OFFICIAL PROCEEDINGS
OF THE
TERREBONNE PARISH COUNCIL
IN REGULAR SESSION
AUGUST 22, 2001

The Chairman, Mr. Ray B. Boudreaux, Jr., called the meeting to order at 6:10 p.m. in the Terrebonne Parish Council Meeting Room. Following the Invocation, led by Councilman W. Thibodeaux, the Pledge of Allegiance was led by Councilman P. Rhodes.

Upon roll call, Council Members recorded as present were: C. Duplantis, J. B. Breaux, C. Voisin, P. Rhodes, D. Henry, A. Tillman, W. Thibodeaux, and R. Boudreaux. H. Lapeyre was recorded as absent. A quorum was declared present.

Ms. C. Duplantis moved, seconded by Mr. D. Henry, “THAT, the Council approve the minutes of the Regular Council Session held on 7/25/01.”

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

UPON ROLL CALL THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: H. Lapeyre.

The Chairman declared the motion adopted.

Mr. C. Voisin moved, seconded by Mr. P. Rhodes, “THAT, the Council approve the Parish Bill List dated 8/20/01.”

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

UPON ROLL CALL THERE WAS RECORDED:


NAYS: C. Duplantis.

ABSTAINING: J. B. Breaux and W. Thibodeaux.

ABSENT: H. Lapeyre.

The Chairman declared the motion adopted.

Chairman R. Boudreaux stated that agenda item 1A (commending Brother Alfred Kolb, S. C., Brothers of the Sacred Heart) was being deferred to the next Council agenda.

The following resolution was offered by Mr. Daniel D. Henry and seconded by Mr. Clayton Voisin and Mr. Peter Rhodes:

RESOLUTION NO. 01-289
A resolution declaring the intention of the Parish Council of the Parish of Terrebonne, State of Louisiana, that certain expenditures made in connection with capital improvements be reimbursed with tax-exempt borrowings.

WHEREAS, the Parish Council of the Parish of Terrebonne, State of Louisiana, acting as the governing authority of said Parish (the “Issuer”), is undertaking capital improvement projects of the solid waste division (the “Project”), and

WHEREAS, the cost of the Project is to be funded by tax-exempt obligations of the Issuer (the “Certificates”), and

WHEREAS, it is anticipated that the Issuer may make certain expenditures in connection with the Project prior to the proceeds being available from the Certificates.

NOW, THEREFORE BE IT RESOLVED by the Parish Council of the Parish of Terrebonne, State of Louisiana, acting as the governing authority of said Parish, that:

SECTION 1. Prior to the delivery of the Certificates, the Issuer anticipates that it may pay a portion of the costs of the Project within a 60 day period preceding the adoption of this resolution and during the period following its adoption (estimated not to exceed $1,000,000) from available moneys, which Certificates will be issued for the purposes set forth in the preamble to this resolution. Upon the issuance of the Certificates, the Issuer reasonably expects to reimburse any such expenditures from a portion of the proceeds of the Certificates. Any such allocations of proceeds of the Certificates for reimbursement will be with respect to capital expenditures (as defined in United States Treasury Regulation 1.150-1(b)) and will be made upon the delivery of the Certificates and not later than one year after the later of (i) the date such expenditure was paid or (ii) the date on which the Project was placed in service.

SECTION 2. This resolution is intended to be a declaration of official intent within the meaning of United States Treasury Regulation 1.150-2.

SECTION 3. This resolution shall be effective upon adoption.


NAYS: NONE.

ABSENT: Harold Lapeyre.

And the resolution was declared adopted on this, the 22nd day of August, 2001.

* * * * * * * * *

The following resolution was offered by Mr. Daniel D. Henry and seconded by Mr. Peter Rhodes:

RESOLUTION NO. 01-290

A resolution ordering and calling a special election to be held in (i) Road Lighting District No. 6 of the Parish of Terrebonne, State of Louisiana, (ii) Road Lighting District No. 7 of the Parish of Terrebonne, State of Louisiana, (iii) Road Lighting District No. 8 of the Parish of Terrebonne, State of Louisiana, (iv) Road Lighting District No. 9 of the Parish of Terrebonne, State of Louisiana, and (v) Road Lighting District No. 10 of the Parish of Terrebonne, State of Louisiana, to authorize the renewal of special taxes therein; making application to the State Bond Commission in connection therewith; and providing for other matters in connection therewith.

BE IT RESOLVED by the Terrebonne Parish Council of the Parish of Terrebonne, State of Louisiana (the "Governing Authority"), acting as the governing authority of (i) Road Lighting District No. 6 of the Parish of Terrebonne, State of Louisiana, (ii) Road Lighting District No. 7 of the Parish of Terrebonne, State of Louisiana, (iii) Road Lighting District No. 8 of the Parish of Terrebonne, State of Louisiana, (iv) Road Lighting District No. 9 of the Parish of Terrebonne, State of Louisiana, and (v) Road Lighting District No. 10 of the Parish of Terrebonne, State of Louisiana (collectively the "Districts"), that:

SECTION 1. Election Call. Subject to the approval of the State Bond Commission, and under the authority conferred by Article VI, Sections 30 and 32 of the Constitution of the State of Louisiana of 1974, the applicable provisions of Chapter 5 and Chapter 6-A of the Louisiana Election Code, and other constitutional and statutory authority, a special election is hereby called and ordered to be held in the Districts on SATURDAY, NOVEMBER 17, 2001, between the hours of six o'clock (6:00) a.m., and eight o'clock (8:00) p.m., in accordance with the provisions of La. R.S. 18:541, and at the said election there shall be submitted to all registered voters qualified and entitled to vote at the said election under the Constitution and laws of this State and the Constitution of the United States, the following propositions, to-wit:

ROAD LIGHTING DISTRICT NO. 6 TAX RENEWAL

SUMMARY: 10-YEAR 4.77 MILLS PROPERTY TAX FOR PROVIDING AND MAINTAINING ELECTRIC LIGHTS ON THE STREETS, ROADS, ALLEYS AND PUBLIC PLACES IN ROAD LIGHTING DISTRICT NO. 6.

Shall Road Lighting District No. 6 of the Parish of Terrebonne, State of Louisiana, to continue to levy a four and seventy-seven hundredths (4.77) mills tax on all property, subject to taxation in said District for a period of ten (10) years beginning with the year 2002 and ending with the year 2011, for the purpose of providing and maintaining electric lights on the streets, roads, highways, alleys and public places in said Road Lighting District?

ROAD LIGHTING DISTRICT NO. 7 TAX RENEWAL

SUMMARY: 10-YEAR 4.77 MILLS PROPERTY TAX FOR PROVIDING AND MAINTAINING ELECTRIC LIGHTS ON THE STREETS, ROADS, ALLEYS AND PUBLIC PLACES IN ROAD LIGHTING DISTRICT NO. 6.

Shall Road Lighting District No. 7 of the Parish of Terrebonne, State of Louisiana, to continue to levy a four and seventy-seven hundredths (4.77) mills tax on all property, subject to taxation in said District for a period of ten (10) years beginning with the year 2002 and ending with the year 2011, for the purpose of providing and maintaining electric lights on the streets, roads, highways, alleys and public places in said Road Lighting District?
SUMMARY: 10-YEAR 6.89 MILLS PROPERTY TAX FOR PROVIDING AND MAINTAINING ELECTRIC LIGHTS ON THE STREETS, ROADS, HIGHWAYS, ALLEYS AND PUBLIC PLACES IN ROAD LIGHTING DISTRICT NO. 7.

Shall Road Lighting District No. 7 of the Parish of Terrebonne, State of Louisiana, to continue to levy a six and eighty-nine hundredths (6.89) mills tax on all property, subject to taxation in said District for a period of ten (10) years beginning with the year 2004 and ending with the year 2013, for the purpose of providing and maintaining electric lights on the streets, roads, highways, alleys and public places in said Road Lighting District?

ROAD LIGHTING DISTRICT NO. 8 TAX RENEWAL

SUMMARY: 10-YEAR 4.63 MILLS PROPERTY TAX FOR PROVIDING AND MAINTAINING ELECTRIC LIGHTS ON THE STREETS, ROADS, HIGHWAYS, ALLEYS AND PUBLIC PLACES IN ROAD LIGHTING DISTRICT NO. 8.

Shall Road Lighting District No. 8 of the Parish of Terrebonne, State of Louisiana, to continue to levy a four and sixty-three hundredths (4.63) mills tax on all property, subject to taxation in said District for a period of ten (10) years beginning with the year 2002 and ending with the year 2011, for the purpose of providing and maintaining electric lights on the streets, roads, highways, alleys and public places in said Road Lighting District?

ROAD LIGHTING DISTRICT NO. 9 TAX RENEWAL

SUMMARY: 10-YEAR 8.64 MILLS PROPERTY TAX FOR PROVIDING AND MAINTAINING ELECTRIC LIGHTS ON THE STREETS, ROADS, HIGHWAYS, ALLEYS AND PUBLIC PLACES IN ROAD LIGHTING DISTRICT NO. 9.

Shall Road Lighting District No. 9 of the Parish of Terrebonne, State of Louisiana, to continue to levy an eight and sixty-four hundredths (8.64) mills tax on all property, subject to taxation in said District for a period of ten (10) years beginning with the year 2002 and ending with the year 2011, for the purpose of providing and maintaining electric lights on the streets, roads, highways, alleys and public places in said Road Lighting District?

ROAD LIGHTING DISTRICT NO. 10 TAX RENEWAL

SUMMARY: 10-YEAR 4.89 MILLS PROPERTY TAX FOR PROVIDING AND MAINTAINING ELECTRIC LIGHTS ON THE STREETS, ROADS, HIGHWAYS, ALLEYS AND PUBLIC PLACES IN ROAD LIGHTING DISTRICT NO. 10.

Shall Road Lighting District No. 10 of the Parish of Terrebonne, State of Louisiana, to continue to levy a four and eighty-nine hundredths (4.89) mills tax on all property, subject to taxation in said District for a period of ten (10) years beginning with the year 2002 and ending with the year 2011, for the purpose of providing and maintaining electric lights on the streets, roads, highways, alleys and public places in said Road Lighting District?

SECTION 2. Publication of Notice of Election. A Notice of Special Election shall be published in The Courier, a daily newspaper of general circulation within the Districts, published in Houma, Louisiana, and being the official journal of the Districts, once a week for four consecutive weeks, with the first publication to be made not less than forty-five (45) days nor more then ninety (90) days prior to the date of the election, which Notice shall be substantially in the form attached hereto as "Exhibit A" and incorporated herein by reference the same as if it were set forth herein in full.

SECTION 3. Canvass. This Governing Authority shall meet at its regular meeting place, the Parish Council Room, Courthouse, Houma, Louisiana, on WEDNESDAY, DECEMBER 5, 2001, at SIX THIRTY O'CLOCK (6:30) P.M., and shall then and there in open and public session proceed to examine and canvass the returns and declare the results of the said special election.

SECTION 4. Polling Places. The polling places set forth in the aforesaid Notice of Special Election are hereby designated as the polling places at which to hold the said election, and the Commissioners-in-Charge and Commissioners, respectively, will be the same persons as those designated in accordance with law.

SECTION 5. Election Commissioners; Voting Machines. The officers designated to serve as Commissioners-in-Charge and Commissioners pursuant to Section 4 hereof, or such substitutes therefor as may be selected and designated in accordance with La. R.S. 18:1287, shall hold the said special election as herein provided, and shall make due returns of said election for the meeting of the Governing Authority to be held on Wednesday, December 5, 2001, as provided in Section 3 hereof. All registered voters in the Districts will be entitled to vote at the special election, and voting machines shall be used.

SECTION 6. Authorization of Officers. The Clerk of the Council of the Governing Authority is hereby empowered, authorized and directed to arrange for and to furnish to said election officers in ample time for the holding of said election, the necessary equipment, forms and other paraphernalia essential to the proper holding of said election and the Chairman and/or Clerk of the Council of the Governing Authority are further authorized, empowered and directed to take any and all further action required by State and/or Federal law to arrange for the election, including but not limited to, appropriate submission to the Federal Department of Justice under Section 5 of the Federal Voting Rights Act of 1965, as amended.

SECTION 7. Furnishing Election Call to Election Officials. Certified copies of this resolution shall be forwarded to the Secretary of State, the Commissioner of Elections, the Clerk of Court and Ex-Officio Parish Custodian of Voting Machines of Terrebonne Parish and the Registrar of Voters of Terrebonne Parish, as notification of the special election, in order that each may prepare for said election and perform their respective functions as required by law.

SECTION 8. Application to State Bond Commission. Application is made to the State Bond Commission for consent and authority to hold the special election as herein provided, and in the event said election carries for further consent and authority to continue to levy and collect the special taxes provided for therein. A certified copy of this resolution shall be forwarded to the State Bond
Commission on behalf of this Governing Authority, together with a letter requesting the prompt consideration and approval of this application.

