

TUESDAY, JUNE 24, 2008
RACELAND, LOUISIANA

STATE OF LOUISIANA
PARISH LAFOURCHE

A REGULAR MEETING OF THE LAFOURCHE PARISH COUNCIL, PARISH OF LAFOURCHE, STATE OF LOUISIANA, WAS SCHEDULED FOR TUESDAY, JUNE 24, 2008 AT 5:00 P.M., AT THE LAFOURCHE PARISH COUNCIL BARRIOS CENTER, 1612 HIGHWAY 182, SUITE 100, RACELAND, LOUISIANA.

The Lafourche Parish Council was duly convened as the Governing Authority of said Parish by Mr. Michael Delatte, Chairman, who then stated that the Lafourche Parish Council was ready for the transaction of business at 5:00 p.m.

Proceedings of the meeting were called to order with the following:

PRESENT: 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

Chairman Delatte announced that the invocation would be led by Mr. Fertitta. The Council then recited the Pledge of Allegiance led by Mr. Lorraine.

APPROVAL OF COUNCIL MINUTES

The first item (1) on the agenda was a motion to accept the minutes of the May 27, 2008 Regular Session meeting. A **motion** was offered by Mr. Doucet, seconded by Mr. Toups, and *carried* by a vote of (9) yeas and (0) nays.

The next item (2) on the agenda was a motion to accept the minutes of the June 10, 2008 Regular Session meeting. A **motion** was offered by Mr. Jones, seconded by Mr. Matherne, and *carried* by a vote of (9) yeas and (0) nays.

A **motion** was made by Mr. Lorraine, seconded by Mr. Doucet, to *deviate to item 26*, and *carried* by a vote of (9) yeas and (0) nays.

Next, a **motion** was offered by Mr. Gouaux, seconded by Mr. Lorraine, to *open the Public Hearing*, and *carried* by a vote of (9) yeas and (0) nays.

The next item (26) on the agenda was an ordinance to amend Ordinance 4195 setting the salaries of unclassified employees as provided for by Article V of the Lafourche Home Rule Charter.

A **motion** was offered by Mr. Lorraine. Chairman Delatte asked three times if anyone from the public wanted to speak on the proposed ordinance. Hearing none, Chairman Delatte moved for a second, which was made by Mr. Toups.

An **amendment** was made by Mr. Lorraine, seconded by Mr. Doucet, to change the effective dates in Section 8, to state “...effective May 30, 2008 for the Chief Medico Legal Investigator/Administrator position and the two remaining positions shall become effective June 24, 2008”, and **carried** by a vote of (9) yeas and (0) nays.

The *amended ordinance* then **carried** by a vote of (9) yeas and (0) nays.

ORD. NO. 4332 AMENDING ORD 4195 - UNCLASSIFIED EMPLOYEES SALARIES

Mr. Lorraine said that he would relinquish time to the Coroner, Dr. King, if he wanted to speak. **Dr. John King** stated that he was appointed as **Coroner** on May 30, 2008 at an Emergency meeting of the Parish Council, which he had appreciated them for doing so, and that he was looking forward to working with the Council. He said that their budget was coming up, in that their whole goal for the Coroner’s Office was to try to improve the office from the stand point of its abilities to perform its duties on a daily basis. Dr. King stated that the addition of a Chief Deputy Investigator, and his Assistants as well, was going to allow them to better serve the Communities of the Parish, in a way that they can investigate deaths in a proper manner and orchestrate the removal of those bodies and/or death investigations in a forensic manner, which has not been done by the Parish and was done by the Sheriff’s Office in the past. He went on to say that the weekend of him coming into office, along with Mr. Mark Goldman who is essentially going to be the Chief Investigator although it has to be advertised, that Mr. Goldman had actually independently investigated a couple of issues that had occurred that really and truly helped the Sheriff’s Office, which they were very pleased with him doing so. Dr. King stated that he had met with the Sheriff’s Office, with Sheriff Craig Webre, with the District Attorney’s Office, and also with several other people, as far as the Funeral Directors; saying that they have done a lot of ground work to try to build this office from the ground up. He said what he thought was going to essentially happen was that the Coroner’s Office will be an office to be reckoned with, from the stand point of being able to take care of folks. Dr. King further said that the Coroner’s Office was also charged with the investigations and/or Ordinances of Protective Custody (OPCs); explaining that it was for psychotics or patients that need to be moved to a hospital or out of the community in order to protect themselves, the public, and/or if they were greatly disabled. He then said that Mr. Goldman and the other Investigators can be involved with that as well, that they can then essentially save money, and that they have also looked at the office with a fine tooth comb to where they can save lots of money and improve things, especially with the gas prices going up the way it has. Dr. King said that they have come up with a big plan in order to try to improve things. He expressed that he appreciated the Council passing this amended ordinance to get these guys in place, in that it will help him out tremendously as well.

