of Districts 8 and 9, Administration further desires to elevate these levees to 8 feet and this should be handled in a priority manner.

NOW, THEREFORE BE IT ORDAINED, by the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, that the 2009 Adopted Budget of the

Terrebonne Parish Consolidated Government be amended to provide funding for the Lower Reach of Ward 7 Levee Project. (Attachment A)

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

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairwoman declared the ordinance adopted on this, the 13<sup>th</sup> day of May, 2009.

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**ATTACHMENT A - LOWER REACH OF WARD 7  
LEVEE**

	<b>2009</b>		
	<b>Adopted</b>	<b>Change</b>	<b>Amended</b>
Parishwide Drainage Construction Fund	1,500,000	1,989,356	3,489,356
Hurricane Ike	8,536,310	(1,989,356 )	6,546,954
Ward 7 Drainage Levee Phase I and II	7,532,817	1,898,356	9,431,173
Drainage Tax Fund	(1,500,000)	(1,989,356 )	(3,489,356 )

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

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

The Chairwoman recognized Ms. Lora Chaisson, Montegut resident, who expressed her concerns relative to the condition of the Isle de Jean Charles Road, the safety hazards, and the amount of people parking their vehicles to fish when "No Fishing" signs have been posted due to safety concerns. She stated that the road is now only a one lane roadway.

Parish President M. Claudet explained that ordinances were established to insure the safety of motorists on Isle de Jean Charles Road and when the ordinances are violated, the enforcement becomes the Sheriff's Department's responsibility. He stated he would contact the Sheriff's Office to increase patrols in this area.

Public Works Director Lt. Col. (ret.) G. Bush explained that approximately \$700,000. was spent on the initial repair of the Isle de Charles Road after the hurricanes, but high winds and tides cause significant more damage to the shoulder. He stated that Public Works has reclaimed as much of that shoulder as possible. He said the road is inspected every day, including weekends and there were numerous vehicles this past weekend and the Sheriff's Department was contacted and did send deputies to patrol the area and ticket violaters. He stated that the design for the permanent repair is still being worked on. He stated that alternatives will be presented next week and once approved, final design will proceed. He stated that thanks to GOHSEP a P.W. was signed a month ago for \$2.8 million from FEMA for this project and an

additional \$14,000.00 for the other shoulder. He stated that GOHSEP is helping appeal that price because it is ridiculous, in his opinion.

Councilman J. Cehan stated he is still working with different agencies in securing funding to construct a fishing pier on the Isle de Jean Charles Road for public safety.

The Chairwoman recognized Mr. Barry Blackwell, Barrios Avenue resident, who requested that the approval of the proposed development in the Hollygrove Subdivision and Concord Business Park be sent back to the Council when it is finished the engineering stage instead of going back to the Planning Commission for approval. He expressed his concerns relative to a Council Member having a pre-scripted motion prior to any of the residents getting up and expressing their views. He stated that he would like to recommend that the separation of power that exists between the Council and Administration relative to who has the ability and authority to make or change regulations remain as is. He stated that the School Board recently unanimously adopted a resolution opposing canal projects such as the one proposed for the Hollygrove Subdivision and Concord Business Park.

A lengthy discussion ensued relative to action taken by the Council regarding the proposed development in the Hollygrove Subdivision and Concord Business Park.

The Chairwoman recognized Mr. Earl Eues, Director of Homeland Security and Emergency Preparedness, who gave a status report on upgrading Terrebonne Parish's Office of Homeland Security and Emergency Preparedness.

Mr. J. Cehan moved, seconded by Mr. B. Hebert, "THAT, the Council extend Mr. Earl Eues time."

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

Mr. Earl Eues continued his status report on the upgrades to Terrebonne Parish's Office of Homeland Security and Emergency Preparedness in preparing for the upcoming hurricane season and other emergency situations. He stated that it is his plans to have the "draft" of Terrebonne Parish's hurricane plan ready and available for public view by this Friday, 5/15/09 and public comments will be taken for a two week period.

The Chairwoman recognized Mr. Ernest Darder, Bourg resident, who expressed his concerns relative to the condition of the Isle de Jean Charles road and the need to promote safety measures on this roadway.

Councilman P. Lambert stated that there are some sections on the Isle de Jean Charles that has a big drop off and is need of some sort of rocks.

The Chairwoman recognized Ms. Shari Champagne, Alma Street resident, who expressed her concerns to the recently installed "No Parking" signs on Alma Street, particularly directly in front of her residence, and requested that they be reconsidered.

Councilman B. Hebert requested the Planning Department to evaluate the parking situation again on Alma Street and report back to committee for further consideration.

Upon questioning by Councilman K. Voisin, Interim Parish Manager P. Gordon and Public Works Director Lt. Col. (ret.) G. Bush explained the guidelines followed when installing "No Parking" signs.

The Chairwoman recognized Mr. Earl Carmichael, President of the Krewe of Houmas, who expressed his concerns relative to the fees to utilize the Civic Center being lower for one

particular event and stated that if changes are made to the fees, in their opinion, would require amending the ordinance and perhaps the Parish Attorney should advise against this action.

The Chairwoman called for a report on the Budget & Finance Committee meeting held on 5/11/09, whereupon the Committee Chairman, noting that ratification of the minutes calls public hearings on 5/27/09, rendered the following:

**BUDGET & FINANCE COMMITTEE**

**MAY 11, 2009**

The Chairman, Billy Hebert, called the Budget & Finance Committee meeting to order at 5:30 p. m. in the Terrebonne Parish Council Meeting Room with the Invocation led by Mr. J. Pizzolatto 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, A. Tillman, C. Voisin, K. Voisin, and A. Williams. A quorum was declared present.

OFFERED BY: Mr. C. Voisin.

SECONDED BY: Mr. J. Cehan.

RESOLUTION NO. 09-207

WHEREAS, March 25, 2009 bids were received by the Terrebonne Parish Consolidated Government for Bid No. #09-1/9-04 Furnish Gasoline and Diesel through Offsite Automated Fuel System, and

WHEREAS, after careful review by the Purchasing Division and Pat Gordon, Parish Manager, it has been determined that the bid of FleetCor Technologies d/b/a Fuel Man is the lowest qualified bid for the markup amount of \$0.1390 per gallon for (all) unleaded and \$0.1490 per gallon for diesel, 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 FleetCor Technologies d/b/a Fuel Man is the lowest qualified bid for Bid No. #09-1/9-04 Furnish Gasoline and Diesel through Offsite Automated Fuel System for all using departments, for a three year period 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 be approved and the bid of FleetCor Technologies d/b/a Fuel Man to Furnish Gasoline and Diesel through Offsite Automated Fuel System for the markup amount \$0.1390 per gallon for (all) unleaded and \$0.1490 per gallon for diesel be accepted for a three year period as per the attached bid forms.

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

NOT VOTING:

ABSENT: None.

The Chairman declared the resolution adopted on this, the 11<sup>th</sup> day of May, 2009.

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OFFERED BY: Mr. P. Lambert.

SECONDED BY: Mr. C. Voisin.

RESOLUTION NO. 09-208

WHEREAS, on April 2, 2009, bids were received by the Terrebonne Parish Consolidated Government for Bid #09-1/9-05 – Furnishing Pumped River Sand, and

WHEREAS, after careful review by the Purchasing Division, and Pat Gordon, Parish Manager, it has been determined that W. B. Company submitted the lowest qualified bid in the amount of \$10.49 cu. yard, for 12 months for Furnishing Pumped River Sand, and

WHEREAS, the Parish Administration has concurred with the recommendation that the bid of W. B. Company is the lowest qualified bid for Bid #09-1/9-05 – Furnishing Pumped River Sand, 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 be approved and the bid of W. B. Company for Furnishing Pumped River Sand in the amount of \$10.49 cu. yard, be accepted as per the attached bid forms.

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

NOT VOTING:

ABSENT: None.

The Chairman declared the resolution adopted on this, the 11<sup>th</sup> day of May, 2009.

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OFFERED BY: Mr. P. Lambert.

SECONDED BY: Mr. J. Cehan.

RESOLUTION NO. 09-209

WHEREAS, prices were obtained through the Louisiana State Commodity Catalog by the Terrebonne Parish Consolidated Government for the purpose of purchasing two (2) new/unused Dodge Dakota, Crew Cab Trucks for the Terrebonne Parish Engineering Department under State Contract #407707, and

WHEREAS, after careful review by Greg Bush, Public Works Director, Jeanne Bray, Staff Engineer, it has been determined that the total price of Thirty Six Thousand, Four Hundred Dollars (\$36,400.00) from Southland Dodge Chrysler, Inc. for the purchase of two (2) new/unused Dodge Dakota, Crew Cab Trucks should be accepted as per the State Contract Vehicle Catalog and the under provisions set forth in the Louisiana Revised Statutes Title 39:1710, and

WHEREAS, the Parish Finance Department has verified that funds are budgeted and available in the 2009 Account Number 151-302-8914-01 for the purchase of the aforementioned vehicle, and

WHEREAS, the Parish Administration has recommended the acceptance of the price for the aforementioned vehicle purchase at a total cost of Thirty Six Thousand, Four Hundred Dollars (\$36,400.00) as per the attached State Purchasing Contract Catalog.

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

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairman declared the resolution adopted on this, the 11<sup>th</sup> day of May, 2009.

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OFFERED BY: Mr. J. Pizzolatto.

SECONDED BY: Mr. K. Voisin.

RESOLUTION NO. 09-210

WHEREAS, bids (Bid Number 5000091404) were obtained by Jefferson Parish Purchasing Department for the purpose of purchasing automobiles and light trucks, and related items (Contract Numbers 55-00009956) and,

WHEREAS, after careful review by the John Daigle, Fleet Maintenance Superintendent, Mike Ordogne, Administrator and Gregory Bush, Public Works Director it has been determined that the price of Seventy-One Thousand, Seven Hundred Fifty-Six Dollars and Seventy-Four Cents (\$71,756.74) from Southland International of Louisiana, LLC for the purchase of one (1) 2010 International 7400 Cab & Chassis and that the price of Seventy-Nine Thousand, Eight Hundred Fifty-Nine Dollars (\$79,859.00) from Truck and Transportation Equipment Co., Inc. for the purchase of one (1) Heavy Duty Hydraulic Articulating Crane should be accepted as per the attached documents and the under provisions set forth in the Louisiana Revised Statutes Title 39:1701 et seq., and

WHEREAS, the Parish Finance Department has verified that funds are budgeted and available in the 2009 Account Number 310-432-8915-06 for the combined purchases of the aforementioned 2010 International 7400 Cab & Chassis with a Heavy Duty Hydraulic Articulating Crane, 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 Seventy-one Thousand, Seven Hundred Fifty-Six Dollars and Seventy-Four Cents (\$71,756.74) and from Truck and Transportation Equipment Co., Inc. at a cost of Seventy-Nine Thousand, Eight Hundred Fifty-Nine Dollars (\$79,859.00), having a combined cost of One Hundred Fifty-One Thousand, Six Hundred Fifteen Dollars and Seventy-four Cents (\$151,615.74) 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 cab & chassis with a heavy duty hydraulic articulating crane be accepted as per the attached documents.

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairman declared the resolution adopted on this, the 11<sup>th</sup> day of May, 2009.

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OFFERED BY: Mr. C. Voisin.

SECONDED BY: Mr. K. Voisin.

RESOLUTION NO. 09-211

WHEREAS, bids (Bid Number 5000091404) were obtained by Jefferson Parish Purchasing Department for the purpose of purchasing automobiles and light trucks, and related items (Contract Numbers 55-00009955) and,



WHEREAS, after careful review by the John Daigle, Fleet Maintenance Superintendent, Carl Ledet, Superintendent and Gregory Bush Public Works Director it has been determined that the price of Sixty-Nine Thousand, Two Hundred Eight Dollars and Seventy-Four Cents (\$69,208.74) from Southland International of Louisiana, LLC for the purchase of one (1) 2010 International 7400 Cab & Chassis and that the price of Thirty Thousand, Eight Hundred Twenty-Three Dollars and Zero Cents (\$30,823.00) 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 39:1701 et seq., and

WHEREAS, the Parish Finance Department has verified that funds are budgeted and available in the 2009 Account Number 252-351-8915-06 for the combined purchases of the aforementioned 2010 International 7400 Cab & Chassis with 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-Nine Thousand, Two Hundred Eight Dollars and Seventy-Four Cents (\$69,208.74) and from Truck and Transportation Equipment Co., Inc. at a cost of Thirty Thousand, Eight Hundred Twenty-Three and Zero Cents Dollars (\$30,823.00), having a combined cost of One Hundred Thousand, Thirty One Dollars and Seventy-Four Cents (\$100,031.74) 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 Cab & Chassis with Heavy Duty Dump Body Assembly be accepted as per the attached documents.

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairman declared the resolution adopted on this, the 11<sup>th</sup> day of May, 2009.

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OFFERED BY: Mr. A. Tillman.

SECONDED BY: Mr. P. Lambert and Mr. K. Voisin.