This resolution having been submitted to a vote, the vote thereon was as follows:


NAYS: NONE.

ABSENT: Harold Lapeyre.

And the resolution was declared adopted on this, the 22nd day of August, 2001.

/s/ Paul A. Labat _______________________/s/ Ray B. Boudreaux, Jr.  
Clerk of the Council          Chairman

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The Chairman recognized Mr. Rudie Bourgeois, 401 Roberta Grove Blvd., who expressed his concerns relative to the need to have more public boat launches in Terrebonne Parish.

Mr. P. Rhodes moved, seconded by Mr. A. Tillman, “THAT, the Council allow Mr. Rudie Bourgeois an additional 5 minutes to continue his presentation regarding boat landings in Terrebonne Parish.”

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

UPON ROLL CALL THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: H. Lapeyre.

The Chairman declared the motion adopted.

Mr. Rudie Bourgeois continued his presentation regarding boat landings in Terrebonne Parish and presented a petition to the Council from approximately one thousand citizens requesting more boat landings.

Mr. D. Henry moved, seconded by Mr. P. Rhodes, “THAT, the Council refer the information presented by Mr. Rudie Bourgeois regarding boat launches in Terrebonne Parish to the appropriate committee for evaluation and that the petition he presented regarding same be formally accepted by the Council.”

The Chairman called for a vote on the motion offered by Mr. D. Henry.

UPON ROLL CALL THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: H. Lapeyre.

The Chairman declared the motion adopted.

Mr. J. B. Breaux moved, seconded by Mr. D. Henry, “THAT, it now being 6:30 p.m., the Council open public hearings.”

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

UPON ROLL CALL THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: H. Lapeyre.
The Chairman declared the motion adopted.

The Chairman recognized the public for comments on the following:

A. A proposed ordinance to provide for the creation of a Board of Commissioners to serve as the governing authority of Fire Protection District No. 8 (continued from previous meeting).

The Chairman recognized Mr. Mike Adams, Fire Protection District No. 8 Board Chairman, who read a letter from the board regarding the membership and requesting that the board remain as nine members to allow equal representation from the 3 different fire departments within the district. The letter also requested that the Council make the board an autonomous governing board as opposed to an advisory board.

Chairman R. Boudreaux relinquished the Chair to Vice-Chairman C. Voisin.

The Vice-Chairman recognized Mr. Troy Boudreaux, Assistant Fire-Chief of the Donner/Chacahoula Volunteer Fire Department, who expressed his concerns relative to members being appointed to the Fire Protection District No. 8 Board who are not familiar with fire fighting.

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

Mr. W. Thibodeaux moved, seconded by Mr. D. Henry, “THAT, the Council close the aforementioned public hearing.”

The Vice-Chairman called for a vote on the motion offered by Mr. W. Thibodeaux.

UPON ROLL CALL THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: H. Lapeyre.

The Vice-Chairman declared the motion adopted.

Mr. W. Thibodeaux moved, seconded by Mr. D. Henry, “THAT, the Council refer the request of Fire Chief Mike Adams regarding the governing authority of the Fire District No. 8 being autonomous as opposed to advisory and that the Legal Department be requested to review this matter and report their findings.” *(ACTION TAKEN ON PROPOSED ORDINANCE LATER DURING PROCEEDINGS.)*

The Vice-Chairman called for a vote on the motion offered by Mr. W. Thibodeaux.

UPON ROLL CALL THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: H. Lapeyre.

The Vice-Chairman declared the motion adopted.

The Vice-Chairman recognized the public for comments on the following:

B. A proposed ordinance that will provide for the official creation of the Fire Protection District No. 9 Board of Commissioners.

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

Mr. W. Thibodeaux moved, seconded by Mr. J. B. Breaux, “THAT, the Council close the aforementioned public hearing.”

The Vice-Chairman called for a vote on the motion offered by Mr. W. Thibodeaux.

UPON ROLL CALL THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: H. Lapeyre.

The Vice-Chairman declared the motion adopted.

The Vice-Chairman recognized the public for comments on the following:
ABSENT: H. Lapeyre.

The Vice-Chairman declared the motion adopted.

OFFERED BY: Mr. W. Thibodeaux.
SECONDED BY: Mr. P. Rhodes.

ORDINANCE NO. 6462

AN ORDINANCE AMENDING CHAPTER 8, ARTICLE 11 SECTION 8-22(C) OF THE PARISH CODE TO PROVIDE FOR A BOARD OF COMMISSIONERS TO SERVE AS GOVERNING AUTHORITY FOR FIRE PROTECTION DISTRICT 9.

WHEREAS Louisiana Revised Statute 40:1495 grants the Terrebonne Parish Council the authority to serve as the governing body of a created Fire Protection District or to appoint a Board of Commissioners to serve as the governing body for the district;

WHEREAS the Council wishes to provide for a Board of Commissioners to serve as the governing body for the Fire Protection District Number 9;

NOW THEREFORE BE IT ORDAINED by the Terrebonne Parish Consolidated Government that:

SECTION I

Chapter 8. FIRE PROTECTION AND PREVENTION, Article 11. Fire Protection Districts, Section 8-22(C) is hereby amended to read as follows:

Section 8-22. Powers, governing bodies.

(a) The fire protection districts shall constitute public corporations and political subdivisions of the state and shall have all rights, powers and privileges granted and conferred by the constitution and statutes of the state to such corporations, including the authority to incur debts, to issue bonds and to levy taxes.

(b) Except as otherwise provided in this section, the parish council shall be the governing authority for the fire protection districts

(c) The governing authority for Fire Protection Districts No. 4A, No. 6, No. 7, No. 8, No. 9 and No. 10 shall be a board of commissioners to be created for each such fire protection district, such board to be created, administered and governed by the provisions of R.S. 40:1491 et seq., as may be amended or supplemented by state law.

SECTION II

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

SECTION III

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

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

THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: H. Lapeyre.

The Vice Chairman declared the ordinance adopted on this, the 22nd day of August, 2001.

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The Vice-Chairman recognized the public for comments on the following:

C. A proposed ordinance that will amend the 2001 Budget to provide a local match and in-kind services for a State Grant, Hazardous Material Emergency Preparedness Program and a Hazard Computer Database Program.

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

Mr. J. B. Breaux moved, seconded by Mr. D. Henry, “THAT, the Council close the aforementioned public hearing.”

The Vice-Chairman called for a vote on the motion offered by Mr. J. B. Breaux.
UPON ROLL CALL THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: H. Lapeyre.

The Vice-Chairman declared the motion adopted.

OFFERED BY: Mr. D. Henry.
SECONDED BY: Mr. J.B. Breaux and Mr. R. Boudreaux, Jr.

ORDINANCE NO. 6463

AN ORDINANCE TO AMEND THE 2001 ADOPTED BUDGET OF THE TERREBONNE PARISH CONSOLIDATED GOVERNMENT TO PROVIDE A LOCAL MATCH AND IN-KIND SERVICES FOR STATE GRANT, HAZARDOUS MATERIAL EMERGENCY PREPAREDNESS PROGRAM, FOR A HAZARD COMPUTER DATABASE PROGRAM.

SECTION I

WHEREAS, the State is granting an amount of $4,278.00 to help implement this database program which will collect facility data throughout Terrebonne Parish of chemical emergency planning zones, and

WHEREAS, the specific hazardous material’s risk management needs will be addressed by this project, and

WHEREAS, the remainder of the project cost will come from in-kind service ($1,463) and excess funds ($1,572) within the Emergency Preparedness Department totaling $3,035.00.

NOW, THEREFORE BE IT ORDAINED, by the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, that the 2001 Adopted Budget of the Terrebonne Parish Consolidated Government be amended to receive a new grant from the State of Louisiana.

FUND 151 – GENERAL FUND

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<tr>
<th>Code</th>
<th>Description</th>
<th>Amount</th>
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<tr>
<td>151-000-6318-05</td>
<td>Office of Emergency Preparedness</td>
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<td>151-912-8111-01</td>
<td>Salaries &amp; Wages</td>
<td>1,572</td>
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<tr>
<td>151-912-8211-03</td>
<td>Software Purchases</td>
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</table>

SECTION II

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

SECTION III

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

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

THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: H. Lapeyre.

The Vice Chairman declared the ordinance adopted on this, the 22nd day of August, 2001.

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The Vice-Chairman recognized the public for comments on the following:

D. A proposed ordinance that will amend the 2001 Budget to provide a local match of 20% for two 17-passenger transit buses under the Rural Transportation Program.
There were no comments from the public on the aforementioned ordinance.

Mr. R. Boudreaux moved, seconded by Mr. D. Henry, “THAT, the Council close the aforementioned public hearing.”

The Vice-Chairman called for a vote on the motion offered by Mr. R. Boudreaux.

UPON ROLL CALL THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

The Vice-Chairman declared the motion adopted.

OFFERED BY: Mr. D. Henry.
SECONDED BY: Mr. R. Boudreaux, Jr.

ORDINANCE NO. 6464

AN ORDINANCE TO AMEND THE 2001 ADOPTED BUDGET OF THE TERREBONNE PARISH CONSOLIDATED GOVERNMENT TO PROVIDE A LOCAL MATCH OF 20% FOR TWO (2) 17 PASSENGER TRANSIT BUSES UNDER THE SECTION 5309 DISCRETIONARY CAPITAL ASSISTANCE COMPONENT OF THE RURAL TRANSPORTATION PROGRAM.

SECTION I

WHEREAS, the State of Louisiana, Department of Transportation has approved the Terrebonne Parish Consolidated Government’s application for 2001 capital equipment, and

WHEREAS, the Department of Transportation and Development is requesting the 20% local share in the amount of $20,800 as soon as possible so the State may order the vehicles, and

WHEREAS, the buses will be delivered approximately one (1) year from the date FTA approves the capital contract.

BE IT ORDAINED, by the Terrebonne Parish Council, in Regular Session convened, that the 2001 Adopted Budget of the Terrebonne Parish Consolidated Government be amended as follows so as to provide a local match of 20% for two (2) 17-passenger transit buses under the Section 5309 Discretionary Capital Assistance component of the Rural Transportation Program.

FUND 240 – FEDERAL HIGHWAY ADMINISTRATION

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<tr>
<td>204-000-7101-51</td>
<td>Transfer In – General Fund</td>
<td>(20,800)</td>
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<tr>
<td>240-690-8914-03</td>
<td>Transit Buses</td>
<td>104,000</td>
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</table>

(Two (2) 17-passenger transit buses)

FUND 151 – GENERAL FUND

<table>
<thead>
<tr>
<th>Code</th>
<th>Description</th>
<th>Amount</th>
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<td>Transfer Out – Federal Hwy. Administration Fund</td>
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<tr>
<td>151-000-5111-00</td>
<td>Fund Balance (Video Poker)</td>
<td>(20,800)</td>
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</table>

SECTION II

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

SECTION III

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

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

THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.
ABSENT: H. Lapeyre.

The Vice Chairman declared the ordinance adopted on this, the 22nd day of August, 2001.

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The Vice-Chairman recognized the public for comments on the following:

E. A proposed ordinance that will amend the 2001 Budget and budgeted positions to include new positions for the Rural Transit Program.

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

Mr. P. Rhodes moved, seconded by Mr. D. Henry, “THAT, the Council close the aforementioned public hearing.”

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

UPON ROLL CALL THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: H. Lapeyre.

The Vice-Chairman declared the motion adopted.

OFFERED BY: Mr. P. Rhodes.
SECONDED BY: Mr. D. Henry.

ORDINANCE NO. 6465

AN ORDINANCE TO AMEND THE 2001 ADOPTED BUDGETED POSITIONS TO INCLUDE NEW POSITIONS FOR THE RURAL TRANSIT PROGRAM, AND TO ADDRESS OTHER MATTERS RELATIVE THERETO.

SECTION I

WHEREAS, public financial resources have been made available to the State of Louisiana under authority of Title 49 of the U.S.C. 5311 for the purpose of providing financial assistance for public transportation in non-urbanized areas of the State; and

WHEREAS, the DOTD has been designated by the Governor of the State of Louisiana as the agency responsible for the administration and coordination of this program for the State; and

WHEREAS, the Terrebonne Parish Consolidated Government is presently a direct transit operator providing public transportation services to the urbanized area of Terrebonne Parish; and

WHEREAS, there exists a need for public transportation in the outlying rural areas of the Parish, to extend the availability of health, employment, education and social services opportunities to those inhabitants.

