

PROCEEDINGS
OF THE
TERREBONNE PARISH COUNCIL
IN REGULAR SESSION

JANUARY 25, 2023

The Chairwoman, Ms. Jessica Domangue, called the meeting to order at 6:00 p.m. in the Terrebonne Parish Council Meeting Room. Mr. S. Trosclair led the Invocation and the Pledge of Allegiance. Upon roll call, Council Members recorded as present were: C. Harding, G. Michel, J. Amedée, J. Domangue, D. W. Guidry, Sr., D. Babin, D. J. Guidry, S. Trosclair, and A. Tillman. A quorum was declared present.

Mr. J. Amedée moved, seconded by Mr. G. Michel, “THAT, the Council approve minutes of the Regular Council Session held on December 21, 2022.”

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

THERE WAS RECORDED:

YEAS: C. Harding, G. Michel, J. Amedée, J. Domangue, D. W. Guidry, Sr., D. Babin, D. J. Guidry, S. Trosclair, and A. Tillman.

NAYS: None.

ABSENT: None.

The Chairwoman declared the motion adopted.

Mr. G. Michel moved, seconded by Mr. D. J. Guidry, “THAT, the Council approve the Accounts Payable Bill Lists for 1/17/2023 and 1/23/2023.”

The Chairwoman called for a vote on the motion offered by Mr. G. Michel.

THERE WAS RECORDED:

YEAS: C. Harding, G. Michel, J. Amedée, J. Domangue, D. W. Guidry, Sr., D. Babin, D. J. Guidry, S. Trosclair, and A. Tillman.

NAYS: None.

ABSENT: None.

The Chairwoman declared the motion adopted.

Mr. G. Michel read a proclamation proclaiming the week of January 29th to February 4th, 2023, as "Catholic Schools Week" in Terrebonne Parish.

The Chairwoman recognized Dr. Mark Williams, Superintendent of Catholic Schools, who thanked the Council for the recognition and for their service to the community.

The Chairwoman read a proclamation proclaiming Arbor Day in Terrebonne Parish on January 28, 2023, urging citizens to plant trees to gladden the heart and promote the well-being of this and future generations.

The Chairwoman recognized Mr. Pat Gordon, Terrebonne Parish Tree Board Chairman, who thanked the Council for the proclamation and shared that the annual tree giveaway will be at the Terrebonne Parish Main Library on January 28, 2023 at 9:00 a.m. He then shared the new mission statement of the Tree Board and announced the openings on the Tree Board.

Mr. S. Trosclair moved, seconded by Mr. J. Amedée, “THAT, the Council ratify the Parish President’s recommendation to appoint Mr. Julius P. Hebert, Jr. as Parish Attorney and the following as Assistant Parish Attorneys: Brian Marceaux, Derick Bercegeay, Brianna Wilson Orgeron, Patrick Yancey, Courtney Alcock, Vincent Dagate, Kentley Fairchild, Chris Erny, Gary Williams, Craig Landry, Tanner Magee, and Michelle Neil.”

The Chairwoman called for a rollcall vote on the motion offered by Mr. S. Trosclair.

THERE WAS RECORDED:

YEAS: C. Harding, G. Michel, J. Amedée, J. Domangue, D. W. Guidry, Sr., D. Babin, D. J. Guidry, S. Trosclair, and A. Tillman.

NAYS: None.

ABSENT: None.

The Chairwoman declared the motion adopted.

The Chairwoman recognized Parish Attorney Julius Hebert who thanked the Council for their vote of confidence.

Mr. D. W. Guidry, Sr. recognized Mr. Peter Rozands, Constable who was in the audience for the proceedings.

The Chairwoman called for a report on the Public Services Committee meeting held on 01/23/23, whereupon the Committee Chairman, noting ratification of minutes, rendered the following:

PUBLIC SERVICES COMMITTEE

JANUARY 23, 2023

The Chairman, Carl Harding, called the Public Services Committee meeting to order at 5:31 p.m. in the Terrebonne Parish School Board Office. The Invocation and the Pledge of Allegiance were led by Mr. C. Harding. Upon roll call, Committee Members recorded as present were: C. Harding, J. Amedée, J. Domangue, D. W. Guidry, Sr., D. Babin, D. J. Guidry, S. Trosclair, and A. Tillman. Mr. G. Michel was recorded as entering at 5:33 p.m. A quorum was declared present.

The Chairman recognized Planning and Zoning Director Chris Pulaski who shared that the condemnation hearings originally scheduled for January 23, 2023 have been rescheduled to February 27, 2023. He then noted that the next meeting will consist of 25-30 items and that they currently have over 300 open condemnations.

At Mr. D. Babin's request, Mr. Pulaski shared that having condemnation hearings quarterly has been routine in order to have sufficient time to prepare for the meetings and that the Nuisance Abatement department has doubled in size to address more potentially hazardous properties.

At the Chairman's request, Parish Manager Mike Toups noted that the number of employees varies week to week due to turnover and that the staffing services provide savings to the department. (***RESOLUTION ADOPTED AFTER DISCUSSION**)

OFFERED BY: MR. S. TROSCLAIR

SECONDED BY: MR. D. W. GUIDRY, SR.

RESOLUTION NO. 23-028

A Resolution authorizing the signing of an agreement with the firm of Lofton Industrial Services, LLC to provide personnel staffing for the Solid Waste and Vegetation Department.

WHEREAS, Lofton Industrial Services, LLC has provided personnel staffing for the Solid Waste and Vegetation Department over the past several years, and

WHEREAS, the Solid Waste and Vegetation Department as determined that by using Lofton Industrial Services, LLC personnel staffing it is cost savings to TPCG, and

WHEREAS, the Solid Waste and Vegetation Department, intends to continue the use of Lofton Industrial Services, LLC personnel staffing, and

WHEREAS, Lofton Industrial Services, LLC personnel is used to staff the Ashland, Crochetville, and Schriever Residential Drop Off-sites, clerical support, grapple truck helpers, litter control, and Vegetation helpers, and

WHEREAS, Lofton Industrial Services, LLC personnel staffing are vital to the day-to-day operations of the Solid Waste and Vegetation Department, and

NOW THEREFORE BE IT RESOLVED, by the Terrebonne Parish Council, on behalf of Terrebonne Parish Consolidated Government, that the professional services from Lofton Industrial Services, LLC be, and is hereby approved, and

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

THERE WAS RECORDED:

YEAS: C. Harding, G. Michel, J. Amedée, J. Domangue, D. W. Guidry, Sr., D. Babin, D. J. Guidry, S. Trosclair and A. Tillman.

NAYS: None.

NOT VOTING: None.

ABSTAINING: None.

ABSENT: None.

The Chairman declared the ordinance adopted on this the 23rd day of January 2023.

OFFERED BY: MR. D. BABIN
SECONDED BY: MR. A. TILLMAN

RESOLUTION NO. 23-029

A resolution awarding and authorizing the signing of the contract for the Utilities Substation Supervisory Control and Data Acquisition System (SCADA) Parish Project No. 22-SCADA/UTL-55, Terrebonne Parish, Louisiana.