RESOLUTION NO. 09-212

WHEREAS, prices were obtained through the Louisiana State Commodity Catalog by the Terrebonne Parish Consolidated Government for the purpose of purchasing four (4) new and unused ½ Ton, Regular Cab, Pickup Trucks (2009 Ford F-150) for the Animal Shelter Department under State Contract #407710, and

WHEREAS, after careful review by the Parish Administration it has been determined that the total price of Sixty-two Thousand, Sixty-four Dollars (\$62,064.00) from Terrebonne Motor Company for the purchase of four (4) new and unused ½ Ton, Regular Cab, Pickup Trucks (2009 Ford F-150) should be accepted as per the State Contract Vehicle Catalog and under the provisions set forth in the Louisiana Revised Statutes Title 39:1710, and

WHEREAS, the Parish Finance Department has verified that funds are budgeted and available in the 2009 Account Number 151-442-8914-01 for the purchase of the aforementioned vehicles, and

WHEREAS, the Parish Administration has recommended the acceptance of the price for the aforementioned vehicle purchases at a total cost of Sixty-two Thousand, Sixty-four Dollars (\$62,064.00) as per the attached State Purchasing Contract Catalog.

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

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairman declared the resolution adopted on this, the 11<sup>th</sup> day of May, 2009.

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OFFERED BY: Mr. A. Tillman.

SECONDED BY: Mr. J. Cehan.

RESOLUTION NO. 09-213

WHEREAS, prices were obtained through the Louisiana State Commodity Catalog by the Terrebonne Parish Consolidated Government for the purpose of purchasing two (2) new/unused 12-2B#2 Diesel, Twelve (12) Passenger Buses for the Transit Department under State Contract #407624, and

WHEREAS, after careful review by Gregory Bush, Public Works Director and Wendell Voisin, Transit Administrator it has been determined that the total price of One Hundred Fourteen Thousand, Four Hundred Forty Two Dollars (\$114,442.00) from Bus Group for the purchase of two (2) new/unused 12-2B#2 Diesel, Twelve (12) Passenger Buses should be accepted as per the State Contract Vehicle Catalog, and

WHEREAS, the Parish Finance Department has verified that funds are budgeted and available in the 2009 Account Number 237-690-8914-03 for the purchase of the aforementioned buses, and

WHEREAS, the Parish Administration has recommended the acceptance of the price for the aforementioned buses purchase at a total cost of One Hundred Fourteen Thousand, Four Hundred Forty Two Dollars (\$114,442.00) as per the attached State Purchasing Contract Catalog.

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

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairman declared the resolution adopted on this, the 11<sup>th</sup> day of May, 2009.

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OFFERED BY: Mr. J. Cehan.

SECONDED BY: Mr. K. Voisin.

RESOLUTION NO. 09-214

A resolution awarding the Annual Service Contract for Mowing/Maintenance of Parks and Grounds to Exterior Designs in the amount of ONE HUNDRED TWO THOUSAND, SEVEN HUNDRED EIGHTY DOLLARS AND ZERO CENTS, (\$102,780.00) for the purpose of

securing an annual service contract for a period of one (1) year with the option to extend for an additional three (3) years, in one (1) year increments, at the same unit prices, if agreed to by both parties, subject to availability of funds, for Mowing/Maintenance of Parks and Grounds, for the Recreation Department, and

WHEREAS, on April 14, 2009 quotations were received by the Terrebonne Parish Consolidated Government, Purchasing Department for the Mowing/Maintenance of Parks and Grounds, and

WHEREAS, upon careful review by Sterling Washington, Recreation Director, David Luke, Vegetation Superintendent and Gregory Bush, Public Works Director it has been determined that the bid of Exterior Designs in the amount of ONE HUNDRED TWO THOUSAND, SEVEN HUNDRED EIGHTY DOLLARS AND ZERO CENTS (\$102,780.00), and

WHEREAS, the Department of Finance has certified compliance of this bid with procedural requirements of the bid documents and the availability of funding, and

WHEREAS, the Parish Administration has recommended the acceptance of the bid price received for the aforementioned service contract for Mowing/Maintenance of Parks and Grounds as per attached documents.

NOW, THEREFORE BE IT RESOLVED that the Terrebonne Parish Council (Budget & Finance Committee), on behalf of the Terrebonne Parish Consolidated Government, authorizes the Parish President to execute any and all necessary documents to enter into an agreement with Exterior Designs for a period of one (1) year with the option to extend for an additional three (3) years, in one (1) year increments at the same unit prices, if agreed to by both parties and to address other matters relative thereto.

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairman declared the resolution adopted on this, the 11<sup>th</sup> day of May, 2009.

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Purchasing Manager Angela Guidry stated that the aforementioned maintenance contract pertains to the maintenance of parks and does not entail herbicidal spraying.

Committee Member J. Pizzolatto expressed concern with respect to herbicides being used on parish levees.

OFFERED BY: Mr. J. Pizzolatto.

SECONDED BY: Mr. J. Cehan and Mr. A. Tillman.

RESOLUTION NO. 09-215

WHEREAS, on April 14, 2009, sealed quotations were obtained by the Terrebonne Parish Consolidated Government for the purpose of providing Boulevards Mowing/Maintenance Service Contract for Various Locations, and

WHEREAS, after careful review by David Luke, Vegetation Superintendent, Perry Blanchard, Public Works Operations Manager and Gregory Bush, Public Works Director it has been determined that the quotation of Superior Lawn Service in the amount of One Thousand, Nine Hundred Dollars (\$1,900.00) per cycle should be accepted per the attached forms, and

WHEREAS, the Parish Finance Department has verified that funds are budgeted and available in the 2009 Account Number 251-310-8325-11 for the aforementioned services, and

WHEREAS, the Parish Administration has recommended the acceptance of the quotation of Superior Lawn Service in the amount of One Thousand, Nine Hundred Dollars (\$1,900.00) per cycle as per the attached forms.

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

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairman declared the resolution adopted on this, the 11<sup>th</sup> day of May, 2009.

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Purchasing Manager Angela Guidry stated that the Parish no longer cuts State boulevards; that the previous Administration investigated the possibility of obtaining reimbursements for cutting State boulevards; and that she is unaware of the outcome of the discussions.

Committee Member A. Tillman requested that caution be utilized when spraying Parish boulevards with herbicides.

In response to questioning, Ms. Guidry stated that Parish Arborist David Luke inspects Parish boulevards and that he and Recreation Director Sterling Washington inspect parks and grounds. She noted that the Parish enforces strict requirements with respect to herbicidal spraying and that herbicides can not be used near bayous.

OFFERED BY: Mr. A. Tillman.

SECONDED BY: Mr. K. Voisin.

RESOLUTION NO. 09-216

A resolution awarding the Annual Service Contract for Mowing/Maintenance of Cemeteries and Various Locations to Exterior Designs in the amount of TWENTY-TWO THOUSAND, FIVE HUNDRED DOLLARS AND ZERO CENTS, (\$26,640.00) for the purpose of securing an annual service contract for a period of one (1) year with the option to extend for an additional three (3) years, in one (1) year increments, at the same unit prices, if agreed to by both parties, subject to availability of funds, for Mowing/Maintenance of Cemeteries and Various Locations, for the Roads & Bridges Department, Vegetation Division, and

WHEREAS, on April 14, 2009 quotations were received by the Terrebonne Parish Consolidated Government, Purchasing Department for the Mowing/Maintenance of Cemeteries and Various Locations, and

WHEREAS, upon careful review by Perry Blanchard, Operations Manager, David Luke, Vegetation Superintendent and Gregory Bush, Public Works Director it has been determined that the bid of Exterior Designs in the amount of TWENTY-TWO THOUSAND, FIVE HUNDRED DOLLARS AND ZERO CENTS (\$22,500.00), and

WHEREAS, the Department of Finance has certified compliance of this bid with procedural requirements of the bid documents and the availability of funding, and

WHEREAS, the Parish Administration has recommended the acceptance of the bid price received for the aforementioned service contract for Mowing/Maintenance of Cemeteries and Various Locations as per attached documents.

NOW, THEREFORE BE IT RESOLVED that the Terrebonne Parish Council (Budget & Finance Committee), on behalf of the Terrebonne Parish Consolidated Government, authorizes the Parish President to execute any and all necessary documents to enter into an agreement with Exterior Designs for a period of one (1) year with the option to extend for an additional three (3) years, in one (1) year increments at the same unit prices, if agreed to by both parties and to address other matters relative thereto.

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairman declared the resolution adopted on this, the 11<sup>th</sup> day of May, 2009.

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OFFERED BY: Mr. A. Tillman.

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

RESOLUTION NO. 09-217

WHEREAS, prices were obtained through the Louisiana State Commodity Catalog by the Terrebonne Parish Consolidated Government for the purpose of purchasing two (2) new/unused Dodge Chargers for the Terrebonne Parish City Marshal under State Contract #406766, and

WHEREAS, after careful review by Brian LeBlanc, City Marshal, it has been determined that the total price of Twenty Nine Thousand, Seven Hundred Eight Dollars (\$29,708.00) from Southland Dodge Chrysler, Inc. for the purchase of two (2) new/unused Dodge Chargers should be accepted as per the State Contract Vehicle Catalog and the under provisions set forth in the Louisiana Revised Statutes Title 39:1710, and

WHEREAS, the Parish Finance Department has verified that funds are budgeted and available in the 2009 Account Number 209-127-8914-01 for the purchase of the aforementioned vehicle, and

WHEREAS, the Parish Administration has recommended the acceptance of the price for the aforementioned vehicle purchase at a total cost of Twenty Nine Thousand, Seven Hundred Eight Dollars (\$29,708.00) as per the attached State Purchasing Contract Catalog.

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

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairman declared the resolution adopted on this, the 11<sup>th</sup> day of May, 2009.

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OFFERED BY: Mr. K. Voisin.

SECONDED BY: Mr. C. Voisin.

RESOLUTION NO. 09-218

WHEREAS, prices were obtained by the Terrebonne Parish Consolidated Government for the sole source / proprietary purchase of one (1) Yeomans Series 8000, Model 14 MP Pump for the North Treatment Plant Primary Settling Tank for the Sewer Treatment Division and,

WHEREAS, after careful review by Michael Ordogne, Pollution Control Administrator and Gregory E. Bush, Public Works Director, it has been determined that the quoted price of Eighty-nine Thousand, Nine Hundred Seventy Dollars and No Cents (\$89,970.00) from Allan J. Harris Company, Inc. for the sole source / proprietary purchase of one (1) Yeoman Series 8000, Model 14MP Pump should be accepted as per the attached documents and under sole source / proprietary provisions set forth in the Louisiana Revised Statutes Titles 39:1597 and 39:1551 et seq., and

WHEREAS, the Parish Finance Department has verified that funds are budgeted in the 2009 Budget under Account Number 310-432-8918-02 for the purchase of the aforementioned pumps, and

WHEREAS, the Parish Administration has recommended the acceptance of the price for the aforementioned pump at the cost of Eighty-nine Thousand, Nine Hundred Seventy Dollars and No Cents (\$89,970.00) as per the attached documents.

NOW THEREFORE BE IT RESOLVED, that 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 sole source / proprietary purchase of the aforementioned pumps be accepted as per the attached forms.

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairman declared the resolution adopted on this, the 11<sup>th</sup> day of May, 2009.

\* \* \* \* \*

Committee Member J. Pizzolatto withdrew Item No. 13 (Update and possible action with respect to a previous Council request regarding Staff travel to certain State and National Conventions) due to Administration submitting information relative to staff travel prior to the meeting. (NO ACTION TAKEN)

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

1. Computers for the Recreation Department - \$3,710.00
2. Group Insurance for the Recreation Department - \$38,260.00
3. GIS Technology Fund to GIS Mapping Fund - \$104,000.00
4. Violence Against Women Act (VAWA) Grant - \$9,607.00
5. Downtown Development Board - \$240,000.00

and call a public hearing on said matter on Wednesday, May 27, 2009 at 6:30 p. m." (\*\*MOTION ADOPTED AFTER DISCUSSION)

Chief Finance Officer Jamie Elfert stated that Recreation Director Sterling Washington was recently made aware of software upgrades and that the software upgrades require the replacement of older computers.

Committee Member J. Pizzolatto requested that Staff investigate and provide a response regarding a policy for allowing full-time fire fighters of fire districts to participate in the Parish's Group Insurance Plan.

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None.

ABSENT: None.

The Chairman declared the motion adopted.

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

1 – Governor's Office of Homeland Security (Act 19) - \$46,875.00

2 – Governor's Office of Homeland Security (2009) - \$25,598.00

3- Governor's Office of Homeland Security (2008) - \$16,412.00

4 – Governor's Office of Homeland Security (2007) - \$45,000.00

and call a public hearing on said matter on Wednesday, May 27, 2009 at 6:30 p. m."

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None.

ABSENT: None.

The Chairman declared the motion adopted.

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

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None.

ABSENT: None.

The Chairman declared the motion adopted and the meeting was adjourned at 5:46 p. m.

Billy Hebert, Chairman

Suzette Thomas, Minute Clerk

Mr. B. Hebert moved, seconded by Mr. K. Voisin, "THAT, the Council accept and ratify the minutes of the Budget & Finance Committee meeting held on 5/11/09."

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

The Chairwoman called for a report on the Policy, Procedure, & Legal Committee meeting held on 5/11/09, whereupon the Committee Chairman rendered the following:

### **POLICY, PROCEDURE, & LEGAL COMMITTEE**

**MAY 11, 2009**

The Chairman, Clayton J. Voisin, called the Policy, Procedure, & Legal Committee meeting to order at 5:52 p. m. in the Terrebonne Parish Council Meeting Room with the Invocation led by Mr. K. Voisin 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, A. Tillman, C. Voisin, K. Voisin, and A. Williams. A quorum was declared present.

