

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, August 12, 2008

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

TIME: 5:00 p.m.

CALL TO ORDER: Mr. Michael Delatte, Chairman

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

INVOCATION: Mr. Rodney Doucet

PLEDGE OF ALLEGIANCE: Mr. Lindel Toups

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NOTICE TO THE PUBLIC: If you wish to address the Council, please complete the **blue** form entitled "Public Wishing to Address the Council" **First Session** 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.

If you wish to address the Council once the meeting has begun, please fill out the **green** form located at the back of the meeting room and place it in the slot labeled "Public Wishing to Address the Council" **Second Session**.

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 **July 22, 2008 Regular Session**.

B. PROCLAMATION:

2. **Parish President Charlotte A. Randolph** and the **Lafourche Parish Council** unite to honor and pay tribute to our fallen hero, **Staff Sergeant Danny P. Dupre**.

C. PRESENTATIONS:

3. **Stagni and Company** to present the **2007 Lafourche Parish Council Financial Audit**.
4. **Ms. Gail M. Jenkins, Senior Tax Consultant Specialist** for the **IRS** to present **“Earned Income Tax”** presentation for **Community Action**.
5. **Mr. Vincent Liner** to present the **Viper System** as an **aid** to **control coastal erosion**.

D. EXECUTIVE SESSION:

6. Executive Session Claim:

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

- a. **United States Environmental Protection Agency, The Matter of Lafourche Parish, Respondent, Docket No. CWA-06-2007-2725.**

Motion by _____, seconded by _____, to reconvene the meeting.

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

E. ACTION FROM EXECUTIVE SESSION:

7. RESOLUTION authorizing **Chris Riviere, Attorney for the Parish**, to settle **Dock No. CWA-06-2007-2725, United States Environmental Protection Agency, in the matter of Lafourche Parish**, for \$ _____ and authorizing the Parish President to sign, execute and administer any and all relevant documents related to this settlement. (P. GOUAUX FOR ADMINISTRATION)

F. ADMINISTRATIVE REPORT(S):

8. Report from **Mr. Ronnie Robichaux, Director of Public Works**.
9. Report from **Mr. Brennan Matherne, regarding the Community Action section of the new Galliano Office**.
10. Ms. **Gretchen Folse, I/T Manager**, to present a **Technology Report**.

G. PUBLIC WISHING TO ADDRESS THE COUNCIL (First Session):

H. ENGINEERS/ARCHITECTS REPORTS:

I. LEGAL ADVISOR REPORT:

J. ORDINANCES FOR DISCUSSION AND RATIFICATION:

11. ORDINANCE to amend **Ordinance No. 3457** as it pertains to **Section 2:207 of Chapter 2** of the **Code of Ordinances** for **reimbursement of travel expenses for Parish officials and employees**. (D. LORRAINE AND L. TOUPS)
(DEFERRED FROM 7-8-08 AND 7-22-08 LPC MEETING);
(PUBLIC HEARING WAS HELD AT THE 7-22-08 LPC MEETING)

K. PUBLIC HEARING AND ORDINANCES FOR RATIFICATION:

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

12. ORDINANCE rescinding **Ordinance No. 4120** and enacting **Sub-Chapter Z of Chapter 24** of the **Code of Ordinances** of the Parish of Lafourche as it pertains to the **creation of the Lafourche Parish Heroes' Monument Commission**; to provide for its creation, territorial limits, membership, terms of office, compensation and purpose. (M. DELATTE)

13. **ORDINANCE approving the holding of an election in Hospital District No. 2 of the Parish of Lafourche, State of Louisiana, on Saturday, October 4, 2008, to authorize the levy of a special tax therein.** (M. DELATTE)

14. **ORDINANCE providing for a 2008 Supplemental Appropriation (08-031) within the 2008 Operations and Maintenance Budget carrying forward ten thousand dollars (\$10,000.00), budgeted for additional assistance to the citizens of Lafourche Parish within the 2007 budget, and authorizing the Parish President to sign, execute and administer said transactions as provided for by Article VI of the Lafourche Parish Home Rule Charter.**
(J. JONES FOR ADMINISTRATION)