BE IT ORDAINED, by the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, that the 2001 Adopted Budget Positions be amended to allow the following:

FUND 240 – FEDERAL HWY. ADMINISTRATION (RURAL TRANSPORTATION PROGRAM) DEPARTMENT 692 – VEHICLE OPERATIONS

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<tr>
<td>Bus Operators</td>
<td>0</td>
<td>5</td>
<td>5</td>
<td>56</td>
<td>19,262</td>
<td>25,256</td>
</tr>
<tr>
<td>Laborer II</td>
<td>0</td>
<td>1</td>
<td>1</td>
<td>55</td>
<td>15,175</td>
<td>19,504</td>
</tr>
</tbody>
</table>

BE IT FURTHER ORDAINED, by the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, that the 2001 Adopted Budget be amended as follows to provide for the funding and local match for the operations and maintenance costs of the Rural Transportation Program, as outlined in the contractual agreement between the Parish and LA DOTD for the period July 1, 2001 through June 30, 2002.

FUND 240 – FEDERAL HWY. ADMINISTRATION (RURAL TRANSPORTATION PROGRAM)

Revenues:
240-000-6315-00 FTA – Operating Assistance (166,606)
240-000-6425-01 Bus Fares (30,000)
240-000-7101-51 Transfer In – General Fund (166,607)
### Planning and Capital:
- **240-690-8911-08** Facility Improvements (Parking lot) 21,730

### General Administration:
- **240-691-8111-10** Salaries – Allocated 19,872
- **240-691-8111-99** Fringes – Allocated 4,630
- **240-691-8225-01** Operating Supplies 33,309

### Vehicle Operations:
- **240-692-8111-01** Salaries & Wages 121,311
- **240-692-8121-01** FICA 7,521
- **240-692-8121-02** Medicare 1,759
- **240-692-8122-01** Pension 3,033
- **240-692-8131-01** Group Benefits 30,000
- **240-692-8132-01** Unemployment Compensation 2,669
- **240-692-8133-01** Workmen’s Compensation 11,646
- **240-692-8141-01** Employment Physicals 700
- **240-692-8224-01** Gas & Oil 30,160
- **240-692-8225-01** Operating Supplies 3,550
- **240-692-8349-01** Other Fees 41,232
- **240-692-8566-02** Urban Public Transit (20,512)

### Vehicle Maintenance:
- **240-693-8111-01** Salaries & Wages 19,255
- **240-693-8111-10** Salaries – Allocated 3,759
- **240-693-8111-99** Fringes – Allocated 2,276
- **240-693-8422-07** Parts – Other Repairs 17,136

### Non-Vehicle Maintenance:
- **240-694-8111-10** Salaries – Allocated 6,120
- **240-694-8111-99** Fringes – Allocated 2,057

**FUND 151 – GENERAL FUND**

<table>
<thead>
<tr>
<th>Code</th>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>151-999-9102-40</td>
<td>Transfer Out – Federal Hwy. Administration</td>
<td>166,607</td>
</tr>
<tr>
<td>151-000-5111-00</td>
<td>Fund Balance</td>
<td>(166,607)</td>
</tr>
</tbody>
</table>

### SECTION II

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

### SECTION III

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

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

**THERE WAS RECORDED:**


**NAYS:** None.

**ABSTAINING:** None.

**ABSENT:** H. Lapeyre.

The Vice Chairman declared the ordinance adopted on this, the 22nd day of August, 2001.

* * * * * * * *

The Vice-Chairman recognized the public for comments on the following:

**F. A proposed ordinance that will rescind Ordinance No. 4856 and remove the property known as the Village East Park from the surplus property list.**

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

Mr. J. B. Breaux moved, seconded by Mr. P. Rhodes, “THAT, the Council close the aforementioned public hearing.”

**UPON ROLL CALL THERE WAS RECORDED:**
ORDINANCE NO. 6466

AN ORDINANCE TO RESCIND ORDINANCE NO. 4856 AND TO REMOVE CERTAIN PROPERTY PREVIOUSLY BELONGING TO RECREATION DISTRICT NO. 3 AND KNOWN AS THE VILLAGE EAST PARK FROM THE PARISH SURPLUS PROPERTY LIST AND TO ADDRESS OTHER MATTERS RELATIVE THERETO.

SECTION I

NOW, THEREFORE BE IT ORDAINED, by the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, that Ordinance No. 4856 be hereby rescinded and that the property commonly known as the Village East Park and further described in Attachment A of Ordinance No. 4856 be hereby removed from the Parish Surplus Property List.

SECTION II

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

SECTION III

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

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

THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: H. Lapeyre.

The Vice Chairman declared the ordinance adopted on this, the 22nd day of August, 2001.

* * * * * * * * *

The Vice-Chairman recognized the public for comments on the following:

G. A proposed ordinance that will authorize the removal of eight parking meters along the West Side of Gabasse Street.

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

Mr. J. B. Breaux moved, seconded by Mr. D. Henry, “THAT, the Council close the aforementioned public hearing.”

UPON ROLL CALL THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: H. Lapeyre.

The Vice-Chairman declared the motion adopted.

OFFERED BY: Mr. J.B. Breaux.
SECONDED BY: Mr. D. Henry.

ORDINANCE NO. 6467

AN ORDINANCE AMENDING THE PARISH CODE OF TERREBONNE PARISH, CHAPTER 18, SECTION 18-289 TO REMOVE EIGHT (8) PARKING METERS ALONG THE WEST SIDE OF GABASSE STREET.

SECTION I

NOW, THEREFORE 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 Code of Terrebonne Parish, Chapter 18, Section 18-289 to remove eight (8) parking meters, mark the curb yellow, and install “No Parking” signs along the west side of Gabasse Street from the rear parking lot of the Bank One Tower, to the intersection of Belanger Street.

SECTION II

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

SECTION III

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 a Consolidated Government for Terrebonne Parish, whichever occurs sooner.

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

THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: H. Lapeyre.

The Vice Chairman declared the ordinance adopted on this, the 22nd day of August, 2001.

* * * * * * *

Mr. J. B. Breaux moved, seconded by Ms. C. Duplantis, “THAT, the Council continue with the regular order of business.”

The Vice-Chairman called for a vote on the motion offered by Mr. J. B. Breaux.

UPON ROLL CALL THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: H. Lapeyre.

The Vice-Chairman declared the motion adopted.

Councilman R. Boudreaux announced that Council Member H. Lapeyre was absent from tonight’s meeting due to an unexpected business commitment out of town.

Councilwoman C. Duplantis, and all the other Council Members and Parish President, wished her Mother, Ms. Robbie Duplantis, who was present in the audience, a Happy Birthday.

The Vice-Chairman recognized Mr. Harold Smith, 4900 Highway 56, Chauvin, who expressed his concerns relative to Terrebonne Parish needing to attract some sort of manufacturing or technology projects to promote diversification and economic development for the economy.
Ms. C. Duplantis moved, seconded by Mr. P. Rhodes, “THAT, the Council allow Mr. Harold Smith an additional 5 minutes to continue his presentation regarding diversification and economic development for the Terrebonne Parish economy.”

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

UPON ROLL CALL THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: H. Lapeyre.

The Vice-Chairman declared the motion adopted.

Mr. Harold Smith continued his presentation regarding diversification and economic development for the Terrebonne Parish economy.

A discussion ensued relative to projects that are taking place and projects that are being considered to promote diversity and economic development in Terrebonne Parish outside of the oilfield industry.

The Chairman recognized Mr. Ronnie Thomas, 103 Theresa Drive, who inquired about whether the Parish is going to meet the 9/5/01 deadline to submit applications to the State for the residents who were affected by the severe flooding situation in the Schriever area.

Parish President R. Bergeron assured Mr. Thomas that the deadline to submit the necessary applications to the State for the residents who were affected by flooding in the Schriever area would be met.

The Vice-Chairman called for a report on the Budget & Finance Committee meeting held on 8/20/01, whereupon the Committee Chairman, noting that ratification of the minutes calls public hearings on 9/12/01, rendered the following:

BUDGET & FINANCE COMMITTEE
August 20, 2001

The Chairman, Wayne Thibodeaux, called the Budget & Finance Committee meeting to order at 5:38 p.m. in the Terrebonne Parish Council Meeting Room with the Invocation led by Council Clerk Paul Labat and the Pledge of Allegiance led by H. Lapeyre. Upon roll call, Committee Members recorded as present were: R. Boudreaux, J. B. Breaux, C. Duplantis, D. Henry, H. Lapeyre, P. Rhodes, W. Thibodeaux, A. Tillman, and C. Voisin. A quorum was declared present.

The Chairman wished Convention Staffing Director Clarence Williams a Happy Birthday.

The Chairman recognized Comptroller Jamie Elfert who presented a brief explanation relative to monetary allocations for services provided by the Finance Department to other departments for processing in-house purchase requests, telephone charges, deposits, travel expenses, and assessments based upon a weighted average process. (NO ACTION TAKEN)

The Chairman recognized Committee Member J. B. Breaux who briefly explained the financial dilemma of Recreation District 3A relative to its expenditures.

The Chairman recognized Bourgeois Bennett Audit Director Dan Toepfer who explained that a meeting was conducted with the chairman of Recreation District 3A to discuss expenditures which exceed the amount of revenue available. Mr. Toepfer noted that the financial problem is solvable; however, monitoring of the expenditures by the district will be needed.

Committee Member J. B. Breaux noted that the recreation district was taking on more tournaments than it could afford by scheduling tournaments and not collecting fees prior to the tournament being conducted.

Upon questioning, Mr. Toepfer explained that the recreation district does not have a strong millage base for the amount of revenue being expended. Mr. Toepfer stated that a plan of corrective action has been discussed and implemented.

Committee Member J. B. Breaux noted that the district was utilizing the previous year’s (2000) funding to cover expenditures incurred during 2001. (NO ACTION TAKEN)

The Chairman recognized Mr. Dan Toepfer of Bourgeois Bennett who presented the findings of the Parish Government’s Comprehensive Annual Financial Report as of December 31, 2000.

Committee Member D. Henry suggested that the Council Clerk locate and submit previous contracts for a Council internal auditor/fiscal agent. (NO ACTION TAKEN)

The Chairman recognized Civic Center Linda McCarthy who requested that the Council consider undertaking the food & beverage sales at the Civic Center in-house, suggested that the existing contract with Castalanos not be renewed in January 2002, and that two additional positions be added to the Civic Center Department. Upon questioning, Ms. McCarthy explained that the proposed ordinance
will amend the 2001 Budget for 90 -days to provide funds for part-time Food /Beverage Coordinator and Manager/Executive Chef positions for the remainder of the 2001 year and noted that the new positions will be placed in the 2002 Budget.

Mr. D. Henry moved, seconded by Mr. H. Lapeyre and J. B. Breaux, “THAT, the Budget & Finance Committee express its support of the undertaking of the in-house food & beverage sales at the Civic Center, introduce an ordinance which will amend the Waters Consulting Group’s Compensation and Classification Plan for Parish Employees to add two new positions to the Civic Center Department, include said two new positions in said department, amend the 2001 Budget to provide funds for said department, and call a public hearing on said matter on September 12, 2001 at 6:30 p. m.” (**MOTION ADOPTED AFTER DISCUSSION)**

Ms. McCarthy noted that the proposed budget amount is the same amount that the existing contract has budgeted. Upon questioning, Ms. McCarthy noted that Castalanos has done a good job and has been made aware of the Parish’s decision to assume in-house catering services. Ms. McCarthy added that the positions are expected to be staffed by October and specifications for food products will be submitted prior to ordering supplies.

**The Chairman called for the vote on the motion offered by Mr. D. Henry.**

UPON ROLL CALL THERE WAS RECORDED:


NAYS:  None.

ABSTAINING:  None.

ABSENT:  None.

The Chairman declared the motion adopted.

OFFERED BY: Mr. H. Lapeyre.

SECONDED BY: Mr. P. Rhodes.

RESOLUTION NO. 01-291

A resolution to amend resolution # 01-172 to reject and re-bid items 1 & 7 from Bid # 01-1/9-12 Surplus Sale of Vehicles, Trucks, and A Bus, that were placed on hold.

WHEREAS, on April 26, 2001 bids were received by the Terrebonne Parish Consolidated Government for Bid No. 01-1/9-12, Surplus Sale of Vehicles, Trucks and A Bus, and

WHEREAS, it has been determined that the highest bid(s) received was that of Floyd Eschete, in the amount of Six Hundred Twenty Six Dollars and Zero Cents ($626.00), for item # 1 and Six Hundred Twenty Six Dollars and Zero Cents for Item # 7 and that the bid(s) should be rejected, because bids do not meet the minimum bid requirement and

WHEREAS, the Parish Administration has recommended that Resolution #01-172 be amended to reject the aforementioned bid for Bid No. 01-1/9-12 Surplus Sale of Vehicles, Trucks and A Bus for a total amount of One Thousand Two Hundred Fifty Two Dollars and Zero Cents ($1,252.00), as described in attached hereto and made a part hereof.

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 the bid of Floyd Eschete be rejected as per attached bid forms.

THERE WAS RECORDED:


NAYS:  None.

ABSTAINING:  None.

ABSENT:  None.