WHEREAS, Terrebonne Parish Consolidated Government Purchasing Division received bids on Wednesday, November 30, 2022 for Parish Project No. 22-SCADA/UTL-55 Utilities Substation SCADA System, and

WHEREAS, after careful review by the Utilities Department and the Purchasing Department it has been determined that the proposal by Minsait ACS, Inc. should be accepted as per the attached document, and

NOW THEREFORE BE IT RESOLVED, by the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, awards the contract to Minsait ACS, Inc.

BE IT FURTHER RESOLVED, the Parish President be authorized and empowered to sign and execute any and all contract documents associated therewith.

THERE WAS RECORDED:

YEAS: C. Harding, G. Michel, J. Amedée, J. Domangue, D. W. Guidry, Sr., D. Babin, D. J. Guidry, S. Trosclair and A. Tillman.

NAYS: None.

NOT VOTING: None.

ABSTAINING: None.

ABSENT: None.

The Chairman declared the ordinance adopted on this the 23rd day of January 2023.

OFFERED BY: MR. G. MICHEL
SECONDED BY: MR. D. J. GUIDRY

RESOLUTION NO. 23-030

A resolution authorizing the renewal of ESRI Geographical Information System (GIS) Licenses for 2023.

WHEREAS, ESRI is the current GIS software and license provider, and

WHEREAS, the Department of Utilities GIS Division has determined that the ESRI license renewal is suitable to fulfill the Parish's need, and

NOW THEREFORE BE IT RESOLVED, by the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, that the renewal of ESRI GIS Licenses be, and is hereby, ratified.

THERE WAS RECORDED:

YEAS: C. Harding, G. Michel, J. Amedée, J. Domangue, D. W. Guidry, Sr., D. Babin, D. J. Guidry, S. Trosclair and A. Tillman.

NAYS: None.

NOT VOTING: None.

ABSTAINING: None.

ABSENT: None.

The Chairman declared the ordinance adopted on this the 23rd day of January 2023.

OFFERED BY: MR. J. AMEDÉE
SECONDED BY: MR. D. J. GUIDRY

RESOLUTION NO. 23-031

A resolution authorizing the execution of Change Order No. 3 for the Construction Agreement for Parish Project No. 21-ROAD-18, 2021 Asphalt Project, Terrebonne Parish, Louisiana.

WHEREAS, the Terrebonne Parish Consolidated Government entered into a contract dated May 16, 2022 with Huey P. Stockstill, LLC, for Parish Project No. 21-ROAD-18, 2021 Asphalt Project, Terrebonne Parish, Louisiana, and

WHEREAS, it is necessary to adjust contract price due to the addition of Horseshoe Road to the project and the removal of North Main Project Road and Brier Road from the project, and

WHEREAS, this change order will increase the overall contract price by Two Hundred Thirty-Six Thousand, Three Hundred Twenty-Seven Dollars and Forty-Four Cents (\$236,327.44), and

WHEREAS, this change order will increase contract time due to the additional time needed to perform the work for a total increase of Sixty (60) days in contract time, and

WHEREAS, this Change Order No. 3 has been recommended by the Engineer, David A. Waitz Engineering and Surveying, Inc, for this project, and

NOW, THEREFORE BE IT RESOLVED that the Terrebonne Parish Council on behalf of the Terrebonne Parish Consolidated Government, does hereby approve and authorize the execution by Terrebonne Parish President Gordon E. Dove, or his designee, of Change Order No. 3 to the construction agreement with Huey P. Stockstill, LLC for Parish Project No. 21-ROAD-18, 2021 Asphalt Project, Terrebonne Parish, Louisiana, for an increase to the contract amount in the amount of Two Hundred Thirty-Six Thousand, Three Hundred Twenty-Seven Dollars and Forty-Four Cents (\$236,327.44) with an increase of Sixty (60) days in

construction time.

BE IT FURTHER RESOLVED that a certified copy of the resolution be forwarded to Engineer, David A. Waitz Engineering and Surveying, Inc.

THERE WAS RECORDED:

YEAS: C. Harding, G. Michel, J. Amedée, J. Domangue, D. W. Guidry, Sr., D. Babin, D. J. Guidry, S. Trosclair and A. Tillman.

NAYS: None.

NOT VOTING: None.

ABSTAINING: None.

ABSENT: None.

The Chairman declared the ordinance adopted on this the 23rd day of January 2023.

OFFERED BY: MR. J. AMEDÉE
SECONDED BY: MR. D. J. GUIDRY

RESOLUTION NO. 23-032

A resolution providing approval of Amendment No. 2 to the Engineering Agreement for Parish Project No. 21-ROAD-18, 2021 Asphalt Project, Terrebonne Parish, Louisiana.

WHEREAS, the Terrebonne Parish Consolidated Government entered into an Engineering Agreement dated March 17, 2021 with David A. Waitz Engineering & Surveying, Inc., for the Project entitled **Parish Project No. 21-ROAD-18, 2021 Asphalt Project**, and

WHEREAS, the Engineering Agreement between OWNER and ENGINEER only has provisions for certain limitations for Basic and Additional Services, and

WHEREAS, it is necessary to make changes to the contract due the need for additional asphalt repairs, and

WHEREAS, the firm of David A. Waitz Engineering & Surveying, Inc., has been asked to perform these activities under the Basic and Additional Services section of the Engineering Agreement for this project, and

WHEREAS, the TPCG is desirous of having these services continued so that there is a need to increase the upset limit, and

NOW, THEREFORE BE IT RESOLVED that the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, does hereby approve this Amendment No. 2 to the Engineering Agreement for a total increase of \$8,083.66 and authorizes Parish President, Gordon E. Dove, or his designee, to execute this Amendment No. 2 to the Engineering Agreement for Parish Project No. 21-ROAD-18, 2021 Asphalt Project with David A. Waitz Engineering & Surveying, Inc., and

BE IT FURTHER RESOLVED that a certified copy of the resolution be forwarded to the Engineer, David A. Waitz Engineering & Surveying, Inc.

THERE WAS RECORDED:

YEAS: C. Harding, G. Michel, J. Amedée, J. Domangue, D. W. Guidry, Sr., D. Babin, D. J. Guidry, S. Trosclair and A. Tillman.

NAYS: None.

NOT VOTING: None.

ABSTAINING: None.

ABSENT: None.

The Chairman declared the ordinance adopted on this the 23rd day of January 2023.

Mr. G. Michel moved, seconded by Mr. S. Trosclair, “THAT, there being no further business to come before the Public Services Committee, the meeting be adjourned.”

The Chairman called for the vote on the motion offered by Mr. G. Michel.

THERE WAS RECORDED:

YEAS: C. Harding, G. Michel, J. Amedée, J. Domangue, D. W. Guidry, Sr., D. Babin, D. J. Guidry, S. Trosclair, and A. Tillman.

NAYS: None.

ABSENT: None.

The Chairman declared the motion adopted and the meeting was adjourned at 5:39 p.m.

Carl Harding, Chairman

Brandi Becnel, Minute Clerk

Mr. C. Harding moved, seconded by Mr. J. Amedée, “THAT, the Council accept and ratify the minutes of the Public Services Committee meeting held on 01/23/23.”

