

**PUBLIC NOTICE**

**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**  
**M E E T I N G   N O T I C E   A N D   A G E N D A**

**AGENDA FOR MEETING TO BE HELD:   Tuesday, February 23, 2010**

**PLACE:       Mathews Government Complex, 4876 Highway 1,  
              Mathews, Louisiana 70394**

**TIME:         5:00 P.M.**

**CALL TO ORDER: Mr. Daniel Lorraine, Chairman**

**ROLL CALL:**        Mr. Jerry Jones  
                          Mr. Michael Delatte  
                          Mr. Louis Richard  
                          Mr. Joseph "Joe" Fertitta  
                          Mr. Matt Matherne  
                          Mr. Lindel Toups, Vice-Chairman  
                          Mr. Phillip Gouaux  
                          Mr. Rodney Doucet  
                          Mr. Daniel Lorraine, Chairman  
                          Ms. Charlotte Randolph, Parish President

**INVOCATION:**       Mr. Jerry Jones

**PLEDGE OF ALLEGIANCE:**    Mr. Lindel Toups

\* \* \* \* \*

**NOTICE TO THE PUBLIC:** If you wish to address the Council, please complete the "Public Wishing to Address the Council" form located 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. MINUTES:**

1. **Motion to accept the minutes of the February 9, 2010 Regular Session.**

**B. PRESENTATIONS:**

2. **Lafourche Parish Fire Protection District No. 7 Board Chairman, Eugene LeBouef, to present an annual report.**
3. **Mr. Dwayne Bourgeois of North Lafourche Conservation Levee and Drainage District to present a report on the dragline as requested by Councilman Lindel Toups.**

**C. EXECUTIVE SESSION:**

Motion by \_\_\_\_\_, seconded by \_\_\_\_\_, to enter into **Executive Session** for the following:

4. **Case #89673 - Dianne McKenzie v LPG**  
(M. MATHERNE FOR ADMINISTRATION)

Motion by \_\_\_\_\_, seconded by \_\_\_\_\_, to reconvene the meeting.

Motion by \_\_\_\_\_, seconded by \_\_\_\_\_, to take any necessary action, if any, regarding the matters discussed in Executive Session.

**D. ADMINISTRATIVE REPORT(S):**

5. **Update from the Administration regarding the maintenance for Road Sales Tax District 2, more specifically the following: (1) LA 1 to West 225<sup>th</sup> Place to the power lines; (2) culverts and catch basins; (3) West 155 and 156<sup>th</sup> Streets, West 175<sup>th</sup> Street and the sidewalk off of Highway 308 of East 173<sup>rd</sup> and 174<sup>th</sup> Streets.** (D. LORRAINE)

**E. QUESTIONS FOR THE ADMINISTRATION:**

**F. ENGINEERS/ARCHITECTS REPORTS:**

**G. LEGAL ADVISOR REPORT:**

## H. ORDINANCES FOR DISCUSSION AND RATIFICATION:

6. ORDINANCE approving the Department of Public Works Director, the Parish President, or her designee to approve all land development for proper drainage in the Parish of Lafourche, State of Louisiana and authorizing the Parish President to sign, execute and administer any and all relevant documents. (P. GOUAUX FOR ADMINISTRATION) (DEFERRED AT THE 1-12-10 & 02-09-10 LPC MEETINGS)

a. Amendment(s):

- ~Deleting Director, the Parish President, or her designee
- ~ Section 2. adding **All**
- ~Section 3. deleting 25' (twenty-five foot) and adding **15' (fifteen foot)**
- ~ Section 4. deleting Permanent and deleting The markers are not to be removed.
- ~Section 5. adding **culverts**
- ~Section 7. adding **and assessed a fine of \$1,000.00 for the first offense and \$5,000.00 fine for any and all additional violations.**

7. ORDINANCE **approving** the attached **servitude agreement named the Access and Authorization to Perform Work Agreement, between Arlen B. Cenac, Jr., and the Lafourche Parish Council**; and authorizing the Parish President to sign, execute and administer said agreement.

(P. GOUAUX FOR ADMINISTRATION)  
(PULLED AT THE 10-13-09 LPC MEETING) (DEFERRED AT THE 02-09-10 LPC MEETING)

a. Amendment:

Deleting Number 6 (presently in the contract):

~~6. As additional consideration for Cenac allowing Lafourche to perform the work described herein, Lafourche agrees that it will not object now or in the future to (i) the dedication to public use of that portion of Highway 654 from Company Canal extending to the plantation home on Golden Ranch Plantation located on Cenac Property, and (ii) the dedication to public use of the "Post Office Road", or any other road previously claimed by Lafourche, located on Cenac Property. Lafourche acknowledges that the road known as "Church Road" located on Cenac Property is a private road and has not been improved and/or maintained by Lafourche.~~

And replacing it with:

**6. Drainage work shall be performed for the people of Lafourche as outlined in this agreement; however, no de-dedications of any roads shall take place until a determination has been made by the Attorney General.**

8. **ORDINANCE to require that all development of subdivisions in Lafourche Parish shall require the developer to conduct a full Engineering study of the drainage impact to the Parish's drainage system in which this development will drain.** (P. GOUAUX)  
(DEFERRED AT THE 02-09-10 LPC MEETING)

**I. PUBLIC HEARING AND ORDINANCES FOR RATIFICATION:**

Motion by \_\_\_\_\_, seconded by \_\_\_\_\_, to open the public hearing.

