

PROCEEDINGS
OF THE
TERREBONNE PARISH COUNCIL
IN REGULAR SESSION
JUNE 24, 2009

The Chairwoman, Ms. A. Williams, called the meeting to order at 6:01 p.m. in the Terrebonne Parish Council Meeting Room. Following the Invocation, led by Councilman B. Hebert, Councilman C. Voisin led the Pledge of Allegiance.

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

The Chairwoman recognized Council P. Lambert who presented a framed picture and American flag from the U.S. Airforce squadron of Keesler Airforce that was deployed to Iraq that was flown over with a C-1J30 Hercules on 5/2/08 in Iraq – Call Sign “GLIDE 50” in support of “IRAQI Freedom” and on 5/5/08 in Afghanistan – Call Sign “TORQE 20” in support of “Operation Enduring Freedom” in honor of Peter G. Lambert. He presented it to the Parish President to be hung in the Terrebonne Parish Council Meeting Room.

Mr. A. Tillman moved, seconded by Mr. K. Voisin, “THAT, the Council approve the minutes of the Regular Council Session held on 5/27/09”.

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None

ABSENT: T. Cavalier

The Chairwoman declared the motion adopted.

Mr. A. Tillman moved, seconded by Mr. K. Voisin, “THAT, the Council approve the minutes of the Special Emergency Session held on 6/2/09”.

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None

ABSENT: T. Cavalier

The Chairwoman declared the motion adopted.

Mr. A. Tillman moved, seconded by Mr. K. Voisin, “THAT, the Council approve the Parish Bill List dated 6/24/09.”

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None

ABSENT: T. Cavalier

The Chairwoman declared the motion adopted.

Upon questioning by Councilman P. Lambert, Parish Manager A. Levron stated that the Chief of Fire District 7 was just contacted and the proposition for Fire District No. 7 is for a renewal millage.

Upon questioning by Councilman C. Voisin, Council Clerk P. Labat stated that there will probably be a run off election for the Senatorial District for the October 17, 2009 ballot. He stated he believes that the matter may be time sensitive and needing to be acted upon tonight.

Upon further questioning by Councilman C. Voisin, Parish Attorney C. Alcock stated that adding the word "renewal" in the resolution should not be an issue.

OFFERED BY: Mr. Pete Lambert.

SECONDED BY: Mr. Clayton J. Voisin.

RESOLUTION NO. 09-315

A resolution approving the holding of an election in Fire Protection District No. 7 of the Parish of Terrebonne, State of Louisiana, on Saturday, October 17, 2009, to authorize the levy of a special tax therein.

WHEREAS, the Board of Commissioners of Fire Protection District No. 7 of the Parish of Terrebonne, State of Louisiana (the "Governing Authority"), acting as the governing authority of Fire Protection District No. 7 of the Parish of Terrebonne, State of Louisiana (the "District"), adopted a resolution on April 23, 2009, calling a special election in the District on Saturday, October 17, 2009, to authorize the levy 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 levy and collect the special tax provided for therein; and

WHEREAS, the passage of the proposition set forth herein will be a continuation and renewal of the previous voter authorized 16.15 mills maintenance and operating ad valorem tax millage of the District; 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 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 Fire Protection 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, October 17, 2009, at which election there will be submitted the following proposition, to-wit:

FIRE PROTECTION DISTRICT NO. 7 PROPOSITION

SUMMARY: 10-YEAR 16.15-MILLS PROPERTY TAX FOR CONSTRUCTING, MAINTAINING AND OPERATING SAID DISTRICT'S FIRE PROTECTION FACILITIES AND EMERGENCY MEDICAL SERVICE FACILITIES, FOR PURCHASING FIRE TRUCKS AND OTHER FIRE FIGHTING OR EMERGENCY MEDICAL SERVICE EQUIPMENT AND PAYING THE COST OF OBTAINING WATER FOR FIRE PROTECTION PURPOSES.

Shall Fire Protection District No. 7 of the Parish of Terrebonne, State of Louisiana (the "District"), levy a sixteen and fifteen hundredths (16.15) mills tax on all property subject to taxation in said District (an estimated \$1,115,000) 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 2009 and ending with the year 2018, for the purpose of constructing, maintaining and

operating said district's fire protection facilities and emergency medical service facilities, for purchasing fire trucks and other fire fighting or emergency medical service equipment and paying the cost of obtaining water for fire protection purposes?

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

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

YEAS: Billy Hebert, Johnny Pizzolatto, Kevin Voisin, Clayton J. Voisin, Joey Cehan, Pete Lambert, Alvin Tillman and Arlanda J. Williams.

NAYS: None.

ABSENT: Teri C. Cavalier.

And the resolution was declared adopted on this, the 24th day of June, 2009.

* * * * *

The Chairwoman recognized Ms. Sheila McCarthy, R.A., Project Manager for the Corps of Engineers, who gave an update on the non-federal levee project in the Grand Caillou community. She stated that the north contract is 100% complete, the south contract 92% complete and depending on the weather, the anticipated completion date is 7/15/09 and if there are delays, 7/31/09. She stated that the Wetlands Mitigation portion will follow when these portions are complete, with anticipation of the contract being awarded mid-August. The balance of remaining funds will be used in cooperation with Terrebonne Parish to be able to do non-federal levee work. A tour of the levees is scheduled with the Parish President and of his associates on 7/8/09. She stated that it is being anticipated to have the ribbon cutting on 7/29/09 and formal invitations will be sent out. Upon questioning by Councilman C. Voisin, she stated that the Corps anticipates to have 50,000 cubic yards of overrun and it is hoped after the punch list is complete and the levees are turned over to the Parish. August, is when the Parish could go in and do the closures on the four areas that remain open. She said that if there is a problem with weather, it will not matter who the levees belong to, as everyone will be out there addressing the "no work" zones.

Upon further questioning by Councilman C. Voisin, Parish Manager A. Levron stated that there are several activities on the way, one being pressing the Corps to expand their project to include the no work zones, but since no positive response has been received, a permit application for the Parish with the Corps is being proceeded with to complete the no work zones in accordance with Corps standards. He said in the interim, the Parish is prepared to protect those zones, if need be.

The Chairwoman called for Mr. Bertrand Brooks who was listed on the agenda to address the Council relative to development in the Ashland area regarding levees and elevation grants, but Mr. Brooks was not present.

The Chairwoman recognized Ms. Carrolle Montgomery, Dulac resident, who expressed her concerns for District 7 Council Member C. Voisin's opposition to stricter requirements of the nuisance abatement law and help to clean up our parish.

Councilman C. Voisin explained that he was not in opposition to stricter fines for nuisance abatement, but was opposed to the prohibition of property owners to put up fences to do what they want to on their own property.

The Chairwoman recognized Dr. Darrell Solet, M.D., Dulac resident, who stated that he has been out of Terrebonne Parish for the last fifteen years, but returned last year, and was saddened by the beauty of Grand Caillou declining with sunken boats, abandoned homes and cars, makeshift junk yards, and residential yards littered with remnants of hurricanes past. He stated that although there may be many reasons for delay of recovery, other bayou areas have recovered quicker. He expressed his support in increasing fines and not allow fences to require Terrebonne Parish residents to maintain excessive debris on their property. He mentioned infections that could be carried by pests, such as rats and rodents and toxins from certain debris that could contaminate drinking water and the community. He stated he is representing a newly formed Dulac Community Action Group for the Grand Caillou area that hopes to bring the citizens together to improve the quality of life in their area.

Councilman K. Voisin expressed his appreciation to the efforts being made by the residents in the Grand Caillou area to clean up their community.

Parish President M. Claudet commended Dr. Solet and pledged his support to work with him and the residents to help beautify the Grand Caillou community. He stated that Administration will be holding town hall meetings in which beautification efforts will be addressed.

Councilman A. Tillman explained the intent of not allowing property owners to put up fences to harbor junk and debris.

Mr. J. Pizzolatto moved, seconded by Mr. J. Cehan and Mr. K. Voisin, "THAT, it now being 6:32 p.m., the Council open public hearings at this time."

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None

ABSENT: T. Cavalier

The Chairwoman declared the motion adopted.

The Chairwoman recognized the public for comments on the following:

- A. A proposed ordinance to amend the 2009 Adopted Budget and 5-Year Capital Outlay to provide additional funding for the Ashland North Major Lift Station and Force Main Project

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

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

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None

ABSENT: T. Cavalier

The Chairwoman declared the motion adopted.

OFFERED BY: Mr. C. Voisin.

SECONDED BY: Mr. K. Voisin.

ORDINANCE NO. 7653

AN ORDINANCE TO AMEND THE 2009 ADOPTED BUDGET AND THE 5-YEAR CAPITAL OUTLAY TO PROVIDE ADDITIONAL FUNDING FOR THE ASHLAND NORTH MAJOR LIFT STATION & FORCE MAIN PROJECT.

SECTION I

WHEREAS, Gulf South Engineers has completed the design documents for said project and additional funding will be required to proceed with bidding and construction phases, and

WHEREAS, the source of funding is coming from the General Fund and ¼ Cent Sales Tax Capital Outlay currently budgeted in the Bayou Lacarpe Drainage Improvements Project in the amount of \$2,650,000 as well as \$148,057 is coming from South Waste Water Treatment Plant Line Replacement, and

WHEREAS, this project is necessary so as to complete a major phase for further development of this area of the parish, and

WHEREAS, a report completed in February, 2005 by Gulf South Engineers for the purpose of reviewing the existing capacity and major facilities in the East Houma sewer service area, and

WHEREAS, the result of the report concluded that additional pumping capacity and transmission system was required to increase reliability of the existing system and to also provide additional capacity to service unsewered development.

NOW, THEREFORE BE IT ORDAINED, by the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, that the 2009 Adopted Budget and the 5-Year Capital Outlay of the Terrebonne Parish Consolidated Government be amended to provide additional funding for the Ashland North Major Lift Station and Force Main Project. (Attachment A)

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

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

ABSENT: T. Cavalier.

The Chairwoman declared the ordinance adopted on this, the 24th day of June, 2009.

* * * * *

ATTACHMENT A - Ashland North Major Lift Station and Force Main

	2009		
	<u>Adopted</u>	<u>Change</u>	<u>Amended</u>
Ashland North Major Lift Station and Force Main	349,509	2,798,057	3,147,566
Transfer from Parishwide Drainage Construction	-	(2,650,000)	(2,650,000)
Transfer from Parishwide Sewerage Construction	-	(148,057)	(148,057)
Transfer to Parishwide Sewerage Construction	-	2,650,000	2,650,000
Bayou Lacarpe Drainage Improvements	4,475,024	(2,650,000)	1,825,024
Transfer to Parishwide Sewerage Construction	-	148,057	148,057
S. WWTP Line Repair/Replacement	148,057	(148,057)	-

The Chairwoman recognized the public for comments on the following:

B. A proposed ordinance to amend the 2009 Adopted Budget and the 5-Year Capital Outlay for the following items:

- Village East Force Main: \$350,000.00
- Sunset Park Subdivision Drainage Improvements: \$30,000.00
- Upper Ward 7 Levee Improvements: \$1,305,000.00
- Texas Gulf Road Bridge: \$100,000.00

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

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

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None

ABSENT: T. Cavalier

The Chairwoman declared the motion adopted.