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

THERE WAS RECORDED:

YEAS: C. Harding, G. Michel, J. Amedée, J. Domangue, D. W. Guidry, Sr., D. Babin, D. J. Guidry, S. Trosclair, and A. Tillman.

NAYS: None.

ABSENT: None.

The Chairwoman declared the motion adopted.

The Chairwoman called for a report on the Budget and Finance Committee meeting held on 01/23/23, whereupon the Committee Chairman, noting ratification of minutes calls a public hearing on Wednesday, February 8, 2023 at 6:30 p.m., rendered the following:

BUDGET & FINANCE COMMITTEE

JANUARY 23, 2023

The Chairman, Mr. Dirk J. Guidry, called the Budget & Finance Committee meeting to order at 5:40 p.m. in the Terrebonne Parish School Board Office. The Invocation and the Pledge of Allegiance were led by Mr. A. Tillman. Upon roll call, Committee Members recorded as present were: C. Harding, G. Michel, J. Amedée, J. Domangue, and D. W. Guidry, Sr., D. Babin, D. J. Guidry, S. Trosclair, and A. Tillman. A quorum was declared present.

Mr. D. Babin moved, seconded by Ms. J. Domangue, “THAT, the Budget and Finance Committee approve the co-sponsorship request from the Houma Irish-Italian Parade for the Irish-Italian Parade to be held on Sunday, March 19, 2023, from 1:00 p.m. to 4:00 p.m. in Downtown Houma.”

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

THERE WAS RECORDED:

YEAS: C. Harding, G. Michel, J. Amedée, J. Domangue, D. W. Guidry, Sr., D. Babin, D. J. Guidry, S. Trosclair, and A. Tillman.

NAYS: None.

ABSENT: None.

The Chairman declared the motion adopted.

The following resolution was offered by **MR. C. HARDING** and seconded by **MR. S. TROSCLAIR** :

RESOLUTION NO. 23-033

A resolution approving the holding of an election in Recreation District No. 7 of the Parish of Terrebonne, State of Louisiana, on Saturday, April 29, 2023, to authorize the renewal of a special tax therein.

WHEREAS, the Board of Commissioners of Recreation District No. 7 of the Parish of Terrebonne, State of Louisiana (the "Governing Authority"), acting as the governing authority of Recreation District No. 7 of the Parish of Terrebonne, State of Louisiana (the "District"), adopted a resolution on February 2, 2023, calling a special election in the District on Saturday, April 29, 2023, to authorize the renewal of a special tax therein; and

WHEREAS, the Governing Authority of the District has requested that this Parish Council, acting as the governing authority of the Parish of Terrebonne, State of Louisiana, give its consent and authority for the District to hold the aforesaid election, and in the event that the election carries to continue to levy and collect the special tax provided for therein; and

WHEREAS, as required by Article VI, Section 15 of the Constitution of the State of Louisiana of 1974, it is now the desire of this Parish Council to approve the holding of said election and in the event that the election carries, to continue to levy and collect the special tax provided for therein;

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. In compliance with the provisions of Article VI, Section 15 of the Constitution of the State of Louisiana of 1974, and in accordance with the request of the Board of Commissioners of Recreation District No. 7 of the Parish of Terrebonne, State of Louisiana, this Parish Council hereby approves the holding of an election in the District, on Saturday, April 29, 2023, at which election there will be submitted the following proposition, to-wit:

**PROPOSITION
(MILLAGE RENEWAL)**

Shall Recreation District No. 7 of the Parish of Terrebonne, State of Louisiana (the "District"), continue to levy a nine and one-half (9.50) mills tax on all property subject to taxation in said District (an estimated \$523,600 reasonably expected at this time to be collected from the levy of the tax for an entire year), for a period of ten (10) years, beginning with the year 2024 and ending with the year 2033, for the purpose of acquiring, constructing, improving, maintaining and operating recreation facilities for said District, including the purchase of equipment therefor?

SECTION 2. In the event the election carries, this Parish Council does hereby further consent to and authorize the District to continue to levy and collect the special tax provided for therein.

THERE WAS RECORDED:

YEAS: C. Harding, G. Michel, J. Amedée, J. Domangue, D. W. Guidry, Sr., D. Babin, D. J. Guidry, S. Trosclair and A. Tillman.

NAYS: None.

NOT VOTING: None.

ABSTAINING: None.

ABSENT: None.

The Chairman declared the ordinance adopted on this the 23rd day of January 2023.

At Ms. J. Domangue's request, Mr. Shawn Dupre, Chairman of the Recreation District No. 2-3 Board, shared the plans for the \$4.5 million bond noting that the Lisa Park Gym is in need of repairs along with new playground additions. He highlighted plans for adding turf to Southland Field and for adapting the MLK Softball Complex for buddy ball events with Miracle League.

Mr. Dupre then clarified that FEMA is providing some reimbursement but most renovations at the Lisa Park Gym were preplanned prior to Hurricane Ida.

At Mr. G. Michel’s request, Mr. Dupre shared that he has received many requests for a dog park and that one is being considered as part of Westgate Park renovations.

Discussion ensued relative to parish owned properties, estimated total costs for the Lisa Park Gym repairs, and possible assistance from the high schools that would utilize the Southland Field. (*RESOLUTION ADOPTED AFTER DISCUSSION)

**PARISH OF TERREBONNE
 IN THE NAME AND BY THE AUTHORITY OF
 THE TERREBONNE PARISH COUNCIL**

RESOLUTION NO. 23-034

**A RESOLUTION CONCURRING IN RECREATION DISTRICT NO. 2, 3 OF THE
 PARISH OF TERREBONNE, STATE OF LOUISIANA, CONCURRING IN THAT
 RESOLUTION ADOPTED DECEMBER 7, 2022, RELATIVE TO ITS ISSUANCE OF
 NOT TO EXCEED \$4,500,000 OF LIMITED TAX BONDS; MAKING APPLICATION
 TO THE STATE BOND COMMISSION AND PROVIDING FOR OTHER MATTERS
 IN CONNECTION THEREWITH**

WHEREAS, the Board of Commissioners of the Recreation District No. 2, 3 of the Parish of Terrebonne, State of Louisiana (the “**District**”) adopted a resolution on December 7, 2022 authorizing the issuance of not to exceed \$4,500,000 of it Limited Tax Revenue Bonds, secured by the levy of its special ad valorem taxes;

WHEREAS, the District has requested that the Terrebonne Parish Council (the "**Council**") concur in said resolution.

NOW THEREFORE, BE IT RESOLVED by the Terrebonne Parish Council that:

Section 1. This Council does hereby approve, ratify and concur in that certain resolution of the Board of Commissioners of the Recreation District No. 2, 3 of the Parish of Terrebonne, State of Louisiana adopted December 7, 2022, in the form attached hereto as **Exhibit A**.

Section 2. This resolution shall become effective immediately upon its adoption.