15. **ORDINANCE rescinding Ordinance No. 3391; Section 9:81 of Sub-Chapter B of Chapter 9 of the Lafourche Parish Code of Ordinances regarding Open Burning of Solid Waste; and adopting and enacting the guidelines put forth by the Department of Environmental Quality in Section 1109 of Chapter 11 of Part III. of Title 33 of the Environmental Regulatory Code as the rules and regulations governing the Open Burning of Solid Waste in the Parish.** (J. FERTITTA FOR ADMINISTRATION)

16. **ORDINANCE approving a lease agreement for five (5) years between a group of landowners, as stated in attached lease, and the governing authority of the Parish of Lafourche to provide for a public boat launch and canal use; to authorize the Parish President to sign the lease agreement; to forward a certified copy to all involved parties; and to provide for publication in the official journal.** (M. DELATTE FOR ADMINISTRATION)

17. **ORDINANCE approving a servitude agreement between Lillian Bouvier Alario, Holly Alario Knowles, Karena Alario Dandchli, and the Lafourche Parish Council; and authorizing the Parish President to sign, execute and administer said agreement.** (P. GOUAUX FOR ADMINISTRATION)

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

L. PROPOSED ORDINANCES:

18. **PROPOSED ORDINANCE rescinding Ordinance No. 1671 which created the Sewerage District No. 14 Board; deleting Section 24:663 of Chapter 24, Sub-Chapter N, of the Code of Ordinances; abolishing said Board and directing all duties and responsibilities to be transferred to the Administrative offices of the Lafourche Parish Government.** (J. FERTITTA)

19. **PROPOSED ORDINANCE amending Ordinance 1127 changing the speed limit from fifteen (15) miles per hour to ten (10) miles per hour on West 180th Street, Ward (10), District (9), Parish of Lafourche, State of Louisiana; providing for the placement of “Speed Limit”, “Speed Checked By Radar” and “Watch For Children” Signs; and providing for penalties for the violations thereof.** (D. LORRAINE)
20. **PROPOSED ORDINANCE recognizing the Tacit Dedication of an additional 300 feet at the rear of West 107th Place in Cut Off, LA, Ward (10), District (8), into the Parish system; and authorizing the Parish President to sign, execute and administer any and all relevant documents.** (D. LORRAINE AND R. DOUCET)
21. **PROPOSED ORDINANCE approving the holding of an election in Fifth Ward Gravity Drainage District No. 5 of the Parish of Lafourche, State of Louisiana, on Saturday, October 4, 2008, to authorize the levy of a special tax therein.** (M. DELATTE)
22. **PROPOSED ORDINANCE to provide for a 2008 Supplemental Appropriation (08-032) within the 2008 Operations and Maintenance Budget to budget the increased cost associated with the Mosquito Control contract and authorizing the Parish President to sign, execute and administer said transactions as provided for by Article VI of the Lafourche Parish Home Rule Charter.** (P. GOUAUX FOR ADMINISTRATION)
23. **PROPOSED ORDINANCE to provide for a 2008 Supplemental Appropriation (08-033) within the 2008 Operations and Maintenance Budget and the 2008 Capital Project Budget to reduce the amount budgeted for the Fourchon Road project by \$250,000, add an additional Road to Road Sales Tax District 2 project 4D for \$100,000 and establish a Materials Budget in the amount of \$25,000 within Road Sales Tax District 2 and authorizing the Parish President to sign, execute and administer said transactions as provided for by Article VI of the Lafourche Parish Home Rule Charter.** (D. LORRAINE FOR ADMINISTRATION)
24. **PROPOSED ORDINANCE to provide for a 2008 Supplemental Appropriation (08-034) within the 2008 Operations and Maintenance Budget to increase the amounts budgeted within the Office of Community Action LIHEAP fund per grant awards received and authorizing the Parish President to sign, execute and administer said transactions as provided for by Article VI of the Lafourche Parish Home Rule Charter.** (J. JONES FOR ADMINISTRATION)

