

**STATE OF LOUISIANA
PARISH OF LAFOURCHE**

**L A F O U R C H E P A R I S H C O U N C I L
G O V E R N I N G A U T H O R I T Y**

AGENDA FOR MEETING TO BE HELD: Tuesday, January 11, 2005

**PLACE: Lafourche Parish Council Barrios Center, 1612 HWY. 182,
Suite 100, Raceland, LA.**

TIME: 6:00 p.m.

CALL TO ORDER: Mr. Lindel Toups

ROLL CALL: Mr. Tyrone Williams
Mr. Michael Delatte
Mr. Michael Matherne
Dr. Tommy Lasseigne
Mr. Mark Atzenhoffer
Mr. Lindel Toups
Mr. L. Phillip Gouaux, II
Mr. Brent Callais
Mr. Daniel Lorraine

PRAYER: Mr. Michael Delatte

PLEDGE OF ALLEGIANCE: Mr. Daniel Lorraine

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NOTICE TO THE PUBLIC: If you wish to address the Council, please complete the "Public Wishing to Address the Council" form located on the desk at the back of the meeting room and return it to the Council Chairman or Council Clerk prior to the beginning of the meeting.

In accordance with the Americans with Disabilities Act, if you need special assistance, please contact the Lafourche Parish Council Clerk's Office at (985) 446-8427 describing the assistance that is necessary.

A. APPOINTMENTS/ELECTIONS OF OFFICERS FOR 2005:

1. Motion to appoint a Chairman for the Fiscal Year 2005.
2. Motion to appoint a Vice-Chair for the Fiscal Year 2005.

B. APPROVAL OF COUNCIL MINUTES:

3. Motion to accept the minutes of the December 14, 2004, Regular Session.

C. PROCLAMATION:

4. Proclamation recognizing the work and dedication of Mrs. Sybill Ledet and the Harvest of Thanks volunteers for their years of dedication assisting the needy of Lafourche Parish and Grand Isle through the Harvest of Thanks Annual Brunch. (DEFERRED FROM 12-14-04 LPC MEETING)

D. PUBLIC WISHING TO ADDRESS THE COUNCIL:

5. Mr. Robert Schoen to address the Council regarding fireworks and road paving.

E. PRESENTATIONS:

6. Mr. David Hiegel with FEMA, Region 6, to give a status report regarding Lafourche Parish.

F. PRESIDENT'S REPORT:

7. Presentation of monthly report on parish finances as required by the Lafourche Parish Home Rule Charter.

G. PUBLIC HEARING & ORDINANCES FOR RATIFICATION:

Motion by _____, seconded by _____, to open public hearing.

8. ORDINANCE providing for the incurring of debt and issuance of not exceeding \$15,000,000.00 of Road Bonds, Series 2005 of the Parish of Lafourche; prescribing the form, terms and conditions of the Bonds; designating the date, denomination and place of payment thereof in principal and interest; authorizing the agreement with the Paying Agent; providing for the acceptance of an offer for the purchase of the Bonds; and providing for other matters in connection therewith. (T. LASSEIGNE)
9. ORDINANCE approving the holding of an election in Lafourche Parish Fire Protection District No. 8-C on Saturday, April 23, 2005, to authorize the levy of a parcel fee therein. (M. DELATTE)

