

PUBLIC NOTICE

L A F O U R C H E P A R I S H C O U N C I L

GOVERNING AUTHORITY

MEETING NOTICE AND AGENDA

AGENDA FOR MEETING TO BE HELD: Tuesday, March 13, 2007

**PLACE: Lafourche Parish Council Barrios Center, 1612 Highway 182,
Suite 100, Raceland, Louisiana**

TIME: 6:00 p.m.

CALL TO ORDER: Dr. Tommy Lasseigne, Chairman

ROLL CALL: Mr. Tyrone Williams
Mr. Michael Delatte
Mr. Michael Matherne
Dr. Tommy Lasseigne, Chairman
Mr. Mark Atzenhoffer
Mr. Lindel Toups
Mr. Phillip Gouaux
Mr. Brent Callais
Mr. Daniel Lorraine, Vice-Chair
Ms. Charlotte Randolph, Parish President

INVOCATION: Mr. Michael Delatte

PLEDGE OF ALLEGIANCE: Mr. Phillip Gouaux

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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. APPROVAL OF MINUTES:

1. Motion to accept the minutes of the **February 27, 2007 Regular Session**.

B. MOTIONS:

2. MOTION to **remove the Council Chairman, Dr. Tommy Lasseigne**, immediately from his seat, due to his unprofessional conduct and lack of cooperation with the Administration.
(P. GOUAUX)
3. MOTION to **elect a new Council Chairman**. (P. GOUAUX)

C. PUBLIC WISHING TO ADDRESS THE COUNCIL:

D. EXECUTIVE SESSION:

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

4. Pursuant to the provisions of Louisiana Revised Statutes 42:6.1(A)(2), prospective litigation after formal written demand – **C-Port 2, LLC, et al VS Lafourche Parish, et al**.

Motion by _____, seconded by _____, to reconvene the meeting and take any necessary action.

E. PRESENTATIONS:

5. Mr. Danny Mayet, with **Recreation District No. 2**, to give his annual presentation.
6. Mr. Van Matherne and Ms. Wanda Lecompte, with **Bayou Blue Fire Protection District**, to give their annual presentation.
7. Ms. Katie Zeringue, with **Lafourche Communications District**, to give her annual report.

F. ADMINISTRATIVE REPORT(S):

8. Presentation of WOW candidates and the **Employee of the Month for February 2007**.
9. Update regarding **generators for Fire Districts**. (T. LASSEIGNE)
10. Update regarding the **South Lafourche Library Coffee Shop**. (D. LORRAINE)
11. Update regarding **Farm to Market Road**. (L. TOUPS)
12. Update regarding the **Mathews Canal**. (L. TOUPS)
13. Update regarding the **White Plantation**. (M. DELATTE)
14. Update regarding the **Lefort Bypass Road**. (T. LASSEIGNE)

15. Report regarding pending **information requested at February 27, 2007** LPC Meeting.

G. ENGINEERS/ARCHITECTS REPORT:

16. Update from **Cheremie - Whitney** regarding the **Raceland Agricultural Center**.
(M. ATZENHOFFER)

H. LEGAL ADVISOR REPORT:

I. ORDINANCES FOR DISCUSSION AND RATIFICATION:

(PUBLIC HEARING WAS HELD AT THE 02-13-07 AND 02-27-07 LPC MEETINGS)

17. ORDINANCE amending **Chapter 25, Sub-Chapter "A," Streets and Roads adding Section 25:2** to recognize **Public Rights over Existing Streets and Right-of-Ways in the Parish System**. (M. DELATTE, M. ATZENHOFFER, AND B. CALLAIS FOR ADMINISTRATION)
(DEFERRED AT THE 01-23-07 AND 02-13-07 LPC MEETINGS)

18. ORDINANCE **accepting into the Parish system the subdivision known as The Sugar Ridge West Subdivision, Addendum No. 5, Phase "A"** into the Parish system.
(M. DELATTE FOR ADMINISTRATION) (DEFERRED FROM THE 02-13-07 LPC MEETING)

J. PUBLIC HEARING & ORDINANCES FOR RATIFICATION:

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

19. ORDINANCE providing a **Variance** from the **Lafourche Parish Subdivision Regulations on LA Tour Subdivision, Phase 1 (Ward 8 District 6) as recommended** by the Lafourche Parish Planning Commission at their January 25, 2007, meeting; from having to install cross streets. (L. TOUPS FOR ADMINISTRATION)