25. PROPOSED ORDINANCE to accept the subdivision known as the **Shelby Estates Subdivision at Greenwood Plantation Estates into the Parish system.** (M. DELATTE FOR ADMINISTRATION)
26. PROPOSED ORDINANCE to accept the subdivision known as the **Ledet's Bel Vue Subdivision into the Parish system.** (P. GOUAUX FOR ADMINISTRATION)
27. PROPOSED ORDINANCE providing a variance from **Section 19:334. I. of the Lafourche Parish Family Subdivision regulations on the Landry Family Subdivision (Ward 8, District 6) as not recommended by the Lafourche Parish Planning Commission at their June 26, 2008 meeting.** (L. TOUPS FOR ADMINISTRATION)
28. PROPOSED ORDINANCE to acquire ownership of property at **183 Bayou Vista Drive, Thibodaux, Louisiana (Lafourche Parish), as part of the FEMA Hazard Mitigation Grant Program;** and authorizing the Parish President to sign, execute and administer all relevant documents; and to provide for the recordation of all documents and to provide copies to all involved parties. (J. FERTITTA FOR ADMINISTRATION)
29. PROPOSED ORDINANCE approving the attached **servitude agreement between Anne F. Jordan, Patsy F. Whitehorn, Gus Falgout, Jr., Janet F. Gros, Ruth F. Breaux and the Lafourche Parish Council;** and authorizing the Parish President to sign, execute and administer said agreement. (M. MATHERNE FOR ADMINISTRATION)
30. PROPOSED ORDINANCE approving the attached **servitude agreement between Peterson Living Rentals, LLC represented by Tommy L. Peterson and Maria B. Peterson and the Lafourche Parish Council;** and authorizing the Parish President to sign, execute and administer said agreement. (D. LORRAINE FOR ADMINISTRATION)
31. PROPOSED ORDINANCE recognizing the **Tacit Dedication of the turn around at the end of Elvira Drive located in Bon Ton Villa Subdivision, into the Parish system;** and authorizing the Parish President to sign, execute and administer any and all relevant documents. (L. TOUPS FOR ADMINISTRATION)
32. PROPOSED ORDINANCE to **amend Ordinance No. 4295 as it pertains to fixing salaries of unclassified employees.** (P. GOUAUX FOR ADMINISTRATION)

33. PROPOSED ORDINANCE **approving** the attached **temporary right of passage grant between Gerald Zerangue and Amerie Rodriguez Zerangue and the Lafourche Parish Council**; and authorizing the Parish President to sign, execute and administer said agreements. (P. GOUAUX FOR ADMINISTRATION)
34. PROPOSED ORDINANCE **approving** the attached **temporary right of passage grant between Diana Pitre Dufrene and the Lafourche Parish Council**; and authorizing the Parish President to sign, execute and administer said agreement. (R. DOUCET FOR ADMINISTRATION)
35. PROPOSED ORDINANCE **amending Ordinance No. 4151 and 4327 accepting the donation of Homeland Security equipment from South Central Planning and Development Commission funded through the FY05 Louisiana State Police and Office of Homeland Security and Emergency Preparedness Grant #2006-GE-T6-0069**; and furthermore donating some of the same equipment to other responder agencies within the Parish of Lafourche. (P. GOUAUX FOR ADMINISTRATION)

M. MOTION:

36. Motion **providing for canvassing the returns and declaring the result of the special election held in the Parish of Lafourche, State of Louisiana, on Saturday, July 19, 2008 as it pertains to the Charter Amendment Proposition.** (M. DELATTE)

N. RESOLUTIONS:

37. RESOLUTION **providing for canvassing the returns and declaring the result of the special election held in the Parish of Lafourche, State of Louisiana, on Saturday, July 19, 2008, to authorize the levy of special taxes therein.** (M. DELATTE)
38. RESOLUTION **providing for canvassing the returns and declaring the result of the special election held in Road District No. 1 of the Parish of Lafourche, State of Louisiana, on Saturday, July 19, 2008, to authorize the levy of a special tax therein.** (M. DELATTE)
39. RESOLUTION **rescinding the Resolutions which appointed the Commissioners to the Heros Monument Board, that being Resolution Nos. 07-319, 07-372, 07-373, and 07-388.** (M. DELATTE)