10. ORDINANCE approving the holding of an election in Lafourche Parish Fire Protection District No. 7 on Saturday, April 2, 2005, to authorize the levy of a special tax therein. (T. LASSEIGNE)
11. ORDINANCE approving the issuance, sale and delivery of not exceeding \$650,000.00 of General Obligation Refunding Bonds, Series 2005, of Recreation District No. 2 of the Parish of Lafourche, and other matters relating thereto. (L. TOUPS)
12. ORDINANCE to amend and re-enact Section 12:3 of Chapter 12 of the Code of Ordinances of the Lafourche Parish Council as it pertains to the membership of the Lafourche Parish Library Board of Control. (M. ATZENHOFFER)
13. ORDINANCE to amend Ordinance No. 3407 to amend the lease agreement with Lafourche Parish Recreation District No. 8 for a plot of land in Gheens for ninety-nine (99) years at a cost of \$100 per year in order to construct a portable building measuring 24' x 40' for a cost not to exceed \$50,000, in order to increase the boundaries of said land; and to authorize the signing of all pertinent documents associated with the ordinance. (L. TOUPS)
14. ORDINANCE accepting into the parish system the subdivision known as the Oak Grove Park Subdivision, Phase III, Ward 11, District 4. (T. LASSEIGNE)
15. ORDINANCE accepting into the parish system the subdivision known as the Lot Extension and Redivision of Property Belonging to Todd Brady, Ward 10, District 8. (B. CALLAIS)
16. ORDINANCE accepting into the parish system the subdivision known as the Wally G. Rodrigue Subdivision, Ward 6, District 2. (M. DELATTE)
17. ORDINANCE accepting into the parish system the subdivision known as Tracts 'A' and 'B', a Redivision of Property Belonging to Octave J. Sommers, III, Ward 9, District 6. (L. TOUPS)
18. ORDINANCE accepting into the parish system the subdivision known as the Allen Thibodaux Lot Extensions, Ward 10, District 8. (B. CALLAIS)
19. ORDINANCE to enact regulations and establish definitions regarding truck stop developments and truck stops with gaming devices in Lafourche Parish; and to provide for related matters. (L. TOUPS)
20. ORDINANCE providing for participation in the South Central Clean Water Action Plan and to further provide for a portion of the local match in the amount of \$161,722.00; and that the Parish President be authorized to execute any Intergovernmental Agreements required for participation in the project. (L. TOUPS)

21. ORDINANCE authorizing up to an additional \$2,000,000 in parish funding to supplement the construction of locks on Bayou Lafourche to be appropriated over a three year period beginning in 2005. (L. TOUPS)
22. ORDINANCE rescinding and repealing Ordinance No. 2455, and thereby reinstate the levy and collection throughout the boundaries of Sales Tax District No. 4 of the Parish of Lafourche, State of Louisiana (the "District"), of the one percent (1%) sales and use tax for solid waste collection and disposal purposes which was authorized to be levied by the voters voting in an election held within the District on September 27, 1986, and authorizing the executive officers of this Parish Council and the Parish President to take any and all action necessary to provide that the levy and collection of the full one percent (1%) sales and use tax for the aforesaid purposes shall be reinstated and be in effect on April 1, 2005.
(P. GOUAUX)
23. ORDINANCE accepting ownership of whatever rights the Louisiana Department of Transportation and Development may own in and to the aforesaid portion of **Louisiana Highways (Highway 1)** as a binding agreement between the State of Louisiana and Parish of Lafourche provided the Department of Transportation and Development complies with the conditions described herein and authorizing the Parish President to execute the instruments to transfer the aforesaid property once the conditions of this agreement are met.
(L. TOUPS)
24. ORDINANCE accepting ownership of whatever rights the Louisiana Department of Transportation and Development may own in and to the aforesaid portion of **Louisiana Highways (Highways 652, 653, 657, and 307)** as a binding agreement between the State of Louisiana and Parish of Lafourche provided the Department of Transportation and Development complies with the conditions described herein and authorizing the Parish President to execute the instruments to transfer the aforesaid property once the conditions of this agreement are met. (L. TOUPS)
25. ORDINANCE accepting ownership of whatever rights the Louisiana Department of Transportation and Development may own in and to the aforesaid portion of **Louisiana Highway 656 (known as Lake Long Drive)** as a binding agreement between the State of Louisiana and Parish of Lafourche provided the Department of Transportation and Development complies with the conditions described herein and authorizing the Parish President to execute the instruments to transfer the aforesaid property once the conditions of this agreement are met. (L. TOUPS)
26. ORDINANCE to provide for a supplemental appropriation for the 2004 Maintenance and Operations Budget for the Lafourche Parish Council as provided for by Article V of the Lafourche Parish Home Rule Charter. (L. TOUPS)