OFFERED BY: Mr. J. Cehan.

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

ORDINANCE NO. 7654

AN ORDINANCE TO AMEND THE 2009 ADOPTED OPERATING AND THE 5-YEAR CAPITAL OUTLAY BUDGET FOR THE FOLLOWING ITEMS:

- I. Village East Force Main: \$350,000
- II. Sunset Park Subdivision Drainage Improvements: \$30,000
- III. Upper Ward 7 Levee Improvements: \$1,305,203
- IV. Texas Gulf Road Bridge: \$100,000

SECTION I

WHEREAS, Administration desires to re-route the Village East Lift Station Force Main for an estimated \$700,000, and

WHEREAS, the amount of \$350,000 is in place for this project with the remainder to be taken from E. Coteau/Bayou Blue Holding Basin, \$288,546 and \$61,454 will be taken from Grand Caillou Sewer Project, and

WHEREAS, Resolution Number 09-189 approved the Parish President to execute a professional agreement with Gulf South Engineers, Inc.

BE IT FURTHER ORDAINED, by the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, that the 2009 Adopted Budget and the 5-Year Capital Outlay Budget be amended for the additional funding of the Village East Force Main Project. (Attachment A)

SECTION II

WHEREAS, Administration desires to improve the drainage system in the Sunset Park Subdivision Area, and

WHEREAS, the Parish would like to proceed with the survey and the design of this project in the Sunset Park Subdivision with an estimated cost for this work is \$30,000, and

BE IT FURTHER ORDAINED, by the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, that the 2009 Adopted Budget and the 5-Year Capital Budget be amended for the funding for the Sunset Park Subdivision Drainage Improvement. (Attachment B)

SECTION III

WHEREAS, the 2008 Regular Session of the Louisiana Legislature has provided funding for the Statewide Flood Control Program to be distributed according to the prioritized list of

projects adopted by the Joint Legislative Committee on Transportation, Highways, and Public Works, and

WHEREAS, the State will incrementally provide funding each year until the portion attributable to the State has been satisfied, and

WHEREAS, this year's allocation is combined with funding that has been made available in previous years to a total of \$1,305,203 for the Upper Ward 7 Levee Improvements, and

BE IT FURTHER ORDAINED, by the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, that the 2009 Adopted Budget and the 5-Year Capital Outlay be amended for the additional funding for the Upper Ward 7 Levee Improvements. (Attachment C)

SECTION IV

WHEREAS, Administration desires to replace the Texas Gulf Road Bridge at the Texas Gulf Road Drainage Pump Station and has a \$702,000 budget, and

WHEREAS, due to the current estimates, the Parish needs to increase the budget by \$100,000 which will come from the Drainage Fund's Fund Balance.

BE IT FURTHER ORDAINED, by the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, that the 2009 Adopted Budget and the 5-Year Capital Budget be amended for the funding for the Texas Gulf Road Bridge Project. (Attachment D)

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

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

ABSENT: T. Cavalier.

The Chairwoman declared the ordinance adopted on this, the 24th day of June, 2009.

* * * * *

ATTACHMENT A - VILLAGE EAST FORCE MAIN

	2009		
	Adopted	Change	Amended
Village East Force Main	350,000	350,000	700,000
1998 Public Impr Construction Fund	-	(288,546)	(288,546)
Parishwide Sewerage Construction Fund	-	(61,454)	(61,454)
Transfer to Sewer Capital Fund	-	288,546	288,546
E. Coteau/B. Blue Holding Basin	288,546	(288,546)	-
Transfer to Sewer Capital Fund	-	61,454	61,454
Grand Caillou Sewer Industrial	99,000	(61,454)	37,546

ATTACHMENT B - SUNSET PARK SUBD DRAINAGE

	2009		
	Adopted	Change	Amended
Sunset Park Area Drainage Improv	-	30,000	30,000

Transfer from Drainage Tax Fund	(3,409,356)	(30,000)	(3,439,356)
Transfer to Parishwide Drainage Construction Fund	-	210,700	210,700
Fund Balance (Decrease)	N/A	(210,700)	N/A

ATTACHMENT C - UPPER WARD 7 LEVEE IMPROVEMENTS

	2009		
	Adopted	Change	Amended
Ward 7 Drain Levee Ph I, Ph II	9,522,173	1,305,203	10,827,376
Transfer from Drainage Tax Fund	-	(1,305,203)	(1,305,203)

ATTACHMENT D - TEXAS GULF ROAD BRIDGE

	2009		
	Adopted	Change	Amended
Texas Gulf Road Bridge	663,656	100,000	763,656
Transfer from Drainage Tax Fund	-	(100,000)	(100,000)
Transfer to Road Construction Fund	-	100,000	100,000
Fund Balance (Decrease)	N/A	(100,000)	N/A

The Chairwoman recognized the public for comments on the following:

- C. A proposed ordinance to amend the 2009 Adopted Budget for the funding from FEMA to remove a boat from Bayou Grand Caillou, to authorize the Parish President to execute an agreement to have the boat removed, and to address other matters relative thereto

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

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

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None

ABSENT: T. Cavalier

The Chairwoman declared the motion adopted.

OFFERED BY: Mr. C. Voisin.

SECONDED BY: Mr. P. Lambert.

ORDINANCE NO. 7655

AN ORDINANCE TO AMEND THE 2009 ADOPTED BUDGET FOR THE FUNDING FROM FEMA TO REMOVE AND DISPOSE A BOAT IN BAYOU GRAND CAILLOU AND AUTHORIZE THE PARISH PRESIDENT TO EXECUTE AN AGREEMENT TO HAVE THE BOAT REMOVED, AND TO ADDRESS OTHER MATTERS RELATIVE THERETO.

SECTION I

WHEREAS, quotes were obtained by the Terrebonne Parish Consolidated Government for the purpose of the Removal and Disposal of One (1) Abandoned / Sunken Vessel (Lady Cecelia), and

WHEREAS, a vessel (Lady Cecelia) located in Bayou Grand Caillou is leaking fuel which is causing an emergency situation, and

WHEREAS, after careful review by Angela Guidry, Purchasing Administration, Jack Gardner GIS Manager, Eulin Guidry, Solid Waste Administrator, and Tom Bourg, Utilities Director, it has been determined that the quoted price of Two Hundred Ten Thousand Dollars and Zero Cents (\$210,000.00) from Shangri-La Services for the Removal and Disposal of One (1) Abandoned / Sunken Vessel (Lady Cecelia) should be accepted per the attached documents, and

WHEREAS, the Parish has received confirmation that the \$210,000 is fully reimbursable by FEMA due to the emergency status, and

WHEREAS, the Parish Administration has recommended the acceptance of the price for the aforementioned removal and disposal of one (1) abandoned / sunken vessel (Lady Cecelia) at the cost of Two Hundred Ten Thousand Dollars and Zero Cents (\$210,000.00) as per the attached documents.

NOW, THEREFORE BE IT ORDAINED, by the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, that the 2009 Adopted Budget of the Terrebonne Parish Consolidated Government be amended to remove a boating vessel (Lady Cecelia) from Bayou Grand Caillou. (Attachment A); and,

NOW, THEREFORE BE IT RESOLVED, by the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, that Parish President, Michel H. Claudet is hereby authorized to execute an agreement to have the boating vessel in Bayou Grand Caillou removed.

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

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

ABSENT: T. Cavalier.

The Chairwoman declared the ordinance adopted on this, the 24th day of June, 2009.

* * * * *

ATTACHMENT A - REMOVAL OF BOATING VESSEL

	2009		
	Adopted	Change	Amended
Derelict Vessels	200,000	210,000	410,000
FEMA Reimbursement	-	(210,000)	(210,000)

The Chairwoman recognized the public for comments on the following:

- D. A proposed ordinance authorizing the Parish President to execute a Cooperative Endeavor Agreement for the lease of Hazard Mitigation Grant Program (HMGP) property, located at 6103 Grand Caillou Road, with Kenneth and Monna Champagne

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

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

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None

ABSENT: T. Cavalier

The Chairwoman declared the motion adopted.

OFFERED BY: Mr. C. Voisin.

SECONDED BY: Mr. J. Cehan.

ORDINANCE NO. 7656

AN ORDINANCE AUTHORIZING THE PARISH PRESIDENT TO EXECUTE A COOPERATIVE ENDEAVOR AGREEMENT FOR LEASE OF PARISH PROPERTY BETWEEN TPCG AND KENNETH and MONNA CHAMPAGNE

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

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

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

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

WHEREAS, Kenneth and Monna Champagne desires to lease the property subject to maintenance requirements and FEMA restrictions; and

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

NOW, THEREFORE BE IT ORDAINED that the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, authorizes the Parish President to negotiate and to execute a Cooperative Endeavor Lease Agreement with Kenneth and Monna Champagne.

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

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

ABSENT: T. Cavalier.

The Chairwoman declared the ordinance adopted on this, the 24th day of June, 2009.

The Chairwoman recognized the public for comments on the following:

- E. A proposed ordinance to amend the boundaries of Recreation District No. 2, 3 to embrace all of Police Jury Ward 2, and to establish an effective date

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

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

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None

ABSENT: T. Cavalier

The Chairwoman declared the motion adopted.

OFFERED BY: Mr. B. Hebert.

SECONDED BY: Mr. K. Voisin.

ORDINANCE NO. 7657

AN ORDINANCE TO AMEND THE BOUNDARIES OF RECREATION DISTRICT NO. 2,3 SO AS TO EMBRACE ALL OF POLICE JURY WARD 2; TO ESTABLISH AN EFFECTIVE DATE; AND TO ADDRESS OTHER MATTERS RELATIVE THERETO.

WHEREAS, Sec. 1-06 of the Home Rule Charter for the Parish of Terrebonne provides that 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, the Louisiana Constitution, the Home Rule Charter for Terrebonne Parish and the Louisiana Revised Statutes authorize local governing authorities to regulate the creation of Recreation Districts in Terrebonne Parish where it is in the best interest of the health, safety and general welfare of the citizens and consistent with the purpose of Recreation District to construct, maintain and operate recreational facilities; and

NOW, THEREFORE BE IT ORDAINED by the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, that the boundaries of Recreation District No. 2,3 be hereby amended to include the area depicted on the attached map.