The Resolution having come to a vote:

MEMBER	YEA	NAY	ABSENT	ABSTAINING
Amedée, John (Vice-Chairman)	X			
Babin, Daniel	X			
Domangue, Jessica (Chairwoman)	X			
Guidry, Darrin	X			
Guidry, Dirk	X			
Harding, Carl	X			

Michel, Gerald	X			
Tillman, Alvin	X			
Trosclair, Steve	X			

Mr. D. Babin moved, seconded by Mr. J. Amedée, “THAT, the Budget and Finance Committee introduce an Ordinance to amend the 2023 Adopted Operating Budget, 5-Year Capital Outlay Budget, and Budgeted Positions of the Terrebonne Parish Consolidated Government for the following items and to provide for related matters.

- I. Williams Ave. Multi-Use Path, \$65,791
- II. Valhi Share Use Path, \$614,000
- III. Housing & Human Services, \$69,436
 - a. Transfer Grant Writer, Grade 206
- IV. Valhi Blvd Extension, \$200,000
- V. Elliot Jones Canal Pump Station, \$108,985
- VI. Houma Fire Department, \$3,130
- VII. Animal Shelter, \$1,000

and calling a public hearing on said matter on February 8, 2023, at 6:30 p.m.”

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

THERE WAS RECORDED:

YEAS: C. Harding, G. Michel, J. Amedée, J. Domangue, D. W. Guidry, Sr., D. Babin, D. J. Guidry, S. Trosclair, and A. Tillman.

NAYS: None.

ABSENT: None.

The Chairman declared the motion adopted.

Mr. D. Babin moved, seconded by Mr. J. Amedée, “THAT, there being no further business to come before the Budget and Finance Committee, the meeting be adjourned.”

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

THERE WAS RECORDED:

YEAS: C. Harding, G. Michel, J. Amedée, J. Domangue, D. W. Guidry, Sr., D. Babin, D. J. Guidry, S. Trosclair, and A. Tillman.

NAYS: None.

ABSENT: None.

The Chairman declared the motion adopted and the meeting was adjourned at 5:58 p.m.

Dirk J. Guidry, Chairman

Brandi Becnel, Minute Clerk

Mr. D. J. Guidry moved, seconded by Mr. C. Harding, “THAT, the Council accept and ratify the minutes of the Budget and Finance Committee meeting held on 01/23/23.”

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

THERE WAS RECORDED:

YEAS: C. Harding, G. Michel, J. Amedée, J. Domangue, D. W. Guidry, Sr., D. Babin, D. J. Guidry, S. Trosclair, and A. Tillman.

NAYS: None.

ABSENT: None.

The Chairwoman declared the motion adopted.

The Chairwoman called for a report on the Policy, Procedure and Legal Committee meeting held on 01/23/23, whereupon the Committee Chairman, noting ratification of minutes calls a public hearing on Wednesday, February 8, 2023 at 6:30 p.m., rendered the following:

POLICY, PROCEDURE, AND LEGAL COMMITTEE

JANUARY 23, 2023

The Chairman, Gerald Michel, called the Policy, Procedure, and Legal Committee meeting to order at 5:59 p.m. in the Terrebonne Parish School Board Office. The Invocation and the Pledge of Allegiance were led by Mr. D. W. Guidry, Sr. Upon roll call, Committee Members recorded as present were: C. Harding, G. Michel, J. Amedée, J. Domangue, D. W. Guidry Sr., D. Babin, D. J. Guidry, S. Trosclair, and A. Tillman. A quorum was declared present.

Mr. A. Tillman moved, seconded by Mr. D. J. Guidry, "THAT the Policy, Procedure, and Legal Committee discuss Committee Meetings Procedures."

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

THERE WAS RECORDED:

YEAS: A. Tillman, C. Harding, G. Michel, J. Amedée, J. Domangue, D. W. Guidry Sr., D. Babin, D. J. Guidry, and S. Trosclair.

NAYS: None.

ABSENT: None.

The Chairman declared the motion adopted.

Mr. A. Tillman shared some of his concerns regarding the discussion of agenda items in committee meetings.

Parish Attorney Julius Hebert shared his understanding that, due to open meetings laws and other policies, discussion could not be held on a proposed ordinance when introduced, only when it is brought up for discussion at public hearing.

Discussion ensued relative to Council discussion of agenda items and add-on agenda items and providing sufficient notice of each. Several Council Members offered suggestions for improving procedures for agenda items and holding discussions.

OFFERED BY: MR. D. J. GUIDRY

SECONDED BY: MR. D. BABIN

RESOLUTION NO. 23-035

A RESOLUTION IN SUPPORT OF GULF HYPOXIA MAPPING CRUISES

WHEREAS, the problem of a large area of low oxygen or hypoxia that forms off Louisiana's coast in waters of the Gulf of Mexico has been an issue of long-standing concern; and

WHEREAS, those concerns include the impacts Gulf Hypoxia on the state's productive coastal fisheries, as well as the seafood processing and restaurant industries; and

WHEREAS, the role of accurate and up to date science is critically important for understanding the Gulf Hypoxia problem and the effectiveness of policies to address it; and

WHEREAS, both long-term and continuing data on the Gulf Hypoxic Zone is being provided by the annual mapping cruises that have operated from the Louisiana Universities Marine Consortium (LUMCON) in Cocodrie, La. since 1985, with the majority of funding provided by the federal National Oceanic and Atmospheric Administration (NOAA); and

WHEREAS, these annual mapping cruises continue today through an active research partnership between LUMCON and Louisiana State University, along with participation by agencies, researchers, and students; and

WHEREAS, the data on Gulf Hypoxia provided by these cruises informs the measurement of progress by the Gulf of Mexico Hypoxia Task Force and Action Plan, a cooperative effort that focuses on voluntary, cost-effective activities by the public and private sectors, in which the State of Louisiana has been a participant since 1997; and

WHEREAS, the Louisiana Legislature reaffirmed its support for the Gulf Hypoxia Mapping Cruise in House Concurrent Resolution 65 in the 2020 Regular Session, and for the Gulf Hypoxia Action Plan in House Concurrent Resolution 98 in the 2022 Regular Session.

NOW, THEREFORE, BE IT RESOLVED that the Terrebonne Parish Council affirms its support for the Gulf Hypoxia Mapping Cruises and their role in supporting implementation of the Gulf Hypoxia Action Plan.

THERE WAS RECORDED:

YEAS: C. Harding, G. Michel, J. Amedée, J. Domangue, D. W. Guidry, Sr., D. Babin, D. J. Guidry, S. Trosclair and A. Tillman.

NAYS: None.

NOT VOTING: None.

ABSTAINING: None.

ABSENT: None.

The Chairman declared the ordinance adopted on this the 23rd day of January 2023.

Mr. C. Harding moved, seconded by Ms. J. Domangue, "THAT the Policy, Procedure, and Legal Committee approve the annual fire dispatch agreement between Terrebonne Parish Communications District and Terrebonne Parish Consolidated Government City of Houma Fire Department for the Fire department cost of fire dispatching services."

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

THERE WAS RECORDED:

YEAS: A. Tillman, C. Harding, G. Michel, J. Amedée, J. Domangue, D. W. Guidry Sr., D. Babin, D. J. Guidry, and S. Trosclair.

NAYS: None.

ABSENT: None.

The Chairman declared the motion adopted.

OFFERED BY: MR. D. W. GUIDRY, SR.