The Chairman declared the resolution adopted on this, this 20th day of August, 2001.

* * * * * * * * *

Upon questioning, Comptroller Jamie Elfert explained that the aforementioned bids were below the minimum acceptable bid amount, and that the Purchasing Division has recommended that the items be re-bid. Mrs. Elfert noted that the Fleet Maintenance Supervisor determines the minimum acceptable amount for surplus vehicles.

Discussion ensued relative to receiving information on the blue book value for the vehicles and then estimating the minimum amount for any bid received.
Upon questioning, Parish Carolyn McNabb noted that there are no statutory requirements for the Parish Government to accept 50% of the established price of an item.

Mrs. Elfert interjected that formal procedures are being devised to address minimum amounts acceptable for surplus equipment.

Upon questioning relative to auctioning services, Parish Manager Al Levron explained that in order to dispose of surplus equipment through auctioning services, the Parish Government who have to stockpile the surplus equipment until such time as there are enough items to conduct an auction. Mr. Levron noted that it’s the parish government’s policy to dispose of the surplus equipment upon receipt of the items.

***The aforementioned resolution was adopted.

Mr. D. Henry moved, seconded by Mr. A. Tillman, “THAT, the Budget & Finance Committee recess in order to conduct condemnation hearings.”

The Chairman called for the vote on the motion offered by Mr. D. Henry.

UPON ROLL CALL THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairman declared the motion adopted.

Mr. D. Henry moved, seconded by Mr. C. Voisin, “THAT, the Budget & Finance Committee return to the regular order of business.”

The Chairman called for the vote on the motion offered by Mr. D. Henry.

UPON ROLL CALL THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: A. Tillman.

The Chairman declared the motion adopted.

The Chairman recognized Comptroller Jamie Elfert who explained that Administration is requesting permission to sell bonds on September 10, 2001 for the construction of the Sanitary Fund. Mrs. Elfert continued that the proposed date is two weeks away and Administration needs to lock in a date by Wednesday’s Council meeting. Mrs. Elfert noted that if the date is locked in the Parish Government, it might recoup some of the construction payments/capital expenditures sixty days prior to Wednesday’s date.

The Chairman relinquished the chair to the Council Vice Chairman C. Voisin.

Mr. D. Henry moved, seconded by Mr. J. B. Breaux, “THAT, the Budget Finance Committee declare the intention of the Parish Council as it relates to certain expenditures made in connection with capital improvements for reimbursement of tax exempt borrowings.”

(***MOTION WITHDRAWN AFTER DISCUSSION; ACTION TO BE TAKEN AT WEDNESDAY’S COUNCIL MEETING)

Upon questioning, Mrs. Elfert stated that no interest would be received, and that only funding expended for the capital projects will be reimbursed.

Committee Member D. Henry withdrew the motion and the second was rescinded.

Mr. P. Rhodes moved, seconded by Mr. J. B. Breaux, “THAT, the Budget & Finance Committee introduce an ordinance which will amend the Fiscal Year 2001 Budget to incorporate federal funding, approved in the year 2001, for various State contracts/grants, and call a public hearing on said matter on September 12, 2001 at 6:30 p.m.”

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

UPON ROLL CALL THERE WAS RECORDED:


NAYS: None.
ABSTAINING: None.
ABSENT: W. Thibodeaux and A. Tillman.

The Council Vice Chairman declared the motion adopted.

Mr. J. B. Breaux, seconded unanimously, “THAT, the Budget & Finance Committee introduce an ordinance which will amend the Fiscal Year 2001 Budget to increase the number of Juvenile Care Associates in the Juvenile Detention Center Budget, and call a public hearing on said matter on September 12, 2001 at 6:30 p.m.”

The Council Vice Chairman called for the vote on the motion offered by Mr. J. B. Breaux.

UPON ROLL CALL THERE WAS RECORDED:

NAYS: None.
ABSTAINING: None.
ABSENT: W. Thibodeaux and A. Tillman.

The Council Vice Chairman declared the motion adopted.

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

RESOLUTION NO. 01-292

WHEREAS, on May 31, 2001, recorded May 31, 2001 under entry number 1096552, the Terrebonne Parish Consolidated Government entered into an Act of Sale Under Private Signature with the Succession of Lucille Manson Tate, which Act of Sale Under Private Signature was subject to the existing lease with Allstate Insurance Company, and

WHEREAS, the Terrebonne Parish Consolidated Government desires to reduce the square footage leased to Allstate under the existing lease and to reduce the possible term of the lease from 2007 to 2004, and

WHEREAS, Allstate Insurance Company is amenable to the proposed compromise lease, and

WHEREAS, the Terrebonne Parish Consolidated Government desires to enter into the compromise Commercial Lease between the Terrebonne Parish Consolidated Government and Allstate Insurance Company.

NOW, THEREFORE BE IT RESOLVED by the Terrebonne Parish Council (Budget and Finance Committee), on behalf of the Terrebonne Parish Consolidated Government, that the Parish President, Robert J. Bergeron, is hereby authorized to execute all documents necessary to effect the lease between the Terrebonne Parish Consolidated Government and Allstate Insurance Company.

THERE WAS RECORDED:

NAYS: None.
ABSTAINING: None.
ABSENT: W. Thibodeaux and A. Tillman.

The Council Vice Chairman declared the resolution adopted on this, this 20th day of August, 2001.

Miss C. Duplantis moved, seconded unanimously, “THAT, the Budget & Finance Committee introduce an ordinance which will amend the Fiscal Year 2001 Budget to provide funding for The Haven and call a public hearing on said matter on September 12, 2001 at 6:30 p.m.” (**MOTION ADOPTED AFTER DISCUSSION)

The Council Vice Chairman recognized Parish Manager Al Levron who stated that the aforementioned agency received $15,000.00 from the Terrebonne Parish Consolidated Government during the previous year.

Upon questioning, Parish Attorney Carolyn McNabb stated that the agency meets the legal criteria for a “needy” agency.

The Budget & Finance Chairman resumed the chair.

Discussion ensued relative to the necessity for the aforementioned agency and the excellent services provided by the agency.
Upon questioning, Ms. McNabb stated that a cooperative endeavor is not needed because the agency meets the criteria of an eligible agency; however, if the Council deems necessary, it may elect to draft a cooperative agreement if ongoing funding will be provided to the agency.

The Chairman recognized Parish President Robert Bergeron who stated that Administration would present a request at a later date to provide permanent funding for The Haven.

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

UPON ROLL CALL THERE WAS RECORDED:


NAYS:  None.

ABSTAINING:  None.

ABSENT:  A. Tillman.

The Chairman declared the motion adopted.

The Chairman announced that information relative to calling an election for millage renewals for Road Lighting District Nos. 6, 7, 8, 9, & 10 has been submitted for informational purposes only; formal action is expected to be taken at the Regular Council meeting.

The Chairman recognized Comptroller Jamie Elfert who stated that the funding received from the ¼ cent sales tax collected parishwide for sewers could not be used for the operation and maintenance of the sewerage system, although $14.4 million dollars of sewerage bonds have been sold. Mrs. Elfert continued that the Parish Government was only required to sell $13.5 million dollars of sewerage bonds. **(NO ACTION TAKEN)**

Mr. H. Lapeyre moved, seconded by Miss C. Duplantis, “THAT, the Budget & Finance Committee pursuant to R. S. 42.7 convene into executive session to discuss the matter relative to potential litigation involving Southdown Cemetery, and invite into said session Parish President Robert Bergeron, Parish Attorney Carolyn McNabb, and Assistant Parish Attorney Courtney Alcock.”  **(MOTION ADOPTED AFTER BRIEF DISCUSSION)**

Upon questioning by Councilman D. Henry, Ms. McNabb stated that the potential litigation regarding the Southdown Cemetery meets the legal criteria for holding an Executive Session.

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

UPON ROLL CALL THERE WAS RECORDED:


NAYS:  None.

ABSTAINING:  None.

ABSENT:  None.

The Chairman declared the motion adopted.

Mr. H. Lapeyre moved, seconded by Miss C. Duplantis, “THAT, the Budget & Finance Committee return to the regular order of business.”

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

UPON ROLL CALL THERE WAS RECORDED:


NAYS:  None.

ABSTAINING:  None.

ABSENT:  J. B. Breaux, P. Rhodes, and A. Tillman.

The Chairman declared the motion adopted.

(Note: There was no action taken following the Executive Session)

Mr. D. Henry moved, seconded by Mr. R. Boudreaux, “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. R. Boudreaux.
UPON ROLL CALL THERE WAS RECORDED:
NAYS: None.
ABSTAINING: None.
ABSENT: A. Tillman.
The Chairman declared the motion adopted and the meeting was adjourned at 8:59 p.m.

Wayne Thibodeaux, Chairman
Suzette Thomas, Minute Clerk

Mr. W. Thibodeaux moved, seconded by Mr. D. Henry, “THAT, the Council accept and ratify the minutes of the Budget & Finance Committee meeting held on 8/20/01.”

The Vice-Chairman called for a vote on the motion offered by Mr. W. Thibodeaux.

UPON ROLL CALL THERE WAS RECORDED:
NAYS: None.
ABSTAINING: None.
ABSENT: H. Lapeyre.
The Vice-Chairman declared the motion adopted.

The Vice-Chairman called for a report on the Policy, Procedure, & Legal Committee meeting held on 8/20/01, whereupon the Committee Chairman rendered the following:

POLICY, PROCEDURE, & LEGAL COMMITTEE
AUGUST 20, 2001

The Chairman, J. B. Breaux, called the Policy, Procedure, & Legal Committee meeting to order at 9:00 p.m. in the Terrebonne Parish Council Meeting Room with the Invocation led by C. Duplantis and the Pledge of Allegiance led by A. Tillman. Upon roll call, Committee Members recorded as present were: J. B. Breaux, C. Duplantis, D. Henry, H. Lapeyre, P. Rhodes, W. Thibodeaux, A. Tillman, and C. Voisin. Committee Member R. Boudreaux was recorded as absent. A quorum was declared present.

Miss C. Duplantis moved, seconded by unanimously, “THAT, the Policy, Procedure, & Legal Committee schedule the following meetings during the month of December:

December 3, 2001 - Budget & Finance Committee 5:30 p.m.
Policy, Procedure, & Legal Committee 5:45 p.m.

December 4, 2001 – Public Services Committee 5:30 p.m.
Community Development & Planning Committee 6:00 p.m.

December 5, 2001 - Regular Council Session

December 17, 2001 – Budget & Finance Committee 5:30 p.m.
Policy, Procedure, & Legal Committee 5:45 p.m.

December 18, 2001 - Public Services Committee 5:30 p.m.
Community Development & Planning Committee 6:00 p.m.

December 19, 2001 – Regular Council Session.”

**NOTE: Committee Member A. Tillman exited the proceedings prior to the vote at 9:01 p.m.

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

UPON ROLL CALL THERE WAS RECORDED:
NAYS: None.
ABSTAINING: None.
ABSENT: R. Boudreaux and A. Tillman.

The Chairman declared the motion adopted.

Mr. P. Rhodes moved, “THAT, the Policy, Procedure, & Legal Committee introduce an ordinance which will amend the Parish Code relative to ‘nuisance abatement’, and call a public hearing on September 12, 2001.” (**MOTION FAILS DUE TO A LACK OF A SECOND)

Committee Member W. Thibodeaux was recorded as exiting the proceedings at 9:02 p.m.

The Chairman recognized Assistant Parish Attorney Courtney Alcock who stated that minor changes have been made to the aforementioned ordinance, but nothing substantial. (NO ACTION TAKEN)

The Chairman announced that Item No. 3 (Increasing occupational license fee for video draw poker machines) has been withdrawn as per the request of Administration.

Mr. C. Voisin moved, seconded by Mr. D. Henry, “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. C. Voisin.

UPON ROLL CALL THERE WAS RECORDED:
NAYS: None.
ABSTAINING: None.
ABSENT: R. Boudreaux, W. Thibodeaux, and A. Tillman.

The Chairman declared the motion adopted and the meeting was adjourned at 9:03 p.m.

J. B. Breaux, Chairman

Suzette Thomas, Minute Clerk

Mr. J. B. Breaux moved, seconded by Mr. R. Boudreaux, “THAT, the Council accept and ratify the minutes of the Policy, Procedure, & Legal Committee meeting held on 8/20/01.”

The Vice-Chairman called for a vote on the motion offered by Mr. J. B. Breaux.

UPON ROLL CALL THERE WAS RECORDED:
NAYS: None.
ABSTAINING: None.
ABSENT: H. Lapeyre.

The Vice-Chairman declared the motion adopted.