20. ORDINANCE providing a **Variance** from the **Lafourche Parish Subdivision Regulations on LA Tour Subdivision, Phase 1 (Ward 8 District 6) as recommended** by the Lafourche Parish Planning Commission at their January 25, 2007, meeting; for developing 140 lots in Phase 1. (L. TOUPS FOR ADMINISTRATION)

21. ORDINANCE approving the **Servitude Agreement** between **Tate Anthony Maxwell and Casey Foret Maxwell** and the Lafourche Parish Council; and authorizing the Parish President to sign, execute and administer said agreement. (M. ATZENHOFFER FOR ADMINISTRATION)

22. ORDINANCE providing for a **Supplemental Appropriation** for the **Lafourche Parish 2007 Operating, Maintenance and Capital Budget** as provided for by **Article VI of the Lafourche Parish Home Rule Charter**. (M. ATZENHOFFER FOR ADMINISTRATION)

23. ORDINANCE establishing a **Twenty (20) miles per hour Speed Limit, a Load Limit of Ten (10) tons, and “Light Traffic Only” on Brocato Street** located in Raceland, Ward (7), District (6), Parish of Lafourche, State of Louisiana; providing for the placement of Speed Limit, “Load Limit”, and “Light Traffic Only” signs; and providing penalties for the violations thereof. (L. TOUPS)
24. ORDINANCE establishing a **Twenty (20) miles per hour Speed Limit, a Load Limit of Ten (10) tons, and “Light Traffic Only” on Williams Street** located in Raceland, Ward (7), District (6), Parish of Lafourche, State of Louisiana; providing for the placement of Speed Limit, “Load Limit”, and “Light Traffic Only” signs; and providing penalties for the violations thereof. (L. TOUPS)
25. ORDINANCE establishing a **Twenty (20) miles per hour Speed Limit, a Load Limit of Ten (10) tons, and “Light Traffic Only” on Triple Oaks Street** located in Raceland, Ward (7), District (6), Parish of Lafourche, State of Louisiana; providing for the placement of Speed Limit, “Load Limit”, and “Light Traffic Only” signs; and providing penalties for the violations thereof. (L. TOUPS)
26. ORDINANCE establishing a **Fifteen (15) miles per hour Speed Limit, a Load Limit of Ten (10) tons, and “Light Traffic Only” on Queen Street, Easy Street, and Samuel Tilden Street** located in Raceland, Ward (7), District (6), Parish of Lafourche, State of Louisiana; providing for the placement of Speed Limit, “Load Limit”, and “Light Traffic Only” signs; and providing penalties for the violations thereof. (L. TOUPS)
27. ORDINANCE establishing a **“No Parking-Fire Lane” on West 196th Street in Golden Meadow** for its **entire length on the north side, and a “No Parking-Fire Lane” for its entire length on the south side**, Ward (10), District (9), of Lafourche Parish, State of Louisiana; installing the necessary “No parking-Fire Lane” signs; and providing for penalties for violations thereof. (D. LORRAINE)
28. ORDINANCE amending **Section 25:101 of Sub-Chapter “B” of Chapter 25 of the Code of Ordinances** that created a **Permit Process and Parish Policy for the installation of culverts, catch basins and or bridges on private property in public right of ways, including along state highways.** (T. LASSEIGNE)

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

K. PROPOSED ORDINANCES:

29. PROPOSED ORDINANCE amending Ordinances 3790 and 3998 to creating **Section 5:99 and amending Sections 100-110, and adding Sections 111-121 of Chapter 5, Sub-Chapter B of the Lafourche Parish Code of Ordinance** relative to the Lafourche Parish Building Code and Permit Schedule. (M. ATZENHOFFER)