SECTION I

Section 21-86(11) shall be amended to read as follows:

Recreation District No. 2,3 of the Parish of Terrebonne, State of Louisiana shall begin at the point of intersection of the east line of Section 31, Township 17 South, Range 17 East with the center line of Bayou Cane; thence proceed in a northeasterly direction along Bayou Cane to its intersection with Bayou Terrebonne; thence southeasterly along Bayou Terrebonne to its intersection with the south line of Section 1, Township 17, Range 17, thence northwesterly along a line congruent with the south line of Section 1, Township 17, Range 17 to its intersection with the Saint Louis Canal Road; thence southeast and south along the Saint Louis Canal Road and its extension to the intersection with the Six Foot Ditch, thence west along the Six Foot Ditch to its intersection with the Saint Louis Canal; thence southwesterly along the Saint Louis Canal to its intersection with Bayou Terrebonne; thence northwesterly along Bayou Terrebonne to its intersection with Saint Charles Street; thence southwesterly along Saint Charles Street to its intersection with the north line of Section 101, Township 17, Range 17; thence in a southeasterly direction along the north line of said Section 101 to the point common to Sections 5, 6 and 101, Township 17 South, Range 17 East; thence in a southeasterly direction along the southwest line of Section 6, Township 17 South, Range 17 East to the point of intersection with the center line of Levron Street; thence in a southerly direction along a line congruent with the

center line of Levron Street in the Madison Park Subdivision (see Plat recorded in COB "156," folio 169) to the point of intersection with the center line of the railroad track of the Houma Branch Line of the Southern Pacific Company; thence in a northeasterly direction along the center line of said railroad track of the Houma Branch Line to the point of intersection with the center line of the Ashland Plantation Spur Track of the Southern Pacific Company; thence in an easterly direction along the center line of said Ashland Plantation Spur Track to the west side of the William Franklin Subdivision (see Plat recorded in COB "93," folio 225); thence in a southerly direction along the west side of said William Franklin Subdivision to the southwest corner thereof; thence in an easterly direction along the south side of the William Franklin Subdivision to the point of intersection with the west side of the Barataria Canal; thence in a southerly direction along the west side of said Barataria Canal to the point of intersection with the center line of Bayou Black; thence, commencing in a southeasterly direction, proceed along the center line of Bayou Black until a point opposite the center line of the old Bayou Dularge Road is reached; thence, in a northwesterly direction along a straight line through Section 103, Township 17 South, Range 17 East to the point common to Sections 76, 102 and 103, Township 17 South, Range 17 East; thence in a southwesterly direction along the south line of Sections 76, 75, 74, 82, 83, 84, 85, 86 and 87, Township 17 South, Range 17 East to the point of intersection with the dividing line between Ranges 16 and 17 East; thence in a northerly direction along said dividing line between Ranges 16 and 17 East to the northeast corner of Section 1, Township 17 South, Range 16 East; thence, commencing in a westerly direction, proceed along the rear or north line of the sections of land fronting on the right descending or north bank of Bayou Black designated as Sections 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22 and 23, Township 17 South, Range 16 East to the point of intersection with the east line of Section 24, Township 17 South, Range 16 East; thence in a northerly direction along the east line of Section 24, Township 17 South, Range 16 East to the point of intersection with the dividing line between Townships 16 and 17 South; thence in a westerly direction along said dividing line between Townships 16 and 17 South to the point of intersection with the center line of Section 108, Township 16 South, Range 15 East; thence in a northerly direction along the center line of Sections 108 and 107, Township 16 South, Range 15 East to the southwest corner of Section 66, Township 16 South, Range 15 East; thence in a northerly direction along the west line of Section 66, Township 16 South, Range 15 East to the southeast corner of Section 106, Township 16 South, Range 15 East, which point is the northwest corner of the Bull Run Plantation; thence on a bearing of North 71 degrees East to the point of intersection with the center line of Bayou Chacahoula (see Plat recorded in COB "S," folio 285); thence in a northwesterly direction along the center line of Bayou Chacahoula to the point of intersection with the dividing line between Ranges 15 and 16 East; thence in a northerly direction along said dividing line between Ranges 15 and 16 East to the southwest corner of Section 46, Township 16 South, Range 16 East; thence in an easterly direction along the south line of Sections 46 and 45, Township 16 South, Range 16 East to the southeast corner of Section 45, Township 16 South, Range 16 East; thence in a northerly direction along the east line of said Section 45 to the point of intersection with a prolongation southwesterly of the south line of Lot 54 of the Subdivision of Terrebonne Project La-12 Wabun (South of So. Pac. R.R.), St. George and Isle of Cuba Plantations (see Plat recorded in COB "184," folio 225); thence in a northeasterly direction along a line congruent with the south line of Lot 54 of said Subdivision to the southeast corner of said Lot; thence in a northerly direction along the east line of Lots 54 and 53 of said Subdivision to the point of intersection with the south line of Lot 40 of said Subdivision; thence in a northeasterly direction along the south line of Lot 40 of said Subdivision to the point of intersection with the center line of the railroad track of the Houma Branch Line of the Southern Pacific Company; thence in a southerly direction along the center line of said track of the Houma Branch Line to the point of intersection with the north line of Section 9, Township 16 South, Range 16 East; thence in a northeasterly direction along the north line of Section 9, Township 16 South, Range 16 East and Section 134, Township 15 South, Range 16 East to the most northerly point of said Section 134; thence in a southeasterly direction along the east line of Section 134, Township 15 South, Range 16 East to the point of intersection with the dividing line between Townships 15 and 16 South; thence, commencing in a southeasterly direction, proceed along the rear or east line of the sections of land fronting on the left descending bank of Little Bayou Black designated as Sections 9, 10, 11, 12, 13, 14 and 15, Township 16 South, Range 16 East to the point of intersection with the dividing line between Townships 16 and 17 South; thence in an easterly direction along said dividing line between Townships 16 and 17 South to the northeast corner of Section 31, Township 17 South, Range 17 East; thence in a southerly direction along the east

line of said Section 31 to the point of intersection with the center line of Bayou Cane, which is the point of beginning.

SECTION II

If any section, part, paragraph, sentence, or clause of this ordinance should be declared invalid or unenforceable, such invalidity or defect shall not affect the remaining sections, paragraphs, parts, sentences or clauses hereof and, to this end, the several provisions hereof are hereby declared to be severable.

SECTION III

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

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

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

ABSENT: T. Cavalier.

The Chairwoman declared the ordinance adopted on this, the 24th day of June, 2009.

* * * * *

The Chairwoman recognized the public for comments on the following:

- F. A proposed ordinance to amend the pertinent sections of Chapter 14, "Nuisance Abatement" of the Parish Code in order to increase the nuisance violation fines and criminal enforcement for various nuisance violations; shorten the time period for compliance and disallow the use of fences/screen planting for compliance purposes

The Chairwoman recognized Mr. Herdis Neil, Montegut resident, who expressed his opposition to the proposed ordinance because it will infringe on a property owner's rights.

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

Mr. K. Voisin moved, seconded by Mr. A. Tillman, "THAT, the Council close the aforementioned public hearing." *(MOTION VOTED ON AFTER DISCUSSION)

Councilman A. Tillman explained that the intent of the proposed ordinance is that if a property owner is cited for tall grass and/or debris it will prohibit them from putting up a fence to hide it.

Councilman K. Voisin expressed his concerns for the recurring theme of the City of Houma being separate from the Parish of Terrebonne, which are now consolidated. He stated that zoning is a different matter.

Upon questioning by Councilman J. Pizzolatto, Planning & Zoning Director P. Gordon stated that the Planning Department is currently evaluating the matter of buildings that have been boarded up for several years and a recommendation is forthcoming shortly.

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None

ABSENT: T. Cavalier

The Chairwoman declared the motion adopted.

OFFERED BY: Mr. A. Tillman.
 SECONDED BY: Mr. K. Voisin.

ORDINANCE NO. 7658

AN ORDINANCE TO AMEND THE PERTINENT SECTIONS OF CHAPTER 14, "NUISANCE ABATEMENT," OF THE TERREBONNE PARISH CODE IN ORDER TO INCREASE THE NUISANCE VIOLATION FINES AND CRIMINAL ENFORCEMENT FOR VARIOUS NUISANCE VIOLATIONS; SHORTEN THE TIME PERIOD FOR COMPLIANCE, PROVIDE FOR REINSPECTION AND DISALLOW THE USE OF FENCES/SCREEN PLANTING FOR COMPLIANCE PURPOSES; AND TO PROVIDE FOR RELATED MATTERS

WHEREAS, Sec. 1-06 of the Home Rule Charter for the Parish of Terrebonne provides that 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, Chapter 14 of the Terrebonne Parish Code sets out the provisions and penalties for violations for the nuisance abatement laws; and

WHEREAS, the Terrebonne Parish Council on behalf of the Terrebonne Parish Consolidated Government in the interest of a safe and clean parish desires to amend pertinent sections of the Nuisance Abatement chapter to increase the nuisance violation fines and criminal enforcement for various nuisance violations; shorten the time period for compliance and disallow the use of fences/screen planting for compliance purposes; and to provide for related matters; and

NOW, THEREFORE BE IT ORDAINED by the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, that Sections 14-26, 14-97, 14-206 and 14-216 of Chapter 14 of the Terrebonne Parish Code are amended as follows:

SECTION 1

Section 14-26 is amended to delete the definitions of "fence" and "screen planting" in their alphabetical order as follows:

Sec. 14-26. Words and terms defined.

~~fencing. The term "fence" means an opaque, nontransparent barrier, constructed of wood, masonry, or vinyl, erected around land measuring between six feet (6') and fifteen feet (15') in height, as determined by the department. Except as provided for herein, the fence shall not contain any posters, signs, or other advertising of any kind. In case of commercial premises on which a fence must be erected for compliance with the provisions of this chapter, one (1) sign measuring no larger than one hundred square feet in area advertising the business activity being conducted on the premises on which the fence is so located shall be allowed.~~

~~Screen planting. The term "screen planting" means living evergreen plants which grow to a sufficient height, but in no case less than eight (8) feet two (2) years after planting, and of sufficient arrangement and density to conceal or screen the junk and trash from public view.~~

SECTION 2

Section 14-97 of Article V. Junk and Trash in Public View is amended to delete the use of fences and screen plantings for compliance purposes to read as follows:

Sec. 14-97. Remedies.

- (a) Any person, proprietary party or owner in violation of the provisions of this article shall be given five (5) days to remove the junk and trash from public view.
- (b) Violations of this article shall be abated in the manner specified in article X of this chapter.

SECTION 3

Section 14-203(e) is amended to provide for a reinspection of properties previously found in violation as follows:

Sec. 14-203. Civil or Criminal enforcement of nuisance violations.

(e) Reinspection. Four weeks after the final compliance inspection, any property/violation which was noticed for civil or criminal enforcement of nuisance violations and warnings shall be subject to automatic reinspection.

SECTION 4

Section 14-206 (b) (3) is amended to reduce the time to bring a nuisance into compliance from ten (10) days to five (5) days as follows:

Sec. 14-206. Nuisance citation forms.

(b)(3) In case of nuisance citations issued for any other violation of this chapter the time period in which corrective action is to be completed is not exceed five (5) days.

SECTION 5

Section 14-216 (a) is amended to increase nuisance violations fines and provide for criminal enforcement as follows:

Section 14-216. Schedule of fines; administrative and abatement costs.

(a) The following rates for nuisance violation fines within the areas of Terrebonne Parish under this chapter are as follows:

- (1) For the first violation:....\$250.00
- (2) For a second violation within the same calendar year:....\$500.00
- (3) For a third and subsequent violations within the same calendar year:....criminal enforcement pursuant to Section 14-203(d) shall be utilized.

SECTION 6

All other portions of the Terrebonne Parish Code of Ordinances shall remain the same.

SECTION 7

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 8

This ordinance shall become effective upon signing by the Parish President or, if not signed by the Parish President, in accordance with Sections 2-12, 2-13 and 2-14 of the Terrebonne Parish Home Rule Charter.