9. **ORDINANCE establishing a "3-Way Stop" at the three intersections of West 11<sup>th</sup> Street (from LA1 to 3235 to the back road), Ward (10), District (8), Parish of Lafourche, State of Louisiana; installing the necessary "3-Way Stop" signs; and providing for penalties for the violations thereof.** (R. DOUCET)
10. **ORDINANCE approving a variance for Expert Riser Solutions, LLC from FEMA and Parish Elevation Requirements at 274 N J Theriot Road, Golden Meadow; and authorizing the Parish President to sign, execute and administer said agreement and any and all relevant documents.** (R. DOUCET FOR ADMINISTRATION)
11. **ORDINANCE approving the attached servitude agreement between Jacob J. Guidry and the Lafourche Parish Council; and authorizing the Parish President to sign, execute and administer said agreement.** (P. GOUAUX FOR ADMINISTRATION)
12. **ORDINANCE amending Ordinance No. 4682 that re-enacted Section 10:102, (A), "Wastewater User Fees" of Sub-Chapter "B" of Chapter 10 of the Code of Ordinances of the Lafourche Parish Council to increase the wastewater user fees for public wastewater systems in the Parish of Lafourche, State of Louisiana.** (J. FERTITTA FOR ADMINISTRATION)

Motion by \_\_\_\_\_ seconded by \_\_\_\_\_ to close the public hearing.

**J. PROPOSED ORDINANCES:**

13. **PROPOSED ORDINANCE requiring that all resolutions being brought up from the floor at Council meetings shall require a unanimous vote before the resolution can be spoken on.** (J. FERTITTA)

14. PROPOSED ORDINANCE to **accept** the **subdivision known as the David Gaspard Subdivision** into the Parish system. (R. DOUCET FOR ADMINISTRATION)
15. PROPOSED ORDINANCE to **accept** the **subdivision known as the Larry Louviere Subdivision & Lot Extension** into the Parish system.  
(R. DOUCET FOR ADMINISTRATION)
16. PROPOSED ORDINANCE to **accept** the **subdivision known as the Re-Divisions in the Clifton Remont and Eight Others Subdivision as well as a New Division Designated as the Tilman J. Griffin, Sr. Subdivision** into the Parish system. (R. DOUCET FOR ADMINISTRATION)
17. PROPOSED ORDINANCE to **accept** the **subdivision known as Kleinpeter Estates Subdivision, Phase 2** into the Parish system.  
(J. FERTITTA FOR ADMINISTRATION)
18. PROPOSED ORDINANCE to **accept** the **subdivision known as the Gerald Douget Subdivision** into the Parish system. (L. TOUPS FOR ADMINISTRATION)
19. PROPOSED ORDINANCE **approving** the attached **servitude agreement** between **Chackbay Volunteer Fire Department, Inc.**, herein **represented by its President Travis Brown** and the **Lafourche Parish Government**; and authorizing the Parish President to sign, execute and administer said agreement. (M. DELATTE FOR ADMINISTRATION)
20. PROPOSED ORDINANCE **approving** the attached **temporary servitude agreement** between **Byron E. Talbot, represented by Daryl Talbot** and the **Lafourche Parish Government**; and authorizing the Parish President to sign, execute and administer said agreement. (J. FERTITTA FOR ADMINISTRATION)
21. PROPOSED ORDINANCE **approving** the attached **servitude agreement** between **Eugene and Myriel Chiasson** and the **Lafourche Parish Government**; and authorizing the Parish President to sign, execute and administer said agreement. (R. DOUCET FOR ADMINISTRATION)

**K. RESOLUTIONS:**

22. RESOLUTION **requesting** the **Louisiana Department of Transportation and Development (LADOTD)** to **clean out the culverts under LA 1 at the corner of 110 Danos Street and Highway 1**. (M. MATHERNE)
23. RESOLUTION **requesting** the **Administration** to **hire South Central Planning** to **assess the current Code of Ordinances** and make **recommendations to the Council** on any **changes**. (P. GOUAUX)

24. RESOLUTION to **hire Frank Morris of Tri-State Consultants**, a construction and code consulting company, **to represent Lafourche Parish as Chief Building Official** and authorizing the Parish President to sign, execute and administer an agreement and any and all relevant documents. (J. FERTITTA FOR ADMINISTRATION)
25. RESOLUTION **accepting the proposal of Philip Reclamation Services, Houston, Inc. for contractor services relative to the Household Hazardous Material Collection Project** and authorizing the Parish President to sign, execute and administer said contract and any and all relevant documents and amendments. (L. TOUPS FOR ADMINISTRATION)
26. RESOLUTION **approving the purchase of culverts and bands for Laurel Valley Project from Allemand's Culverts, LLC in the amount of \$15,672.50** and authorizing the Parish President to sign, execute and administer any and all relevant documents. (M. DELATTE FOR ADMINISTRATION)
27. RESOLUTION **approving amendments to the Cooperative Endeavor Agreement** between the **Lafourche Parish Government** and the **South Lafourche Levee District** for **funding of the Northwest Little Lake Marsh Creation and Enhancement Coastal Impact Assistance Plan (CIAP) Project**; and authorizing the Parish President to sign, execute and administer said agreement and amendments. (R. DOUCET FOR ADMINISTRATION)

**L. PUBLIC WISHING TO ADDRESS THE COUNCIL**

**M. DISCUSSION:**

28. DISCUSSION **regarding the garbage accumulation** at the **Mathews Government Complex**, specifically in the **Council area**. (D. LORRAINE)

**N. ADJOURNMENT:**

On motion by \_\_\_\_\_ seconded by \_\_\_\_\_, and with no further business, the Lafourche Parish Council meeting of **February 23, 2010** adjourned at \_\_\_\_\_.