30. PROPOSED ORDINANCE accepting the Subdivision known as **The Redivision of Lot 14 Bayou Bend South Subdivision of Property belonging to Henry & Christie Scott III** into the parish system. (M. ATZENHOFFER FOR ADMINISTRATION)
31. PROPOSED ORDINANCE accepting the Subdivision known as **The Redivision of Tract 2 of the Estate of Sidney Joseph Himel or Assigns** into the parish system. (M. ATZENHOFFER FOR ADMINISTRATION)
32. PROPOSED ORDINANCE accepting the Subdivision known as the **Division of a Tract belonging to Dennis Boudreaux, Eugenie L. Boudreaux, Jody Detillier and Tina Detillier into Lot Extension A and Lot Extension B** into the parish system. (P. GOUAUX FOR ADMINISTRATION)
33. PROPOSED ORDINANCE accepting the Subdivision known as the **Angelette Estate Subdivision** into the parish system. (P. GOUAUX FOR ADMINISTRATION)
34. PROPOSED ORDINANCE accepting the Subdivision known as the **Lisa Arcement Zeringue Lot 1 Subdivision** into the parish system. (L. TOUPS FOR ADMINISTRATION)
35. PROPOSED ORDINANCE accepting the Subdivision known as the **Subdivision of Tract 1-A of the Eugene Chiasson Subdivision** into the Parish System. (D. LORRAINE FOR ADMINISTRATION)
36. PROPOSED ORDINANCE accepting the Subdivision known as the **Blue Ridge Pointe Subdivision, Phase "E"** into the Parish System. (T. LASSEIGNE FOR ADMINISTRATION)
37. PROPOSED ORDINANCE accepting the Subdivision known as the **Cumberland Estates, Addendum No. 1** into the Parish System. (T. LASSEIGNE FOR ADMINISTRATION)
38. PROPOSED ORDINANCE accepting the Subdivision known as the **The Division of 24.655 Acres Being Tract A Belonging to Dr. Clay E. Pierce, DVM into Tract A-1 & A-2** into the Parish System. (T. LASSEIGNE FOR ADMINISTRATION)
39. PROPOSED ORDINANCE authorizing an **Act of Sale by the Lafourche Parish Council to sell property situated along the Bayou Lafourche Bridge at Mathews, Route LA 634, situated in Sections 7 & 24, T16S-R19E** as described in a **Declaration of Abandonment (Highway 1 – Old Mathews Bridge Batture Property) Raceland, Louisiana**; to authorize the Parish President to sign all necessary documents related to said sale; and to provide certified copies to all parties. (P. GOUAUX FOR ADMINISTRATION)
40. PROPOSED ORDINANCE accepting the **Hurricane Rita Surge Inundation and Advisory Base Flood Elevation Maps** as issued by FEMA as the parish's official flood elevation reference as they pertain to the unincorporated areas of Lafourche Parish. (M. MATHERNE)
- a) **AMENDMENT** - to add the verbiage **the Louisiana Recovery Authority has mandated that.** (M. ATZENHOFFER)

b) **AMENDMENT** - to add the verbiage Permits issued **and subdivisions accepted** prior to the effective date of this ordinance shall be governed by the old flood elevation references. **Additionally Lafourche Parish Permit Office, contractors and developers shall be required to provide both old flood elevation references and currently accepted flood elevation references to homeowners.** (M. ATZENHOFFER)

c) **AMENDMENT** - to change the verbiage ~~as they pertain to the unincorporated areas of~~ **upon acceptance of all incorporated areas of.** (M. ATZENHOFFER)

41. PROPOSED ORDINANCE amending **Ordinance no. 3965 declaring that (1) 1997 Pontiac Grand Am (Vin Number 1G2NE52M7YM544892) shall not be declared surplus property;** and that **(1) 1993 Corsica (Vin Number 1G1IT5341PY202446) shall instead be declared surplus property.** (M. MATHERNE FOR ADMINISTRATION)

42. PROPOSED ORDINANCE establishing a **Load Limit of three (3) Tons on the Cote Blanche Bridge, Ward 10, District 9 of Lafourche Parish, State of Louisiana; requiring the placement of "Load Limit" signs;** and providing for penalties for violations thereof. (B. CALLAIS)

L. RESOLUTIONS:

43. RESOLUTION approving a **Cooperative Endeavor Agreement with South Central Planning and Development Commission** for the implementation of the **Louisiana State Uniform Building Codes** complying with **Act 12 of the Louisiana Legislature;** and authorizing the Parish President to sign, execute and administer associated documents. (M. ATZENHOFFER FOR ADMINISTRATION) (A NEW ATTACHMENT WILL BE AVAILABLE AT THE MEETING)

44. RESOLUTION accepting and approving an **Agreement with the Louisiana Department of Natural Resources** to provide assistance and funding for the **Permit Acquisition, Engineering and/or Construction of a Saltwater Control Structure on Bayou Lafourche between Larose and Valentine;** and authorizing the Parish President to sign, execute and oversee said contract and associated documents and amendments. (M. ATZENHOFFER FOR ADMINISTRATION)

45. RESOLUTION approving a **Cooperative Endeavor Agreement** between the **Lafourche Parish Government (Parish) and the Bayou Civic Club to provide 50% of funding for the Resealing and Grouting of the Larose Civic Center, not to exceed \$80,000.00;** and authorizing the Parish President to sign, execute and administer said agreement(s). (P. GOUAUX FOR ADMINISTRATION)