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

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

ABSENT: T. Cavalier.

The Chairwoman declared the ordinance adopted on this, the 24th day of June, 2009.

* * * * *

The Chairwoman recognized the public for comments on the following:

- G. A proposed ordinance that will authorize the acquisition of sites and/or servitudes required for the Upper Ward 7 Levee (Reach 2B); that will authorize the Parish President to execute any and all documents necessary with respect to said servitudes; and authorize the Legal Staff to commence expropriation proceedings in the event the sites and/or servitudes cannot be obtained conventionally

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

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

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None

ABSENT: T. Cavalier

The Chairwoman declared the motion adopted.

OFFERED BY: Mr. J. Cehan.

SECONDED BY: Mr. B. Hebert.

ORDINANCE NO. 7659

AN ORDINANCE TO AUTHORIZE THE ACQUISITION OF SITES AND/OR SERVITUDES REQUIRED FOR THE UPPER WARD 7 LEVEE (REACH 2B), STATE PROJECT No. 576-55-0023(332); AUTHORIZE THE PARISH PRESIDENT TO EXECUTE ANY AND ALL DOCUMENTS NECESSARY TO ACQUIRE SITES AND/OR SERVITUDES FOR THE SAID PURPOSES; TO AUTHORIZE THE PARISH LEGAL STAFF TO COMMENCE EXPROPRIATION PROCEEDINGS IN THE EVENT THE SITES AND/OR SERVITUDES CANNOT BE OBTAINED CONVENTIONALLY; AND TO PROVIDE FOR OTHER MATTERS RELATIVE THERETO.

SECTION I

BE IT ORDAINED by the Terrebonne Parish Council, in due, regular and legal sessions convened, that the Parish Administration is hereby authorized to acquire any and all servitudes that are required to facilitate construction and maintenance of the Upper Ward 7 (Reach 2B) Levee Project, State Project No. 576-55-0023(332); that the Parish President, Michel Claudet, is hereby authorized and empowered for and on behalf of the Terrebonne Parish Consolidated Government to execute documents necessary to acquire the sites and/or servitudes for the above stated purpose for consideration he deems just and reasonable, not to exceed the fair market value, and that the Parish Legal Department is hereby authorized, at the direction of the Parish Administration, to institute expropriation and/or any other legal proceedings necessary to acquire the necessary sites and/or servitudes for the above mentioned purposes.

SECTION II

If any word, clause, phrase, section or other portion of this ordinance shall be declared null, void, invalid, illegal, or unconstitutional, the remaining words, clauses, phrases, sections and other

portions of this ordinance shall remain in full force and effect, the provisions of this ordinance hereby being declared to be severable.

SECTION III

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

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

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

ABSENT: T. Cavalier.

The Chairwoman declared the ordinance adopted on this, the 24th day of June, 2009.

* * * * *

The Chairwoman recognized the public for comments on the following:

- H. A proposed ordinance to authorize and grant a permanent servitude, along Bayou Dularge Road in the vicinity of and across Falgout Canal, to the Consolidated Waterworks District No. 1

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

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

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None

ABSENT: T. Cavalier

The Chairwoman declared the motion adopted.

OFFERED BY: Mr. C. Voisin.

SECONDED BY: Mr. J. Cehan.

ORDINANCE NO. 7660

An ordinance authorizing the grant of a permanent servitude to Consolidated Waterworks District No. 1 along Bayou Dularge Road in the vicinity of and across Falgout Canal.

WHEREAS, Terrebonne Parish Consolidated Waterworks District No. 1 has need to replace an existing waterline along Bayou Dularge Road in the vicinity of and across Falgout Canal, and

WHEREAS, the proposed routing of said line will cross properties owned by Terrebonne Parish Consolidated Government, and

WHEREAS, Terrebonne Parish Consolidated Government wishes to grant the servitude requested to accommodate said construction in recognition of the public benefit to be gained.

NOW THEREFORE BE IT ORDAINED, that the grant of a permanent servitude to Consolidated Waterworks District No. 1 along Bayou Dularge Road in the vicinity of and across Falgout Canal substantially in the form attached hereto be, and is hereby, authorized by the Terrebonne Parish Council on behalf of the Terrebonne Parish Consolidated Government, and

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

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

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

ABSENT: T. Cavalier.

The Chairwoman declared the ordinance adopted on this, the 24th day of June, 2009.

* * * * *

The Chairwoman recognized the public for comments on the following:

I. A proposed ordinance that will reduce the speed limit along Bon Jovi Boulevard to 15 mph

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

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

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None

ABSENT: T. Cavalier

The Chairwoman declared the motion adopted.

OFFERED BY: MR. K. VOISIN.

SECONDED BY: Mr. A. Tillman.

ORDINANCE NO. 7661

AN ORDINANCE AMENDING THE PARISH CODE OF TERREBONNE PARISH, CHAPTER 18, ARTICLE IV. OPERATION OF VEHICLES, DIVISION 2. PARISH, SECTION 18-91 (B) (1) TO ESTABLISH A "15 MPH SPEED LIMIT ZONE" ALONG THE ENTIRETY OF BON JOVI BOULEVARD, AND TO AUTHORIZE THE INSTALLATION OF SAID SIGNS; AND TO ADDRESS OTHER MATTERS RELATIVE THERETO.

SECTION I

BE IT ORDAINED by the Terrebonne Parish Council, in regular session convened, acting pursuant to the authority invested in it by the Constitution and laws of the State of Louisiana, the Home Rule Charter for a Consolidated Government for Terrebonne Parish, and including, but not limited to, LSA R.S. 33:1368 and other statutes of the State of Louisiana, to amend the parish Code of Terrebonne Parish, Chapter 18, Article IV, and appropriate Section to create a " 15 mph Speed Limit" zone along the entirety of Bon Jovi Boulevard as follows:

CHAPTER 18, Motor Vehicles and Traffic

ARTICLE IV, Operation of Vehicles

DIVISION II, Parish

SECTION 18-91 (b) (1), "15 MPH SPEED LIMIT"

The entirety of Bon Jovi Boulevard shall be declared as a "15 mph Speed Limit" zone, and appropriate "15 mph Speed Limit" signs shall be erected and maintained along said roadway. Any vehicle traveling on Bon Jovi Boulevard shall adhere to the provisions of this ordinance.

SECTION II

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

SECTION III

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

SECTION IV

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

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

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

ABSENT: T. Cavalier.

The Chairwoman declared the ordinance adopted on this, the 24th day of June, 2009.

* * * * *

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

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None

ABSENT: T. Cavalier

The Chairwoman declared the motion adopted.

The Chairwoman recognized Mr. Herdis Neil, Montegut resident, who expressed his concerns relative to a lot of dead fish and other marine life in the Mayfield ditch because the drainage canal is empty. He said it was pumped dry after the heavy rain event and stated that all canals in the Parish are permitted by the Corps of Engineers and they are investigating it at this time. He also expressed his concerns relative to levees being sprayed to maintain the grass that kills the grass that was planted to help hold the levees together.

Mr. P. Lambert moved, seconded by Mr. K. Voisin, "THAT, the Council extend Mr. Herdis Neil's time an additional one minute."

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None

ABSENT: T. Cavalier

The Chairwoman declared the motion adopted.

Mr. Herdis Neil continued his comments regarding his concerns for the problems with drainage canals and levees in the Parish.

Councilman J. Pizzolatto requested Administration to have the contractor who is spraying the levees to come before the Council to give a report on their methods of maintaining grass in the Parish.

Councilman K. Voisin suggested that a report be given in the future to the Council as to whether appropriate water levels at pump stations are being kept up with.

Councilman C. Voisin stated that he inspected the Mayfield Pump Station and believes Mr. Neil is correct in his assessment in that the borrow canals will not serve their purpose if they are continued to be sprayed. He requested Administration to have staff inspect the areas Mr. Neil brought up and let him know what his opinion is on the situation.

Upon questioning by Councilman P. Lambert, Parish Manager A. Levron stated that the reasons for not being able to maintain grass on levees by mowing is due to access also lack of staffing levels and the services being outsourced.

Councilman P. Lambert requested that going back to mowing grass on levees that are accessible be evaluated.

Parish Manager A. Levron stated that the vegetation contract is currently under review and he would take that measure into consideration. Upon questioning by Councilman C. Voisin, Mr. Levron stated that the Parish does still have some grass mowing equipment, but for TPCG to get back to that service the staff and equipment would have to be re-capitalized upon. Upon further questioning by Councilman J. Cehan, Mr. Levron stated that maintaining grass with chemical control got started in 2004 with the budget cuts that TPCG made.

Councilman A. Tillman stressed that when TPCG employees were maintaining grass on levees it was done in a better manner and encouraged Administration to increase the work crew to maintain grass cutting in Terrebonne Parish.

Parish President M. Claudet stated that just recently TPCG entered into various Intergovernmental Agreements with various Recreation Districts to maintain parks in their areas.

Chairwoman A. Williams acknowledged that there were members of the 2009 Leadership Terrebonne class in the audience.

The Chairwoman recognized Mr. R. Bourg, Bourg resident, who expressed his concerns relative to where is and what is the Palm Avenue/Intracoastal Project. He stated he requested and received information but it doesn't explain where that specific part of the plan is for \$230,000. He also questioned why he cannot obtain more details for the Baroid Pump Station and Bayou LaCarpe. He further questioned what part of TPCG's proposal for CDBG funding addresses blighted and low income property, particularly in the rural areas of the Parish. He expressed his concerns relative to TPCG not having an appropriate citizen participation plan, in his opinion, to receive HUD funding.

Chairwoman A. Williams informed Mr. Bourg that in reference to the Baroid Pump Station, which dates back to 2004, it can be reviewed in the Bayou LaCarpe Drainage Project proposal and spells out the funding.

The Chairwoman called for a report on the Public Services Committee meeting held on 6/22/09, whereupon the Committee Chairman, noting that ratification of the minutes calls a public hearing on 8/12/09, rendered the following:

**PUBLIC SERVICES COMMITTEE
JUNE 22, 2009**

The Chairman, Joey Cehan, called the Public Services Committee meeting to order at 5:30 p.m. in the Terrebonne Parish Council Meeting Room with the Invocation led by Mr. K. Voisin and the Pledge of Allegiance led by Mr. P. Lambert. Upon roll call, Committee Members recorded as present were: T. Cavalier, J. Cehan, B. Hebert, P. Lambert, J. Pizzolatto, A. Tillman, C. Voisin, K. Voisin, and A. Williams. A quorum was declared present.

The Chairman recognized Mr. Loucien Cutrera of Shaw Coastal Consulting Group, Inc. who stated that Shaw has been contracted to prepare Terrebonne Parish's appeal of FEMA's DFIRM Maps and then recognized Ms. Nicole Bruranzon, Dr. Roy Docka, and Dr. Joseph Suhayda. He then asked Dr. Suhayda to begin the power point presentation.

Dr. Suhayda explained that DFIRM maps specify base flood elevations to which structures must be elevated in order to receive subsidized flood insurance rates; noted that new maps are pending release; and stated that Shaw has been contracted to review deficiencies in the proposed maps that may be corrected or improved upon to make the elevations more accurate.