The Vice-Chairman called for a report on the Public Services Committee meeting held on 8/21/01, whereupon the Committee Chairman, noting that ratification of the minutes calls public hearings on 9/12/01, rendered the following:

PUBLIC SERVICES COMMITTEE
AUGUST 21, 2001

The Chairman, Alvin Tillman, called the Public Services Committee meeting to order 5:33 p.m. in the Terrebonne Parish Council Meeting Room with the Invocation led by C. Duplantis and the Pledge of Allegiance led by J. B. Breaux. upon roll call, Committee Members recorded as present were: R. Boudreaux, J. B. Breaux, C. Duplantis, D. Henry, P. Rhodes, W. Thibodeaux, A. Tillman, and C. Voisin. Committee Member H. Lapeyre was recorded as entering the proceedings at 5:38 p.m. A quorum was declared present.

OFFERED BY: Mr. C. Voisin.
SECONDED BY: Mr. J.B. Breaux.
RESOLUTION NO. 01-293

A resolution authorizing the execution of Change Order No. 1 for the Construction Agreement for Parish Project No. 98-BRG-11, Bobtown Bridge Repairs, Terrebonne Parish, Louisiana.

WHEREAS, the Terrebonne Parish Consolidated Government entered into a contract dated May 9, 2001, with Dupre Brothers Construction Co., Inc., for Bobtown Bridge Repairs, Parish Project No. 98-BRG-11, Terrebonne Parish, Louisiana, and

WHEREAS, this change order is necessary for additional repair work due to unforeseen conditions of the bridge, and

WHEREAS, the TPCG is desirous of repairing the various items associated with the Bobtown Bridge, and

WHEREAS, it is necessary to increase the contract costs for the various items including additional structural steel repair, inspection and repair of bridge wheels, to replace the center pin bushing and bronze washer, and

WHEREAS, this Change Order No. 1 has been recommended by the ENGINEER for this project, Coastal Engineering and Environmental Consultants, Inc.

NOW, THEREFORE BE IT RESOLVED, that the Terrebonne Parish Council (Public Services Committee), on behalf of the Terrebonne Parish Consolidated Government, does hereby approve and authorize the execution by Terrebonne Parish President Robert J. Bergeron of Change Order No. 1 which provides for an increase in the original contract amount by an additional $20,150.00, and

BE IT FURTHER RESOLVED, that a certified copy of the resolution be forwarded to the Engineer, Coastal Engineering and Environmental Consultants, Inc.

THERE WAS RECORDED:


NAYS:  None.

ABSTAINING:  None.

ABSENT:  H. Lapeyre.

The Chairman declared the resolution adopted on this, this 21st day of August, 2001.

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OFFERED BY:  Mr. P. Rhodes.

SECONDED BY:  Mr. J.B. Breaux.

RESOLUTION NO. 01-294

A resolution authorizing the execution of Change Order No. 1 for the construction agreement for the project known as Sewerage Facilities for Thunderbird Road, Parish Project No. 00-SEW-01, EDA Project No. 08-01-3394, Terrebonne Parish, Louisiana.

WHEREAS, a certain contract has been entered into between the Terrebonne Parish Consolidated Government and Calongne, Inc. designated as Sewerage Facilities for Thunderbird Road, Parish Project No. 00-SEW-01, EDA Project No. 08-01-3394, Terrebonne Parish, Louisiana, and

WHEREAS, it is necessary to adjust the contract quantities to actual quantities installed, and

WHEREAS, this Change Order No. 1 has been recommended for approval by the Engineer, T. Baker Smith & Son, 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 Parish President Robert J. Bergeron of Change Order No. 1 which provides for an increase in the amount of Six Thousand Seven Hundred Thirty Dollars and Fifty Cents ($6,730.50), and no increase in contract time to the construction agreement with Calongne, Inc. for Parish Project No. 00-SEW-01, Sewerage Facilities for Thunderbird Road, EDA Project No. 08-01-3394, Terrebonne Parish, Louisiana; and,

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

THERE WAS RECORDED:


NAYS:  None.

ABSTAINING:  None.
ABSENT:  H. Lapeyre.

The Chairman declared the resolution adopted on this, this 21st day of August, 2001.

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The Chairman recognized Parish Manager Al Levron who explained that Recreation District No. 9 has submitted a list of improvements that need to be completed prior to it assuming the operation of Cannon Boat landing. Mr. Levron stated that the engineering firm would be requested to evaluate the phase 1 activities and provide a cost estimate at which time the cost will be presented to the Council for approval. Upon questioning, Mr. Levron stated that any move for the closure of the canal behind the boat landing, in the Legal Department’s opinion, would be unsuccessful.

Committee Member H. Lapeyre was recorded as entering the proceedings at this time.

Committee Member D. Henry requested that the Legal Department review the legality of the Parish Government completing engineering services on property that is not owned by the Parish Government and suggested that the landowners of Minor’s Canal be contacted to ensure that the aforementioned canal will remain open.

Upon questioning relative to funding, Mr. Levron explained that funding would need to be appropriated from the budget for the boat landing improvements, and noted that grants may be available to offset the cost of the improvements to the aforementioned site. Mr. Levron continued that an Act of Donation has not been completed for said property.

Discussion ensued relative to the issue of Recreation District No. 9 assuming the operation of the boat landing.

The Chairman recognized Parish Attorney Carolyn McNabb who stated that it would be economically wise for the Parish Government to know exactly what is involved in making improvements to the boat landing.

Discussion ensued relative to acceptance of the Act of Donation prior to proceeding with engineering services for the boat landing.

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

RESOLUTION NO. 01-295

A resolution ratifying the appointment of the architectural firm of David A. Waitz Engineering and Surveying, Inc. to provide engineering services for the Cannon’s Boat Landing Improvements; and authorizing execution of an engineering agreement for these services.

WHEREAS, the Terrebonne Parish Consolidated Government and the Terrebonne Parish Recreation District #9 wishes to reopen Cannon’s Boat Landing, and

WHEREAS, certain improvements need to be made to the landing in order for it to be reopened, and

WHEREAS, the engineering firm of David A. Waitz Engineering and Surveying, Inc. has been selected by Terrebonne Parish President Robert J. Bergeron to provide the engineering services relative to said 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 David A. Waitz Engineering and Surveying, Inc. by Terrebonne Parish President Robert J. Bergeron for professional services for the Cannon’s Boat Landing Improvements, and

BE IT FURTHER RESOLVED, that the Terrebonne Parish Council (Public Services Committee), on behalf of the Terrebonne Parish Consolidated Government, does hereby authorize the execution of an engineering agreement with the engineering firm of David A. Waitz Engineering and Surveying, Inc., by Terrebonne Parish President Robert J. Bergeron.

THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairman declared the resolution adopted on this, this 21st day of August, 2001.

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Committee Member D. Henry requested that the Legal Department prepare a legal opinion relative to Minor’s Canal remaining open.
Upon questioning, Parish President Robert Bergeron explained that measures would be taken to ensure the safe operation of the boat landing. Mr. Bergeron continued that negotiations are transpiring relative to parking in the vicinity of Cannon Boat Landing.

Discussion transpired relative to the acquisition of the aforementioned property prior to the completion of the engineering survey being done and the subsequent transfer to Recreation District No. 9.

OFFERED BY:  Ms. C. Duplantis.
SECONDED BY:  Mr. D. Henry.

RESOLUTION NO. 01-296

A resolution ratifying the appointment of the engineering firm of T. Baker Smith & Son, Inc. to provide engineering services for the Modeling & Improvements of the 1-1B Drainage Channels; and authorizing execution of an engineering agreement for these services.

WHEREAS, the Terrebonne Parish Consolidated Government is desirous of computer modeling of the 1-1B Drainage Channels, and

WHEREAS, certain improvements need to be made to the major drainage channels within the 1-1B system, and

WHEREAS, the engineering firm of T. Baker Smith & Son, Inc. has been selected by Terrebonne Parish President Robert J. Bergeron to provide the engineering services relative to said project.

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 T. Baker Smith & Son, Inc. by Terrebonne Parish President Robert J. Bergeron for professional engineering services for the Modeling & Improvements of the 1-1B Drainage Channels, and

BE IT FURTHER RESOLVED, that the Terrebonne Parish Council (Public Services Committee), on behalf of the Terrebonne Parish Consolidated Government, does hereby authorize the execution of an engineering agreement with the engineering firm of T. Baker Smith & Son, Inc. by Terrebonne Parish President Robert J. Bergeron.

THERE WAS RECORDED:


NAYS:  None.

ABSTAINING:  None.

ABSENT:  None.

The Chairman declared the resolution adopted on this, this 21st day of August, 2001.

The Chairman recognized Parish Engineer Robert Jones, who stated that the project is estimated to cost $2,000,000.00, which 20% of the cost is for engineering services and $40,000.00 or $50,000.00 for modeling.

The Chairman recognized Parish Manager Al Levron stated that St. Louis Canal could be added on to the program and is being considered by the United States Army Corps of Engineers. Mr. Levron continued that a letter has been sent to the Corps of Engineer requesting cost estimates for Bayou Chacahoula, Bayou Black, and Bayou Terrebonne, and noted that it is possible to ask for the same activity for this project.

OFFERED BY:  Mr. H. Lapeyre.
SECONDED BY:  Mr. D. Henry.

RESOLUTION NO. 01-297

A resolution authorizing the Parish President to execute Supplemental Agreement No. 2 for State Project No. 855-12-0006, for St. Charles Street Improvements, Terrebonne Parish, Louisiana.

WHEREAS, the Terrebonne Parish Consolidated Government entered into an agreement dated February 18, 2000, with the State of Louisiana, Department of Transportation and Development, for the Project entitled “St. Charles Street Improvements”, and

WHEREAS, the Terrebonne Parish Consolidated Government is in agreement to the changes in the implementation of this Project with DOTD as hereinafter provided, and

WHEREAS, Supplemental Agreement No. 2 has been attached for review.

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 Robert J. Bergeron of Supplemental Agreement No. 2 to State Project No. 855-12-0006, for St. Charles Street Improvements, which results in replacing and superceding Supplemental Agreement No. 1 in its entirety with Supplemental Agreement No. 2.
THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairman declared the resolution adopted on this, this 21st day of August, 2001.

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The Chairman recognized Parish Manager Al Levron who stated that the aforementioned project refines the terms and conditions between the State and the Parish Governments, of which the State will receive bids for the aforementioned project.

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

RESOLUTION NO. 01-298

NOW, THEREFORE BE IT RESOLVED by the Terrebonne Parish Council (Public Services Committee), on behalf of the Terrebonne Parish Consolidated Government, that the Parish President’s appointment of Lee Whitney to perform professional signage services for the Government Towers signage project is hereby ratified; and,

BE IT FURTHER RESOLVED that the Parish President is authorized to execute a professional services agreement with said firm.

THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairman declared the resolution adopted on this, this 21st day of August, 2001.

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The Chairman recognized Parish Manager Al Levron who stated that the aforementioned project is only for the artistic design for the Government Tower sign, preparation of plans and specifications, and receipt of bids. Mr. Levron noted that it is not for the actual sign.

Mr. J. B. Breaux moved, seconded by Mr. C. Voisin, “THAT, the Public Services Committee introduce an ordinance that will rename certain public Parish-maintained streets in Terrebonne Parish and call a public hearing on said matter on September 12, 2001 at 6:30 p.m.” (**MOTION AMENDED AFTER DISCUSSION)

Upon questioning, Communication District Director Mark Boudreaux stated that residents of Juanita Street in Coteau have requested that the street be renamed Coteau Juanita.

Members of the Committee requested the following deletions and corrections to the aforementioned ordinance:

1) Removed Talbot Drive off of Highway 311 from consideration
2) Correct Oliver Lane to state Olivier Lane and remove from the list.

Mr. J. B. Breaux offered an amendment, seconded by Mr. C. Voisin, “THAT, the Public Services Committee introduce an ordinance that will rename certain public Parish-maintained streets in Terrebonne Parish with the exception of removing Talbot Drive from consideration and correcting Oliver Lane to Olivier Lane and removing said lane from the list, and call a public hearing on said matter on September 12, 2001 at 6:30 p.m.” (**AMENDED MOTION ADOPTED AFTER DISCUSSION)

Committee Member R. Boudreaux requested that the Communications District contact the residents of Marion Drive to determine whether the majority of the residents wanted “S” Drive or “Ess” Drive.

**The Chairman called for the vote on the amended motion offered by Mr. J. B. Breaux.

UPON ROLL CALL THERE WAS RECORDED:

NAYS: P. Rhodes.
ABSTAINING: None.
ABSENT: None.

The Chairman declared the amended motion adopted.

Mr. D. Henry moved, seconded by Mr. C. Voisin, “THAT, the Public Services Committee introduce an ordinance which will establish a ‘No Wake Zone’ in that portion of Bayou Little Caillou extending from the northern portion of the Boudreaux Canal pump station to the south levee, and call a public hearing on said matter on September 12, 2001 at 6:30 p. m.”

The Chairman called for the vote on the motion offered by Mr. D. Henry.