SECONDED BY: MR. C. HARDING

RESOLUTION NO. 23-036

A Resolution giving Notice of Intent to adopt an Ordinance to dedicate and accept the maintenance/operation of the street(s), drainage servitudes, utilities, gas, sewer, and rights-of-way for "Summerfield Place Subdivision, Addendum No. 18, Phase B;" energize and accept the streetlights and to incorporate the extension of "Newsom Drive" and the extension of "Rebecca Drive" into the Enhanced 911 Emergency Response System for the purpose of providing a better means of locating addresses.

THEREFORE, BE IT RESOLVED by the Terrebonne Parish Council (Community Development and Planning Committee), on behalf of the Terrebonne Parish Consolidated Government, that Notice of Intent is given for adopting an ordinance to dedicate and accept the maintenance/operation of the street(s), drainage servitudes, utilities, gas, sewer, and rights-of-way for "Summerfield Place Subdivision, Addendum No. 18, Phase B;" energize and accept the streetlights; and to incorporate the extension of "Newsom Drive" and the extension of "Rebecca Drive" into the Enhanced 911 Emergency Response System for the purpose of providing a better means of locating addresses.

BE IT FURTHER RESOLVED that a public hearing on said ordinance be called for Wednesday, February 8, 2023, at 6:30 p.m.

THERE WAS RECORDED:

YEAS: C. Harding, G. Michel, J. Amedée, J. Domangue, D. W. Guidry, Sr., D. Babin, D. J. Guidry, S. Trosclair and A. Tillman.

NAYS: None.

NOT VOTING: None.

ABSTAINING: None.

ABSENT: None.

The Chairman declared the ordinance adopted on this the 23rd day of January 2023.

Mr. D. J. Guidry moved, seconded unanimously, “THAT, pursuant to LA R. S. 42:16-17, the Policy, Procedure and Legal Committee may, upon 2/3 affirmative vote, convene into Executive Session and that Parish Manager Mike Toups, Chief Financial Officer Kandace Mauldin, all Council Members, Human Resources and Risk Management Director Dana Ortego, Parish Attorney Julius Hebert, (representing the Parish President), and Assistant Parish Attorney Brian Marceaux be invited into the session in order to discuss the following:

Wayne M. Sears VS No. 185730(c) C/W 185853(B) Corey J. Duplantis, ET AL, 32nd Judicial District Court, Terrebonne Parish, Louisiana.

Aubrey P. Dehart Jr. v. No. 190722 American Alternative Insurance Company, et al, 32nd Judicial District Court, Terrebonne Parish, Louisiana.”

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

THERE WAS RECORDED:

YEAS: A. Tillman, C. Harding, G. Michel, J. Amedée, J. Domangue, D. W. Guidry Sr., D. Babin, D. J. Guidry, and S. Trosclair.

NAYS: None.

ABSENT: None.

The Chairman declared the motion adopted.

It was at this time (6:23 p.m.) the Parish Council was recorded as entering into Executive Session.

Mr. S. Trosclair moved, seconded by Mr. D. Babin, “THAT, the Council reconvene into the regular order of business as per written agenda at 6:44 p.m.”

The Chairman called for a vote on the motion offered by Mr. S. Trosclair.

THERE WAS RECORDED:

YEAS: C. Harding, G. Michel, J. Amedée, J. Domangue, D. W. Guidry, Sr., D. Babin, D. J. Guidry, S. Trosclair, and A. Tillman.

NAYS: None.

ABSENT: None.

The Chairman declared the motion adopted.

Mr. D. J. Guidry moved, seconded by Mr. S. Trosclair, “THAT, the Policy, Procedure and Legal Committee concur with the recommendation of the Legal Department in the matter of:

Wayne M. Sears VS No. 185730(c) C/W 185853(B) Corey J. Duplantis, ET AL, 32nd Judicial District Court, Terrebonne Parish, Louisiana.”

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

THERE WAS RECORDED:

YEAS: A. Tillman, C. Harding, G. Michel, J. Amedée, J. Domangue, D. W. Guidry Sr., D. Babin, D. J. Guidry, and S. Trosclair.

NAYS: None.

ABSENT: None.

The Chairman declared the motion adopted.

Mr. S. Trosclair moved, seconded by Mr. D. W. Guidry, Sr., “THAT, the Policy, Procedure and Legal Committee concur with the recommendation of the Legal Department in the matter of:

Aubrey P. Dehart Jr. v. No. 190722 American Alternative Insurance Company, et al, 32nd Judicial District Court, Terrebonne Parish, Louisiana.”

The Chairman called for the vote on the motion offered by Mr. S. Trosclair.

THERE WAS RECORDED:

YEAS: A. Tillman, C. Harding, G. Michel, J. Amedée, J. Domangue, D. W. Guidry Sr., D. Babin, D. J. Guidry, and S. Trosclair.

NAYS: None.

ABSENT: None.

The Chairman declared the motion adopted.

Mr. D. Babin moved, seconded by Mr. D. W. Guidry, Sr., “THAT, there being no further business to come before the Policy, Procedure, and Legal Committee, the meeting be adjourned.”

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

THERE WAS RECORDED:

YEAS: A. Tillman, C. Harding, G. Michel, J. Amedée, J. Domangue, D. W. Guidry Sr., D. Babin, D. J. Guidry, and S. Trosclair.

NAYS: None.

ABSENT: None.

The Chairman declared the motion adopted and the meeting was adjourned at 6:46 p.m.

Gerald Michel, Chairman

Brandi Becnel, Minute Clerk

Mr. G. Michel moved, seconded by Mr. D. W. Guidry, Sr. “THAT, the Council accept and ratify the minutes of the Policy, Procedure and Legal Committee held on 01/23/23.”

The Chairwoman called for a vote on the motion offered by Mr. G. Michel.

THERE WAS RECORDED:

YEAS: C. Harding, G. Michel, J. Amedée, J. Domangue, D. W. Guidry, Sr., D. Babin, D. J. Guidry, S. Trosclair, and A. Tillman.

NAYS: None.

ABSENT: None.

The Chairwoman declared the motion adopted.

Mr. A. Tillman moved, seconded by Mr. G. Michel, “THAT the Council approve the following street light list:

**STREET LIGHT LIST
1-25-2023**

INSTALL ONE (1) STREET LIGHT ON EXISTING POLE AT 1592 BAYOU GARDENS BOULEVARD (ACROSS FROM NEARBY DRIVEWAY ENTRANCE); RLD #1; SLECA; DISTRICT 4; JOHN AMEDÉE.”

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

THERE WAS RECORDED:

YEAS: C. Harding, G. Michel, J. Amedée, J. Domangue, D. W. Guidry, Sr., D. Babin, D. J. Guidry, S. Trosclair, and A. Tillman.

NAYS: None.

ABSENT: None.

The Chairwoman declared the motion adopted.