40. **RESOLUTION requesting the Lafourche Parish Government settle lawsuit #91285 with former Council Clerk Joel Francis Pierce, as per judgement in the 17th Judicial Court by the Honorable Judge John LeBlanc (case decided on March 18, 2002)** (L. TOUPS)
41. **RESOLUTION appointing the Lafourche Parish Sheriff's Office nominee of Sheriff Craig Webre to serve on the Five Star Committee.** (M. DELATTE)
42. **RESOLUTION appointing the President of Nicholls State University, President Stephen T. Hulbert's nominee of William "Bill" Lopez to serve on the Five Star Committee.** (M. DELATTE)
43. **RESOLUTION appointing the Chamber of Lafourche's nominee of Amy Martinez to serve on the Five Star Committee.** (P. GOUAUX)
44. **RESOLUTION requesting the first meeting of the Five Star Committee be held on Tuesday, August 19, 2008.** (P. GOUAUX)
45. **RESOLUTION requesting the Louisiana Department of Transportation and Development (LADOTD) to reduce the speed limit from fifty-five (55) miles per hour to forty-five (45) miles per hour on Hwy. 3107 between Waverly Road and Brule Guillot Road - Hwy. 309, Ward (1), District (2), Parish of Lafourche, State of Louisiana.** (J. JONES)
46. **RESOLUTION requesting the Louisiana Department of Transportation and Development (LADOTD) to clean out ditches along Hwy. 3107 from East Winder Road to Brule Guillot Road, Hwy. 309, Ward (1), District (2), Parish of Lafourche, State of Louisiana.** (J. JONES)
47. **RESOLUTION requesting an opinion from the Lafourche Parish District Attorney as to what the Lafourche Parish Council's parameters are with the public addressing the Lafourche Parish Council during a meeting.**
(P. GOUAUX)
48. **RESOLUTION requesting the Lafourche Parish District Attorney issue a written opinion as to whether Councilmen may speak to employees, engineers, or architects for informational purposes only; not to order or direct them.** (D. LORRAINE AND L. TOUPS)

49. **RESOLUTION requesting Charter Communications add TV1 to their networking station.** (J. JONES)
50. **RESOLUTION requesting the LA Department of Wildlife and Fisheries look into the problem with over population of coyotes in Lafourche Parish.** (P. GOUAUX)
51. **RESOLUTION appointing one (1) Commissioner to the Library Board of Control.** (J. JONES FOR ADMINISTRATION)
52. **RESOLUTION appointing one (1) Commissioner to represent the Friends of the Center on the Special Education District No. 1 Board.** (R. DOUCET FOR ADMINISTRATION)
53. **RESOLUTION appointing one (1) Commissioner to represent the City of Thibodaux on the Lafourche Parish Communications District Board.** (J. JONES FOR ADMINISTRATION)
54. **RESOLUTION reappointing one (1) Commissioner to the Recreation District No. 1 Board.** (L. TOUPS FOR ADMINISTRATION)
55. **RESOLUTION appointing one (1) Commissioner to the Lafourche Parish Game and Fish Management Commission.** (P. GOUAUX FOR ADMINISTRATION)
56. **RESOLUTION accepting the proposals of Omni Pinnacle, LLC, hereby designated as being in the first position of award, and of Crowder Disaster Recovery, hereby designated as being in the second position of award, for contractor services relative to disaster debris removal and recovery services and accepting the proposals of other contractors listed as such by the Lafourche Parish Government evaluation committee as “pre-qualified” disaster debris removal and recovery service contractors and authorizing the Parish President to sign, execute and administer a pre-event contract and all relevant documents and amendments.** (P. GOUAUX FOR ADMINISTRATION)
57. **RESOLUTION accepting the proposals of Solid Resources, Inc., hereby designated as being in the first position of award, and Beck Disaster Recovery, LLC., hereby designated as being in the second position of award, for contractor services relative to monitoring of disaster generated debris removal, management and technical assistance and authorizing the Parish President to sign, execute and administer a pre-event contract and all relevant documents and amendments.** (P. GOUAUX FOR ADMINISTRATION)