UPON ROLL CALL THERE WAS RECORDED:
NAYS: None.
ABSTAINING: None.
ABSENT: None.

The Chairman declared the motion adopted.

OFFERED BY: Mr. J.B. Breaux.
SECONDED BY: Mr. D. Henry.

RESOLUTION NO. 01-299
A resolution rescinding Resolution No. 01-159 which requested the Terrebonne Parish Port Commission to review and evaluate all requests for “No Wake Zones” in Terrebonne Parish waterways.

WHEREAS, earlier this year, the Terrebonne Parish Council adopted Resolution No. 01-159 which designated the Terrebonne Parish Port Commission as the body to review and evaluate all requests for “No Wake Zones” in Terrebonne Parish waterways, and

WHEREAS, although the policy did appear to have merit at the time of the decision, the Port Commission has seen possible conflict with the task of making a recommendation on proposed speed control in area waterways, and

WHEREAS, the Council does not wish to place unnecessary burdens on the staff and members of the Port Commission nor does it wish to create hard feelings between members of the marine industry and the Port Commission.

NOW, THEREFORE BE IT RESOLVED that the Terrebonne Parish Council (Public Services Committee), on behalf of the Terrebonne Parish Consolidated Government, does hereby rescind Resolution No. 01-159 and that the Terrebonne Parish Port Commission be relieved of any responsibility with respect to the designation of “No Wake Zones”, and

BE IT FURTHER RESOLVED that the task of evaluating requests for “No Wake Zones” be hereby returned to the Parish Administration.

THERE WAS RECORDED:
NAYS: None.
ABSTAINING: None.
ABSENT: None.

The Chairman declared the resolution adopted on this, this 21st day of August, 2001.

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OFFERED BY: Mr. W. Thibodeaux.
SECONDED BY: Mr. J.B. Breaux.

RESOLUTION NO. 01-300
A RESOLUTION REQUESTING CONSOLIDATED WATERWORKS DISTRICT #1 TO INITIATE IMMEDIATE ACTION TO EVALUATE THE NEED FOR AND/OR ADVERSE IMPACT OF WATERWORKS STRUCTURES IN AND ON BAYOU BLACK AND ADJACENT CANALS
WHEREAS, certain areas of Terrebonne Parish have been experiencing increased flooding, most recently with Tropical Storm Allison; and

WHEREAS, the said flooding problems are increasing in severity with each passing year and drainage considerations have reached a critical stage; and

WHEREAS, the Terrebonne Parish Council is greatly concerned that the increased flooding poses a substantial threat to the health, safety and welfare of the citizens; and

WHEREAS, the Terrebonne Parish Council desires to make official request of the Consolidated Waterworks District #1 to evaluate the need, usefulness and adverse impact of all Waterworks structures in and on Bayou Black and adjacent canals, including but not limited to the dam at Bayou Black near Canon’s Landing and consideration of enlargement of all gates;

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

Consolidated Waterworks District #1 provide the Terrebonne Parish Council with an evaluation of the need, usefulness and adverse impact of all Waterworks structures in and on Bayou Black and adjacent canals, including but not limited to the dam at Bayou Black near Canon’s Landing and consideration of enlargement of all gates;

THERE WAS RECORDED:


NAYS:  None.

ABSTAINING:  None.

ABSENT:  R. Boudreaux, Jr. and C. Duplantis.

The Chairman declared the resolution adopted on this, this 21st day of August, 2001.

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The Chairman recognized Committee Member W. Thibodeaux who explained that the aforementioned resolution requests that Waterworks evaluate the existing structures in Bayou Black and the outfall canals to determine if any improvements are needed or if the dam may be removed.

The Chairman recognized Parish Manager Al Levron who explained that a doctor with the LSU Agricultural Department has reviewed several waterways in Terrebonne Parish, of which Bayou Terrebonne was noted as having vegetative growth because of silt in the bayou. Mr. Levron continued that a request has been submitted to the United States Army Corps of Engineers for cleaning of the waterway.

The Chairman recognized Public Works Operations Manager Perry Blanchard who stated that cost estimates for clearing trees in Bayou Terrebonne from the Percy Brown Road to the Schriever Overpass ($72,000.00) have been received, and cost estimates for clearing trees from the Schriever Overpass to the Intra-Coastal Canal are being received. Mr. Blanchard noted that aerial spraying will begin this week parish-wide, and cleaning of Hanson Canal, Ouisiki Bayou, and some areas in Schriever are currently being done. (NO ACTION TAKEN)

The Chairman recognized the following people who commented on the Bayou Chauvin Outfall Ditch and flooding in Roberta Grove Subdivision:

1) Mr. James Charles, 601 Woodside Drive - flooding in Roberta Grove Subdivision and the Bayou Chauvin ditch.
2) Mr. Rudie Bourgeois, 401 Roberta Grove Boulevard - the directional flow of receding water in Robert Grove Subdivision after a rainfall, and requested that the Council consider immediate relief of flooding in the area.
3) Mr. Nolan Harris, Jr., 510 Woodhaven Drive - the historical development of Roberta Grove Subdivision and the problem of flooding in the subdivision.
4) Mr. Rudy Aucoin, 201 Garden Lane - the overwhelming burden placed on Bayou Chauvin due to its function as the major outfall ditch for East Houma. Mr. Aucoin requested information relative to the function of the culvert near Bayou Chauvin and if the floodgate is open.
5) Mr. Kenneth Domangue, 517 Woodhaven Drive, - the constant flooding of Robert Grove Subdivision and suggested that some of the water be diverted to Bayou Terrebonne.

The Chairman recognized Committee Member P. Rhodes who requested that Committee Members consider, during the budget process, funding a pump station near the outfall ditch near Bayou Chauvin in the vicinity of Roberta Grove Subdivision.

Upon questioning, Parish Manager A Levron explained that corrective measures for addressing flooding of Bayou Chauvin is costly and little funding has been accumulated.

Mr. D. Henry moved, seconded by Mr. C. Voisin, “THAT, the Public Services Committee retain the matter relative of flooding of Bayou Chauvin in committee for further review, and direct Administration to examine and evaluate what corrective measures may be taken to alleviate flooding in Roberta Grove Subdivision.” (**MOTION ADOPTED AFTER DISCUSSION)**
The Chairman recognized Parish Engineer Robert Jones who informed the committee that the flap gate on Bayou Chauvin is closed currently due to a broken screw and that measures to correct flooding in the vicinity of Roberta Grove Subdivision is costly.

Discussion ensued relative to correcting flooding of Bayou Chauvin.

Committee Member P. Rhodes presented a draft of questions from the Residents of Roberta Grove regarding flooding in the area.

The Chairman recognized Parish President Robert Bergeron who stated that flooding of the entirety of East Houma has to be resolved and noted that Administration is seriously evaluating ways of resolving the problem.

**The Chairman called for the vote on the motion offered by Mr. D. Henry.**

**UPON ROLL CALL THERE WAS RECORDED:**


NAYS:  None.

ABSTAINING:  None.

ABSENT:  R. Boudreaux and D. Henry.

The Chairman declared the motion adopted.

Mr. H. Lapeyre moved, seconded by Mr. J. B. Breaux, “THAT, the Public Services Committee grant Mr. Kenneth Domangue five minutes to conclude comments relative to flooding in Roberta Grove Subdivision.”

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

**UPON ROLL CALL THERE WAS RECORDED:**


NAYS:  None.

ABSTAINING:  None.

ABSENT:  R. Boudreaux and D. Henry.

The Chairman declared the motion adopted.

The Chairman recognized Mr. Kenneth Domangue who reiterated the concerns of residents in Roberta Grove Subdivision as it relates to flooding of Bayou Terrebonne and immediate corrective action.

OFFERED BY:  Mr. D. Henry.

SECONDED BY:  Mr. P. Rhodes.

**RESOLUTION NO. 01-301**

A resolution requesting the Department of Transportation and Development to research the feasibility of reducing the current speed limit posted on that portion of Highway 56 between the Piggly Wiggly Store to the Chauvin Brothers Store in the community of Chauvin.

WHEREAS, Highway 56 in Chauvin, between the Piggly Wiggly Store and Chauvin Brothers, is a busy roadway with many local residents and commercial vehicles using the roadway on a daily basis, and

WHEREAS, aside from the numerous residences along this section of roadway, many small businesses are also located in this portion of the community of Chauvin, and

WHEREAS, the heavy traffic and the abundance of small businesses have prompted many local motorists to request a reduction of the speed limit in this area,

WHEREAS, the Terrebonne Parish Council concurs that a slower speed limit on this portion of Highway 56 will be advantageous to the safety of local residents and commercial motorists alike.

NOW, THEREFORE BE IT RESOLVED that the Terrebonne Parish Council (Public Services Committee), on behalf of the Terrebonne Parish Consolidated Government, does hereby request the Louisiana Department of Transportation & Development to study the feasibility of reducing the speed limit on that portion of Highway 56 from the Piggly Wiggly Store to the Chauvin Brothers Store, and

BE IT FURTHER RESOLVED that a copy of this resolution be sent to Sen. Reggie Dupre and Rep. Damon Baldone requesting their assistance.

**THERE WAS RECORDED:**

NAYS: None.

ABSTAINING: None.

ABSENT: R. Boudreaux, Jr.

The Chairman declared the resolution adopted on this, this 21st day of August, 2001.

Mr. R. Boudreaux moved, seconded by Mr. H. Lapeyre, “THAT, the Public Services Committee direct Administration to review and present a recommendation relative to the sewer system in the Broadmoor Subdivision, and retain the matter in committee for two weeks.”

The Chairman called for the vote on the motion offered by Mr. R. Boudreaux.

UPON ROLL CALL THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: D. Henry and C. Voisin.

The Chairman declared the motion adopted.

Committee Member R. Boudreaux was recorded as exiting the proceedings at 7:40 p. m.

The Chairman recognized Parish Manager Al Levron who stated that, as a result of a meeting with the Terrebonne Levee & Conservation District Board and Director, a plan of action has identified procedures for permitting a project to move the Ward 7 Levee from the existing collection canal and creating a burm, and sharing the cost for the permit acquisition although the cost has not been determined. (NO ACTION TAKEN)

Mr. P. Rhodes moved, seconded by Mr. D. Henry, “THAT, the Public Services Committee add on to the agenda the matter relative to Terrebonne Parish Council on Aging and the Rural Transportation Program.”

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

UPON ROLL CALL THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: R. Boudreaux.

The Chairman declared the motion adopted.

Mr. P. Rhodes moved, seconded by Mr. W. Thibodeaux, “THAT, the Public Services Committee request that a joint committee of the Terrebonne Parish Council and the Terrebonne Council on Aging be formed to address rural transit system service.” (**MOTION AMENDED AFTER DISCUSSION)

The Chairman recognized Parish President Robert Bergeron who expressed concern relative to the Terrebonne Council on Aging changing its mind relative to the rural transit system after funding has been applied for.

Mr. P. Rhodes offered an amendment, seconded by Mr. W. Thibodeaux, “THAT, the Public Services Committee request that a joint committee of the Terrebonne Parish Council, Administration, and the Terrebonne Council on Aging be formed to address rural transit system service.” (**MOTION AMENDED AGAIN AND ADOPTED)

Parish President Robert Bergeron reiterated the Terrebonne Council on Aging’s negative response to providing additional rural transit and that the cost and routes for the rural transit system service has been submitted.

Mr. P. Rhodes offered a second amendment, seconded by Mr. W. Thibodeaux, “THAT, the Public Services Committee request that a joint committee of the Terrebonne Parish Council (W. Thibodeaux and P. Rhodes), Administration, and the Terrebonne Council on Aging be formed to address rural transit system service.”

**The Chairman called for the vote on the second amended motion by Mr. P. Rhodes.

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

Miss C. Duplantis moved, seconded by Mr. J. B. Breaux, “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 Miss C. Duplantis.

UPON ROLL CALL THERE WAS RECORDED:
NAYS: None.
ABSTAINING: None.
ABSENT: R. Boudreaux.
The Chairman declared the motion adopted and the meeting was adjourned at 7:40 p.m.

Alvin Tillman, Chairman
Suzette Thomas, Minute Clerk

Mr. A. Tillman moved, seconded by Mr. P. Rhodes, “THAT, the Council accept and ratify the minutes of the Public Services Committee meeting held on 8/21/01.”

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

UPON ROLL CALL THERE WAS RECORDED:
NAYS: None.
ABSTAINING: None.
ABSENT: H. Lapeyre.
The Vice-Chairman declared the motion adopted.
The Vice-Chairman called for a report on the Community Development & Planning Committee meeting held on 8/21/01, whereupon the Vice-Chairwoman, noting that ratification of the minutes calls public hearings on 9/12/01, rendered the following:

COMMUNITY DEVELOPMENT & PLANNING COMMITTEE
AUGUST 21, 2001

The Chairman, H. Lapeyre, called the Community Development & Planning Committee meeting to order at 7:46 p. m. in the Terrebonne Parish Council Meeting Room with the Invocation led by C. Duplantis and the Pledge of Allegiance led by C. Voisin. Upon roll call, Committee Members recorded as present were: C. Duplantis, D. Henry, H. Lapeyre, P. Rhodes, W. Thibodeaux, A. Tillman, and C. Voisin. Committee Members R. Boudreaux and J. B. Breaux were recorded as absent. A quorum was declared present.