OFFERED BY: Mr. J. Pizzolatto.  
SECONDED BY: Mr. K. Voisin.

RESOLUTION NO. 09-219

WHEREAS, the Bayou Black Fire Station has been the location of the polling place for Precinct Nos. 68 and 82 for several years, and

WHEREAS, due to the increasing number of residents (and voters) in the area and due to the increasing number of community events at the fire station, it has been recommended that the polling place for said precincts be changed to the Bayou Black Recreation Center, which is much larger, yet is in relatively close proximity to the fire station, and

WHEREAS, the recreation center is a well known landmark in the community and has ample space for multiple events and parking for all, and

WHEREAS, the Clerk of Court has recommended that the change in polling place to better accommodate the voters.

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 the Clerk of Court be approved and that the polling place for Precinct Nos. 68 and 82 be changed from the Bayou Black Fire Station to the Bayou Black Recreation Center located at 3688 Southdown Mandalay Road, Houma, LA 70360.

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: None.

The Chairman declared the resolution adopted on this, the 11<sup>th</sup> day of May, 2009.

\*\*\*\*\*

OFFERED BY: Mr. J. Pizzolatto.  
SECONDED BY: Mr. K. Voisin.

RESOLUTION NO. 09-220

WHEREAS, following the hurricanes of 2008 which destroyed many buildings in Terrebonne Parish, several polling places had to be changed to allow voters to take part in late 2008 and early 2009 elections, and

WHEREAS, following Hurricane Ike, the Terrebonne Parish Council adopted a resolution to temporarily change, on an emergency basis, the polling place for Precinct Nos. 57A and 57L to the Recreation District No. 6 Gym, and

WHEREAS, this location has worked out well and local residents are very familiar and pleased with the gym as a polling place, and

WHEREAS, the Clerk of Court has recommended that the change in polling place be made permanent.

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 the Clerk of Court be approved and that the polling place for Precinct Nos. 57A and 57L be made permanent at the Recreation District No. 6 Gym.



THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: None.

The Chairman declared the resolution adopted on this, the 11<sup>th</sup> day of May, 2009.

\*\*\*\*\*

OFFERED BY: Mr. J. Pizzolatto.

SECONDED BY: Mr. K. Voisin.

RESOLUTION NO. 09-221

WHEREAS, following the hurricanes of 2008 which destroyed many buildings in Terrebonne Parish, several polling places had to be changed to allow voters to take part in late 2008 and early 2009 elections, and

WHEREAS, following Hurricane Ike, the Terrebonne Parish Council adopted a resolution to temporarily change, on an emergency basis, the polling place for Precinct No. 73 to the Dularge Recreation Center, and

WHEREAS, this location has worked out well and local residents are very familiar and pleased with the recreation center as a polling place, and

WHEREAS, the Clerk of Court has recommended that the change in polling place be made permanent.

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 the Clerk of Court be approved and that the polling place for Precinct No. 73 be made permanent at the Dularge Recreation Center.

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: None.

The Chairman declared the resolution adopted on this, the 11<sup>th</sup> day of May, 2009.

\*\*\*\*\*

OFFERED BY: Mr. J. Pizzolatto.

SECONDED BY: Mr. K. Voisin.

RESOLUTION NO. 09-222

WHEREAS, following the hurricanes of 2008 which destroyed many buildings in Terrebonne Parish, several polling places had to be changed to allow voters to take part in late 2008 and early 2009 elections, and

WHEREAS, following Hurricane Ike, the Terrebonne Parish Council adopted a resolution to temporarily change, on an emergency basis, the polling place for Precinct Nos. 78, 84 and 85 to the Terrebonne Parish Main Library, and

WHEREAS, due to the library's size and large parking lots, this location has worked out well and local residents are very familiar and pleased with the library as a polling place, and

WHEREAS, the Clerk of Court has recommended that the change in polling place be made permanent.

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 the Clerk of Court be approved and that the polling place for Precinct Nos. 78, 84 and 85 be made permanent at the Terrebonne Parish Main Library.

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: None.

The Chairman declared the resolution adopted on this, the 11<sup>th</sup> day of May, 2009.

\* \* \* \* \*

Parish President Michel Claudet recommended amendments to the existing lease agreement between the Houma-Terrebonne Civic Center and Conquest Sports noting that the amendments are minimal reductions in fees and would assist in making the franchise more viable.

Ms. A. Williams moved, seconded by Mr. A. Tillman, "THAT, the Policy, Procedure, & Legal Committee concur with the recommendation of Administration to approve amendments to the lease agreement between the Houma-Terrebonne Civic Center and Conquest Sports."

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None.

ABSENT: None.

The Chairman declared the motion adopted.

OFFERED BY: Mr. J. Pizzolatto.

SECONDED BY: Mr. K. Voisin and Mr. B. Hebert.

RESOLUTION NO. 09-223

A RESOLUTION IN SUPPORT OF HB367 PROVIDING THAT THE POSITION OF THE FIRE CHIEF AND THE POLICE CHIEF IN THE CITY OF HOUMA SHALL BE IN THE UNCLASSIFIED SERVICE

WHEREAS, Representative Gordon Dove upon request by Parish President, Michel Claudet, introduced House Bill Number 367 to remove the Police Chief and Fire Chief for the City of Houma from the classified service and further subject to the Terrebonne Parish Charter, grant that the right of selection, appointment, supervision, and discharge for each position will be vested in the President of the Parish of Terrebonne; and

WHEREAS, the enactment of this statute renders the appointment of the positions of Fire Chief and Police Chief consistent with the President's authority in the appointment of all other Department Heads; and

WHEREAS, it is understood that this legislation shall not be applied retroactively to the currently sitting Police Chief and Fire Chief.

NOW, THEREFORE, BE IT RESOLVED that the Terrebonne Parish Council (Policy, Procedure and Legal Committee), on behalf of the Terrebonne Parish Consolidated Government, hereby articulates its support of the passage of House Bill 367 relative to designating the position of the Fire Chief and Police Chief in the City of Houma the designated as unclassified service,

providing that the language in the draft legislation be amended to reflect that the appointment procedure be in compliance with the Home Rule Charter for the Terrebonne Parish Consolidated Government.

THERE WAS RECORDED:

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

NAYS: A. Tillman.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: None.

The Chairman declared the resolution adopted on this, the 11<sup>th</sup> day of May, 2009.

\* \* \* \* \*

The Chairman recognized Professional Fire Fighters Association President Chad Majors of Zachary who requested that the Committee oppose House Bill 367; stressed the need for continuity in the leadership roles of the public safety departments; and stated that enacting said legislation could possibly promote political infractions of favoritism in leadership.

Mr. J. Cehan moved, seconded by Mr. K. Voisin, "THAT, the Policy, Procedure, & Legal Committee, pursuant to R. S. 42:6.1, the Policy, Procedure, & Legal Committee may convene into Executive Session to discuss the following litigation: 'Eric Prestenbach vs. T. P. C. G. (docket number 155,283)', and invite into said session all Council Members, Parish President Michel Claudet, Parish Attorney Courtney Alcock, and Assistant Parish Attorney David Allen."

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None.

ABSENT: None.

The Chairman declared the motion adopted.

Mr. B. Hebert moved, seconded by Mr. A. Tillman, "THAT, the Policy, Procedure, & Legal Committee return to the regular order of business, as per the written agenda."

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None.

ABSENT: None.

The Chairman declared the motion adopted.

Ms. T. Cavalier moved, seconded by Mr. J. Cehan and Mr. B. Hebert, "THAT, the Policy, Procedure, & Legal Committee concur with the recommendation of the Legal Advisor regarding litigation titled, 'Eric Prestenbach vs. T. P. C. G. (docket number 155,283)'."

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None.

ABSENT: None.

The Chairman declared the motion adopted.

Mr. K. Voisin moved, seconded by Mr. J. Cehan, "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. K. Voisin.

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None.

ABSENT: None.

The Chairman declared the motion adopted and the meeting was adjourned at 6:23 p. m.

Clayton J. Voisin, Chairman

Suzette Thomas, Minute Clerk

Mr. C. Voisin, seconded by Mr. A. Tillman, "THAT, the Council accept and ratify the minutes of the Policy, Procedure, & Legal Committee meeting held on 5/11/09."

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

The Chairwoman called for a report on the Public Services Committee meeting held on 5/11/09, whereupon the Committee Chairman, noting that ratification of the minutes calls a public hearing on 6/10/09, rendered the following:

### **PUBLIC SERVICES COMMITTEE**

**MAY 11, 2009**

The Chairman, Joey Cehan, called the Public Services Committee meeting to order at 7:16 p. m. in the Terrebonne Parish Council Meeting Room with the Invocation led by Ms. A. Williams and the Pledge of Allegiance led by Mr. J. Pizzolatto. Upon roll call, Committee Members recorded as present were: T. Cavalier, J. Cehan, B. Hebert, P. Lambert, J. Pizzolatto, A. Tillman, C. Voisin, K. Voisin, and A. Williams. A quorum was declared present.

Mr. A. Tillman moved, seconded by Mr. C. Voisin and Ms. A. Williams, "THAT, the Public Services Committee introduce an ordinance to amend Chapter 19 of the Parish Code of Terrebonne Parish, Louisiana, to include Section 19-309 to authorize an advertising business component for the Terrebonne Parish Consolidated Government Public Transit System, and call a public hearing on said matter on June 10, 2009 at 6:30 p. m."

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None.

ABSENT: None.

The Chairman declared the motion adopted.

OFFERED BY: Mr. B. Hebert.

SECONDED BY: Mr. K. Voisin.

RESOLUTION NO. 09-224

A resolution providing for the ratification of the appointment by Parish President Michel Claudet of the firm of Buchart Horn, Inc. to provide engineering services for the Broadmoor Drainage Improvements Project, and also authorizing Parish President Michel Claudet to execute the appropriate engineering contract documents for this project.

WHEREAS, recently heavy rainfall flooded several areas in Terrebonne Parish, one known as the Broadmoor Area, and

WHEREAS, Terrebonne Parish is desirous improving the drainage system in the Broadmoor Area, and

WHEREAS, the Terrebonne Parish Consolidated Government would like to proceed with the survey and the design of this project in the Broadmoor Area contingent upon a budget adjustment, and

WHEREAS, Parish President Michel Claudet has recommended that the firm of Buchart Horn, Inc. be retained to provide the necessary professional services for this project, and

NOW, THEREFORE BE IT RESOLVED, that the Terrebonne Parish Council (Public Services Committee), on behalf of the Terrebonne Parish Consolidated Government, that the Parish President Michel Claudet be ratified and that the engineering firm of Buchart Horn, Inc. be retained to provide the necessary professional services for the Broadmoor Drainage Improvements Project and that Parish President Michel Claudet be authorized to execute any and all documents with said firm for this project, contingent upon a budget adjustment.

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: None.

The Chairman declared the resolution adopted on this, the 11<sup>th</sup> day of May, 2009.

\* \* \* \* \*

The Chairman recognized Ms. Simone Corley of Mike Street, Ms. Cheri Navarre of Mire Street, and Mr. Dwain Gueun of Mire Street who each described their plight in recovering from recent storm events in the Broadmoor area.

The Chairman recognized Mr. W. J. Rhodes of Collins Street who criticized current methods of resolving drainage issues; noted that during rain events, water does not drain quickly through the ditches in Broadmoor/Lisa Park Subdivisions; and suggested that St. Louis Canal/Broadmoor culvert at Louisiana Highway 182 be straightened as opposed to being semi-circular to provide better drainage flow.

Mr. B. Hebert moved, seconded by Mr. K. Voisin, "THAT, the Public Services Committee grant Mr. W. J. Rhodes additional time to conclude his comments."

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None.

ABSENT: None.

The Chairman declared the motion adopted.

Mr. Rhodes continued by reiterating a method of pumping water to the Intracoastal Canal, inquired about the method of implementation once a drainage study is completed, and asked where funding would be derived for said study.

Committee Member B. Hebert noted pending stimulus funding (\$477,000.00) through the Community Development Block Grant Program would be set-aside for the Buquet Drainage Project.

Public Works Director Lt. Col. (Ret.) Greg Bush stated that he has worked with Buchart Horn, Inc. for approximately 9 years; that the firm is a nationwide firm with an office in Baton

Rouge; that the project manager resides in Thibodaux, LA; and that the firm is familiar with the area.

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

RESOLUTION NO. 09-225

A Resolution awarding and authorizing the signing of the Construction Contract for the Bayou Terrebonne Bayouwalk Project, Phase I, Contract II, and identified as Parish Project No. 05-ECD-11, FPC Project No. 50-J55-04-01, Terrebonne Parish, Louisiana, and authorizing the issuance of the Notice to Proceed.

WHEREAS, the Terrebonne Parish Consolidated Government did receive construction bids on the Bayou Terrebonne Bayouwalk Project, Phase I, Contract II, and identified as Parish Project No. 05-ECD-11, FPC Project No. 50-J55-04-01, Terrebonne Parish, Louisiana, and

WHEREAS, the base bid was that submitted by Sealevel Construction Inc. in the overall amount of \$687,981.00, and

NOW, THEREFORE, BE IT RESOLVED that the Terrebonne Parish Council (Public Services Committee), on behalf of the Terrebonne Parish Consolidated Government award the construction contract to Sealevel Construction, Inc. in the overall amount of \$687,981.00 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 Sealevel Construction, Inc., contingent upon a budget adjustment and upon receipt of the performance bond in the amount of the contract price, and

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

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: None.