Mr. A. Tillman moved, seconded by Mr. D. Babin, “THAT, the Council open nominations for one (1) vacancy and three (3) expired terms on the TEDA Board, one representing each of the following: Parish President, Chamber of Commerce, and SCIA, nominate Mr. James “JJ” Buquet, III, representing SCIA, and Mr. Michael Lewis, close nominations, and appoint Mr. Buquet and Mr. Lewis to serve a term, and hold nominations open for the two expired terms on the aforementioned board.” (***MOTION ADOPTED AFTER DISCUSSION**)

At Mr. D. Babin’s request, the Chairwoman recognized Mr. Cohen Guidry, TEDA Chief Executive Officer, who noted that they are trying to get the terms in order to eliminate the turnaround on the TEDA board.

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

THERE WAS RECORDED:

YEAS: C. Harding, G. Michel, J. Amedée, J. Domangue, D. W. Guidry, Sr., D. Babin, D. J. Guidry, S. Trosclair, and A. Tillman.

NAYS: None.

ABSENT: None.

The Chairwoman declared the motion adopted.

Mr. D. J. Guidry moved, seconded by Mr. J. Amedée, “THAT, the Council open nominations for one (1) vacancy due to resignation (Representing the Regional Military Museum) on the Houma Area Convention and Visitors’ Bureau, nominate Ms. Yvonne Breaux-Jones, close nominations, and appoint Ms. Jones to serve a term on the aforementioned board.”

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

THERE WAS RECORDED:

YEAS: C. Harding, G. Michel, J. Amedée, J. Domangue, D. W. Guidry, Sr., D. Babin, D. J. Guidry, S. Trosclair, and A. Tillman.

NAYS: None.

ABSENT: None.

The Chairwoman declared the motion adopted.

Mr. G. Michel moved, seconded by Mr. J. Amedée, “THAT, the Council open nominations for one (1) expired term on the Recreation District No. 1 Board, nominate Mr. Peter P. Verrett, III, close nominations, and reappoint Mr. Verrett to serve another term on the aforementioned board.”

The Chairwoman called for a vote on the motion offered by Mr. G. Michel.

THERE WAS RECORDED:

YEAS: C. Harding, G. Michel, J. Amedée, J. Domangue, D. W. Guidry, Sr., D. Babin, D. J. Guidry, S. Trosclair, and A. Tillman.

NAYS: None.

ABSENT: None.

The Chairwoman declared the motion adopted.

Mr. C. Harding moved, seconded by Mr. D. J. Guidry, “THAT, the Council open nominations for one (1) expiring term on 02-25-23 and one (1) vacancy due to a resignation on the Recreation District No. 8 Board, nominate Mr. Johnny L. Marks and Ms. Carlotta Bailey, close nominations, and reappoint Mr. Marks and appoint Ms. Carlotta Bailey to serve a term on the aforementioned board.”

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

THERE WAS RECORDED:

YEAS: C. Harding, G. Michel, J. Amedée, J. Domangue, D. W. Guidry, Sr., D. Babin, D. J. Guidry, S. Trosclair, and A. Tillman.

NAYS: None.

ABSENT: None.

The Chairwoman declared the motion adopted.

Mr. D. Babin moved, seconded by Mr. D. J. Guidry, “THAT, the Council open nominations for one (1) vacancy due to a resignation on the Recreation District No. 10 Board, nominate Ms. Martha Guidry, Ms. Seeria Dominguez, and Mr. Renard J. Gibson, close nominations, and that a voice vote be taken to determine who will fill said council appointment vacancy.”

The Chairwoman called for a vote on the motion offered by Mr. D. Babin.

THERE WAS RECORDED:

YEAS: C. Harding, G. Michel, J. Amedée, J. Domangue, D. W. Guidry, Sr., D. Babin, D. J. Guidry, S. Trosclair, and A. Tillman.

NAYS: None.

ABSENT: None.

The Chairwoman declared the motion adopted.

The Chairwoman called for a voice vote to determine who will be appointed to serve a term on the Recreation District No. 10 Board, whereupon the following was recorded:

Voting to elect Ms. Martha Guidry:

G. Michel

J. Amedée

J. Domangue

D. W. Guidry, Sr.

D. Babin

D. J. Guidry

S. Trosclair

A. Tillman

Voting to appoint Ms. Seeria Dominguez:

(none)

Voting to elect Mr. Renard J. Gibson:

C. Harding

Senior Minute Clerk B. Becnel tallied the results, and they were recorded as follows: eight (8) votes for Ms. Guidry, zero (0) votes for Ms. Dominguez, and one (1) vote for Mr. Gibson.

The Chairwoman declared that, as per the above voice vote, Ms. Martha Guidry was appointed to serve a term on the Recreation District No. 10 Board.

Mr. J. Amedée moved, seconded by Mr. D. J. Guidry, “THAT, the Council open nominations for two (2) expired terms on the Coteau Fire Protection District Board, nominate Ms. Linda Watson, close nominations, reappoint Ms. Linda Watson to serve another term, and hold nominations open for the one expired term on the aforementioned board.”

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

THERE WAS RECORDED:

YEAS: C. Harding, G. Michel, J. Amedée, J. Domangue, D. W. Guidry, Sr., D. Babin, D. J. Guidry, S. Trosclair, and A. Tillman.

NAYS: None.

ABSENT: None.

The Chairwoman declared the motion adopted.

Mr. D. Babin moved, seconded by Mr. G. Michel, “THAT, the Council open nominations for three (3) expiring terms on 02-23-23 and three (3) vacancies due to resignations on the Terrebonne Parish Tree Board, nominate Ms. Monica M. Harris, Mr. Patrick Gordon, Sr., and Mr. Barton Joffrion, close nominations, reappoint Ms. Harris, Mr. Gordon, and Mr. Joffrion to serve another term, and hold nominations open for the three vacancies on the aforementioned board.”

The Chairwoman called for a vote on the motion offered by Mr. D. Babin.

THERE WAS RECORDED:

YEAS: C. Harding, G. Michel, J. Amedée, J. Domangue, D. W. Guidry, Sr., D. Babin, D. J. Guidry, S. Trosclair, and A. Tillman.

NAYS: None.

ABSENT: None.

The Chairwoman declared the motion adopted.

The Chairwoman announced the following vacancies:

- **RECREATION DISTRICT NO. 5 BOARD:** One (1) expired term.
- **RECREATION DISTRICT NO. 6 BOARD:** One (1) vacancy and one (1) expired term.
- **FIRE PROTECTION DISTRICT NO. 5 BOARD:** One (1) expired term.
- **FIRE PROTECTION DISTRICT NO. 6 BOARD:** One (1) vacancy due to a resignation.
- **FIRE PROTECTION DISTRICT NO. 8 BOARD:** Two (2) expired terms.
- **BAYOU BLUE FIRE PROTECTION DISTRICT BOARD:** One (1) expired term.
- **COTEAU FIRE PROTECTION DISTRICT BOARD:** One (1) expired term.
- **SCHRIEVER FIRE PROTECTION DISTRICT BOARD:** One (1) expired term.
- **HOUMA - TERREBONNE PUBLIC TRUST FINANCE:** Two (2) expired terms.
- **TEDA:** Two (2) expired terms.
- **TERREBONNE PARISH TREE BOARD:** Three (3) vacancies due to resignations.