OFFERED BY: Mr. D. Henry.
SECONDED BY: Mr. C. Voisin.

RESOLUTION NO. 01-302

A RESOLUTION GIVING NOTICE OF INTENT TO ADOPT AN ORDINANCE TO REVOKE THE DEDICATION OF RIGHT-OF-WAY FOR CROCHET LANE – MONTEGUT.

THEREFORE, BE IT RESOLVED by the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, that Notice of Intent is given for adopting an Ordinance to revoke the dedication of Right-of-Way for Crochet Lane – Montegut; and
BE IT FURTHER RESOLVED that a public hearing on said ordinance be called for Wednesday, September 12, 2001 at 6:30 p.m.

THERE WAS RECORDED:


NAYS:  None.

ABSTAINING:  None.

ABSENT:  R. Boudreaux, Jr. and J.B. Breaux.

The Chairman declared the resolution adopted on this, this 21st day of August, 2001.

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

RESOLUTION NO. 01-303

A resolution giving Notice of Intent to adopt an Ordinance to remove twelve (12) thirty-minute parking spaces along the south side of Verret Street adjacent to the Post Office and creating a two lane one way street with the south lane directed into the Post Office parking lot.

THEREFORE, BE IT RESOLVED by the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, that Notice of Intent is given for adopting an Ordinance to remove twelve (12) thirty-minute parking spaces along the south side of Verret Street adjacent to the Post Office and creating a two lane one way street with the south lane directed into the Post Office parking lot; and,

BE IT FURTHER RESOLVED that a public hearing on said ordinance be called for Wednesday, September 12, 2001 at 6:30 p.m.

THERE WAS RECORDED:


NAYS:  None.

ABSTAINING:  None.

ABSENT:  R. Boudreaux, Jr. and J.B. Breaux.

The Chairman declared the resolution adopted on this, this 21st day of August, 2001.

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The Chairman recognized Planning and Zoning Director Pat Gordon who stated that, in response to a request from the Houma Police Department, the aforementioned resolution has been submitted in order to alleviate cars stacking up near the post office.

OFFERED BY: Mr. W. Thibodeaux.
SECONDED BY: Ms. C. Duplantis.

RESOLUTION NO. 01-304

A Resolution giving Notice of Intent to adopt an Ordinance to amend the Parish Code of Terrebonne Parish by adding to Chapter 18: Motor Vehicles and Traffic, Article II: Parish, and to add a section under the said article to be designated as Section 18-27: To establish a 10 Ton Weight Limit Zone for Levron Street within Terrebonne Parish and to provide for the installation of said signs.

THEREFORE, BE IT RESOLVED by the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, that Notice of Intent is given for adopting an Ordinance to amend the Parish Code of Terrebonne Parish by adding to Chapter 18: Motor Vehicles and Traffic, Article II: Parish, and to add a section under the said article to be designated as Section 18-27: To establish a 10 Ton Weight Limit Zone for Levron Street within Terrebonne Parish and to provide for the installation of said signs; and

BE IT FURTHER RESOLVED that a public hearing on said ordinance be called for Wednesday, September 12, 2001 at 6:30 p.m.

THERE WAS RECORDED:

RESOLUTION NO. 01-305

A resolution authorizing the Parish President to apply for Economic Development Administration funds for infrastructure and other capital improvements at the Port of Terrebonne and to share in the cost of the improvements.

WHEREAS, the Terrebonne Port Commission has adopted a resolution supporting the submission of a funding application to the Economic Development Administration for infrastructure and other capital improvements at the Port of Terrebonne, and

WHEREAS, there is a need to provide a paved roadway and necessary underground utilities in order to accommodate Port growth, and

WHEREAS, the Terrebonne Parish Consolidated Government and the Port Commission are both vitally interested in continuing the development of the Port and attracting business, industrial and marine tenants in order to foster economic growth so that new jobs and employment opportunities may be created for the citizens of the Parish, and

WHEREAS, to achieve these goals, the Terrebonne Parish Consolidated Government and the Port Commission desire to prepare and submit an appropriate grant application on a 60/40 matching basis to the U.S. Economic Development Administration (EDA) through South Central Planning and Development Commission (SCPDC), the regional EDA grant administrator, and

WHEREAS, the Port Commission has estimated the cost of such eligible improvements to be $2,500,000, and the local share of $1,000,000 to come from Port capital funds previously committed and made available to the Parish, and

WHEREAS, the Terrebonne Port Commission in conjunction with the Terrebonne Parish Consolidated Government through South Central Planning and Development Commission is the appropriate applicant for these infrastructure improvements and funding is available for a local match.

NOW, THEREFORE BE IT RESOLVED by the Terrebonne Parish Council (Community Development and Planning Committee), on behalf of the Terrebonne Parish Consolidated Government, that Parish President Robert J. Bergeron is hereby authorized to prepare, sign and submit through South Central Planning and Development Commission a grant application to the U.S. Economic Development Administration for financial assistance in order to complete certain infrastructure improvements at the Port of Terrebonne; and,

BE IT FURTHER RESOLVED that the Terrebonne Parish Consolidated Government and the Terrebonne Port Commission shall participate in the project by providing a local match in the amount of 40% of the estimated project cost, said local match to be $1,000,000; and,

BE IT FURTHER RESOLVED that a copy of this resolution shall be forwarded to the Terrebonne Port Commission, South Central Planning and Development Commission, and the Economic Development Administration.

THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: R. Boudreaux, Jr. and J.B. Breaux.

The Chairman declared the resolution adopted on this, this 21st day of August, 2001.

* * * * * * * * *

OFFERED BY: Mr. C. Voisin.
SECONDED BY: Mr. D. Henry.
UPON ROLL CALL, THERE WAS RECORDED:


NAYS:  None.

ABSTAINING:  None.

ABSENT:  R. Boudreaux and J. B. Breaux.

The Chairman declared the motion adopted.

The Chairman recognized Cultural Resources & Economic Development Director Mart Black who explained that a previous loan request by Mr. Cleve & Mrs. Nona Daigle was denied due to stability of the steel-hulled fishing vessel being undetermined and that since that time, the vessel has proven to be stable.

OFFERED BY:  Mr. C. Voisin.
SECONDED BY:  Mr. D. Henry and Mr. P. Rhodes.

RESOLUTION NO. 01-306

WHEREAS, the Terrebonne Parish Consolidated Government is vitally interested in fostering economic development in order to create jobs, employment opportunities and a better life for all citizens of the Parish, and

WHEREAS, Cleve and Nona Daigle of Dulac, Louisiana have proposed to purchase with CDBG loan assistance a steel-hulled, 45 ft. fishing vessel that will benefit economic development by guaranteeing employment for at least four individuals, all of whom will be from low-to-moderate income backgrounds, and

WHEREAS, the vessel to be purchase by the Daigles, the M/V Nightmare, currently home-ported in Cameron, LA, was surveyed and appraised by a competent marine surveyor and found to be in good shape, seaworthy, and of more than sufficient value to serve as collateral for the proposed loan, and

WHEREAS, at the request of the Parish Council, additional information regarding the operating condition of certain equipment aboard the vessel and its hull was obtained from the vessel’s owner attesting to the satisfactory condition of these various items, and

WHEREAS, Mr. Daigle, through a profit-sharing agreement with the vessel’s owner, worked the M/V Nightmare for about a month during the recent shrimp season out of Cameron, Louisiana, and found the vessel and its various components to be sturdy and its performance quite satisfactory, and

WHEREAS, in order to accomplish this purchase, the Daigles have applied for a Community Development Block Grant loan in an amount not to exceed $42,000 at 7.5% simple interest for 7 years through the economic development loan program administered by the Terrebonne Parish Consolidated Government Department of Cultural Resources and Economic Development, and

WHEREAS, the Loan Review Committee has reviewed the purpose for the proposed loan and has approved and recommended the loan based on financial analysis submitted by this department.

NOW, THEREFORE BE IT RESOLVED that the Terrebonne Parish Council (Community Development and Planning Committee), on behalf of the Terrebonne Parish Consolidated Government hereby supports and endorses the CDBG Economic Development Loan to Cleve and Nona Daigle of Dulac, Louisiana, and authorizes Parish President Robert J. Bergeron to execute any and all documents necessary for processing this loan.

THERE WAS RECORDED:


NAYS:  None.

ABSTAINING:  None.


The Chairman declared the resolution adopted on this, this 21st day of August, 2001.

* * * * * * * * * * *

Upon questioning, Mr. Black stated that the boat would be used as collateral.

Mr. D. Henry moved, seconded by Mr. C. Voisin, “THAT, the Community Development & Planning Committee retain the matter relative to recent legislation involving the Houma Terrebonne Regional Planning Commission in committee until such time as the Terrebonne Parish Comprehensive Plan has been submitted.”

The Chairman called for the vote on the motion offered by Mr. D. Henry.
UPON ROLL CALL THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: R. Boudreaux, J. B. Breaux, and A. Tillman.

The Chairman declared the motion adopted.

The Chairman recognized Committee Member W. Thibodeaux who requested support of a request to the Houma-Terrebonne Regional Planning Commission to abate any further issuance of variances on developments of one acre or more in the northern portion of the parish that borders the northern boundary of the City of Thibodaux south to Bayou Gardens Boulevard, extending west by Louisiana Highway 24 and east to St. Louis Canal in the northern sections, and by Cypress Company Canal to its terminus with Bayou Gardens Boulevard. Mr. Thibodeaux requested the following corrections to the resolution and ordinance:

1) Resolution: 4th paragraph, 4th Whereas, second to last sentence change “until such time as the Terrebonne Parish Council acts on a proposed ordinance” to “until such time as the Terrebonne Parish Council acts on a proposed ordinance”.

2) Ordinance: Section I delete “No permits shall be issued nor application for permits accepted for development ….” change to “No application shall be accepted for development…”

Upon questioning, Parish Attorney Carolyn McNabb stated that the Parish Government has the power to protect the citizenry from flooding and drainage problems. Ms. McNabb stated that there is sufficient information on file to justify implementation of the aforementioned request.

Upon questioning, Mr. Thibodeaux explained that the area of concern was identified as the CC ditch, the St. Louis Canal, and the St. Louis Bayou. Mr. Thibodeaux noted the effect of development south of the Lafourche/Terrebonne boundary line, which poses a burden in the northern portion of District 2.

The Chairman recognized Committee Member C. Duplantis who requested that the matter be retained for additional review due to her district being included in the proposed legislation and that she was not previously notified.

Discussion ensued relative to preventing development in a large portion of District 2, which may adversely affect some areas of development within Districts 2, 4, & 6.

Mr. C. Voisin moved, seconded by Mr. D. Henry, “THAT, the Community Development & Planning Committee retain the matter relative to a proposed ordinance to suspend development on new development in the northern portion of Terrebonne Parish and a request to the Houma-Terrebonne Regional Planning Commission to deny requests for variances in new developments in the northern portion of Terrebonne Parish in committee for further review.” (**SUBSTITUTE MOTION OFFERED AFTER DISCUSSION)

The Chairman recognized Parish President Robert Bergeron who explained that water from Thibodaux affects drainage in the aforementioned area, and noted that a meeting with Lafourche Parish President Buzz Breaux is scheduled for Thursday, August 24, 2001 at 2:00 p.m. Mr. Bergeron requested a 30-day delay in order to allow Administration to review the matter.

The Chairman recognized Planning & Zoning Director Patrick Gordon who stated that he was under the impression that the proposed ordinance was only for subdivisions of properties and division of properties being submitted to the Houma-Terrebonne Planning Commission and not for building permits.

Mr. Gordon suggested that the ordinance be changed to state, “No application to the Houma-Terrebonne Planning Commission shall be accepted” which would clarify the ordinance.

The Chairman recognized Houma-Terrebonne Regional Planning Commission Chairman Alex Ostheimer who suggested that the committee consider adoption of the resolution and questioned the enactment of the ordinance.

Upon questioning, Parish Attorney Carolyn McNabb explained the two requests made relative to implementation of the proposed ordinance and resolution. Ms. McNabb continued that the Parish Government has the right to implement an interim development control until such time as a remedy can be determined.
Mr. Ostheimer suggested that the ordinance include provisions for allowing the Council to grant variances for certain areas. 

Upon questioning, Mr. Gordon explained the effect of the proposed ordinance as it relates to division of property greater than one acre.