Mr. Cutrera interjected that Shaw has met with Administration to discuss the details of the appeal plan and that the firm of Morris Hebert was also consulted.

Dr. Suhayda continued that the DFIRM maps depict proposed elevation levels; that FEMA intends to implement the maps within 1-year; that the appeal process consists of a 90-day time period in which a report is prepared and submitted to FEMA; that FEMA's review period takes 6 to 9 months to finalize the appeal review; that the Parish then has six months to adopt an ordinance to implement the maps; that numerous scientific and technical deficiencies have been defined; and that barriers such as roads, railroad embankments, levees, etc. were not included in the original modeling and would be depicted in the new information. He added that future map revisions could be completed via a letter of map revision; and that the appeal report should be prepared by September 21, 2009.

The Chairman recognized Ms. Katherine Batson of Hall Street, who questioned why FEMA guidelines must be followed.

Planning & Zoning Director Patrick Gordon explained that all Federal funding is predicated upon flood insurance and participation in the Federal Insurance Program.

Ms. Batson stated that she has flood and homeowners insurance now although previously she was not required to have flood insurance. She noted an increase in premiums for insurance coverage and that she was unable to get assistance through the flood mitigation program.

Mr. Gordon interjected that those individuals who have not incurred substantial damage are ineligible for flood mitigation funding or ICC funding.

Several Committee Members inquired about the appeal plan and process.

Mr. Cutrera noted that a meeting has been scheduled with FEMA representatives next week to discuss the Parish's appeal and issues.

Dr. Suhayda added that once the appeal process is completed and an ordinance adopted, the Parish has the ability to revise the maps by submitting a letter of map amendment or a letter of map revision.

In response to questioning, Parish Manager Al Levron recommended that action be taken to accept the power point presentation presented by Shaw Coastal Consulting, Inc.

Mr. C. Voisin moved, seconded unanimously, "THAT, the Public Services Committee accept the power point presentation by Shaw Coastal Consulting, Inc. with respect to Terrebonne Parish's DFIRM Map Review and Appeal Plan of Action."

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None.

ABSENT: None.

The Chairman declared the motion adopted.

The Chairman recognized Mr. Wayne Machada of Mosquito Control who thanked the Council for the opportunity to provide mosquito control services in Terrebonne Parish; noted that additional equipment and personnel were obtained to provide services; questioned the make-up of the committee charged with the task of evaluating requests for proposal for mosquito control service; and added that bidders were told at a pre-bid conference that the request for proposal specifications must be met as outlined although, in his opinion, the lowest bidder does not meet all of the criteria.

The Chairman recognized Mr. Steve Pavlovich who questioned whether or not Cajun Mosquito Control, LLC provides mosquito control services in "like or similar" scope/size or provides turbine powered aircraft and inquired about the negotiated acreage spraying reduction and lavacide spraying surcharge per acreage.

Mr. K. Voisin moved, seconded by Mr. A. Tillman, "THAT, the Public Services grant Mr. Wayne Machada additional time to conclude his comments."

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None.

ABSENT: None.

The Chairman declared the motion adopted.

Mr. Machada inquired about Mosquito Control, LLC not being given an opportunity to offer an amended proposal; noted that Mosquito Control, LLC has been servicing Terrebonne Parish without a contract since December 2008 and has been requested to continue the service until August 2009; and added that Mosquito Control, LLC has been requested to provide the same services at approximately \$7,000.00 less than what outlined in the new contract.

Parish Manager Al Levron stated that the aforementioned service contract is not a public work and is not subject to public bid laws; that the matter was handled as a request for proposals; that the lowest proposal is being recommended; and that price was not the only factor in awarding the proposal. In response to questioning, Mr. Levron stated that Cajun Mosquito Control's bid was approximately 17% lower than Mosquito Control, LLC. He continued that in review of the cost analysis, Administration looked at the basic and primary services provided on a month-to-month basis (Cajun Mosquito Control, LLC -\$837,500.00 as opposed to Mosquito Control, LLC - \$1,011,744.00, a difference of \$174,245.00).

OFFERED BY: Mr. K. Voisin.

SECONDED BY: Ms. T. Cavalier.

RESOLUTION NO. 09-316

WHEREAS, Terrebonne Parish Consolidated Government, in the interest of the health, safety and welfare of the citizens of Terrebonne Parish, desires to provide mosquito control services, and

WHEREAS, as determined by the Office of the Attorney General and Louisiana state courts (see B&C Electric vs. East Baton Rouge Parish School Board, 840 So.2d 616, 2003) the provision of services are not subject to the bidding requirements of the State Public Bid Law, and

WHEREAS, Parish Administration, after reviewing the qualifications and proposals of two mosquito control service providers, determined that selecting Cajun Mosquito Control, LLC in accordance with the negotiated terms, is in the best interest of Terrebonne Parish to provide mosquito control services.

NOW, THEREFORE BE IT RESOLVED that the Terrebonne Parish Council (Public Services Committee), on behalf of the Terrebonne Parish Consolidated Government, hereby authorizes Parish President Michel H. Claudet to execute a service contract with Cajun Mosquito Control, LLC for Routine Services, and Expanded Protocol for the annual amount of \$699,000.00, in

accordance with the Request for Proposals for Mosquito Control program, dated April 28, 2009, as amended.

THERE WAS RECORDED:

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

NAYS: P. Lambert and C. Voisin.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: None.

The Chairman declared the resolution adopted on this, the 22nd day of June, 2009.

* * * * *

The Chairman recognized Mr. Jessie Boudreaux, owner of Cajun Mosquito, LLC, who stated that the business is located in Franklin, LA; that he is a native of Terrebonne Parish; that Cajun Mosquito, LLC provides mosquito control service to St. Martin Parish, City of Franklin, City of St. Martinville, Cyremont Point Mosquito Abatement District 1, Steenville Belle River Four Mile Area, and Cabot Corporation; that the company was started in 2004; that his current vehicle fleet is eleven vehicles; and that supplies and maintenance equipment will be purchased locally.

Mr. Levron stated that if Mr. Boudreaux agrees, Administration can include those other items that have been provided in the backup information.

Upon additional questioning, Mr. Boudreaux stated that seven full-time employees will be hired; that he believes in supporting and giving back to the community; and that he is member of the Houma-Terrebonne Chamber of Commerce.

Additional discussion transpired with respect to selecting the vendor for mosquito control services.

Parish President Michel Claudet further clarified Administration's selection of Cajun Mosquito Control, LLC to provide mosquito services in Terrebonne Parish.

Discussion ensued with respect to the membership of the "Mosquito Request for Proposal Review Committee", submission of an alternate bid proposal which would fall within the Parish's budget allocation, and the proposed reduction of the acreage sprayed.

Mr. C. Voisin offered a *substitute* motion, seconded by Mr. J. Pizzolatto, "THAT, the Public Services Committee defer action with respect to awarding the mosquito control service contract for two weeks in order to allow Administration to meet with Mosquito Control, LLC to discuss possible contract amendments." (**SUBSTITUTE MOTION FAILS; RESOLUTION ADOPTED)

More discussion transpired with respect to the contract award process.

Committee Member J. Pizzolatto called for the question to cease all debate. There was no second to the motion and the motion died.

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

UPON ROLL CALL THERE WAS RECORDED:

YEAS: P. Lambert, J. Pizzolatto, and C. Voisin.

NAYS: T. Cavalier, J. Cehan, B. Hebert, A. Tillman, K. Voisin, and A. Williams.

ABSENT: None.

The Chairman declared the *substitute* motion *fails*.

OFFERED BY: Mr. C. Voisin.

SECONDED BY: Mr. B. Hebert.

RESOLUTION NO. 09-317

A resolution providing approval of Amendment No. 1 to the Engineering Agreement for Parish

Project No. 08-DRA-25, Ashland Drainage Pump Station Rehabilitation Project, Terrebonne Parish, Louisiana.

WHEREAS, the Terrebonne Parish Consolidated Government did enter into an original engineering agreement with G.S.E. Associates, Inc. dated September 26, 2008, recordation number 1306523, for the Ashland Drainage Pump Station Rehabilitation Project identified as Parish Project 08-DRA-25, and

WHEREAS, the Engineering Agreement between OWNER and ENGINEER provides for certain limitations for Basic Services and specific Additional Services, and

WHEREAS, the Terrebonne Parish Consolidated Government is desirous of increasing the scope of services to include clearing, grubbing, and excavating the existing channel to accommodate the proposed pumping capacity, and utilizing surplus excavation to enhance adjacent levee and to elevate adjacent property. The proposed construction would begin at the pump station and end near the entrance to Ashland Subdivision at American Boulevard, and,

WHEREAS, this increase in the upset limits for Basic Services is necessary to include this change in scope, and

WHEREAS, the TPCG is desirous of having these services continued so that there is a need for additional funds to be added to the contract, and

WHEREAS, this above work will increase the basic services section of the contract by an additional \$15,200.00.

WHEREAS, this above work will increase the additional services section of the contract by an additional \$27,000.00.

NOW, THEREFORE BE IT RESOLVED that the Terrebonne Parish Council (Public Services Committee), on behalf of the Terrebonne Parish Consolidated Government, does hereby approve this Amendment No. 1 to the Engineering Agreement for an increase of \$15,200.00 in Basic Services and \$27,000.00 in additional services and authorizes Parish President Michel Claudet to execute this Amendment No. 1 to the Engineering Agreement for the Ashland Drainage Pump Station Rehabilitation Project Parish Project No. 08-DRA-25, with G.S.E. Associates, Inc., and

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

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: J. Pizzolatto.

The Chairman declared the resolution adopted on this, the 22nd day of June, 2009.

* * * * *

OFFERED BY: Mr. A. Tillman.

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

RESOLUTION NO. 09-318

A RESOLUTION AUTHORIZING THE PARISH PRESIDENT TO EXECUTE AN INTERGOVERNMENTAL AGREEMENT BETWEEN THE TERREBONNE PARISH CONSOLIDATED GOVERNMENT AND THE HOUMA-TERREBONNE HOUSING AUTHORITY FOR THE TERREBONNE PARISH CONSOLIDATED GOVERNMENT'S FUNDING OF BULKY WASTE PICKUP IN SENATOR CIRCLE.

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

WHEREAS, TPCG is authorized to provide assistance to programs for the benefit of the needy, and

WHEREAS, the purpose of this agreement is to further the duty of the HTHA, namely that power and duty to provide safe dwelling accommodations in Terrebonne Parish for residents, regardless of their income (LA R.S. 40:392), and

WHEREAS, LA R.S. 40:431 (C) (9) provides that the HTHA may enter into and perform intergovernmental agreements of every kind and description to carry out the purposes of the state law related to housing authorities, and

WHEREAS, HTHA has requested and TPCG has agreed to provide bulky waste pickup at the Senator Circle Housing Development in accordance with the standards and level of service provided for in Chapter 11 of the Terrebonne Parish Code Comprehensive Solid Waste Management Programs at no charge, and

WHEREAS, HTHA and TPCG believe they can substantially benefit the residents of Senator Circle and provide them with bulky waste pickup by entering into an intergovernmental agreement with each other, and

WHEREAS, TPCG finds that funding the provision of bulky waste pickup to improve the quality of life in Senator Circle, a low income housing area for the citizens of Terrebonne Parish, will serve a public purpose and have a benefit commensurate with the cost.

