

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 27, 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. Mark Atzenhoffer

PLEDGE OF ALLEGIANCE: Mr. Lindel Toups

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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 **March 13, 2007 Regular Session.**
2. Motion to accept the minutes of the **March 20, 2007 Special Session.** (IF AVAILABLE)

B. PROCLAMATIONS:

3. PROCLAMATION declaring April 15 - 21, 2007 **National Library Week.** (M. MATHERNE)

C. PUBLIC WISHING TO ADDRESS THE COUNCIL:

D. PRESENTATIONS:

4. Mr. Leonard St. Pierre, with **Hospital Service District No. 2,** to give his annual report.

E. ADMINISTRATIVE REPORT(S):

5. **Mrs. Pat Matherne,** with Planning Commission, to discuss a **draw on an Irrevocable Standby Letter of Credit.**
6. **Ms. Shannon Chiasson** to present a Finance Report.
7. DISCUSSION regarding the proposed **changing of cellular phone carriers.** (C. CUROLE)

F. ENGINEERS/ARCHITECTS REPORT:

8. Reports from **JBC/AIA** regarding the Library Projects. (M. ATZENHOFFER)

G. LEGAL ADVISOR REPORT:

H. ORDINANCES FOR DISCUSSION AND RATIFICATION:

(PUBLIC HEARING WAS HELD AT THE 02-13-07, 02-27-07, AND 03-13-07 LPC MEETINGS)

9. ORDINANCE **amending and reenacting Section 4:24 of Sub-Chapter "A" of Chapter 4** of the Lafourche Parish Code of Ordinances as it pertains to the **Standard Operating Procedures of the Lafourche Parish Animal Shelter.**
(P. GOUAUX FOR ADMINISTRATION) (DEFERRED FROM THE 02-27-07 LPC MEETING)
10. 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)
11. 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, 02-27-07, AND 03-13-07 LPC MEETINGS)

12. 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) (DEFERRED FROM THE 03-13-07 LPC MEETING)

I. PUBLIC HEARING & ORDINANCES FOR RATIFICATION:

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

13. 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)
14. 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)
15. 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)
16. 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)
17. ORDINANCE accepting the Subdivision known as the **Angelette Estate Subdivision** into the parish system. (P. GOUAUX FOR ADMINISTRATION)
18. ORDINANCE accepting the Subdivision known as the **Lisa Arcement Zeringue Lot 1 Subdivision** into the parish system. (L. TOUPS FOR ADMINISTRATION)
19. 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)
20. ORDINANCE accepting the Subdivision known as the **Blue Ridge Pointe Subdivision, Phase “E”** into the Parish System. (T. LASSEIGNE FOR ADMINISTRATION)
21. ORDINANCE accepting the Subdivision known as the **Cumberland Estates, Addendum No. 1** into the Parish System. (T. LASSEIGNE FOR ADMINISTRATION)
22. 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)

23. 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)
24. 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)
25. 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)
26. ORDINANCE establishing a **Load Limit of three (3) Tons on the Cote Blanche Bridge, Ward 10, District 8 of Lafourche Parish, State of Louisiana; requiring the placement of "Load Limit" signs**; and providing for penalties for violations thereof. (B. CALLAIS)
27. ORDINANCE approving the **Servitude Agreement between Clarence Hebert and the Lafourche Parish Council**; and authorizing the Parish President to sign, execute and administer said agreement. (M. ATZENHOFFER FOR ADMINISTRATION)

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

J. PROPOSED ORDINANCES:

28. PROPOSED ORDINANCE approving the **Servitude Agreement between DME Holdings LLC and the Lafourche Parish Council**; and authorizing the Parish President to sign, execute and administer said agreement. (D. LORRAINE FOR ADMINISTRATION)

29. PROPOSED ORDINANCE approving an **agreement with Shell Pipeline Company, LP allowing Lafourche Parish Government, Department of Public Works to dredge the forty arpent canal near their pipeline**; and authorizing the Parish President to sign, execute and administer said agreement. (P. GOUAUX FOR ADMINISTRATION)
30. PROPOSED ORDINANCE providing a **Variance from the Lafourche Parish Subdivision Regulations at Paradise Cove, Addendum No. 1 Subdivision**, Ward (11), District (4) as recommended by the Lafourche Parish Planning Commission at their February 26, 2007 meeting. (T. LASSEIGNE FOR ADMINISTRATION)
31. PROPOSED ORDINANCE to provide for **2007 Supplemental Appropriation Number Two (2) for salary adjustments of Parish employees within the Lafourche Parish 2007 Operation and Maintenance Budget** as provided for by **Article VI of the Lafourche Parish Home Rule Charter**. (M. ATZENHOFFER FOR ADMINISTRATION)
32. PROPOSED ORDINANCE to provide for **2007 Supplemental Appropriation Number Three (3) for adjustments within the 2007 Operations and Maintenance Budget** to address **insurance liability allocations and within the 2007 Capital Budget** to address **new needs and project overages** as provided for by **Article VI of the Lafourche Parish Home Rule Charter**. (M. ATZENHOFFER FOR ADMINISTRATION)
33. PROPOSED ORDINANCE approving the revised **Lafourche Parish Government Policies and Procedures Manual**. (M. ATZENHOFFER FOR ADMINISTRATION)
34. PROPOSED ORDINANCE amending and re-enacting **Sections 15:82(A)(1) and (E) of Sub-Chapter "E" of Chapter 15 of the Lafourche Parish Code of Ordinances** relative to **barriers across man-made canals and natural waterways**; permitting requirements. (P. GOUAUX)
35. PROPOSED ORDINANCE establishing a **Ten (10) miles per hour speed limit on East 129th Street**, Ward (10), District (9), Parish of Lafourche, State of Louisiana; providing for the placement of **"Speed Limit", "Speed Checked by Radar", and "Children at Play" Signs**; and providing penalties for the violations thereof. (D. LORRAINE)