58. RESOLUTION to amend Resolution No. 07-249 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 \$20,000 ~~\$20,000~~ \$21,960.48 and authorizing the Parish President to sign execute and administer said relevant documents.
(M. DELATTE FOR ADMINISTRATION)
59. RESOLUTION approving a contract with the School Food and Nutrition Services of New Orleans, Inc. to provide food services to the Lafourche Parish Head Start sites at South Lafourche 1, 2 & 3 and MGC 1, 2, 3 & 4 and authorizing the Parish President to sign, execute and administer said contract and amendments. (P. GOUAUX FOR ADMINISTRATION)
60. RESOLUTION amending Resolution Number 08-197 approving a lease/contract with Bouvier Properties, LLC for the purpose of Head Start classrooms, playground area, parking area, and Administrative use; and to change the final month of the lease agreement; and authorizing the Parish President to sign, execute and administer said lease/contract and all relevant documents. (R. DOUCET FOR ADMINISTRATION)
61. RESOLUTION approving the purchase of two (2) Cargo Vans for Lafourche Council on Aging and authorizing the Parish President to sign, execute and administer any and all relevant documents.
(L. TOUPS FOR ADMINISTRATION)
62. RESOLUTION approving the purchase of one (1) John Deere Tractor with Tiger Boom Mower and Rear Boom Grass Head for the Department of Public Works field offices and authorizing the Parish President to sign, execute and administer all relevant documents. (D. LORRAINE FOR ADMINISTRATION)
63. RESOLUTION approving the 2008/2009 contract with the Louisiana Department of Natural Resources to continue the Coastal Zone Management Program within the Parish of Lafourche; and authorizing the Parish President to sign, execute and administer said contract and all associated documents and amendments. (R. DOUCET FOR ADMINISTRATION)
64. RESOLUTION approving the applications for grant funds from the Recreational Trails Program and authorizing the Parish President to sign, execute and administer said agreement and all relevant documents.
(L. TOUPS FOR ADMINISTRATION)

65. RESOLUTION **accepting the grant award from the United States Department of the Interior Minerals Management Service to fund planning, engineering, design and construction of the Small Dredge Program proposed as described in the June 2007 Coastal Impact Assistance Plan;** and authorizing the Parish President to sign, execute and administer said grant, and all relevant documents, amendments and modifications. (R. DOUCET FOR ADMINISTRATION)
66. RESOLUTION **approving a contract for Professional Services between T. Baker Smith, Inc. and Lafourche Parish Government to provide engineering services for the project entitled "Farm to Market Road Project #08025"** and authorizing the Parish President to sign, execute and administer said contract and all relevant documents.
(L. TOUPS FOR ADMINISTRATION)
67. RESOLUTION to **hire Chris Riviere as attorney to expropriate the property west of the Cut Off Elementary School in Special Education District No. 1 owned by Charles Crosby** and authorizing the Parish President to sign, execute and administer any and all relevant documents and amendments. (R. DOUCET FOR ADMINISTRATION)
68. RESOLUTION to **amend Department of Natural Resources Cooperative Endeavor Agreement No. 2503-08-63 to extend the term of the contract through to March 31, 2009** and authorizing the Parish President to sign, execute and administer any and all relevant documents and amendments.
(P. GOUAUX FOR ADMINISTRATION)
69. RESOLUTION to **appoint Councilmen Rodney Doucet, District 8 as Council Liaison to the Lafourche Parish Library Board of Control.**
(M. DELATTE FOR ADMINISTRATION)
70. RESOLUTION **approving the Parish President's appointment of Joel Doty for the position of Director of Finance for the Lafourche Parish Government.** (L. TOUPS FOR ADMINISTRATION)
71. RESOLUTION **ratifying nominations by the Parish President for the North Lafourche Conservation, Levee and Drainage District and requesting the Governor of the State of Louisiana to appoint one member.**
(J. FERTITTA FOR ADMINISTRATION)