NOW, THEREFORE BE IT RESOLVED by the Terrebonne Parish Council (Public Services Committee), on behalf of the Terrebonne Parish Consolidated Government, that the Parish President, Michel H. Claudet, is hereby authorized to execute an Intergovernmental Agreement with the HTHA to agree to provide bulky waste pickup at the Senator Circle Housing Development.

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: J. Pizzolatto.

The Chairman declared the resolution adopted on this, the 22nd day of June, 2009.

* * * * *

OFFERED BY: Mr. K. Voisin.

SECONDED BY: Ms. A. Williams.

RESOLUTION NO. 09-319

A resolution authorizing the Parish President to execute DNR Cooperative Agreement No. 2515-10-06 with the Louisiana Department of Natural Resources with respect to the "Terrebonne Parish Local Coastal Program Implementation."

WHEREAS, the Parish Administration has recommended the approval of the continued agreement with the Louisiana Department of Natural Resources for the "Terrebonne Parish Local Coastal Program Implementation"

NOW THEREFORE BE IT RESOLVED that the Terrebonne Parish Council (Public Services Committee), on behalf of the Terrebonne Parish Consolidated Government, that the Parish President, Michel Claudet, is hereby authorized and directed to execute DNR Cooperative Endeavor Agreement, No. 2515-10-06, between the Terrebonne Parish Consolidated Government and the Louisiana Department of Natural Resources for the "Terrebonne Parish Local Coastal Program Implementation."

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: J. Pizzolatto.

The Chairman declared the resolution adopted on this, the 22nd day of June, 2009.

OFFERED BY: Mr. P. Lambert

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

RESOLUTION NO. 09-320

WHEREAS, the Terrebonne Parish Council is exceedingly aware of the importance and necessity of identifying and implementing methods of restoring and preserving the Barrier Islands, and

WHEREAS, the Council has relied on the recommendations of the Terrebonne Parish Coastal Zone Management Advisory Committee and the Director of the Parish Coastal Restoration and Barrier Islands Department, both of whom carefully review and monitor actions taken by the Louisiana Department of Natural Resources, Office of Coastal Restoration and Management and many other state and federal agencies, and

WHEREAS, the CZM Advisory Committee has adopted a resolution requesting the U.S. Army Corps of Engineers and the State of Louisiana's Office of Coastal Protection and Restoration to include the Terrebonne Bay Shoreline Protection Comprehensive Plan as part of the study area in the LCA Feasibility Study "Maintain Land Bridge between Caillou Lake and the Gulf of Mexico" or "Stabilize Gulf Shoreline at Pointe Au Fer Island", and

WHEREAS, the Council understands and fully supports the position of the CZM Advisory Committee on this matter.

NOW, THEREFORE BE IT RESOLVED by the Terrebonne Parish Council (Public Services Committee), on behalf of the Terrebonne Parish Consolidated Government, that this governing body does hereby fully support the CZM Advisory Committee's recommendation and does also request the U.S. Army Corps of Engineers, and the State of Louisiana's Office of Coastal Protection and Restoration to include the Terrebonne Bay Shoreline Protection Comprehensive Plan as part of the study area in the LCA Feasibility Study "Maintain Land Bridge between Caillou Lake and the Gulf of Mexico" or "Stabilize Gulf Shoreline at Pointe Au Fer Island".

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: None.

The Chairman declared the resolution adopted on this, the 22nd day of June, 2009.

OFFERED BY: Mr. C. Voisin.

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

RESOLUTION NO. 09-321

A resolution providing for the acceptance of work performed by Low Land Construction Company, Inc., in accordance with the Certificate of Substantial Completion for the Concord Road Drainage Improvements, Phase III, Flood Control Improvements, State Project No. 576-55-0021, Parish Project No. 03-DRA-15, Terrebonne Parish, Louisiana.

WHEREAS, by contract dated May 13, 2008, Terrebonne Parish Consolidated Government did award a contract to Low Land Construction Company, Inc. for the Concord Road Drainage Improvements, Phase III, Flood Control Improvements, State Project No. 576-55-0021, Parish Project No. 03-DRA-15, Terrebonne Parish, Louisiana, as will be seen by reference to said contract which is recorded under Entry No. 1296255 of the Records of Terrebonne Parish, and

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

WHEREAS, the Engineer for this project, GSE Associates, Inc., recommends the acceptance of the substantial completion,

NOW, THEREFORE BE IT RESOLVED that the Terrebonne Parish Council (Public Services Committee), on behalf of the Terrebonne Parish Consolidated Government, does hereby accept the work performed in accordance with the contract and specifications in accordance with the Certificate of Substantial Completion, effective as of the date of recording of this resolution, and does authorize and direct the Clerk of Court and Ex-Officio Recorder of Mortgages of Terrebonne Parish to note this acceptance thereof in the margin of the inscription of said contract under Entry No. 1296255 of the Records of Terrebonne Parish, Louisiana, and

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

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

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: None.

The Chairman declared the resolution adopted on this, the 22nd day of June, 2009.

* * * * *

OFFERED BY: Ms. A. Williams.

SECONDED BY: Ms. T. Cavalier.

RESOLUTION NO. 09-322

A resolution providing for the acceptance of work performed by RMD Holdings, Ltd., in accordance with the Certificate of Substantial Completion for the Johnson Ridge Sidewalk Project, Parish Project No. 00-WALK-06, State Project Nos. 065-04-0041 & 744-55-0004, Terrebonne Parish, Louisiana.

WHEREAS, the Terrebonne Parish Consolidated Government entered into a contract dated December 22, 2008 with RMD Holdings, Ltd., for Johnson Ridge Sidewalk, Parish

Project No. 00-WALK-06, State Project Nos. 065-04-0041 & 744-55-0004, Terrebonne Parish, Louisiana, and

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

WHEREAS, the Engineer for this project, Picciola & Associates, Inc., recommends the acceptance of the substantial completion, and

NOW, THEREFORE BE IT RESOLVED that the Terrebonne Parish Council (Public Services Committee), on behalf of the Terrebonne Parish Consolidated Government, does hereby accept the work performed in accordance with the contract and specifications in accordance with the Certificate of Substantial Completion, effective as of the date of recording of this resolution, and does authorize and direct the Clerk of Court and Ex-Officio Recorder of Mortgages of Terrebonne Parish to note this acceptance thereof in the margin of the inscription of said contract, Louisiana, and

BE IT FURTHER RESOLVED that a certified copy of the resolution be forwarded to Picciola & Associates, Inc., and

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

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

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: None.

The Chairman declared the resolution adopted on this, the 22nd day of June, 2009.

OFFERED BY: Mr. C. Voisin.

SECONDED BY: Ms. A. Williams.

RESOLUTION NO. 09-323

A resolution providing for the acceptance of work performed by Gray Construction Corp., in accordance with the Certificate of Substantial Completion for the Waterproof Bridge Replacement, Parish Project No. 05-BRG-34, Terrebonne Parish, Louisiana

WHEREAS, the Terrebonne Parish Consolidated Government entered into a contract dated August 28, 2008 with Gray Construction Corp., for Waterproof Bridge Replacement, Parish Project No. 05-BRG-34, Terrebonne Parish, Louisiana, and

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

WHEREAS, the Engineer for this project, David A. Waitz Engineering And Surveying, Inc., recommends the acceptance of the substantial completion,

NOW, THEREFORE BE IT RESOLVED that the Terrebonne Parish Council (Public Services Committee), on behalf of the Terrebonne Parish Consolidated Government, does hereby accept the work performed, effective as of the date of recording of this resolution, and does authorize and direct the Clerk of Court and Ex-Officio Recorder of Mortgages of Terrebonne Parish to note this acceptance thereof in the margin of the inscription of said contract under

Entry No. 1305074 of the Records of Terrebonne Parish, Louisiana, and

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

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

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

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: None.

The Chairman declared the resolution adopted on this, the 22nd day of June, 2009.

* * * * *

Mr. J. Pizzolatto moved, seconded by Mr. C. Voisin, "THAT, the Public Services Committee call a public hearing on U. S. Oil and Gas, Inc.'s request for a permit to drill a salt water disposal well and to dispose of salt water on August 12, 2009 at 6:30 p. m." (**MOTION ADOPTED AFTER BRIEF COMMENTS)

Committee Member A. Tillman noted that the Parish Code provides that a public hearing must be called on the aforementioned matter.

Council Clerk Paul Labat stated that the Parish Code also provides that a copy of the application and attachments must be made available four weeks prior to the public hearing and recommended that the August 12, 2009 hearing date.

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None.

ABSENT: None.

The Chairman declared the motion adopted.

Public Works Director Greg Bush stated that Administration has investigated Westgate Subdivision, Addendum No. 6 regarding drainage problems noting that the interior drains were cleaned; that the disputed servitude issues have been resolved and maintenance scheduled; and that work orders have been issued to clean the outfall ditches. He noted that improper maintenance of the drainage arteries attributed to the drainage issues in the aforementioned subdivision.

Committee Member K. Voisin requested that Administration inform him when the outfall work has been completed and that the matter be retained for two weeks. (NO ACTION TAKEN)

Public Works Director Greg Bush stated that Administration investigate the possibility of utilizing rip raft to restore the bank in Sugarwood Subdivision and has determined that further consideration of using sheet piles is needed. He requested additional time to determine what grade of sheet pile is necessary. (NO ACTION TAKEN)

Mr. C. Voisin moved, seconded by Ms. A. Williams, "THAT, the Public Services Committee retain the matter relative to the placement of a barge in Bayou Little Caillou in committee for two weeks.

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None.

ABSENT: None.

The Chairman declared the motion adopted.

The Chairman recognized Mr. Phil Schexnayder of GSE Associates, Inc., who stated that the Department of Transportation and Development has indicated the public comment period with respect to the construction of a bridge near H. L. Bourgeois High School closes on June 30, 2009 and that the project would not be complete by the commencement of the 2009 – 2010 School Session.

Committee Member T. Cavalier expressed her frustration with the progression of the bridge's construction and emphasized safety for children traveling in the area of H. L. Bourgeois. (NO ACTION TAKEN)

Mr. J. Pizzolatto moved, seconded by Mr. B. Hebert, "THAT, the Public Services Committee introduce an ordinance to amend the appropriate sections of the Terrebonne Parish Code to allow personnel from the Houma Fire Department and area volunteer fire districts to solicit for funds for Muscular Dystrophy on two weekends in each calendar year, and call a public hearing on said matter on July 8, 2009 at 6:30 p. m." (**SUBSTITUTE MOTION OFFERED AFTER DISCUSSION)

Committee Member A. Williams explained that local firemen have requested permission to solicit funds for Muscular Dystrophy twice per calendar year on their own time and that the Muscular Dystrophy Association has agreed to cover the firemen's insurance.

Committee Member C. Voisin expressed his support of the aforementioned matter, but noted concerns with respect to other agencies coming forth to request a waiver to do the same.

In response to questioning, Planning & Zoning Director Patrick Gordon stated that permits to solicit funds must be obtained from Customer Service and noted that State statutes prohibit "can shakes" on public rights-of-way.