K. RESOLUTIONS:

36. RESOLUTION approving a **Contract between Casualty Actuarial Consultants, Inc. and Lafourche Parish Government**; and authorizing the Parish President to sign, execute and administer said contract. (M. ATZENHOFFER FOR ADMINISTRATION)
37. RESOLUTION approving an **Agreement for Professional Services between Duplantis Design Group, LLC and Lafourche Parish to Engineer Lefort By-Pass in Road Sales Tax District 5**; and authorizing the Parish President to sign, execute and administer said contract. (T. LASSEIGNE FOR ADMINISTRATION)

38. RESOLUTION authorizing the Parish President to **remove the Larose Civic Center Remortaring Project from the Project Lists** within the Lafourche Parish 2007 Capital Budget and **approving a Transfer of Appropriation back to the Recreation Fund (Account 110) to fund the project as a Grant.** (P. GOUAUX FOR ADMINISTRATION)
39. RESOLUTION approving a **Cooperative Endeavor Agreement between the Lafourche Parish Government and the Bayou Civic Club** to provide **funding for the resealing and grouting of the Larose Civic Center, not to exceed eighty thousand and 00/xx (\$80,000.00)**; and authorizing the Parish President to sign, execute and administer said agreement(s). (P. GOUAUX FOR ADMINISTRATION)
40. RESOLUTION approving **Memorandum of Understanding** between **Lafourche Parish Government** and **St. Anne Catholic Church** regarding the use of facilities, in a time of **emergency.** (M. ATZENHOFFER FOR ADMINISTRATION)
41. RESOLUTION approving an **Agreement for Professional Services between Gossen-Holloway & Associates and Lafourche Parish** to provide **Architectural and Project Management Services for the construction of two buildings at the Lafourche Parish Detention Center site** for the purpose of **housing additional inmates**; and authorizing the Parish President to sign, execute and administer said contract.
(M. MATHERNE FOR ADMINISTRATION)
42. RESOLUTION authorizing the Parish President to **remove the Emergency Generators for Fire Districts Project from the Project Lists within the Lafourche Parish 2007 Capital Budget** and approving a **Transfer of Appropriation back to the Building and Maintenance Fund (Account 102) to fund the project as a Grant.** (T. WILLIAMS, M. DELATTE, M. MATHERNE, T. LASSEIGNE, M. ATZENHOFFER, L. TOUPS, AND P. GOUAUX FOR ADMINISTRATION)
43. RESOLUTION approving a **Cooperative Endeavor Agreement** between the **Lafourche Parish Government and Lafourche Parish Fire Districts** and authorizing the Parish President to sign, execute and administer said agreement(s). (T. WILLIAMS, M. DELATTE, M. MATHERNE, T. LASSEIGNE, M. ATZENHOFFER, L. TOUPS, AND P. GOUAUX FOR ADMINISTRATION)
44. 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)
45. RESOLUTION requesting the **Louisiana Department of Transportation and Development (LADOTD)** to **install a 4-way stop traffic control device at the intersection of Louisiana Highway 648 (Percy Brown Road), Ardoyne Street and Holiday Street in Thibodaux, Ward (2), District (4) of Lafourche Parish, State of Louisiana.** (T. LASSEIGNE)

46. RESOLUTION requesting the **Daily Comet** be removed as the **Official Journal** for Lafourche Parish. (M. ATZENHOFFER)
47. RESOLUTION offering a **counter offer to US Flood Control Corp regarding the water inflatable flood protection devices used during Hurricane Rita** and if the offer is rejected, the **district attorney is requested to cease all further negotiations with US Flood Control Corp.** (M. ATZENHOFFER)
48. RESOLUTION requesting an **opinion from the Lafourche Parish District Attorney** to determine whether or not the **Lafourche Parish Council can establish both sides of a public street as a Fire Lane.** (D. LORRAINE)
49. RESOLUTION requesting an **opinion from the Lafourche Parish District Attorney** to determine whether or not the **Lafourche Parish Council is prohibited by State Law from changing the current Litter Laws** to impose a **Monetary Penalty of three hundred dollars (\$300) for 1st offense and three hundred dollars (\$300) plus forty (40) hours of community service for 2nd offense;** and whether or not the change is enforceable as written. (P. GOUAUX)
50. RESOLUTION reappointing **One (1) Commissioner** to the Lafourche Parish Fire **Protection District No. 2 board.** (P. GOUAUX AND L. TOUPS FOR ADMINISTRATION)
- 51 RESOLUTION reappointing **One (1) Commissioner** to the Lafourche Parish Fire **Protection District No. 4 board.** (T. LASSEIGNE FOR ADMINISTRATION)
52. RESOLUTION reappointing **Two (2) Commissioner** to the Lafourche Parish Fire **Protection District No. 9 board.** (L. TOUPS FOR ADMINISTRATION)

L. DISCUSSIONS:

M. ADJOURNMENT:

On motion by _____, seconded by _____ and with no further business, the Lafourche Parish Council meeting of **March 27, 2007 adjourned** at _____.