Announcements—Parish President: None

Announcements—Council Members:

- Mr. J. Amedée shared that Vision Christian Center in Bourg will be working with the Adult Education Center in Bayou Cane to offer classes to those interested in earning their GED.
- Mr. G. Michel explained the process of public wishing to address the Council forms and the process of contacting the Council Clerk to add an item to the agenda ahead of time for the Council to discuss a topic. He then encouraged the public to consider donating blood to support those in need.
- The Chairwoman thanked the Terrebonne Parish School Board and the Superintendent for allowing the Council to utilize their Board meeting room while the AV equipment is being upgraded in the Council Meeting room.

Mr. D. J. Guidry moved, seconded by Mr. J. Amedée, “THAT, the Council accept the following monthly engineering reports:

A. GIS Engineering, LLC.”

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

THERE WAS RECORDED:

YEAS: C. Harding, G. Michel, J. Amedée, J. Domangue, D. W. Guidry, Sr., D. Babin, D. J. Guidry, S. Trosclair, and A. Tillman.

NAYS: None.

ABSENT: None.

The Chairwoman declared the motion adopted.

Mr. G. Michel moved, seconded by Mr. J. Amedée, “THAT, the Council enter into recess for three (3) minutes.”

The Chairwoman called for a vote on the motion offered by Mr. G. Michel.

THERE WAS RECORDED:

YEAS: C. Harding, G. Michel, J. Amedée, J. Domangue, D. W. Guidry, Sr., D. Babin, D. J. Guidry, S. Trosclair, and A. Tillman.

NAYS: None.

ABSENT: None.

The Chairwoman declared the motion adopted.

Mr. J. Amedée moved, seconded by Mr. D. J. Guidry, “THAT, the time now being 6:30 p.m., the Council open public hearings.”

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

THERE WAS RECORDED:

YEAS: C. Harding, G. Michel, J. Amedée, J. Domangue, D. W. Guidry, Sr., D. Babin, D. J. Guidry, S. Trosclair, and A. Tillman.

NAYS: None.

ABSENT: None.

The Chairwoman declared the motion adopted.

The Chairwoman recognized the public for comments on the following:

- A. An ordinance authorizing the Parish President to accept and enter into servitude agreements, rights of way, or expropriate as necessary to secure the rights necessary to accomplish the TPCG Lake Boudreaux Living Mitigation CDBG-DR LA SAFE Project Phase 2.

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

Mr. D. J. Guidry moved, seconded by Mr. D. Babin, “THAT, the Council close the aforementioned public hearing.”

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

THERE WAS RECORDED:

YEAS: C. Harding, G. Michel, J. Amedée, J. Domangue, D. W. Guidry, Sr., D. Babin, D. J. Guidry, S. Trosclair, and A. Tillman.

NAYS: None.

ABSENT: None.

The Chairwoman declared the motion adopted.

OFFERED BY: MR. D. J. GUIDRY

SECONDED BY: MR. D. BABIN

ORDINANCE NO. 9451

AN ORDINANCE TO AUTHORIZE THE ACQUISITION OF SITES AND/OR SERVITUDES REQUIRED FOR THE LAKE BOUDREAUX LIVING MITIGATION PROJECT PHASE II, ALSO KNOWN AS THE LA SAFE LIVING MITIGATION TERRACES PROJECT NORTH OF LAKE BOUDREAUX, IN TERREBONNE PARISH LOUISIANA; TO AUTHORIZE THE PARISH PRESIDENT TO EXECUTE ANY AND ALL DOCUMENTS NECESSARY TO ACQUIRE SITES AND/OR SERVITUDES FOR THE SAID PURPOSES; TO AUTHORIZE THE PARISH LEGAL STAFF TO COMMENCE EXPROPRIATION PROCEEDINGS IN THE EVENT THE SITES AND/OR SERVITUDES CANNOT BE OBTAINED CONVENTIONALLY; TO DECLARE THAT THE TAKING, IF REQUIRED, IS NECESSARY OR USEFUL FOR THE BENEFIT OF THE PUBLIC; AND TO PROVIDE FOR OTHER MATTERS RELATIVE THERETO.

SECTION I

BE IT ORDAINED by the Terrebonne Parish Council, in due, regular and legal sessions convened, that the parish administration is hereby authorized to acquire ownership or servitude over any and all sites and/or servitudes that are necessary to facilitate construction and maintenance of the Lake Boudreaux Living Mitigation Project, also known as the LA Safe Living Mitigation Terraces Project North of Lake Boudreaux; that the Parish President is hereby authorized and empowered for and on behalf of the Terrebonne Parish Consolidated Government to execute documents necessary to acquire the sites and/or servitudes for the above stated purpose for consideration he deems just and reasonable, not to exceed the fair market

value, and that the parish legal department is hereby authorized, at the direction of the parish administration, to institute expropriation and/or other legal proceedings necessary to acquire the sites and/or servitudes that are necessary or useful for the above-mentioned purposes.

SECTION II

LA SAFE Living Mitigation Terraces Project North of Lake Boudreaux Terrebonne Parish, Louisiana CFDA# 14.272 GRANT# B-13-DS-22-0002 YEAR 2015

The Lake Boudreaux Living Mitigation Project Phase II is designed to be a resilient infrastructure and community nonstructural mitigation/flood risk reduction project that will be a model for how certain populations consider a future with increasing flood risk. This project will operate as one of multiple lines of defense that will work together to protect the people and property of Terrebonne Parish. This project will include the construction of marsh terraces within the Morganza to the Gulf Risk Reduction System which will assist in reducing the impacts of storm surge. The improvements are designed to reduce the velocity and wave action of the flow of water through Lake Boudreaux and the surrounding area during future major storm events. The project will also provide educational opportunities for people interested in learning more about Louisiana's wetlands. Educational components will include items such as a description kiosk, aerial footage of the project implementation in a video and in print material, and a narrative about the importance of the land for habitat and storm water protection.

The construction of this project will be conducive to the public interest, convenience and safety and will enable the Terrebonne Parish Consolidated Government to properly fulfill the functions imposed upon it by law.

The proper construction of the described project is dependent upon the acquisition of the properties or rights-of-way as fixed by the project engineer for this project and such other rights as may be appurtenant thereto.

It is necessary and useful to take by expropriation for construction purposes, and other public purposes, and in the manner provided by law, servitudes or full ownership of property and property rights which are needed for the proper construction of said project, if amicable acquisition is not possible.

SECTION III

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 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:

YEAS: C. Harding, G. Michel, J. Amedée, J. Domangue, D. W. Guidry, Sr., D. Babin, D. J. Guidry, S. Trosclair and A. Tillman.

NAYS: None.

NOT VOTING: None.

ABSTAINING: None.

ABSENT: None.

The Chairman declared the ordinance adopted on this the 25th day of January 2023.

* * * * *

The Chairwoman recognized the public for comments on the following:

- B. An ordinance to restructure Chapter 14, Article Twenty-Six of the Terrebonne Parish Code on Nuisance and Abatement by amending Section 14-26 to update the definitions of abandoned/junked vehicles.

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

Mr. G. Michel moved, seconded by Mr. C. Harding, “THAT, the Council close the aforementioned public hearing.”

The Chairwoman called for a vote on the motion offered by Mr. G. Michel.