The Chairman declared the resolution adopted on this, the 11<sup>th</sup> day of May, 2009.

\* \* \* \* \*

Chief Finance Jamie Elfert stated that funding for the aforementioned project is derived from the General Fund, State funding, and the Houma Downtown Development Commission hotel/motel tax revenue.

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

RESOLUTION NO. 09-226

A resolution authorizing the Parish President to execute Supplement Agreement No. 5, State Project No. 700-55-0102; F.A.P. No. STP – 3005(001)M; Terrebonne Parish Project No. 97-PAV-21; Country Drive Widening (Phase A) Jeff Drive – Presque Isle Drive.

WHEREAS, the Louisiana Department of Transportation and Development has set up additional categories and fees for the above referenced project, and

WHEREAS, these categories include new limits for Title Research Reports, Property Survey, Right-of-Way Map, Title Updates, Title take-offs, and Final Plans, and

WHEREAS, the Louisiana Department of Transportation and Development, as State sponsor, has determined that the maximum fee for these services shall be \$662,308, and

WHEREAS, the fees will be increased from \$446,660 to \$1,108,968, and

WHEREAS, these additional services will increase the contract time by an additional 390 calendar days, and

NOW, THERERFORE BE IT RESOLVED, by the Terrebonne Parish Council (Public Services Committee), on behalf of the Terrebonne Parish Consolidated Government, that the Parish President be authorized to execute Supplement Agreement No. 5, State Project No. 700-55-0102; F.A.P. No. STP – 3005(001) M; Terrebonne Parish Project No. 97-PAV-21; Country Drive Widening (Phase A) Jeff Drive – Presque Isle Drive.

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: None.

The Chairman declared the resolution adopted on this, the 11<sup>th</sup> day of May, 2009.

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OFFERED BY: Mr. A. Tillman.

SECONDED BY: Mr. P. Lambert & Mr. B. Hebert.

RESOLUTION NO. 09-227

A Resolution certifying that Terrebonne Parish Consolidated Government will assume full responsibility for the required local match, for managing and maintaining the project and for any legal liability incurred as a result of the Eastside Sidewalk Enhancement project.

WHEREAS, the Eastside Sidewalk Enhancement project is eligible for funding and was authorized through the Department Equity Act for the 21<sup>st</sup> Century (TEA-21) Enhancement Program administered by the Louisiana Department of Transportation and Development (LDOTD), and

WHEREAS, LDOTD will fund 95% of the construction cost of the project, and

NOW, THEREFORE BE IT FURTHER RESOLVED, that the Terrebonne Parish Council (Public Services Committee), on behalf of the Terrebonne Parish Consolidated Government will assume full responsibility for the required local match, for managing and maintaining the project and for any legal liability incurred as a result of the Eastside Sidewalk Enhancement project.

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: None.

The Chairman declared the resolution adopted on this, the 11<sup>th</sup> day of May, 2009.

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In response to questioning, Mr. Phil Schexnayder of GSE Engineers, Inc. stated that he does not believe that the project includes lighting, but does include sidewalks, picnic tables, and benches.



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

## RESOLUTION NO. 09-228

A Resolution authorizing the execution of Change Order No. 3 (Balancing) for the Construction Agreement for Parish Project No. 08-IKE-44, Hurricane Ike Levee Repair, Terrebonne Parish, Louisiana.

WHEREAS, the Terrebonne Parish Consolidated Government entered into a contract dated January 12, 2009, with Civil Construction Contractors, LLC, Recordation Number 1313419, for the Hurricane Ike Levee Repairs, Parish Project No. 08-IKE-44, Terrebonne Parish, Louisiana, and

WHEREAS, this change order has been recommended for the adjustment of estimated contract quantities on the attached Change Order No. 3 (Balancing) for the above referenced project, and

WHEREAS, this Change Order is necessary in order to decrease the overall contract price by (-\$218,089.62) and no increase in the contract time, and

WHEREAS, this Change Order No. 3 (Balancing) has been recommended by the Engineer, Gulf South Engineers, Inc., for this project.

NOW, THEREFORE BE IT RESOLVED that the Terrebonne Parish Council (Public Services Committee), on behalf of the Terrebonne Parish Consolidated Government, does hereby approve and authorize the execution by Terrebonne Parish President Michel Claudet of Change Order No. 3 (Balancing) to the construction agreement with Civil Construction Contractors, LLC, to perform construction services for Hurricane Ike Levee Repair, Parish Project No. 08-IKE-44, Terrebonne Parish, Louisiana for a decrease in the amount of Two Hundred Eighteen Thousand, Eight Nine Dollars and Sixty-Two Cents (-\$218,089.62) to the contract amount as described in Change Order No. 3 (Balancing), and

BE IT FURTHER RESOLVED that a certified copy of the resolution be forwarded to the Engineer, Gulf South Engineers, Inc.

## THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: None.

The Chairman declared the resolution adopted on this, the 11<sup>th</sup> day of May, 2009.

\* \* \* \* \*

The Chairman recognized Ms. Yvonne Tregre of Sandra Street who inquired about drainage problems, a levee, and the possible installation of a floodgate in Plantation Gardens Subdivision.

Public Works Director Lt. Col. (Ret.) Greg Bush stated that Administration has verified rights-of-way in Plantation Gardens Subdivision with the exception of one outstanding right-of-way; that once the last right-of-way is verified work will commence; and requested two weeks to resolve the remaining right-of-way issue.

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

RESOLUTION NO. 09-229

A resolution providing for the acceptance of work performed by Civil Construction, LLC, in accordance with the Certificate of Substantial Completion for the Hurricane Ike Levee Repair, Parish Project No. 08-IKE-44, Terrebonne Parish, Louisiana

WHEREAS, the Terrebonne Parish Consolidated Government entered into a contract dated January 12, 2009 with Civil Construction Contractors, LLC, for the Hurricane Ike Levee Repairs, Parish Project No. 08-IKE-44, Terrebonne Parish, Louisiana, and

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

WHEREAS, the Engineer for this project, Gulf South Engineers, Inc., recommends the acceptance of the substantial completion,

NOW, THEREFORE BE IT RESOLVED that the Terrebonne Parish Council (Public Services Committee), on behalf of the Terrebonne Parish Consolidated Government, does hereby accept the work performed, effective as of the date of recording of this resolution, and does authorize and direct the Clerk of Court and Ex-Officio Recorder of Mortgages of Terrebonne Parish to note this acceptance thereof in the margin of the inscription of said contract under Entry No. 1313419 of the Records of Terrebonne Parish, Louisiana, and

BE IT FURTHER RESOLVED that a certified copy of the resolution be forwarded to the Engineer, Gulf South Engineers, Inc., and

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

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

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: None.

The Chairman declared the resolution adopted on this, the 11<sup>th</sup> day of May, 2009.

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

RESOLUTION NO. 09-230

A resolution ratifying the appointment of the engineering firm of All South Consulting Engineers, L.L.C. to provide engineering services for CCC Ditch & St. Louis Canal Debris Removal Project and authorizing execution of an engineering agreement for these services.

WHEREAS, the Terrebonne Parish Consolidated Government wishes to appoint an Engineer for the debris removal to CCC Ditch & St. Louis Canal following Hurricane Gustav, and

WHEREAS, the primary purpose of these services is to insure that the entire removal is done properly and expeditiously, and

WHEREAS, the engineering firm of All South Consulting Engineers, L.L.C. has been selected through the Request for Qualifications process to provide the required services for the CCC Ditch & St. Louis Canal Debris Removal Project; and

NOW, THEREFORE BE IT RESOLVED that the Terrebonne Parish Council (Public Services Committee), on behalf of the Terrebonne Parish Consolidated Government, does hereby ratify the appointment of the engineering firm of All South Consulting Engineers, L.L.C. by Terrebonne Parish President Michel Claudet for professional engineering services for the CCC Ditch & St. Louis Canal Debris Removal Project; and

BE IT FURTHER RESOLVED that the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, does hereby authorize the execution of an engineering agreement with the engineering firm of All South Consulting Engineers, L.L.C. by Terrebonne Parish President Michel Claudet, for CCC Ditch & St. Louis Canal Debris Removal Project.

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: None.

The Chairman declared the resolution adopted on this, the 11<sup>th</sup> day of May, 2009.

\* \* \* \* \*

OFFERED BY: Mr. J. Pizzolatto.

SECONDED BY: Ms. T. Cavalier.

RESOLUTION NO. 09-231

A resolution ratifying the appointment of the engineering firm of All South Consulting Engineers, L.L.C. to provide engineering services for St. Louis Bayou Reach No. 1 Debris Removal Project and authorizing execution of an engineering agreement for these services.

WHEREAS, the Terrebonne Parish Consolidated Government wishes to appoint an Engineer for the debris removal to St. Louis Bayou Reach No. 1 following Hurricane Gustav, and

WHEREAS, the primary purpose of these services is to insure that the entire removal is done properly and expeditiously, and

WHEREAS, the engineering firm of All South Consulting Engineers, L.L.C. has been selected through the Request for Qualifications process to provide the required services for the St. Louis Bayou Reach No. 1 Debris Removal Project; and

NOW, THEREFORE BE IT RESOLVED that the Terrebonne Parish Council (Public Services Committee), on behalf of the Terrebonne Parish Consolidated Government, does hereby ratify the appointment of the engineering firm of All South Consulting Engineers, L.L.C. by Terrebonne Parish President Michel Claudet for professional engineering services for the St. Louis Bayou Reach No. 1 Debris Removal Project; and

BE IT FURTHER RESOLVED that the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, does hereby authorize the execution of an engineering agreement with the engineering firm of All South Consulting Engineers, L.L.C. by Terrebonne Parish President Michel Claudet, for St. Louis Bayou Reach No. 1 Debris Removal Project.

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: None.

The Chairman declared the resolution adopted on this, the 11<sup>th</sup> day of May, 2009.

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OFFERED BY: Mr. C. Voisin.

SECONDED BY: Mr. B. Hebert.

RESOLUTION NO. 09-232

Project Agreement No. 68-7217-09-026  
NRCS Emergency Watershed Program  
U.S. Department of Agriculture

BE IT RESOLVED, by the Terrebonne Parish Council (Public Services Committee), on behalf of the Terrebonne Parish Consolidated Government, that the Parish President, Michel Claudet, is hereby authorized to execute the Project Agreement No. 68-7217-09-026, between the Terrebonne Parish Consolidated Government and the United States Department of Agriculture to install emergency watershed protection measures to relieve hazards and damages created by Hurricane Gustav.

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: None.

The Chairman declared the resolution adopted on this, the 11<sup>th</sup> day of May, 2009.

\* \* \* \* \*

OFFERED BY: Mr. P. Lambert.

SECONDED BY: Ms. A. Williams.

RESOLUTION NO. 09-233

A resolution providing for the ratification of the appointment by Parish President Michel Claudet of the firm of T. Baker Smith, Inc., to provide engineering services for the St. Ann Bridge Coast Guard Permit, and also authorizing Parish President Michel Claudet to execute the appropriate engineering contract documents for this project.

WHEREAS, the St Ann Bridge will become functionally obsolete in the near future, and

WHEREAS, Terrebonne Parish is desirous of replacing the single lane swing span bridge with a two lane swing span bridge, and

WHEREAS, the Louisiana Department of Transportation and Development Off-System bridge program requires that Terrebonne Parish Consolidated Government acquire the Coast Guard Permit, and

WHEREAS, Parish President Michel Claudet has recommended that the firm of T. Baker Smith, Inc. be retained to provide the necessary professional services for the permitting of this project, and

NOW, THEREFORE BE IT RESOLVED, by the Terrebonne Parish Council (Public Services Committee), on behalf of the Terrebonne Parish Consolidated Government, that the actions of Parish President Michel Claudet be ratified and that the engineering firm of T. Baker Smith, Inc. be retained to provide the necessary professional services for the permitting of the St. Ann Bridge Replacement and that Parish President Michel Claudet be authorized to execute any and all documents with said firm for this project.

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: None.

The Chairman declared the resolution adopted on this, the 11<sup>th</sup> day of May, 2009.

\* \* \* \* \*

OFFERED BY: Mr. A. Tillman.

SECONDED BY: Mr. C. Voisin.

RESOLUTION NO. 09-234

A resolution authorizing the execution of Balancing Change Order No. 1 for the Construction Agreement for Parish Project No. 06-DRA-38; Sylvia Street Detention Basin Improvements, Terrebonne Parish, Louisiana.

WHEREAS, the Terrebonne Parish Consolidated Government entered into a contract dated August 1, 2008, with Sealevel Construction, Inc., for the Sylvia Street Detention Basin Improvements, Parish Project No. 06-DRA-38, 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 \$2,226.00, and

WHEREAS, this Change Order No. 1 has been recommended by the Engineer for this project, Duplantis Design Group, PC.

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 Sealevel Construction, Inc., to adjust contract quantities to actual ones installed for an increase of Two Thousand Two Hundred Twenty Six Dollars and No Cents (\$2,226.00) to the original contract amount, and

BE IT FURTHER RESOLVED that a certified copy of the resolution be forwarded to the Engineer, Duplantis Design Group, PC.

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: None.

The Chairman declared the resolution adopted on this, the 11<sup>th</sup> day of May, 2009.

\* \* \* \* \*

Public Works Director Lt. Col. (Ret.) Greg Bush stated that the cost increase is attributed to increasing the length of the chain link fence (502 linear feet to 611 linear feet) to extend the fence the length of the property boundary.