27. ORDINANCE authorizing the transfer of property belonging to the Lafourche Parish Council Head Start Program to the Terrebonne Parish Consolidated Government Head Start Program due to the separation of Lafourche and Terrebonne Head Start. (L. TOUPS)
28. ORDINANCE declaring property belonging to the Lafourche Parish Council Head Start Program as disposable property. (L. TOUPS)
- a) AMENDMENT - to include in the title and in Section 1, “...and other various departments of the....” (T. LASSEIGNE)
- b) AMENDMENT - to add items to the surplus list (new items are in bold on attachment) (T. LASSEIGNE)
29. ORDINANCE prohibiting loitering at the intersection of Romy Drive and Sixteenth Street, Nolan Toups Subdivision, Lockport, Louisiana; providing for penalties of violators; and authorizing the installation of the “No Loitering” signs. (P. GOUAUX)

Motion by _____, seconded by _____, to close the public hearing.

H. PROPOSED ORDINANCES:

30. PROPOSED ORDINANCE accepting into the parish system the subdivision known as the Highland Lakes Subdivision, Addendum No. 1, Ward 5, District 2. (M. DELATTE)
31. PROPOSED ORDINANCE accepting into the parish system the subdivision known as the Green Acres Subdivision, Phase II-A, Ward 4, District 6. (L. TOUPS)
32. PROPOSED ORDINANCE creating clerical positions in the Legislative Department and designating said clerical employees, excluding the Council Clerk and Internal Officer, as classified employees. (B. CALLAIS)
33. PROPOSED ORDINANCE providing for the incurring of debt and issuance of not exceeding \$15,000,000 of Road Bonds, Series 2005 of the Parish of Lafourche, prescribing the form, terms and conditions of the Bonds; designating the date, denomination and place of payment thereof in principal and interest; authorizing the agreement with the Paying Agent; authorizing an intergovernmental agreement or agreements between the Issuer and Road Sales Tax District Nos. 3, 5 and 6; providing for the acceptance of an offer for the purchase of the Bonds; and providing for other matters in connection with the issuance, sale and delivery of the Bonds. (T. LASSEIGNE)
34. PROPOSED ORDINANCE approving the issuance, sale and delivery of not exceeding \$375,000 of General Obligation Refunding Bonds, Series 2005, of Fire Protection District No. 1 of the Parish of Lafourche, and other matters relating thereto. (M. ATZENHOFFER)

35. PROPOSED ORDINANCE raising the annual salary of the Parish President to \$65,000 and according to the Home Rule Charter, said salary shall become effective upon the effective date of this ordinance. (M. ATZENHOFFER)

I. RESOLUTIONS:

36. RESOLUTION amending Resolution No. 04-207 as it pertains to approving a \$2,500,000 purchase agreement to secure the purchase of the Whitney Building to house the District Attorney's Office and a portion of the Lafourche Parish Sheriff's Office; and authorizing the Parish President to sign said agreement and remit a \$20,000 deposit due on January 15, 2005. (L. TOUPS)

37. RESOLUTION authorizing the Financial Institutions doing business with the Lafourche Parish Government to provide information pertaining to the financial accounts held by the Lafourche Parish Government and any and all component units to the following Finance Department employees: Shannon Chiasson, Finance Director; Chastity Himel, Accounting Manager; Renita Jackson, Accountant II; and Sonya Ockman, Accountant I; and authorizing the Finance Director and/or the Accounting Manager to sign, execute and administer transfers between accounts. (T. LASSEIGNE)

38. RESOLUTION approving the recommendation of the Administration to appoint Chris Boudreaux to replace Greg Serigny to the Lafourche Parish Communications District Board. (M. ATZENHOFFER)