THERE WAS RECORDED:

YEAS: C. Harding, G. Michel, J. Amedée, J. Domangue, D. W. Guidry, Sr., D. Babin, D. J. Guidry, S. Trosclair, and A. Tillman.

NAYS: None.

ABSENT: None.

The Chairwoman declared the motion adopted.

At Mr. C. Harding’s request, Ms. Deon Stewart, Nuisance Abatement Assistant Director, discussed the process of tagging, notifying and removing abandoned vehicles off of private property.

Discussion ensued regarding the clarification of an abandoned vehicle and the process of addressing additional nuisance properties.

At Mr. D. J. Guidry’s request, Planning and Zoning Director Chris Pulaski noted that sunken vessels are part of nuisance abatement, and if a vessel was sunken due to Hurricane Ida, it may qualify for FEMA assistance to be removed.

Several Council Members shared their concerns regarding contacting owners of reported property and offered assistance with communicating to the owners. (***ORDINANCE ADOPTED AFTER DISCUSSION**)

OFFERED BY: MR. G. MICHEL
SECONDED BY: MR. C. HARDING

ORDINANCE NO. 9452

AN ORDINANCE TO RESTRUCTURE CHAPTER 14, ARTICLE TWENTY-SIX OF THE TERREBONNE PARISH CODE ON NUISANCE AND ABATEMENT BY AMENDING SECTION 14-26 TO UPDATE THE DEFINITIONS OF ABANDONED VEHICLES

WHEREAS, Pursuant to Louisiana Constitution Article VI Section five and 6, and section 1-06 of the Home Rule Charter for the Terrebonne Parish Consolidated Government (TPCG) provides that the Parish Government shall have the right, power and authority to pass all ordinances requisite or necessary to promote, protect and preserve the general welfare, safety, health, peace and good order of the parish, including but not by way of limitation, the right, power and authority to pass ordinances on all subject matters necessary, requisite or proper for the management of parish affairs, and all other subject matter without exception, subject only to the limitation that the same shall not be inconsistent with the Constitution or expressly denied by general law applicable to the parish; and

WHEREAS, Section 2-11 of the Terrebonne Parish Home Rule Charter requires an ordinance to adopt or amend an administrative code; and

WHEREAS, in an effort to promote, protect and preserve the general welfare, safety, health, peace and good order of the parish, and TPCG operate in accordance with Chapter 14,

“Nuisance Abatement” of the Terrebonne Parish Consolidated Government Code of Ordinances; and

WHEREAS, TPCG desires to regulate abandoned vehicles on its roadways and property; and

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

SECTION I

The following sections of the Code of Ordinances of Terrebonne Parish at Chapter 14, “Nuisance Abatement,” shall be and are hereby enacted, with underline to show additions:

Sec. 14-26. – Words and terms defined.

For the purposes of this chapter, the following terms, phrases, words and derivations shall have the meaning given herein, unless it is apparent from the context that a different meaning is intended:

Abandoned vehicle means any vehicle which is located on public property. Vehicles include, but are not limited to motor vehicles, cars, trucks, trailers, and mobile homes, of which is as follows:

(1) Wrecked, dismantled, partially dismantled, inoperative, abandoned, discarded, or left on public property that creates an imminent hazard to the public.

~~a. That the cost to repair a damaged or dismantled vehicle exceeds the junk or salvage value of the said vehicle, as determined by any recognized national appraisal book and/or a qualified appraiser of motor vehicles; and~~

~~b. The vehicle has been left unattended for at least forty-eight (48) consecutive hours on public property or at least seven (7) days on private property in such condition by reason of deterioration of the manner in which it is maintained that it is so damaged or dismantled as to be unusable as a self-propelled vehicle capable of traveling along the ground.~~

(2) a vehicle that is operable or inoperable and is left unattended on public property for more than twenty-four hours, or is inoperable and left unattended on the shoulder or right-of-way of an interstate, four-lane highway, or roadway for more than twenty-four hours, or a vehicle that has remained illegally on public property for a period of more than twenty-four hours, or a vehicle that has remained operable or inoperable on private property without the consent of the owner or person in control of the property for more than three days. TPCG shall place notice tag on the vehicle.

(a) A vehicle shall be deemed inoperable if it does not have a license plate, insurance, and/or a valid registration tag.

(3) Notwithstanding anything in contrary to this section, any vehicle, operable or inoperable that is left on public property, including but not limited to roadways, and shoulders, creating a hazard, shall be rightfully removed by the Terrebonne Parish Consolidated Government or its designated representative and stored at a location of its choice.

~~(2)~~ (4) The definition of abandoned/junked vehicle does not include any antique vehicle as defined in this section provided that the antique vehicle and its storage area are maintained in such a manner that they do not constitute a health, safety or fire hazard.

(5) All costs paid by TPCG for the removal and/or storage of vehicles under this section shall be reimbursed by the owner of the removed and/or stored vehicle. If the vehicle is being stored by TPCG, and TPCG is not repaid the associated cost of removing and storing the vehicle, the vehicle shall be deemed abandoned. TPCG shall make reasonable attempts to notify the owner that the vehicle is stored, including notice by certified mail and/or hand delivery to the owner's last known address. Failure to receive the notice shall not be a defense by owner. After TPCG has stored the vehicle for longer than thirty (30) days, and the owner has not claimed the vehicle and paid for all costs of removal and storage of the vehicle, the vehicle is declared abandoned by its owner and TPCG is deemed its owner.

(6) TPCG adopts, as an additional remedy, at its choice, any related state statute.

SECTION III

NOW, LET IT FURTHER BE ORDAINED any section, clause, paragraph, provision, or portion of these regulations found to be invalid is severable and shall not affect the validity of the whole.

SECTION IV

NOW, LET IT FURTHER BE ORDAINED this Ordinance shall become effective upon approval by the Parish President or as otherwise provided in Section 2-13(b) of the Home Rule Charter for a Consolidated Government for Terrebonne Parish, whichever occurs sooner.

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

THERE WAS RECORDED:

YEAS: C. Harding, G. Michel, J. Amedée, J. Domangue, D. W. Guidry, Sr., D. Babin, D. J. Guidry, S. Trosclair and A. Tillman.

NAYS: None.

NOT VOTING: None.

ABSTAINING: None.

ABSENT: None.

The Chairman declared the ordinance adopted on this the 25th day of January 2023.

* * * * *

Mr. J. Amedée moved, seconded by Mr. D. Babin, "THAT, there being no further business to come before the Council, the meeting be adjourned."

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

THERE WAS RECORDED:

YEAS: C. Harding, G. Michel, J. Amedée, J. Domangue, D. W. Guidry, Sr., D. Babin, D. J. Guidry, S. Trosclair, and A. Tillman.

NAYS: None.

ABSENT: None.

The Chairwoman declared the motion adopted and the meeting was adjourned at 6:51 p.m.

BRANDI BECNEL, MINUTE CLERK

JESSICA DOMANGUE, CHAIRWOMAN
TERREBONNE PARISH COUNCIL

ATTEST:

TAMMY E. TRIGGS, COUNCIL CLERK
TERREBONNE PARISH COUNCIL