OFFERED BY: Mr. P. Lambert.

SECONDED BY: Mr. C. Voisin.

RESOLUTION NO. 09-235

A resolution providing for the ratification of the appointment by Parish President Michel Claudet of the firm of T. Baker Smith, Inc. to provide engineering services for the Effie Street Drainage

Improvements Project, and also authorizing Parish President Michel Claudet to execute the appropriate engineering contract documents for this project.

WHEREAS, Terrebonne Parish is desirous of improving the drainage system on Effie Street, and

WHEREAS, the Terrebonne Parish Consolidated Government would like to proceed with the survey and the design of this project on Effie Street contingent upon a budget adjustment, and

WHEREAS, Parish President Michel Claudet has recommended that the firm of T. Baker Smith, Inc. be retained to provide the necessary professional services for this project, and

NOW, THEREFORE BE IT RESOLVED, by the Terrebonne Parish Council (Public Services Committee), on behalf of the Terrebonne Parish Consolidated Government, that the appointment by Parish President Michel Claudet be ratified and that the engineering firm of T. Baker Smith, Inc. be retained to provide the necessary professional services for the Effie Street Drainage Improvements Project and that Parish President Michel Claudet be authorized to execute any and all documents with said firm for this project, contingent upon a budget adjustment.

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: None.

The Chairman declared the resolution adopted on this, the 11<sup>th</sup> day of May, 2009.

\* \* \* \* \*

OFFERED BY: Mr. P. Lambert.

SECONDED BY: Ms. A. Williams.

RESOLUTION NO. 09-236

A resolution authorizing the Parish President to execute a Cooperative Agreement between The Terrebonne Levee & Conservation District and Terrebonne Parish Consolidated Government for the sale of one 2615 Legend Bush Hog and continuation Levee Maintenance Program and to address other matters relative thereto.

WHEREAS, Article VII, Section 14(c) of the Constitution of the State of Louisiana provides that “for a public purpose, the State and its political subdivisions ...may engage in cooperative endeavors with each other...” and

WHEREAS, LA R.S. 38:329 specifically authorizes the Terrebonne Levee & Conservation District to enter into agreements of this nature; and

WHEREAS, the Terrebonne Levee & Conservation District and the Terrebonne Parish Consolidated Government recognize the necessity of providing flood protection to the residents of Terrebonne Parish; and

WHEREAS, this cooperative agreement shall evidence the terms and conditions agreed to with respect to sale of one 2615 Legend Bush Hog, Model #2615L1, Serial #12-20525, TPCG Tag #12423 to the Terrebonne Levee & Conservation District and continuation of maintenance of existing levees; and

WHEREAS, Terrebonne Parish Consolidated Government agrees to sell, cede, convey, transfer, without any warranty whatsoever, unto the Terrebonne Levee & Conservation District the following described property, to wit: one 2615 Legend Bush Hog, Model #2615L1, Serial # 12-20525, TPCG Tag #12423; and

WHEREAS, This sale is made and accepted for and in consideration of the price and sum of \$500.00 lawful U. S. currency, paid by in kind services by the Terrebonne Levee &

Conservation District to the Terrebonne Parish Consolidated Government, and the other considerations enumerated herein; and

WHEREAS, Terrebonne Levee & Conservation District agrees to utilize the above described equipment for continuation of maintenance of existing levees in which Terrebonne Levee & Conservation District and Terrebonne Parish Consolidated Government have a mutual interest; and

NOW, THEREFORE BE IT RESOLVED that the Terrebonne Parish Council (Public Services Committee), on behalf of the Terrebonne Parish Consolidated Government, authorizes the Parish President to execute the Cooperative Agreement with the Terrebonne Levee and Conservation District; and,

BE IT FURTHER RESOLVED that approval be contingent upon the Parish Legal Department's review and concurrence with said agreement.

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: None.

The Chairman declared the resolution adopted on this, the 11<sup>th</sup> day of May, 2009.

\* \* \* \* \*

Committee Member K. Voisin stated that the agenda backup contains the wrong information and inquired about the gravity drainage flow in Westgate Subdivision, Addendum No. 6.

Public Works Director Lt. Col. (Ret.) Greg Bush stated that Administration investigated the culverts and drainage ditches in the aforementioned subdivision; that several obstructions were identified; that the obstructions are being removed; that Administration intends to "shoot" the culverts to assess any damage; and requested 30-days to complete the assessment.

Committee Member K. Voisin requested that the matter relative to drainage obstructions in Westgate Subdivision, Addendum No. 6 be placed on the Committee agenda in one month and that Administration complete an assessment of the adjacent apartment complex drainage. (NO ACTION TAKEN)

Public Works Director Lt. Col. (Ret.) Greg Bush presented an update on the Toussaint-Foret Bridge Project noting that the project pre-construction bid is scheduled for May 13, 2009, the bid opening is scheduled for May 26, 2009, and the contract time is 40-days from the bid award date. (NO ACTION TAKEN)

Committee Member T. Cavalier requested an update on the construction of the bridge near H. L. Bourgeois High School be placed on the Committee agenda every two weeks until installed.

Mr. Phil Schexnayder of GSE Associates, Inc. stated that the plans for the bridge/sidewalk enhancement project near H. L. Bourgeois High School and Evergreen Junior High School are being reviewed by the Louisiana Department of Transportation and Development (LA DOTD); that LA DOTD will advertise and receive bids on said project; and stated that he will contact LA DOTD to inform them of school closures in Terrebonne Parish.

Committee Member T. Cavalier stressed the urgency in getting the bridge installed prior to the beginning of the 2009-2010 school session.

Committee Member K. Voisin noted that, in speaking with an architect working on the aforementioned project, there is no possibility of a conflict with either project. (NO ACTION TAKEN)

Public Works Director Lt. Col. (Ret.) Greg Bush stated that Administration has purchased a culvert (\$31,000.00) for the Wallace Thibodaux Estates Subdivision; that the culvert will be placed near the convenience store in Bayou Blue; that the property owners are in agreement with the culvert placement; that G & W Construction will install the culvert; that Administration hopes to gain a 12-inch water differential once the culvert is installed; that Administration is investigating the possible installation of floodgates (\$85,000.00); and recommended that the first culvert be installed prior to any other action being taken.

Committee Member T. Cavalier requested that Administration participate in discussion with the developer regarding additional addendums and incurring a portion of the drainage costs.

Lt. Col. (Ret.) Bush stated that the inadvertently omitted an update on the drainage conditions in Southern Estates Subdivision.

Committee Member T. Cavalier requested an update at Wednesday's Council meeting.

Parish President Michel Claudet interjected that he has spoken with the engineer assigned to clearing the ditches as part of the second part of the 1-1B Drainage Clearing Project; that the clearing will take place from Bayou Gardens Drive back; that the plans should be submitted on Friday; that bids would be received thereafter; and that the project scope would include drainage improvements on the CCC Ditch, St. Louis Canal, and St. Louis Bayou.

Committee Member T. Cavalier also requested an update on the "dip" on Sugar Plum and Sugar Lane (2<sup>nd</sup> Block) in Southern Estates Subdivision. (NO ACTION TAKEN)

Committee Member T. Cavalier requested a traffic analysis on reducing the speed limit on Bon Jovi Boulevard and requested law enforcement presence on said roadway. (NO ACTION TAKEN)

The Chairman relinquished the chair to the Vice Chairman during comments by Committee Member T. Cavalier.

Committee Chairman J. Cehan request consideration of completing a feasibility study of moving the barge in Bayou Little Caillou near the old "Kirk Manufacturing Plant".

Mr. J. Cehan moved, seconded by Mr. C. Voisin, "THAT, the Public Services Committee request Administration to consult with the Terrebonne Levee & Conservation District with regards to conducting feasibility studies on moving the barge in Bayou Little Caillou to the mouth of the Intracoastal Canal on the southern reach of Bayou Terrebonne and placing a barge system in Company Canal in Bourg, LA." (MOTION ADOPTED AFTER DISCUSSION)

Public Works Director Lt. Col. (Ret.) Greg Bush stated that because the matter was not funded previously, a budget amendment is necessary; that the process of appointing an engineer normally takes 30-days; and that approximately 90 to 120-days may be required to completed the project. Upon questioning, Mr. Bush stated that a study was previously submitted in 2002 on said matter and that Administration would need additional time to review the matter.

Parish President Michel Claudet suggested that Administration review the 2002 study and determine if the study is feasible.

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None.

ABSENT: None.

The Chairman declared the motion adopted.

The Chairman resumed the chair.



Public Works Director Lt. Col. (Ret.) Greg Bush stated that Administration is scheduled to clean the drainage ditch and screw gates along Country Drive in the near future as well as ensuring that the screw gates are operational. He continued that the culverts have been “shot” and noted that the culverts are at the correct invert. (NO ACTION TAKEN)

Committee Member K. Voisin noted that Item No. 22 (Discussion and possible action with respect to “collapsing land” in Sugarwood Subdivision) and Item No. 23 (Discussion and possible action with respect to the “output culvert” in Sugarwood Subdivision contributing to erosion problems along adjacent property lines) are relatively the same and requested that the matters be addressed together.

Public Works Director Lt. Col. (Ret.) Greg Bush stated that Administration has not completed the list of prioritized items from Councilman K. Voisin and noted that Administration has completed the top four items on the list. Mr. Bush requested direction with respect to contacting the owner of the inspected catch basin (with mams around it).

Mr. K. Voisin moved, seconded by Mr. B. Hebert, “THAT, the Public Services Committee table the matter relative the ‘output culvert’ and ‘collapsing land’ in Sugarwood Subdivision until the next committee meeting.”

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None.

ABSENT: None.

The Chairman declared the motion adopted.

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

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None.

ABSENT: None.

The Chairman declared the motion adopted and the meeting was adjourned at 8:07 p. m.

Joey Cehan, Chairman

Suzette Thomas, Minute Clerk

Mr. J. Cehan moved, seconded by Mr. B. Hebert, “THAT, the Council accept and ratify the minutes of the Public Services Committee meeting held on 5/11/09.”

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

The Chairwoman called for a report on the Community Development & Planning Committee meeting held on 5/11/09, whereupon the Committee Chairman, noting that ratification of the minutes calls public hearings on 5/27/09 and 6/10/09 and condemnation hearings on 6/23/09, rendered the following:

**COMMUNITY DEVELOPMENT & PLANNING COMMITTEE****MAY 11, 2009**

The Chairman, A. Tillman, called the Community Development & Planning Committee meeting to order at 8:11 p. m. in the Terrebonne Parish Council Meeting Room with the Invocation led by Minute Clerk S. Thomas 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, A. Tillman, C. Voisin, K. Voisin, and A. Williams. A quorum was declared present.

The Chairman recognized Mr. David Waitz, Project Engineer for the Concord Business Park Subdivision – South Hollywood Properties #1, LLC, who requested an appeal of the Houma-Terrebonne Regional Planning Commission's denial of the conceptual and preliminary approval of said subdivision. He noted that only the conceptual plan and preliminary design of the proposed subdivision was presented and that during engineering phase, concerns with respect to the impact of the proposed subdivision on adjacent properties would be addressed.

The Chairman recognized Ms. Suzanne Hamilton of 518 Winfield Boulevard, who deferred her comments until discussion with respect to the issue of Hollygrove Subdivision, and then recognized Mr. Alex Ostheimer member of the Houma-Terrebonne Regional Planning Commission and resident of Oak Street, who stated that in his opinion, the conceptual and preliminary application for Concord Business Park should have been approved and the application allowed to proceed to the engineering phase. He continued that during the engineering phase, concerns with respect to compliance of Parish standards, levee protection, and modification of an existing forced drainage system could be addressed. Mr. Ostheimer suggested that, if the Council overrides the Planning Commission's denial, thereby allowing the project to move to the engineering phase, that all pertinent information could be present at such time in order to determine if the new levee will provide equal or better flood protection to the current system.

The Chairman recognized Ms. Judy LeBoeuf of June Drive, Mr. Ken Watkins of General Lee Street, and Mr. Gerald Giroir who deferred their comments until Item No. 2 (The appeal of Hollygrove Subdivision) and then recognized Mr. John Moore of Forest Boulevard who expressed his opposition to the construction of a boat slip near Barrios Subdivision and requested support of the Planning Commission's denial of the aforementioned application.

Committee Member K. Voisin noted that Item No. 1 (Concord Business Park Subdivision) and Item No. 2 (Hollygrove Subdivision) coincide in that the decision regarding Item No. 1 would be relatively the same for the second item and expressed some concern with regards to those individuals deferring their comments at this time not being able to make their comments prior to the vote on Item No. 1.

The Chairman recognized Mr. Ken Watkins who withdrew his initial request to defer his comments; expressed his concern regarding tidal surge as a result of the proposed development; noted that the Parish Code does not provide for any body of water/channel within a residential development; and added that 50% of property in the proposed Hollygrove Subdivision is for the ship channel.

Mr. B. Hebert moved, seconded by Ms. A. Williams, "THAT, the Community Development & Planning Committee grant Mr. Ken Watkins two minutes to conclude his comments."

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None.

ABSENT: None.

The Chairman declared the motion adopted.

Mr. Watkins continued that the appeal process only addresses the lot designation and does not address the of the ship channel and then questioned the validity of the appeal being heard this evening. He noted damage caused by recent hurricanes as well as previously approved navigational channels.