39. RESOLUTION approving the Cooperative Endeavor Agreement between the Lafourche Parish Government and the Louisiana Technical College for the construction of the Lafourche Parish Animal Shelter Administration Facility/Building, as per the particulars described above; and authorizing the Parish President to sign, execute and administer said cooperative endeavor agreement and all relevant documents (T. LASSEIGNE)

40. RESOLUTION accepting a grant for \$224,000 (two \$112,000 payments) from the Lorio Foundation to fund the comprehensive preservation project for the historic courthouse in Thibodaux; and authorizing the Parish President to sign any and all pertinent documents. (T. LASSEIGNE)

41. RESOLUTION rescinding Resolution No. 04-213 and enacting a new resolution requesting the Administration to hire a building inspector to perform an inspection of the Whitney Building in anticipation of the buildings purchase to house both the District Attorney's Office and Offices of the Lafourche Parish Sheriff and further request the Administration to highly consider Gauthier's Home Inspection Service at a cost not to exceed \$7,500; and authorizing the Parish President to sign, execute, and administer this contract and all relevant documents. (M. ATZENHOFFER)

42. RESOLUTION approving an Intergovernmental Agreement between the Lafourche Parish District Attorney and the Lafourche Parish Government whereby parish government agrees to reimburse the District Attorney's Office for a portion of salaries and fringe benefits of its Investigators; and authorizing the Parish President to sign and implement said agreement. (M. ATZENHOFFER)
43. RESOLUTION requesting the Administration to begin the process at a structure located on East 57th Street and verify landowners and move forward with the process of demolishing said derelict structure. (B. CALLAIS)
44. RESOLUTION requesting the Administration to begin the process at a structure located on East 93rd Street and verify landowners and move forward with the process of demolishing said derelict structure. (B. CALLAIS)
45. RESOLUTION requesting the Administration to hire an engineer to overlay the road in Oakridge Park located in Ward 10, District 9 and further request the Administration to highly consider J. Wayne Plaisance at a cost not to exceed \$100,000; and authorizing the Parish President to sign, execute, and administer this contract and all relevant documents. (D. LORRAINE)
46. RESOLUTION moving the Tuesday, February 8, 2005 Lafourche Parish Council meeting to Thursday, February 10, 2005, due to February 8th being a holiday. (M. ATZENHOFFER)

J. MOTIONS:

47. MOTION granting/denying a variance on Addendum No. 7 to Danos Subdivision, Ward 3, District 5, from having to install a fire hydrant as required by the Lafourche Parish Subdivision Regulations due to the Board of Health not allowing any fire hydrants installed on a water line less than six inches. (See attached memo for Planning Commission's recommendation) (M. ATZENHOFFER)

K. DISCUSSIONS:

48. DISCUSSION concerning a status report from the Administration regarding the drainage of Mr. John Walls family property (behind the Forty Arpent Canal) into the parish system. (DEFERRED FROM 12-14-04 LPC MEETING)
49. DISCUSSION concerning a road priority list. (M. ATZENHOFFER)
50. DISCUSSION concerning the possibility of allowing Aegis and Associates to assist the Subdivision Regulation Subcommittee on the terms of professional services. (T. LASSEIGNE)

L. MONTHLY ENGINEERING REPORTS:

51. Presentation of planned, presently on going, recently completed or other projects by appropriate engineering firms engaged by the Parish.

M. LEGAL ADVISOR REPORT:

52. Motion to relinquish time to the Lafourche Parish Legal Advisor.

N. ADJOURNMENT:

On motion by _____, seconded by _____ and with no further business, the Lafourche Parish Council meeting of January 11, 2005 adjourned at _____.

**LAFOURCHE PARISH COUNCIL
JANUARY 11, 2004
TWO-THIRDS AGENDA**

RESOLUTION:

1. RESOLUTION requesting that all flags in Lafourche Parish fly half-mast in honor of the soldiers that have paid the ultimate sacrifice on January 6, 2005.
(M. ATZENHOFFER & B. CALLAIS)