**Mr. W. Thibodeaux offered an amendment to the substitute motion, seconded by Mr. P. Rhodes, “THAT, the Community Development & Planning Committee introduce an ordinance which will suspend development on new developments of one or more acres as described in a portion of District 2, ending at Louisiana Highway 90 and excluding any portion of Districts 4 & 6, for a period of 180-days, and call a public hearing on said matter on September 12, 2001 at 6:30 p.m.” (**ADDITIONAL AMENDMENT OFFERED)**

Upon questioning, Parish Manager Al Levron stated that the proposed moratorium will not solve the issue of flooding a certain portion of District 2 and noted that only drainage improvements may resolve the problem. Mr. Levron suggested that the Houma-Terrebonne Regional Planning Commission be requested to deny all variances.

**Mr. W. Thibodeaux offered a second amendment to the substitute motion, seconded by Mr. P. Rhodes, “THAT, the Community Development & Planning Committee introduce an ordinance which will suspend development on new developments of one or more acres as described in a portion of District 2, ending at Louisiana Highway 90 and excluding any portion of Districts 4 & 6, for a period of 45-days, and call a public hearing on said matter on September 12, 2001 at 6:30 p.m.”**

**The Chairman called for the vote on the second amended substitute motion offered by Mr. W. Thibodeaux.**

**UPON ROLL CALL THERE WAS RECORDED:**


NAYS: None.

ABSTAINING: None.

ABSENT: R. Boudreaux and J. B. Breaux.

The Chairman declared the motion adopted.

OFFERED BY: Mr. W. Thibodeaux.

SECONDED BY: Mr. D. Henry.

RESOLUTION NO. 01-307

A RESOLUTION REQUESTING THE HOUMA-Terrebonne PLANNING COMMISSION TO SUSPEND REQUESTS FOR VARIANCES ON DEVELOPMENT OF ONE ACRE OR MORE TRACTS IN THE AREA OF TERREBONNE PARISH BOUNDED NORTH BY CITY OF THIBODAUX, ENDING AT LA. HWY 90 AND EXCLUDING ANY PORTION OF DISTRICTS 4 & 6 AND FURTHER IDENTIFIED IN EXHIBIT A

WHEREAS, the area of Terrebonne Parish bounded north by City of Thibodaux, ending at LA HWY 90 has an extensive history of flooding problems, most recently with Tropical Storm Allison; and

WHEREAS, the said flooding problems are increasing in severity with each passing year and drainage considerations have reached a critical stage; and

WHEREAS, the Terrebonne Parish Council is greatly concerned that the increased flooding poses a substantial threat to the health, safety and welfare of the citizens in the defined area and finds it imperative to adopt an interim development control on certain land in the defined area so that a comprehensive solution and plan can be adopted to safeguard the welfare of the citizens; and

WHEREAS, the Terrebonne Parish Council desires to make official request of the Houma-Terrebonne Planning Commission to suspend requests for variances on tracts of one acre or more in the area of Terrebonne Parish bounded north by City of Thibodaux, ending at LA HWY 90 and excluding any portion of Districts 4 & 6 as further identified in Exhibit A until such time as the Terrebonne Parish Council acts upon a proposed ordinance to enact an interim development control with regard to the said area to address the concerns stated above;

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 Houma-Terrebonne Planning Commission is officially requested to suspend requests for variances on tracts of one acre or more in the area of Terrebonne Parish bounded north by City of Thibodaux, ending at LA HWY 90 and excluding any portion of Districts 4 & 6 and further identified in Exhibit A until such time as the Terrebonne Parish Council acts a proposed ordinance to enact an interim development control with regard to the said area to address the concerns stated above;

THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.
ABSENT: R. Boudreaux, Jr. and J.B. Breaux.

The Chairman declared the resolution adopted on this, this 21st day of August, 2001.

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The Chairman recognized Parish President Robert Bergeron who requested that Council members limit their priority wish list for the 2002 Budget to three items.

Miss C. Duplantis moved, seconded by Mr. D. Henry, “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 Miss C. Duplantis.

UPON ROLL CALL THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: R. Boudreaux and J. B. Breaux.

The Chairman declared the motion adopted and the meeting was adjourned at 9:00 p.m.

Harold Lapeyre, Chairman
Suzette Thomas Minute Clerk

Ms. C. Duplantis moved, seconded by Mr. J. B. Breaux, “THAT, the Council accept and ratify the minutes of the Community Development & Planning Committee meeting held on 8/21/01.”

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

UPON ROLL CALL THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: H. Lapeyre.

The Vice-Chairman declared the motion adopted.

The Vice-Chairman stated that the Natural Resources & Coastal Restoration Committee meeting that was scheduled for 8/21/01 had been cancelled, therefore a report could not be given.

Mr. D. Henry moved, seconded by Mr. R. Boudreaux, “THAT, the Council authorize the installation of the following street lights:

REPLACE EXISTING 175 WATT MERCURY VAPOR ON LA 316 BRIDGE IN GRAY, BETWEEN LA 24 NORTH AND SOUTH WITH 100 WATT HPS; ROAD LIGHTING DISTRICT NO. 1; ENTERGY; WAYNE THIBODEAUX

INSTALL STREET LIGHT AT 201 ISLE OF CUBA ROAD IN SCHRIEVER (DEBBIE CRESSOINE – 448-2849); ROAD LIGHTING DISTRICT #1; SLECA; HAROLD LAPEYRE.”

The Vice-Chairman called for a vote on the motion offered by Mr. D. Henry.

UPON ROLL CALL THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: H. Lapeyre.

The Vice-Chairman declared the motion adopted.
Mr. J. B. Breaux moved, seconded by Mr. R. Boudreaux, “THAT, the Council authorize attendance at the following meetings as per the current Council Travel Policy:

A) UNO New Leadership Workshop, November 7, New Orleans.
B) Leadership Conference, September 19-22, Point Clear, Alabama.”

The Vice-Chairman called for a vote on the motion offered by Mr. J. B. Breaux.

UPON ROLL CALL THERE WAS RECORDED:
NAYS: None.
ABSTAINING: None.
ABSENT: H. Lapeyre.
The Vice-Chairman declared the motion adopted.

Mr. R. Boudreaux moved, seconded by Mr. D. Henry, “THAT, the Council hold nominations open an additional 3 weeks for the vacancy on the Fire Protection District No. 4A Board.”

The Vice-Chairman called for a vote on the motion offered by Mr. R. Boudreaux.

UPON ROLL CALL THERE WAS RECORDED:
NAYS: None.
ABSTAINING: None.
ABSENT: H. Lapeyre.
The Vice-Chairman declared the motion adopted.

Mr. D. Henry moved, seconded by Ms. C. Duplantis, “THAT, the Council accept the nominations of Mr. L. P. Bordelon (present member), Mr. Lucius Ostheimer, Jr. and Mr. Anthony (Rod) Rodrigue for the two expired terms on the Houma Convention & Visitor’s Bureau, that nominations be closed and that a voice vote of the Council be taken to determine who will fill the terms.”

The Vice-Chairman called for a vote on the motion offered by Mr. D. Henry.

UPON ROLL CALL THERE WAS RECORDED:
NAYS: None.
ABSTAINING: None.
ABSENT: H. Lapeyre.
The Vice-Chairman declared the motion adopted.

The Vice-Chairman called for a voice vote of the Council to determine who will fill the 2 expired terms on the Houma Convention & Visitor’s Bureau, whereupon the following was recorded:

<table>
<thead>
<tr>
<th>L. P. BORDELON</th>
<th>LUCIUS OSTHEIMER</th>
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<tbody>
<tr>
<td>C. Duplantis</td>
<td>J. B. Breaux</td>
</tr>
<tr>
<td>C. Voisin</td>
<td>C. Voisin</td>
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<tr>
<td>D. Henry</td>
<td>P. Rhodes</td>
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<tr>
<td>A. Tillman</td>
<td>D. Henry</td>
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<tr>
<td>R. Boudreaux</td>
<td>A. Tillman</td>
</tr>
<tr>
<td></td>
<td>R. Boudreaux</td>
</tr>
</tbody>
</table>

ROD RODRIGUE

C. Duplantis
J. B. Breaux
P. Rhodes

H. Lapeyre and W. Thibodeaux were recorded as absent.
The Vice-Chairman stated as per the aforementioned results, Mr. L. P. Bordelon is re-appointed to an additional term on the Houma Convention & Visitor’s Bureau and Mr. Lucius Ostheimer is appointed to fill the other expired term.

Mr. P. Rhodes moved, seconded by Mr. A. Tillman, “THAT, the Council appoint Mr. Donald Tivet for 1 of the 2 vacancies on the Recreation District No. 7 Board and that nominations remain open for the remaining vacancy.”

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

UPON ROLL CALL THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: H. Lapeyre.

The Vice-Chairman declared the motion adopted.

The Vice-Chairman recognized Mr. Wayne Machado, Mosquito Control, Inc., who stated that there has been quite a bit of concern regarding the West Nile virus that was discovered in Jefferson Parish in a dead blue jay. Mr. Machado stated that there was no other evidence of any virus activity in this part of Louisiana. He stated people are really concerned when they hear about encephalitis and it is understandable. He stated that it is not a very deadly virus. Mr. Machado gave a brief report on the areas that have been concentrated on to keep the mosquito population under control and the population in Terrebonne Parish is currently very low. He stated that there is no indication at this point that there is a need for alarm concerning the encephalitis virus in Terrebonne Parish.

Mr. W. Thibodeaux moved, seconded by Mr. D. Henry, “THAT, the Council revisit agenda item 6:30 A (A proposed ordinance that will create a Board of Commissioners to serve as the governing authority of Fire Protection District No. 8).”

The Vice-Chairman called for a vote on the motion offered by Mr. W. Thibodeaux.

UPON ROLL CALL THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: H. Lapeyre.

The Vice-Chairman declared the motion adopted.

Upon questioning by Councilman W. Thibodeaux, Parish Attorney C. McNabb stated that the Council properly conducted the public hearing on the proposed ordinance to create a Board of Commissioners for Fire Protection District 8 and can revisit the ordinance for consideration to be adopted.

OFFERED BY: Mr. W. Thibodeaux.
SECONDED BY: Mr. D. Henry.

ORDINANCE NO. 6468

AN ORDINANCE AMENDING CHAPTER 8, ARTICLE 11 SECTION 8.22(C) OF THE PARISH CODE TO PROVIDE FOR A BOARD OF COMMISSIONERS TO SERVE AS GOVERNING AUTHORITY FOR FIRE PROTECTION DISTRICT 8.

WHEREAS Louisiana Revised Statute 40:1495 grants the Terrebonne Parish Council the authority to serve as the governing body of a created Fire Protection District or to appoint a Board of Commissioners to serve as the governing body for the district;

WHEREAS the Council wishes to provide for a Board of Commissioners to serve as the governing body for the Fire Protection District Number 8;

NOW THEREFORE BE IT ORDAINED by the Terrebonne Parish Consolidated Government that:

SECTION I

Chapter 8.  FIRE PROTECTION AND PREVENTION, Article 11. Fire Protection Districts, Section 8.22(C) is hereby amended to read as follows:

Section 8-22. Powers, governing bodies.
(a) The fire protection districts shall constitute public corporations and political subdivisions of the state and shall have all rights, powers and privileges granted and conferred by the constitution and statutes of the state to such corporations, including the authority to incur debts, to issue bonds and to levy taxes.

(b) Except as otherwise provided in this section, the parish council shall be the governing authority for the fire protection districts.

(c) The governing authority for Fire Protection Districts No. 4A, No. 6, No. 7, No. 8 and No. 10 shall be a board of commissioners to be created for each such fire protection district, such board to be created, administered and governed by the provisions of R.S. 40:1491 et seq., as may be amended or supplemented by state law.

SECTION II

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

SECTION III

This ordinance shall become effective upon approval by the Parish President. This ordinance, having been introduced and laid on the table for at least two weeks, was voted upon as follows:

THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: H. Lapeyre.

The Vice Chairman declared the ordinance adopted on this, the 22nd day of August, 2001.

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Mr. R. Boudreaux moved, seconded by Mr. P. Rhodes, “THAT, the Council continue with the regular order of business.”

The Vice-Chairman called for a vote on the motion offered by Mr. R. Boudreaux.

UPON ROLL CALL THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: H. Lapeyre.

The Vice-Chairman declared the motion adopted.

Parish President R. Bergeron announced that his Administration is currently seeking a place for the Boys & Girls Club to meet. He stated that he would keep the Chairman and Vice-Chairman of the Council informed of the status.

Mr. J. B. Breaux moved, seconded by Mr. D. Henry, “THAT, there being no further business to come before the Council, the meeting be adjourned.”

The Vice-Chairman called for a vote on the motion offered by Mr. J. B. Breaux.

UPON ROLL CALL THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: H. Lapeyre.

The Vice-Chairman declared the motion adopted and the meeting adjourned at 7:20 p.m.

VENITA H. WHITNEY