Parish Manager Al Levron reiterated State provisions which prohibit solicitation on public rights-of-way noting that if a Parish permit is obtained, other approvals may be necessary from the State.

Committee Member T. Cavalier requested establishing limitations for soliciting funding on various roadways.

Captain Ward stated that the firemen have not determined the dates and what roadways will be utilized for the solicitation. He requested that the matter be postponed until the information is submitted.

Ms. A. Williams offered a *substitute* motion, seconded by Mr. C. Voisin, "THAT, the Public Services Committee retain the matter relative to permitting firemen to solicit funds on two weekends per year for Muscular Dystrophy in committee for two weeks."

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None.

ABSENT: None.

The Chairman declared the *substitute* motion adopted.

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

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None.

ABSENT: None.

The Chairman declared the motion adopted and the meeting was adjourned at 7:26 p.m.

Joey Cehan, Chairman

Suzette Thomas, Minute Clerk

Mr. J. Cehan moved, seconded by Mr. B. Hebert, "THAT, the Council accept and ratify the minutes of the Public Services Committee meeting held on 6/22/09."

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None

ABSENT: T. Cavalier

The Chairwoman declared the motion adopted.

The Chairwoman called for a report on the Community Development & Planning Committee meeting held on 6/22/09, whereupon the Committee Chairman, noting that ratification of the minutes calls public hearings on 7/8/09, rendered the following:

**COMMUNITY DEVELOPMENT & PLANNING COMMITTEE
JUNE 22, 2009**

The Chairman, A. Tillman, called the Community Development & Planning Committee meeting to order at 7:33 p.m. in the Terrebonne Parish Council Meeting Room with the Invocation led by Ms. A. Williams and the Pledge of Allegiance led by Mr. P. Lambert. Upon roll call, Committee Members recorded as present were: T. Cavalier, J. Cehan, B. Hebert, P. Lambert, J. Pizzolatto, A. Tillman, C. Voisin, K. Voisin, and A. Williams. A quorum was declared present.

The Chairman reminded everyone of the Special Council Session to address condemnations scheduled for tomorrow, June 23, 2009 at 6:00 p. m.

Mr. K. Voisin moved, seconded by Ms. T. Cavalier, "THAT, the Community Development & Planning Committee introduce an ordinance to amend the Subdivision Regulations, Chapter 24.2 General of the Terrebonne Parish Code (Altering Drainage Plan after Development is Completed) and call a public hearing on said matter on July 8, 2009 at 6:30 p. m." (**SUBSTITUTE MOTION OFFERED AND ADOPTED)

Committee Member A. Williams stated that the aforementioned matter has not been presented to the Subdivision Regulation Review Subcommittee; requested that the matter be forwarded to the committee for evaluation; and noted that the subcommittee has been revised and that a meeting would be called in two weeks.

**Ms. A. Williams offered a *substitute* motion, seconded by Mr. C. Voisin, "THAT, the Community Development & Planning Committee refer the matter relative to amend the Subdivision Regulations, Chapter 24.2 General of the Terrebonne Parish Code with respect to altering drainage plans after a development is completed to the Subdivision Regulations Review Subcommittee for consideration and recommendation."

The Chairman called for the vote on the *substitute* motion offered by Ms. A. Williams.
UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None.

ABSENT: None.

The Chairman declared the *substitute* motion adopted.

Ms. A. Williams moved, seconded by Mr. C. Voisin, “THAT, the Community Development & Planning Committee refer the matter relative to amending the Subdivision Regulations, Chapter 24, Section 24.5.3.3 Process C: Engineering Approval of the Terrebonne Parish Code with respect to the lapse between Conceptual/Preliminary Approval and Engineering Approval to the Subdivision Regulations Review committee for consideration and recommendation.”

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None.

ABSENT: None.

The Chairman declared the motion adopted.

Ms. A. Williams moved, seconded by Mr. C. Voisin, “THAT, the Community Development & Planning Committee refer the matter relative to Section 24.7.1.1.1 Streets (Urban Service District & Urban Planning Area) and Section 24.7.1.2.1 Streets (Rural Residential) of the Terrebonne Parish Code (Proper Access to Major Subdivisions: Ingress and Egress) to the Subdivision Regulations Subcommittee for consideration and recommendation.”

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None.

ABSENT: None.

The Chairman declared the motion adopted.

Ms. A. Williams moved, seconded by Mr. C. Voisin and Mr. K. Voisin, “THAT, the Community Development & Planning refer the matter with respect to the Subdivision Regulations, Chapter 24, Section 24.7.1.2.4 Minimum Residential Lot Size and Section 24.7.1.5 Residential Lot Frontage (Access) of the Terrebonne Parish Code (Lot Development on Rights-of-way) to the Subdivision Regulations Review Subcommittee for evaluation and recommendation.”

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None.

ABSENT: None.

The Chairman declared the motion adopted.

Mr. K. Voisin moved, seconded by Ms. A. Williams, “THAT, the Community Development & Planning Committee introduce an ordinance to amend the Parish Code with respect to the notification process for applications submitted to the Houma Board of Zoning Adjustments.”

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None.

ABSENT: None.

The Chairman declared the motion adopted.

Mr. P. Lambert moved, seconded by Mr. C. Voisin, "THAT, the Community Development & Planning Committee retain the matter relative to calling a condemnation hearing on the commercial structure located 1165 Highway 55, owned by Mr. Milton Bourg and Ms. Caroline Bourg in committee for two weeks."

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None.

ABSENT: None.

The Chairman declared the motion adopted.

OFFERED BY: Ms. A. Williams.

SECONDED BY: Mr. J. Cehan.

RESOLUTION NO. 09-324

A Resolution giving Notice of Intent to adopt an Ordinance to dedicate and accept the maintenance/operation of the street(s), drainage servitudes, and rights-of-way for "JOLIE OAKS SUBDIVISION, PHASE 3" and to incorporate "SAGEWOOD DRIVE" and the extension of "MARISSA BETH DRIVE" and "KATIE ROSE 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, and rights-of-way for "JOLIE OAKS SUBDIVISION, PHASE 3" and to incorporate "SAGEWOOD DRIVE" and the extension of "MARISSA BETH DRIVE" and "KATIE ROSE 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, July 8, 2009 at 6:30 p.m.

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: None.

The Chairman declared the resolution adopted on this, the 22nd day of June, 2009.

Houma-Terrebonne Regional Planning Commission member Alex Ostheimer stated that the Planning Commission recommends leaving the provision with respect to large tow trucks parking in residential areas "as is" due there being no safety issues involved; noted that law enforcement personnel adhere to a list of tow truck operators who must be called in sequential order; and added that there were no public comments with respect to the matter when addressed by the Planning Commission.

Planning & Zoning Director Patrick Gordon interjected that individuals who are cited for non-conformity of Parish guidelines may appeal to the Houma Board of Zoning Adjustments for a non-conformance variance.

Committee Member C. Voisin expressed concern with respect to tow truck operators delaying their response time to an accident due to them having to go pick-up their tow trucks and then returning to the scene of an accident.

Committee Member K. Voisin inquired about the submission of a letter from the Planning Commission expressing their position regarding the aforementioned matter.

Upon questioning, Council Clerk Paul Labat state that the Council Office did not notify tow truck operators of the meeting this evening due to the lack of a written response by the Planning Commission.

The Chairman requested that Administration compile statistical information with respect to the number of complaints received regarding 18-wheelers, 18-wheeler cabins, taxi cabs, and tow trucks, and other commercial vehicles parked in residential areas. (NO ACTION TAKEN)

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

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None.

ABSENT: None.

The Chairman declared the motion adopted and the meeting was adjourned at 7:48 p.m.

Alvin Tillman, Chairman

Suzette Thomas Minute Clerk

Mr. A. Tillman moved, seconded by Mr. J. Pizzolatto, "THAT, the Council accept and ratify the minutes of the Community Development & Planning Committee meeting held on 6/22/09."

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None

ABSENT: T. Cavalier

The Chairwoman declared the motion adopted.

The Chairwoman called for a report on the Budget & Finance Committee meeting held on 6/22/09, whereupon the Committee Chairman, noting that ratification of the minutes calls public hearings on 7/8/09, rendered the following:

**BUDGET & FINANCE COMMITTEE
JUNE 22, 2009**

The Chairman, Billy Hebert, called the Budget & Finance Committee meeting to order at 7:54 p.m. in the Terrebonne Parish Council Meeting Room with the Invocation led by Utilities Director Tom Bourg and the Pledge of Allegiance led by Mr. P. Lambert. Upon roll call, Committee Members recorded as present were: T. Cavalier, J. Cehan, B. Hebert, P. Lambert, J. Pizzolatto, A. Tillman, C. Voisin, K. Voisin, and A. Williams. A quorum was declared present.

OFFERED BY: Ms. A. Williams.

SECONDED: Unanimously.

RESOLUTION NO. 09-325

WHEREAS, the Houma-Terrebonne Civic Center has numerous activities and events,
and

WHEREAS, it is necessary that upon completion of some events, a settlement of funds must be completed, and

WHEREAS, it is necessary to add the new Civic Center Director, Janel Ricca as a new signature, and

WHEREAS, it is necessary there be several individuals available to sign on the checking accounts, and that any two (2) of the following persons be allowed to sign.

NOW, THEREFORE BE IT RESOLVED by the Terrebonne Parish Council (Budget and Finance Committee), on behalf of the Terrebonne Parish Consolidated Government, that Jamie J. Elfert (Chief Financial Officer), Donald Picou (Comptroller), Janel Ricca (Civic Center Director), Christopher Moore (Business Manager), Brian Detillier (Event Services Manager) be allowed to sign on the checking accounts for the Houma-Terrebonne Civic Center.

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: None.

The Chairman declared the resolution adopted on this, the 22nd day of June, 2009.

* * * * *

Mr. C. Voisin moved, seconded by Mr. J. Cehan, "THAT, the Budget & Finance Committee introduce an ordinance to amend the 2009 Adopted Budget and 5-Year Capital Outlay for the Economic Development Administration Grant for the Dickson Road Waste Water Line Extension, and call a public hearing on said matter on July 8, 2009 at 6:30 p.m."

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None.

ABSENT: None.

The Chairman declared the motion adopted.

OFFERED BY: Mr. C. Voisin.

SECONDED BY: Mr. J. Cehan.

RESOLUTION NO. 09-326

A RESOLUTION TO AUTHORIZE THE PARISH PRESIDENT TO EXECUTE THE ECONOMIC DEVELOPMENT ADMINISTRATION (EDA) GRANT FROM THE UNITED STATES DEPARTMENT OF COMMERCE FOR THE EXTENSION OF WASTE WATER LINES ALONG DICKSON ROAD; AND TO ADDRESS OTHER MATTERS RELATIVE THERETO.

SECTION I

WHEREAS, the Parish has been awarded a grant from Economic Development Administration in the amount of \$1,600,000, and for a period of sixty months, and

WHEREAS, the purpose of this grant is to extend waste water lines to companies along Dickson Road in the Woodlawn Industrial Park and the Port of Terrebonne, and

WHEREAS, this award is made with funds available under the American Recovery and Reinvestment Act of 2009.