72. **RESOLUTION accepting the low bid of Andrew Baudoin Building Contractor in the amount of Five Thousand Nine Hundred and Forty Dollars (\$5,940.00) for contractor services related to the Nuisance Abatement Ordinance No. 3605 concerning the demolition of condemned structure located at 382 E. 23rd St., Cut Off, LA, Assessment #0102493200, and approving contract(s) for said contractor service work and authorizing the Parish President to sign, execute and administer said contract(s) and all relevant documents and amendments. (P. GOUAUX FOR ADMINISTRATION)**
73. **RESOLUTION accepting the low bid of B.E.T. Construction, Inc. in the amount of Five Thousand Dollars (\$5,000.00) for contractor services related to the Nuisance Abatement Ordinance No. 3605 concerning the demolition of condemned structure located at 418 E. 2nd St., Larose, LA, Assessment #0102548202, and approving contract(s) for said contractor service work and authorizing the Parish President to sign, execute and administer said contract(s) and all relevant documents and amendments. (P. GOUAUX FOR ADMINISTRATION)**
74. **RESOLUTION accepting the low bid of Andrew Baudoin Building Contractor in the amount of Six Thousand Four Hundred and Forty Dollars (\$6,440.00) for contractor services related to the Nuisance Abatement Ordinance No. 3605 concerning the demolition of condemned structure located at 240 Bayou Blue Bypass Road, Assessment #0110775700, and approving contract(s) for said contractor service work and authorizing the Parish President to sign, execute and administer said contract(s) and all relevant documents and amendments. (P. GOUAUX FOR ADMINISTRATION)**
75. **RESOLUTION accepting the low bid of Andrew Baudoin Building Contractor in the amount of Eight Thousand Four Hundred and Ninety Dollars (\$8,490.00) for contractor services related to the Nuisance Abatement Ordinance No. 3605 concerning the demolition of condemned structure located at corner of Hwy 24 and W. Floodgate Road, Assessment #0102189820, and approving contract(s) for said contractor service work and authorizing the Parish President to sign, execute and administer said contract(s) and all relevant documents and amendments. (P. GOUAUX FOR ADMINISTRATION)**

76. RESOLUTION accepting the low bid of B.E.T. Construction, Inc. in the amount of Twenty-Eight Thousand Dollars (\$28,000.00) for contractor services related to the Nuisance Abatement Ordinance No. 3605 concerning the demolition of condemned structure located at 12410 Hwy 1, Larose, LA, Assessment #0101622300, and approving contract(s) for said contractor service work and authorizing the Parish President to sign, execute and administer said contract(s) and all relevant documents and amendments. (P. GOUAUX FOR ADMINISTRATION)
77. RESOLUTION accepting the low bid of B.E.T. Construction, Inc. in the amount of Six Thousand Five Hundred Dollars (\$6,500.00) for contractor services related to the Nuisance Abatement Ordinance No. 3605 concerning the demolition of condemned structure located at 108 West 9th St., Larose, LA, Assessment #0101632500, and approving contract(s) for said contractor service work and authorizing the Parish President to sign, execute and administer said contract(s) and all relevant documents and amendments. (P. GOUAUX FOR ADMINISTRATION)

O. PUBLIC WISHING TO ADDRESS THE COUNCIL (Second Session):

P. DISCUSSION:

78. Discussion concerning drainage Parish wide. (D. LORRAINE)
79. Discussion concerning culvert crossing Yankee Canal Road that collapsed. (D. LORRAINE)

Q. ADJOURNMENT:

On motion by _____ seconded by _____, and with no further business, the Lafourche Parish Council meeting of **August 12, 2008** adjourned at _____.