Ms. T. Cavalier moved seconded by Mr. J. Pizzolatto, "THAT, the Community Development & Planning Committee grant Mr. Ken Watkins two additional minutes to conclude his comments."

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None.

ABSENT: None.

The Chairman declared the motion adopted.

Mr. Watkins continued that the nine lots in Hollygrove Subdivision could be considered an addition to Barrios Subdivision and to allow the inflow of uncontrolled water into the channel is almost unreasonable; requested that the appeal be denied and that the owner be requested to redesigned the project in a manner that does not effect the adjacent properties.

The Chairman recognized Ms. Susan Hamilton who stated that she understands the developer has agreed to grant the Parish a maintenance right-of-way around the perimeter of the development in order to maintain proper elevations. She continued that the proposed maintenance right-of-way is unacceptable because, in her opinion, taxpayers should not be required to maintain a risky development and that citizens do not have any confidence that the Parish could maintain the development due to changing coastal conditions.

The Chairman recognized Ms. Judy LeBoeuf who stated that residents were not informed of the proposed development until it was presented at the Planning Commission and that the previous owners development was approved by the area residents. She presented a plan of the alleged previous development that did not include a boat slip.

The Chairman recognized Mr. Gerald Girior who stated that at the Planning Commission Meeting, Mr. Jim Erny suggested that there was a more immediate area of flooding near the golf club other than the proposed boat slip. He continued that a wall was constructed along Concord Road to aide in preventing tidal surges from impacting the adjacent properties and noted that everyone is looking for a permanent solution to prevent flooding. Mr. Girior presented a petition from the adjacent property owners.

Mr. K. Voisin moved, seconded by Ms. T. Cavalier and Mr. J. Cehan, "THAT, the Community Development & Planning Committee grant Mr. Gerald Girior two additional minutes to conclude his comments."

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None.

ABSENT: None.

The Chairman declared the motion adopted.

Mr. Girior requested that the Council deny the appeal of South Hollywood Properties, #1, LLC for the Concord Business Park Subdivision.

Mr. J. Cehan moved, seconded by Mr. P. Lambert, "THAT, the Community Development & Planning Committee accept a petition from residents and property owners along Lamar, Vi Drive, Cougar Drive and Barrios and Mulberry Subdivisions opposing the proposed development of Hollygrove Subdivision and Concord Business Park Subdivision."

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None.

ABSENT: None.

The Chairman declared the motion adopted.

The Chairman recognized Ms. Ida Klingman of Greenway Avenue who asked the Committee to visually imagine the proposed channel slip near a residential area. She requested that the Committee consider protecting the residents.

The Chairman recognized Mr. Jon Prejean of Tulip Drive who stated that he purchased his property because it was on a high ridge; that Hurricane Rita proved that flooding occurred in places that have never flooded.

Mr. B. Hebert moved, seconded by Mr. T. C. Cavalier, "THAT, the Community Development & Planning Committee grant Mr. Jon Prejean two additional minutes to conclude his comments."

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None.

ABSENT: None.

The Chairman declared the motion adopted.

Mr. Prejean continued that currently Louisiana Coast.gov lists 175 coastal projects whose primary intent, in his opinion, is to protect inland properties as well as provide ecological benefits. He then requested that the Committee uphold the decision of the Houma-Terrebonne Regional Planning Commission.

The Chairman recognized Mr. Tony Fazzio of Fern Street, read an excerpt of a May 6, 2009 editorial in the *The Courier* and then questioned the developer's concept of introducing additional tidal water into a populated area.

Ms. T. Cavalier moved, seconded by Mr. B. Hebert, "THAT, the Community Development & Planning Committee grant Mr. Fazzio two additional minutes to conclude his comments."

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None.

ABSENT: None.

The Chairman declared the motion adopted.

Mr. Fazzio continued that the development would create additional risks to the adjacent properties and then requested that the Committee uphold the Planning Commission decision.

The Chairman recognized Mr. Barry Blackwell of Barrios, who questioned past decisions to allow oil companies to dig slips and questioned whether or not the development would impact future funding for the Morganza Hurricane Protection Levee. Mr. Blackwell requested that the landowners and citizens be told exactly what may be done with the property.

Mr. K. Voisin moved, seconded by Ms. T. Cavalier, "THAT, the Community Development & Planning Committee grant Mr. Barry Blackwell thirty seconds to conclude his comments."

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None.

ABSENT: None.

The Chairman declared the motion adopted.

Mr. Blackwell stated that the second option is to support the decision of the Planning Commission.

The Chairman recognized Mr. Terry L. Babin of Willard Avenue, who stated that in his opinion, the development has gone through the legal process; that the process of having of a development approved must go through several Planning Commission approval phases; that the mission of the Planning Commission's mission is to promote the safety of our citizens and their properties; and then requested that the decision of the Planning Commission be upheld.

Committee Member K. Voisin questioned whether or not there is any remand process to overturn the Planning Commission's denial decision.

In response to questioning, Parish Attorney Courtney Alcock stated that the Planning Commission process includes four approval phases: conceptual, preliminary, engineering, and final. She continued that the Planning Commission's decision was to deny conceptual and preliminary approval and that the Council is hearing the appeal of the developer. Ms. Alcock stated that should the Council choose to override the decision of the Planning Commission, the decision because a de facto approval of the two phases and the developer would need to obtain engineering and final approval from the Planning Commission. Mr. Voisin stated that the developer did not present any new or additional information with respect to overturning the decision of the Planning Commission.

Mr. K. Voisin moved, seconded by Ms. T. Cavalier, "THAT, the Community Development & Planning Committee concur with the recommendation of the Houma-Terrebonne Regional Planning Commission and deny the conceptual and preliminary approval for Concord Business Park Subdivision (South Hollywood Properties #1, LLC) noting that no additional information was presented to consider overriding the Houma-Terrebonne Regional Planning Commission's decision." (\*\*MOTION FAILS AFTER DISCUSSION)

Discussion transpired relative to a "Yea" vote of the aforementioned vote concurring with the decision of the Planning Commission.

Houma-Terrebonne Regional Planning Commission Chairman Daniel Babin explained the Planning Commission's approval process for developments.

Additional discussion transpired with respect to any former action of the Planning Commission that denied conceptual and preliminary approval of other developments.

Upon questioning, Mr. Babin explained that conceptual and preliminary approval is the phase in which a preliminary concept is presented and that elevations, utilities, etc. are depicted on the development's plat when it is submitted for engineering approval.

Interim Parish Manager Patrick Gordon noted that there have been other incidents in which conceptual and preliminary approval of development have been denied and stated that information regarding said matter could be presented at a later time.

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

UPON ROLL CALL THERE WAS RECORDED:

YEAS: T. Cavalier and K. Voisin.

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

ABSENT: None.

The Chairman declared the motion *fails*.

Mr. J. Pizzolatto moved, seconded by Mr. B. Hebert, “THAT, the Community Development & Planning Committee reconsider the matter with respect to the appeal of Concord Business Park Subdivision (South Hollywood Properties #1, LLC).”

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: T. Cavalier and K. Voisin.

ABSENT: None.

The Chairman declared the motion adopted.

Committee Member J. Pizzolatto explained due prudence in overturning the decision of the Houma-Terrebonne Regional Planning Commission’s denial of Concord Business Park Subdivision (South Hollywood Properties #, LLC).

Mr. J. Pizzolatto moved, seconded by Mr. B. Hebert, “THAT, after consideration of the information presented on behalf of the developer, the Community Development & Planning Committee override the decision of the Houma-Terrebonne Regional Planning Commission in its decision of the Houma-Terrebonne Regional Planning Commission in its decision to deny the conceptual and planning phases of the Concord Business Park Subdivision; that the proposal be returned to the Planning Commission so that the engineering phase of the proposal may be heard and reviewed; that the engineering phase must contain substantial information on the proposed development, supplied by the developer which shall include, but not be limited to information on the elevation of the proposed site both before and after the project is completed, the stance of the Parish Pollution Control Division on the proposed project, projected impact on the forced drainage system in the area, potential impact on flooding in the area and any other information that may be deemed necessary by the Planning Commission; and that the Council stance this evening should not be considered an endorsement of the proposed development, but merely an opportunity for the developer to proceed with this concept for a development in an orderly fashion.”

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: T. Cavalier and K. Voisin.

ABSENT: None.

The Chairman declared the motion adopted.

The Chairman recognized Mr. David Waitz, engineer for Hollygrove Subdivision, who stated that he grew up in the middle of the subdivision and will not construct anything that may jeopardize this parents home.

The Chairman recognized Mr. Barry Blackwell of Barrios Street, who stated that there have been numerous occasions when the Houma-Terrebonne Regional Planning Commission denied conceptual and preliminary approval of developments; however, there are no occasions of the Planning Commission denying a development during the engineering phase.

Mr. J. Pizzolatto moved, seconded by Mr. B. Hebert, “THAT, after consideration of the information presented on behalf of the developer, the Community Development & Planning Committee override the decision of the Houma-Terrebonne Regional Planning Commission in its decision of the Houma-Terrebonne Regional Planning Commission in its decision to deny the conceptual and planning phases of the Hollygrove Subdivision; that the proposal be returned to the Planning Commission so that the engineering phase of the proposal may be heard and reviewed; that the engineering phase must contain substantial information on the proposed development, supplied by the developer which shall include, but not be limited to information on the elevation of the proposed site both before and after the project is completed, the stance of the Parish Pollution Control Division on the proposed project, projected impact on the forced

drainage system in the area, potential impact on flooding in the area and any other information that may be deemed necessary by the Planning Commission; and that the Council stance this evening should not be considered an endorsement of the proposed development, but merely an opportunity for the developer to proceed with this concept for a development in an orderly fashion.”

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: T. Cavalier and K. Voisin.

ABSENT: None.

The Chairman declared the motion adopted.

OFFERED BY: Ms. A. Williams.

SECONDED BY: Mr. K. Voisin.

RESOLUTION NO. 09-237

A RESOLUTION AUTHORIZING THE PARISH PRESIDENT TO SIGN AND SUBMIT THE TERREBONNE PARISH GUSTAV/IKE DISASTER RECOVERY PROGRAM TO THE STATE OF LOUISIANA AND HUD FOR APPROVAL UNDER THE COMMUNITY DEVELOPMENT BLOCK GRANT DISASTER RECOVERY PROGRAM.

WHEREAS, The Parish has been awarded approximately \$122 million of Community Development Block Grant funding as a result of the damage caused by Hurricanes Gustav and Ike; and

WHEREAS, access to the funds requires an action plan identifying the programs that the Parish will fund with the grant be submitted to the State of Louisiana, Division of Administration, Office of Community Development – Disaster Recovery Program;

NOW, THEREFORE, BE IT RESOLVED by the Terrebonne Parish Council (Community Development and Planning Committee), on behalf of the Terrebonne Parish Consolidated Government, that the Parish President be hereby authorized to sign, submit and implement the Terrebonne Parish Gustav/Ike Disaster Recovery Program.

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: J. Pizzolatto.

The Chairman declared the resolution adopted on this, the 11<sup>th</sup> day of May, 2009.

\* \* \* \* \*

OFFERED BY: Ms. A. Williams.

SECONDED BY: Mr. B. Hebert and Mr. J. Cehan.

RESOLUTION NO. 09-238

A Resolution giving Notice of Intent to adopt an Ordinance to amend Article IX, “Administration and Enforcement,” of Chapter 28 “Zoning,” Section 28-178 “Board of Adjustment”, of the Terrebonne Parish Code of Ordinances so as to create section “(h) Application Process” to include a deadline for accepting Board of Adjustments applications, the payment of application fees, the notification of adjacent property owners, and the submittal of site plans.

THEREFORE, BE IT RESOLVED by the Terrebonne Parish Consolidated Government, that notice of intent is given for adopting an ordinance to amend Article IX, “Administration and

Enforcement,” of Chapter 28 “Zoning,” Section 28-178 “ Board of Adjustment” of the Terrebonne Parish Code of Ordinances so as to create section “(h) Application Process” to include a deadline for accepting Board of Adjustments applications, the payment of application fees, the notification of adjacent property owners, and the submittal of site plans; and,

BE IT FURTHER RESOLVED that a public hearing on said ordinance be called for Wednesday, May 27, 2009 at 6:30 p.m.

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: T. Cavalier and J. Pizzolatto.

The Chairman declared the resolution adopted on this, the 11<sup>th</sup> day of May, 2009.

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OFFERED BY: Mr. K. Voisin.

SECONDED BY: Mr. J. Cehan.

RESOLUTION NO. 09-239

A Resolution giving Notice of Intent to adopt an Ordinance to amend Article IV, “Supplementary Regulations,” of Chapter 28 “Zoning,” Section 28-76(3)(a) “ Supplementary Major Corridor Overlay District Regulations” of the Terrebonne Parish Code of Ordinances so as to clarify the landscaping requirements in the required ten (10) foot vegetative green area.

THEREFORE, BE IT RESOLVED by the Terrebonne Parish Consolidated Government, that notice of intent is given for adopting an ordinance to amend to amend Article IV, “Supplementary Regulations,” of Chapter 28 “Zoning,” Section 28-76(3)(a) “ Supplementary Major Corridor Overlay District Regulations” of the Terrebonne Parish Code of Ordinances so as to clarify the landscaping requirements in the required ten (10) foot vegetative green area; and,

BE IT FURTHER RESOLVED that a public hearing on said ordinance be called for Wednesday, May 27, 2009 at 6:30 p.m.