NOW, THEREFORE BE IT RESOLVED, that the Terrebonne Parish Council (Budget and Finance Committee), on behalf of the Terrebonne Parish Consolidated Government, gives the Parish President the authority to execute any and all documents relative to this EDA grant.

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: None.

The Chairman declared the resolution adopted on this, the 22nd day of June, 2009.

* * * * *

OFFERED BY: Mr. A. Tillman.

SECONDED BY: Mr. C. Voisin.

RESOLUTION NO. 09-327

A Resolution introducing an Ordinance to declare vehicles, computers and other miscellaneous equipment from the Administration, Animal Shelter, Civic Center, Government Buildings, Head Start, Houma Police, and Transit departments as surplus as described in Exhibit "A" attached thereto, and authorizing said items to be disposed of by public bid, negotiated sale, junked or any other legally approved method.

NOW THEREFORE BE IT RESOLVED that the Terrebonne Parish Council (Budget and Finance Committee), on behalf of the Terrebonne Parish Consolidated Government, does hereby introduce an ordinance which will declare items listed as Exhibit "A" as surplus and authorizes the Parish President to dispose of said items by public bid, negotiated sale, junked or any other legally approved method, and that a public hearing on said matter be called for Wednesday, July 8, 2009 at 6:00 o'clock p.m.

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: None.

The Chairman declared the resolution adopted on this, the 22nd day of June, 2009.

* * * * *

Chief Finance Officer Jamie Elfert stated that Administration would provide information with respect to the actual mileage of 1997 Ford Taurus being surplus by the Houma-Terrebonne Civic Center prior to the public hearing.

OFFERED BY: Mr. C. Voisin.

SECONDED BY: Mr. P. Lambert.

RESOLUTION NO. 09-328

A resolution awarding Bid #09-1/9-19 Purchase a Trailer Mounted Chipper for the Vegetation Department in the amount of \$27,000.00.

WHEREAS, on May 22, 2009 bids were received by the Terrebonne Parish Consolidated Government for Bid #09-1/9-19 Purchase a Trailer Mounted Chipper for the Vegetation Department, and

WHEREAS, after careful review by Purchasing Division; Gregory Bush, Public Works Director, Perry Blanchard, Operations Manager, and David Luke, Vegetation Superintendent, it has been

determined that Vermeer Equipment submitted the lowest qualified bid in the amount of \$27,000.00, and

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

WHEREAS, the Parish Administration has concurred with the recommendation that the bid of Vermeer Equipment is the lowest qualified bid for Bid #09-1/9-19 Purchase One New Unused Trailer Mounted Chipper for the Vegetation Department, as per the attached bid forms.

NOW, THEREFORE BE IT RESOLVED by the Terrebonne Parish Council (Budget and Finance Committee), on behalf of the Terrebonne Parish Consolidated Government, that the recommendation of Parish Administration be approved and the bid of Vermeer Equipment for the Purchase of One New Unused Trailer Mounted Chipper for the Vegetation for the Vegetation Department in the amount of \$27,000.00 as per the attached bid forms.

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: None.

The Chairman declared the resolution adopted on this, the 22nd day of June, 2009.

OFFERED BY: Mr. J. Cehan.

SECONDED BY: Mr. K. Voisin.

RESOLUTION NO. 09-329

WHEREAS, on June 9, 2009, bids were received by the Terrebonne Parish Consolidated Government for Bid No. 09-SEW-20 to Repair/Replace Sewer Lift Station Fences/Gates for the Pollution Control Department, and

WHEREAS, after careful review by the Purchasing Division; Michael Ordogne, Pollution Control Administrator, and Gregory Bush, Public Works Director, it has been determined that the bid of Blouin Fence & Shutter is the lowest qualified bid for the amount of \$119,500.00, and

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

WHEREAS, the Parish Administration has concurred with the recommendation that the bid of Blouin Fence & Shutter is the lowest qualified bid for Bid No. 09-SEW-20 to Repair/Replace Sewer Lift Station Fences/Gates for the Pollution Control Department as per the attached bid forms.

NOW, THEREFORE BE IT RESOLVED by the Terrebonne Parish Council (Budget and Finance Committee), on behalf of the Terrebonne Parish Consolidated Government, that the recommendation of Parish Administration is approved and the bid Blouin Fence & Shutter be accepted as the lowest qualified bid for the amount of \$119,500.00 be accepted.

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: None.

The Chairman declared the resolution adopted on this, the 22nd day of June, 2009.

In response to questioning, Chief Finance Officer Jamie Elfert stated that four vendors were contacted and that only one of the vendors qualified for the bid award.

Housing & Human Services Director Darrel Waire stated that additional information with respect to the duties of the Parish's Grants Writer has been submitted and noted that the information explains the grant submission process.

Committee Member K. Voisin thanked Administration for the detailed explanation. (NO ACTION TAKEN)

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

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None.

ABSENT: None.

The Chairman declared the motion adopted and the meeting was adjourned at 7:59 p.m.

Billy Hebert, Chairman

Suzette Thomas, Minute Clerk

Mr. B. Hebert moved, seconded by Mr. P. Lambert and Mr. K. Voisin, "THAT, the Council accept and ratify the minutes of the Budget & Finance Committee meeting held on 6/22/09."

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None

ABSENT: T. Cavalier

The Chairwoman declared the motion adopted.

The Chairwoman called for a report on the Policy, Procedure, & Legal Committee meeting held on 6/22/09, whereupon the Committee Chairman, noting that ratification of the minutes calls a public hearing on 7/8/09, rendered the following:

**POLICY, PROCEDURE, & LEGAL COMMITTEE
JUNE 23, 2009**

The Chairman, Clayton J. Voisin, called the Policy, Procedure, & Legal Committee meeting to order at 8:00 p.m. in the Terrebonne Parish Council Meeting Room with the Invocation led by Mr. J. Pizzolatto and the Pledge of Allegiance led by Mr. B. Hebert. Upon roll call, Committee Members recorded as present were: T. Cavalier, J. Cehan, B. Hebert, P. Lambert, J. Pizzolatto, A. Tillman, C. Voisin, K. Voisin, and A. Williams. A quorum was declared present.

Ms. A. Williams moved, seconded by Mr. K. Voisin, "THAT, the Policy, Procedure, & Legal Committee introduce an ordinance to establish the Fire Protection District No. 8 Board as an autonomous governing authority for said district and call a public hearing on said matter on July 8, 2009 at 6:30 p. m."

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None.

ABSENT: None.

The Chairman declared the motion adopted.

Mr. B. Hebert moved, seconded by Mr. J. Cehan, “THAT, the Policy, Procedure, & Legal Committee refer the matter relative to implementing provisions establishing a minimum number of riders on Mardi Gras floats to the Mardi Gras Review Subcommittee for evaluation and recommendation.”

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None.

ABSENT: None.

The Chairman declared the motion adopted.

Utilities Director Tom Bourg presented an update on costs associated with providing closed captioning for TPTV programming noting that the information obtained has been relatively consistent in that the cost ranges from \$450.00 to \$950.00 per hour depending upon the complexity of the matter and the number of speakers. He continued that the cost for providing such is approximately \$4,500.00 per month or approximately \$50,000.00 annually (cost based upon the lower cost value and captioning for Council meetings only – not for other agency meetings or other presentations). Mr. Bourg noted there is no budget allocation for such at this time and that funding may possibly be derived from cable franchise fees.

Committee Member T. Cavalier requested that Administration research grant funding sources to provide close captioning services and report to the Committee within a month.

Parish President Michel Claudet stated that Administration will meet with Mr. Wayne White to discuss the matter further. (NO ACTION TAKEN)

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

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None.

ABSENT: None.

The Chairman declared the motion adopted and the meeting was adjourned at 8:10 p.m.

Clayton J. Voisin, Chairman

Suzette Thomas, Minute Clerk

Mr. C. Voisin, seconded by Mr. A. Tillman, “THAT, the Council accept and ratify the minutes of the Policy, Procedure, & Legal Committee meeting held on 6/22/09.”

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None

ABSENT: T. Cavalier

The Chairwoman declared the motion adopted.

Mr. C. Voisin moved, seconded by Mr. A. Tillman, "THAT, the Council keep nominations open an additional two weeks for the expired term of Mr. Wendell Keller on the Recreation District No. 9 Board."

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None

ABSENT: T. Cavalier

The Chairwoman declared the motion adopted.

Mr. K. Voisin moved, seconded by Mr. J. Cehan, "THAT, the Council hold nominations open an additional two weeks for the vacancy on the South Central Louisiana Human Services Authority, with the resignation of Mr. Doug Holloway."

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None

ABSENT: T. Cavalier

The Chairwoman declared the motion adopted.

Councilman P. Lambert stated that a presentation was made Monday on the new flood maps and he encouraged the public to submit any information regarding this matter to be made a permanent part of TPCG reading file.

Councilman B. Hebert announced that a Jerry Gatreux benefit account has been opened with Synergy Bank to help with medical expenses. He stated that problems in District 3 were discovered concerning various structures that have been built on drainage servitudes in approximately 20 locations. He stated that Administration was requested to notify the property owners, by mail, that the drainage rights-of-way are blocked and to please have their structures removed. He also expressed his concerns relative to discovering that several ditches in District 3 having concrete poured into them after concrete trucks are finished with their loads. He requested the Council Clerk to place this matter on an appropriate committee agenda for evaluation.

Parish President M. Claudet announced the following:

- Administration will address remnants of concrete being poured into ditches and catch basins
- Administration will give the property owners in District 3, 60 days to remove the structures on the drainage rights-of-way
- Senator Vitter will be in the Council Meeting Room on Friday at 4:00 p.m. for a town meeting
- TPCG was awarded \$16 million HMGP funds and 500 structures are on the potential elevation list
- HMGP funds being considered to be applied for to "harden" the windows in Government Tower
- The electricity load because of the heat has gone up to as much as 77 megs and indications in a news release that rolling blackouts could transpire. He requested everyone to conserve energy as much as possible
- Governor Jindal will be in Houma on 7/15 as well as Senator Dupre, who is resigning from the Senate and will be presented awards at the SCIA meeting
- 7/29/09 appears to be the date of the Ribbon Cutting on the Dulac levees and if any Council Member is interested to tour the levees on 7/8/09 to let his staff know
- Bids have been received or bids will be received in the next 45 days on projects that total \$24 million

No action was necessary on agenda item 6A – Information List.

Mr. C. Voisin moved, seconded Unanimously, “THAT, the Council ratify the Parish President’s appointment of Mr. Al Levron as Custodian of Public Records for TPCG.”

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None

ABSENT: T. Cavalier

The Chairwoman declared the motion adopted.

Parish President M. Claudet stated town meetings will begin on Monday, with the first in Chauvin and the second in Montegut and encouraged anyone to attend. He stated they will discuss elevations, removal of derelict vessels, certain projects for levees, general matters, etc. He said the schedule is on the TPCG’s website.

Mr. J. Cehan moved, seconded by Mr. C. Voisin, “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. Cehan.

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None

ABSENT: T. Cavalier

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

VENITA H. CHAUVIN, MINUTE CLERK

ATTEST:

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

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