46. RESOLUTION accepting the low bid of **Barriere Construction Co., LLC. in the amount of Six Hundred Nineteen Thousand Eight Hundred Ninety Six and 00/xx dollars (\$619,896.00) for Road and Drainage improvements in Road Sales Tax District 3 – Project 3F;** and authorizing the Parish President to sign, execute and administer associated documents. (M. ATZENHOFFER FOR ADMINISTRATION)

47. RESOLUTION requesting the **Attorney General to authorize Lafourche Parish Government (Parish) to hire an Attorney and/or their Law Firm** when necessary to perform any and all **legal defense services for Parish Government at a rate of \$125.00 per hour.** (M. MATHERNE FOR ADMINISTRATION)
48. RESOLUTION approving a **Cooperative Endeavor Agreement between the Lafourche Parish Government (Parish) and Restore or Retreat, Inc.** to provide **funding for the operations of the organization;** and authorizing the Parish President to sign, execute and administer said agreement(s). (B. CALLAIS FOR ADMINISTRATION)
49. RESOLUTION requesting the **Lafourche Parish Water District No. 1 to evaluate and prioritize the water lines on Ledet Dr. and Constant Dr.** Located off of Louisiana Highway 1 in Thibodaux, and make any proposals/recommendations to the Lafourche Parish Council. (T. LASSEIGNE)
50. RESOLUTION authorizing the firm of **Joseph B. Caillouet Architects, JBC/AIA,** notice to proceed with the phases of **Schematic Design, Design Development, Construction Documents, and Bidding and/or Negotiation for the Thibodaux Library Project** and that **total construction and design fees not exceed 3.1 million dollars;** and authorize the Parish President to sign any and all necessary documents. (T. LASSEIGNE FOR ADMINISTRATION)
51. RESOLUTION authorizing **Natural Resource Professionals, LLC** to provide Lafourche Parish Government (Parish) with **Section 404 permitting assistance for Choupic Levee at a rate of \$65 per hour, not to exceed \$7,000.00** and authorizing the Parish President to sign execute and administer said relevant documents. (M. DELATTE FOR ADMINISTRATION)
52. RESOLUTION requesting the **North Lafourche Levee District to dig the Twenty-Eight (28) Arpent Canal** at the end of **Constant Drive and Ledet Drive,** Ward (2), District (4), Parish of Lafourche, State of Louisiana; in a North and South direction. (T. LASSEIGNE)
53. RESOLUTION appointing five **(5) commissioners to the Lafourche Parish Sewerage District No. 7** board.. (T. LASSEIGNE FOR ADMINISTRATION)
54. RESOLUTION appointing one **(1) member to the City of Thibodaux Recreation Board.** (M. MATHERNE FOR ADMINISTRATION)
55. RESOLUTION appointing one **(1) commissioner to the Lafourche Parish Planning Commission.** (B. CALLAIS FOR ADMINISTRATION)
56. RESOLUTION appointing two **(2) commissioners to the Bayou Blue Fire Protection District** of the Parishes of Terrebonne and Lafourche. (M. ATZENHOFFER FOR ADMINISTRATION)

57. RESOLUTION accepting the **low bid** of in the amount of **one hundred nine thousand three hundred fourteen dollars and eighty cents (\$109,314.80)** for **Ward 6 Walking Trail**, and authorizing the Parish President to sign, execute and administer associated documents. (M. DELATTE FOR ADMINISTRATION)

58. RESOLUTION **amending a contract with Shaw Coastal, Inc. for professional Engineering services** for the Bayou Lafourche Saltwater control structure; and authorizing the Parish President to sign, execute and administer said Contract, associated documents and amendment(s). (M. ATZENHOFFER FOR ADMINISTRATION)

M. DISCUSSIONS:

** NOTE The **Home Rule Charter** and **Proposed Charter Changes** are attached for reference.

59. DISCUSSION concerning **Home Rule Charter changes**. (D. LORRAINE)

a) Specifically All or Nothing. (M. ATZENHOFFER)

b) How the ballot will look. (M. ATZENHOFFER)

60. DISCUSSION regarding **Road Sales Tax District No. 2, Phase 4C**. (D. LORRAINE)

N. ADJOURNMENT:

On motion by _____, seconded by _____ and with no further business, the Lafourche Parish Council meeting of **March 13, 2007 adjourned** at _____.