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: T. Cavalier, J. Pizzolatto and C. Voisin.

The Chairman declared the resolution adopted on this, the 11<sup>th</sup> day of May, 2009.

\* \* \* \* \*

OFFERED BY: Ms. A. Williams.

SECONDED BY: Mr. K. Voisin.

RESOLUTION NO. 09-240

A RESOLUTION AUTHORIZING THE PARISH PRESIDENT TO AGREE TO AMENDMENT NO. 1 OF THE TERREBONNE PARISH REDEVELOPMENT AND DISPOSITION PLAN TO INCLUDE MULTI-UNIT HOUSING AS A REDEVELOPMENT OPTION

WHEREAS, Terrebonne Parish has chosen to participate in the Louisiana Land Trust and Office of Community Development redistribution of the Road Home properties; and

WHEREAS, Terrebonne Parish has close to a zero vacancy rate for rentals, families still displaced from the hurricanes; and



WHEREAS, the community is still growing economically increasing the demand for housing and driving home ownership and rentals out of reach for low to moderate-income residents, and

WHEREAS, environmental review assessments by parish departments have stated that they can service these properties for multi-unit use with the current level of provision; and

WHEREAS, the CDBG program allows up to four units per parcel before requiring a waiver; and

WHEREAS, non-profits groups developing higher density multi-unit apartments on the Road Home properties can relatively quickly and efficiently provide much needed transitional and rental housing for low to moderate-income or special populations.

NOW, THEREFORE BE IT RESOLVED by the Terrebonne Parish Council (Community Development and Planning Committee), on behalf of the Terrebonne Parish Consolidated Government, that the Terrebonne Parish Redevelopment and Disposition Plan be amended to include multi-family residential development to the plan rather than exclusive single-family homes in order to best serve the housing needs of low to moderate-income residents in the parish.

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: T. Cavalier, J. Pizzolatto and C. Voisin.

The Chairman declared the resolution adopted on this, the 11<sup>th</sup> day of May, 2009.

\* \* \* \* \*

Mr. K. Voisin moved, seconded by Mr. B. Hebert, "THAT, the Community Development & Planning Committee introduce an ordinance to Amend Article XVII, Section 2-540 of the Terrebonne Parish Code in order to provide for the protection of public water lines and other utilities, and call a public hearing on May 23, 2009 at 6:30 p. m."

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None.

ABSENT: T. Cavalier, J. Pizzolatto, and C. Voisin.

The Chairman declared the motion adopted.

OFFERED BY: Mr. K. Voisin.

SECONDED BY: Mr. B. Hebert.

RESOLUTION NO. 09-241

A RESOLUTION CALLING A CONDEMNATION HEARING ON THE STRUCTURE SITUATED AT 131 CONNELLY STREET FOR TUESDAY, JUNE 23, 2009, AT 6:00 P.M. AND ADDRESSING OTHER MATTERS RELATIVE THERETO.

WHEREAS, on March 8, 2006 the Department of Planning and Zoning was notified of extensive violations to the Terrebonne Parish Nuisance Abatement Ordinance occurring at 131 Connely Street; and

WHEREAS, from an inspection of the property conducted by the Department of Planning and Zoning on March 14, 2006, it was found that the structure located at 131 Connely Street was, in fact, in such condition that it has been formally declared a derelict and abandoned structure, as defined under Section 14-26 of the Terrebonne Parish Code of Ordinances and, therefore, constitutes a nuisance; and

WHEREAS, the owner of record has been issued the required warning via certified mail by the Department of Planning and Zoning, of the violations occurring on the property; and

WHEREAS, subsequent to the required notifications and inspections of the property, the last of which occurring on April 21, 2009, no work to remedy the violations has occurred.

NOW, THEREFORE, BE IT RESOLVED by the Terrebonne Parish Council (Community Development and Planning Committee), on behalf of the Terrebonne Parish Consolidated Government, that a condemnation hearing on the structure located at 131 Connely Street be called for Tuesday, June 23, 2009, at 6:00 p. m.; and

BE IT FURTHER RESOLVED that the appropriate notice be sent to the property owner(s) requiring him/her to show just cause at the hearing as to why the structure should not be condemned; and

BE IT FURTHER RESOLVED that the Parish President is hereby authorized to appoint an attorney ad hoc to ensure that the property owner(s) are given proper notice and representation, if needed.

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: None.

The Chairman declared the resolution adopted on this, the 11<sup>th</sup> day of May, 2009.

\* \* \* \* \*

OFFERED BY: Ms. A. Williams.

SECONDED BY: Mr. B. Hebert and Mr. K. Voisin.

RESOLUTION NO. 09-242

A RESOLUTION CALLING A CONDEMNATION HEARING ON THE STRUCTURE SITUATED AT 211 PRINCE COLLINS STREET FOR TUESDAY, JUNE 23, 2009, AT 6:00 P.M. AND ADDRESSING OTHER MATTERS RELATIVE THERETO.

WHEREAS, on July 2, 2008 the Department of Planning and Zoning was notified of extensive violations to the Terrebonne Parish Nuisance Abatement Ordinance occurring at 211 Prince Collins Street; and

WHEREAS, from an inspection of the property conducted by the Department of Planning and Zoning on July 9, 2008, it was found that the structure located at 211 Prince Collins Street was, in fact, in such condition that it has been formally declared a derelict and abandoned structure, as defined under Section 14-26 of the Terrebonne Parish Code of Ordinances and, therefore, constitutes a nuisance; and

WHEREAS, the owner of record has been issued the required warning via certified mail by the Department of Planning and Zoning, of the violations occurring on the property; and

WHEREAS, subsequent to the required notifications and inspections of the property, the last of which occurring on April 21, 2009, no work to remedy the violations has occurred.

NOW, THEREFORE, BE IT RESOLVED by the Terrebonne Parish Council (Community Development and Planning Committee), on behalf of the Terrebonne Parish Consolidated Government, that a condemnation hearing on the structure located at 211 Prince Collins Street be called for June 23, 2009, at 6:00 p. m.; and

BE IT FURTHER RESOLVED that the appropriate notice be sent to the property owner(s) requiring him/her to show just cause at the hearing as to why the structure should not

be condemned; and

BE IT FURTHER RESOLVED that the Parish President is hereby authorized to appoint an attorney ad hoc to ensure that the property owner(s) are given proper notice and representation, if needed.

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: None.

The Chairman declared the resolution adopted on this, the 11<sup>th</sup> day of May, 2009.

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OFFERED BY: Mr. J. Pizzolatto.

SECONDED BY: Ms. A. Williams.

RESOLUTION NO. 09-243

A RESOLUTION CALLING A CONDEMNATION HEARING ON THE STRUCTURE SITUATED AT 302 JACKSON STREET FOR TUESDAY, JUNE 23, 2009, AT 6:00 P.M. AND ADDRESSING OTHER MATTERS RELATIVE THERETO.

WHEREAS, on June 2, 2006 the Department of Planning and Zoning was notified of extensive violations to the Terrebonne Parish Nuisance Abatement Ordinance occurring at 302 Jackson Street; and

WHEREAS, from an inspection of the property conducted by the Department of Planning and Zoning on June 7, 2006, it was found that the structure located at 302 Jackson Street was, in fact, in such condition that it has been formally declared a derelict and abandoned structure, as defined under Section 14-26 of the Terrebonne Parish Code of Ordinances and, therefore, constitutes a nuisance; and

WHEREAS, the owner of record has been issued the required warning via certified mail by the Department of Planning and Zoning, of the violations occurring on the property; and

WHEREAS, subsequent to the required notifications and inspections of the property, the last of which occurring on April 21, 2009, no work to remedy the violations has occurred.

NOW, THEREFORE, BE IT RESOLVED by the Terrebonne Parish Council (Community Development and Planning Committee), on behalf of the Terrebonne Parish Consolidated Government, that a condemnation hearing on the structure located at 302 Jackson Street be called for Tuesday, June 23, 2009, at 6:00 p. m.; and

BE IT FURTHER RESOLVED that the appropriate notice be sent to the property owner(s) requiring him/her to show just cause at the hearing as to why the structure should not be condemned; and

BE IT FURTHER RESOLVED that the Parish President is hereby authorized to appoint an attorney ad hoc to ensure that the property owner(s) are given proper notice and representation, if needed.

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: None.

The Chairman declared the resolution adopted on this, the 11<sup>th</sup> day of May, 2009.

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OFFERED BY: Mr. P. Lambert.

SECONDED BY: Mr. C. Voisin and Mr. B. Hebert.

RESOLUTION NO. 09-244

A RESOLUTION CALLING A CONDEMNATION HEARING ON THE STRUCTURE SITUATED AT 6032 HIGHWAY 56 FOR TUESDAY, JUNE 23, 2009, AT 6:00 P.M. AND ADDRESSING OTHER MATTERS RELATIVE THERETO.

WHEREAS, on July 14, 2006, the Department of Planning and Zoning was notified of extensive violations to the Terrebonne Parish Nuisance Abatement Ordinance occurring at 6032 Highway 56; and

WHEREAS, from an inspection of the property conducted by the Department of Planning and Zoning on July 14, 2006, it was found that the structure located at 6032 Highway 56 was, in fact, in such condition that it has been formally declared a derelict and abandoned structure, as defined under Section 14-26 of the Terrebonne Parish Code of Ordinances and, therefore, constitutes a nuisance; and

WHEREAS, the owner of record has been issued the required warning via certified mail by the Department of Planning and Zoning, of the violations occurring on the property; and

WHEREAS, subsequent to the required notifications and inspections of the property, the last of which occurring on April 1, 2009, no work to remedy the violations has occurred.

NOW, THEREFORE, BE IT RESOLVED by the Terrebonne Parish Council (Community Development and Planning Committee), on behalf of the Terrebonne Parish Consolidated Government, that a condemnation hearing on the structure located at 6032 Highway 56 be called for Tuesday, June 23, 2009, at 6:00 p. m.; and

BE IT FURTHER RESOLVED that the appropriate notice be sent to the property owner(s) requiring him/her to show just cause at the hearing as to why the structure should not be condemned; and

BE IT FURTHER RESOLVED that the Parish President is hereby authorized to appoint an attorney ad hoc to ensure that the property owner(s) are given proper notice and representation, if needed.

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: None.

The Chairman declared the resolution adopted on this, the 11<sup>th</sup> day of May, 2009.

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OFFERED BY: Mr. P. Lambert.

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

RESOLUTION NO. 09-245

A RESOLUTION CALLING A CONDEMNATION HEARING ON THE STRUCTURE SITUATED AT 807 HIGHWAY 55 FOR TUESDAY, JUNE 23, 2009, AT 6:00 P.M. AND ADDRESSING OTHER MATTERS RELATIVE THERETO.

WHEREAS, on October 10, 2006 the Department of Planning and Zoning was notified of

extensive violations to the Terrebonne Parish Nuisance Abatement Ordinance occurring at 807 Highway 55; and

WHEREAS, from an inspection of the property conducted by the Department of Planning and Zoning on October 26, 2006, it was found that the structure located at 807 Highway 55 was, in fact, in such condition that it has been formally declared a derelict and abandoned structure, as defined under Section 14-26 of the Terrebonne Parish Code of Ordinances and, therefore, constitutes a nuisance; and

WHEREAS, the owner of record has been issued the required warning via certified mail by the Department of Planning and Zoning, of the violations occurring on the property; and

WHEREAS, subsequent to the required notifications and inspections of the property, the last of which occurring on March 31, 2009, no work to remedy the violations has occurred.

NOW, THEREFORE, BE IT RESOLVED by the Terrebonne Parish Council (Community Development and Planning Committee), on behalf of the Terrebonne Parish Consolidated Government, that a condemnation hearing on the structure located at 807 Highway 55 be called for Tuesday, June 23, 2009, at 6:00 p. m.; and

BE IT FURTHER RESOLVED that the appropriate notice be sent to the property owner(s) requiring him/her to show just cause at the hearing as to why the structure should not be condemned; and

BE IT FURTHER RESOLVED that the Parish President is hereby authorized to appoint an attorney ad hoc to ensure that the property owner(s) are given proper notice and representation, if needed.

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: None.

The Chairman declared the resolution adopted on this, the 11<sup>th</sup> day of May, 2009.

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OFFERED BY: Ms. A. Williams.

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

RESOLUTION NO. 09-246

A RESOLUTION GIVING NOTICE OF INTENT TO ADOPT AN ORDINANCE TO AMEND THE ZONING MAP OF THE PARISH OF TERREBONNE SO AS TO REZONE FROM C-2 (GENERAL COMMERCIAL DISTRICT) AND R-3 (MULTI-FAMILY RESIDENTIAL DISTRICT) TO C-2 (GENERAL COMMERCIAL DISTRICT), 5619 HWY. 311; REVISED TRACT 3, PROPERTY BELONGING TO BAYOU SURGICAL SPECIALISTS, L.L.C.; DR. DONALD P. SCHWAB, JR., APPLICANT; AND CALLING A PUBLIC HEARING ON SAID MATTER FOR WEDNESDAY, JUNE 10, 2009 AT 6:30 P.M.

BE IT RESOLVED by the Terrebonne Parish Council (Community Development and Planning Committee), that notice be hereby given to adopt an ordinance to amend the Zoning Map of the Parish of Terrebonne so as to rezone from C-2 (General Commercial District) And R-3 (Multi-Family Residential District) to C-2 (General Commercial District), 5619 Hwy. 311; Revised Tract 3, Property Belonging To Bayou Surgical Specialists, L.L.C.; and

NOW, THEREFORE, BE IT RESOLVED that a public hearing be called on said matter for Wednesday, June 10, 2009 at 6:30 p.m.

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: None.

The Chairman declared the resolution adopted on this, the 11<sup>th</sup> day of May, 2009.

\* \* \* \* \*

In response to questioning, Interim Parish Manager Patrick Gordon stated that the aforementioned tract of land is located between Polk Street and the old snowball stand.

OFFERED BY: Mr. K. Voisin.

SECONDED BY: Mr. J. Cehan, Mr. B. Hebert and Mr. C. Voisin.

RESOLUTION NO. 09-247

A RESOLUTION GIVING NOTICE OF INTENT TO ADOPT AN ORDINANCE TO AMEND THE ZONING MAP OF THE PARISH OF TERREBONNE SO AS TO REZONE FROM C-3 (NEIGHBORHOOD COMMERCIAL DISTRICT) TO R-3 (MULTI-FAMILY RESIDENTIAL DISTRICT), 115 SIMMONS DRIVE; REVISED TRACT "B", HONDURAS PLANTATION SUBDIVISION; JOSEPH C. FOX, APPLICANT; AND CALLING A PUBLIC HEARING ON SAID MATTER FOR WEDNESDAY, JUNE 10, 2009 AT 6:30 P.M.

BE IT RESOLVED by the Terrebonne Parish Council (Community Development and Planning Committee), that notice be hereby given to adopt an ordinance to amend the Zoning Map of the Parish of Terrebonne so as to rezone from C-3 (Neighborhood Commercial District) to R-3 (Multi-Family Residential District), 115 Simmons Drive; Revised Tract "B", Honduras Plantation Subdivision; and

NOW, THEREFORE, BE IT RESOLVED that a public hearing be called on said matter for Wednesday, June 10, 2009 at 6:30 p.m.

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: None.

The Chairman declared the resolution adopted on this, the 11<sup>th</sup> day of May, 2009.

\* \* \* \* \*

OFFERED BY: Mr. J. Cehan.

SECONDED BY: Mr. K. Voisin.

RESOLUTION NO. 09-248

A RESOLUTION GIVING NOTICE OF INTENT TO ADOPT AN ORDINANCE TO AMEND THE ZONING MAP OF THE PARISH OF TERREBONNE SO AS TO REZONE FROM R-1 (SINGLE-FAMILY RESIDENTIAL DISTRICT) TO R-2M (TWO-FAMILY RESIDENTIAL DISTRICT, HIGH DENSITY), 219 CAROLYN AVENUE; LOT 9, BLOCK 4, GRAND CAILLOU HEIGHTS SUBDIVISION; RANDY PIAZZA, APPLICANT; AND CALLING A PUBLIC HEARING ON SAID MATTER FOR WEDNESDAY, JUNE 10, 2009 AT 6:30 P.M.

BE IT RESOLVED by the Terrebonne Parish Council (Community Development and Planning Committee), on behalf of the Terrebonne Parish Consolidated Government, that notice be hereby given to adopt an ordinance to amend the Zoning Map of the Parish of Terrebonne so as to rezone from R-1 (Single-Family Residential District) to R-2M (Two-Family Residential District, High Density), 219 Carolyn Avenue; Lot 9, Block 4, Grand Caillou Heights Subdivision; Revised Tract "B", Honduras Plantation Subdivision; and

NOW, THEREFORE, BE IT RESOLVED that a public hearing be called on said matter for Wednesday, June 10, 2009 at 6:30 p.m.

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: None.

The Chairman declared the resolution adopted on this, the 11<sup>th</sup> day of May, 2009.

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OFFERED BY: Mr. J. Pizzolatto.

SECONDED BY: Mr. J. Cehan.

RESOLUTION NO. 09-249

A RESOLUTION GIVING NOTICE OF INTENT TO ADOPT AN ORDINANCE TO AMEND THE ZONING MAP OF THE PARISH OF TERREBONNE SO AS TO REZONE FROM R-2M (TWO-FAMILY RESIDENTIAL DISTRICT, HIGH DENSITY) TO R-3M (MULTI-FAMILY TOWN HOUSE CONDOMINIUM DISTRICT), LOTS 1-10, VILLAGE SQUARE SUBDIVISION; MICHELLE PARSONS PROPERTIES, L.L.C., APPLICANT; AND CALLING A PUBLIC HEARING ON SAID MATTER FOR WEDNESDAY, JUNE 10, 2009 AT 6:30 P.M.

BE IT RESOLVED by the Terrebonne Parish Council (Community Development and Planning Committee), that notice be hereby given to adopt an ordinance to amend the Zoning Map of the Parish of Terrebonne so as to rezone from R-2M (Two-Family Residential District, High Density) to R-3M (Multi-Family Town House Condominium District), Lots 1-10, Village Square Subdivision; and

NOW, THEREFORE, BE IT RESOLVED that a public hearing be called on said matter for Wednesday, June 10, 2009 at 6:30 p.m.

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: None.

The Chairman declared the resolution adopted on this, the 11<sup>th</sup> day of May, 2009.

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Ms. T. Cavalier moved, seconded by Mr. K. Voisin, "THAT, the Community Development & Planning Committee retain the matter relative to the existing laws concerning fire hydrants and the spacing requirements for hydrants in committee for two weeks."

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None.

ABSENT: None.

The Chairman declared the motion adopted.

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

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None.

ABSENT: None.

The Chairman declared the motion adopted and the meeting was adjourned at 10:45 p. m.

Alvin Tillman, Chairman

Suzette Thomas Minute Clerk

Mr. A. Tillman moved, seconded by Mr. J. Cehan, "THAT, the Council accept and ratify the minutes of the Community Development & Planning Committee meeting held on 5/11/09."

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None

ABSENT: C. Voisin

The Chairwoman declared the motion adopted.

Mr. J. Cehan moved, seconded by Mr. K. Voisin, "THAT, the Council appoint Mr. Kevin Harris to replace Ms. Ashlee Gunter on the Hurricane Evacuation Advisory Committee, representing the Red Cross."

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

Mr. C. Cehan moved, seconded by Mr. P. Lambert, "THAT, the Council re-appoint Mr. Kirby Verret to another term on the Recreation District No. 4 Board."

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

Mr. B. Hebert moved, seconded by Mr. P. Lambert, "THAT, the Council re-appoint Mr. Bobby Arceneaux to another term on the Recreation District No. 2, 3 Board."

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

Mr. J. Pizzolatto moved, seconded by Mr. J. Cehan, "THAT, the Council open nominations for the vacancy on the Village East Volunteer Fire Board to replace Mrs. Carla Luke, who resigned."



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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

Mr. B. Hebert moved, seconded by Mr. A. Tillman, "THAT, the Council re-appoint Ms. Bernadette Dugas and Ms. Della Hotard to another term on the TARC Board of Directors, representing TARC membership."

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

At the request of Councilwoman T. Cavalier, Public Works Director Lt. Col. (ret.) G. Bush stated that he researched the Sunset Subdivision area and discovered in 2001 work was started to improve the subdivision, but funding was an issue. He stated that he does believe he has the recommended solution, but upgrades will need to be done on the cost estimates.

Ms. T. Cavalier moved, seconded by Mr. J. Cehan, "THAT, the Council refer the discussion and possible action on the Sunset Subdivision in Schriever drainage system to the Public Services Committee in four weeks."

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

Councilman K. Voisin requested that the matter of the culvert being installed on Highway 311, across from Little Bayou Black, near "The Lakes" subdivision, be placed on the next appropriate committee agenda for discussion.

Councilman C. Voisin stated in reference to the individual who addressed the Council relative to the Civic Center fees, that according to Section 2-406 of the Parish Code, Arena Configuration I, and that when the contract with "The Conquerors" was granted it may have been a bit excessive and believes the Council is within their jurisdiction. He requested Legal Staff to review this matter and report back to the Policy, Procedure & Legal Committee.

Councilman J. Cehan stressed the need for residents to not put grass cuttings in storm drains when they cut their grass.

Councilman K. Voisin announced that the Terrebonne Parish School Board passed a resolution unanimously opposing slips and canals in proximity to schools. He challenged residents to go out and help correct one thing in their neighborhood to better the Terrebonne Parish community.

Chairwoman A. Williams reminded elected officials that they have until May 15, 2009 to turn in financial disclosure forms to the State Ethics Commission.

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

- With the hard work of the Planning Department Staff Terrebonne Parish will have a 7 rating for flood insurance, which will reduce flood insurance by 5%
- Giving appreciation to the Terrebonne Garden Club, the Public Works Department, the Main Street Manager, the Community Problem Solver, and the Sheriff's Department trustees for their hard work with the "Cleanest City Contest"
- Houma Police Department Officer Travis Theriot's being selected Officer of the Year
- The importance of the Last Stand for the Wetlands event on 5/31/09 at the Downtown Harbor
- The reduction in sales tax proceeds by 4.1% last month from the prior year
- He will not be at the next Council meeting because he will be traveling to Amsterdam and the Netherlands with Senator Landrieu to look at the dykes and levees and the long distance transmission of sediment

No action was necessary on agenda item 7A – Information List.

Mr. C. Voisin moved, seconded Unanimously, "THAT, the Council ratify the Parish President's appointment of Mr. Todd Michael Dufrene for the Houma Fire Chief."

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

Parish President M. Claudet extended his thanks to District Chief Reed Callahan for his job as Interim Fire Chief.

The Chairwoman recognized newly appointed Houma Fire Chief Todd Dufrene, who thanked the Council and Parish President and stated he looked forward to the job ahead of him.

Mr. A. Tillman moved, seconded by Mr. P. Lambert, "THAT, the Council accept the Parish President's recommendation of Ms. Janel Ricca as Civic Center Director and that the matter be held over for two weeks pursuant to Section 2-98 of the Parish Code."

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

The Chairwoman recognized Ms. Janel Ricca, who thanked the Council and Parish President for consideration for Director of the Civic Center and stated she is excited about this position.

Mr. J. Pizzolatto moved, seconded by Mr. C. Voisin, "THAT, the Council allow an add on to address a resolution regarding HMGP funds to elevate three properties."

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

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

Mr. P. Lambert moved, seconded by Mr. J. Cehan, "THAT, the Council close the call for public comments."

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

OFFERED BY: Mr. P. Lambert.

SECONDED BY: Mr. C. Voisin.

RESOLUTION NO. 09-250

A RESOLUTION OBLIGATING THE NECESSARY FUNDING UNDER THE TERREBONNE PARISH FLOOD HAZARD MITIGATION PROGRAM/HURRICANE LILI, PROJECT NO 1607-109-0001 TO COMPLETE THE ELEVATION OF VARIOUS STRUCTURES CONDITIONED ON ADMINISTRATIVE REVIEW AND AUTHORIZATION TO PROCEED IS RECEIVED FROM THE GOVERNOR'S OFFICE OF HOMELAND SECURITY AND EMERGENCY PREPAREDNESS.

WHEREAS, the Terrebonne Parish Consolidated Government has been formally notified that the Hurricane Katrina Flood Hazard Mitigation Program (HMGP), Project No. 1607-109-0001, can proceed with the mitigation of the structures listed below; and

WHEREAS, under the administrative guidance of Shaw Environmental and Infrastructure Group, the required "elevation packets" have been prepared and executed by the various property owners and are approved by the Governor's Office of Homeland Security and Emergency Preparedness.

NOW, THEREFORE, BE IT RESOLVED, by the Terrebonne Parish Council (Community Development and Planning Committee, on behalf of the Terrebonne Parish Consolidated Government, that the necessary funding under the Terrebonne Parish Flood Hazard Mitigation Program/Hurricane Katrina, Project No. 1607-109-0001 be hereby obligated in facilitation of the mitigation of the following structures:

1. 211 South Central Boulevard  
June Gleason

2. 6036 Shrimpers Row  
Rudolph Carlos

3. 105 South Dupre Street  
Larry Dupre

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairwoman declared the resolution adopted on this, the 13<sup>th</sup> day of May, 2009.

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Ms. T. Cavalier moved, seconded by Mr. K. Voisin, "THAT, the Council allow an add on to address a street light."

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

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

Ms. T. Cavalier moved, seconded by Mr. J. Cehan, "THAT, the Council close the call for public comments."

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

Ms. T. Cavalier moved, seconded by Mr. J. Cehan, "THAT, the Council approve the following street light list:

INSTALL TWO (2) 150W HPS STREET LIGHT ON EXISTING POLES NEAR THE CORNER OF WEST MAIN STREET AND COLONIAL DRIVE (MID WAY DOWN THE STREET ADJACENT FROM 105 COLONIAL DRIVE – CONTACT PERSON: SUE MANNING 859-2573); RLD #1; ENTERGY; TERI CAVALIER."

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

There were no matters to address under agenda item 7E – Parish President.

Mr. B. Hebert, seconded by Mr. A. Tillman, "THAT, the Council accept the following Monthly Engineering Reports:

- A) GSE Associates, Inc.
- B) Milford and Associates, Inc.
- C) T. Baker Smith, Inc."

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted and the meeting adjourned at 8:36 p.m.

VENITA H. CHAUVIN, MINUTE CLERK

ATTEST:

/S/ARLANDA J. WILLIAMS  
ARLANDA J. WILLIAMS, CHAIRWOMAN  
TERREBONNE PARISH COUNCIL

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