President Randolph made a statement to the Council in regards to what Dr. King had mentioned, in that some of the work by the Investigators has been done for the Sheriff’s Office, saying that they were going to approach the Sheriff’s Office and ask for some assistance, perhaps in funding this position, in which benefits both of them. Dr. King added that they have also talked to the District Attorney, Mr. Cam Morvant, and his office was really excited about this new position as well; saying that he will help with those investigations and it will also tremendously help his office out.

Next, a **motion** was offered by Mr. Toups, seconded by Mr. Lorraine, to **close** the *Public Hearing*, and **carried** by a vote of (9) yeas and (0) nays.

A **motion** was then offered by Mr. Lorraine, seconded by Mr. Toups, to *return to the Regular*

Agenda, and *carried* by a vote of (9) yeas and (0) nays.

A **motion** was made by Mr. Toups, seconded by Mr. Richard, to *enter into Executive Session*, and *carried* by a vote of (9) yeas and (0) nays.

EXECUTIVE SESSION

The next item (3) on the agenda was an Executive Session pursuant to:

a. **Case #107448 - Gen-Con v Lafourche Parish Government - Library Construction.**

It should be noted for the record that Ms. Faye Smith with Risk Management; Ms. Crystal Chiasson, Parish Administrator; Mr. Jimmy Cantrelle, Library Board President; Ms. Susanna LeBouef, Library Director; and Mr. Lee Callais, Attorney; including all of the Councilmen; were present in the Executive Session.

b. **Claim #10653 - Turner Industries**

It should be noted for the record that Ms. Faye Smith with Risk Management and all of the Councilmen were present in the Executive Session.

A **motion** was made by Mr. Doucet, seconded by Mr. Lorraine, to *reconvene the meeting*, and *carried* by a vote of (8) yeas, (0) nays, and (1) absent from the room, that being Mr. Matherne.

A **motion** was then made by Mr. Toups, seconded by Mr. Gouaux, to *take any necessary action*, if any, regarding the matters discussed in the Executive Session for **Case #107448 - Gen-Con v Lafourche Parish Government - Library Construction**, and *carried* by a vote of (9) yeas and (0) nays.

A **motion** was next made by Mr. Gouaux, seconded by Mr. Jones, to *take any necessary action*, if any, regarding the matters discussed in the Executive Session for **Claim #10653 - Turner Industries**, and *carried* by a vote of (9) yeas and (0) nays.

ACTION FROM EXECUTIVE SESSION

The next item (4) on the agenda was a resolution **requesting** that the Lafourche Parish Council **approve and authorize the Library to settle Case #107448 Gen-Con, Inc. vs. Lafourche Parish Government for \$ _____**, and **authorizing the Parish President to sign, execute and administer any and all relevant documents.** A **motion** was offered by Mr. Gouaux and seconded by Mr. Jones.

The amount given by Mr. Doucet to fill in the blank was \$187,505.

An **amendment** was made by Mr. Doucet, seconded by Mr. Gouaux, to also include “*Upon completion of the final Punch List*”. Mr. Gouaux requested that the Council Office be provided with a copy of the final Punch List to be included with the amendment of this meeting, just so that everything will be official. The amendment then *carried* by a vote of (9) yeas and (0) nays.

The *amended resolution* then *carried* by a vote of (9) yeas and (0) nays.

RES. NO. 08-189 SETTLE CASE #107448 - GEN-CON, INC.

The next item (5) on the agenda was a resolution **requesting** that the Lafourche Parish Council **approve and authorize Gulf South Risk Services to settle Claim #10653** on behalf of the Lafourche Parish Government for \$ _____, and **authorizing the Parish President to sign, execute and administer**

any and all relevant documents. A **motion** was offered by Mr. Gouaux and seconded by Mr. Toups.

The amount given by Mr. Doucet to fill in the blank was \$12,395.28.

The resolution then *carried* by a vote of (9) yeas and (0) nays.

RES. NO. 08-190 SETTLE CLAIM #10653 - GULF SOUTH RISK SERVICES

ADMINISTRATIVE REPORT(S)

The next item (6) on the agenda was Parish President, Charlotte Randolph to present a report. President Randolph stated that her report was handed out to the Councilmen (*see Exhibit "A"*) and then presented it as a detailed PowerPoint presentation.

The next item (7) on the agenda was an update from the Administration regarding the Parish building connecting to the South Lafourche Library. Mr. Lorraine stated that he thought that they had started the project, but his concern was still with the air conditioner units. He said that he spoke with Mr. Brennan Matherne, in which he had told him that the Contractors were in there working, that they were going to attempt to put the units on and see how long they were going to last. Mr. Lorraine then said that if they do not last that they did budget \$100,000 along with the chiller from Thibodaux, together, that they had done a Supplemental Appropriation. He said that if they did not last that he would appreciate them changing them out before the building gets prepared, but if they did last so let it be; further expressing that he did not want to see a completed building having air conditioning problems when the money was budgeted to fix it.

Mr. Brennan Matherne, Director of the Department of Parks, Recreation, and Public Facilities, then commented that was basically the current planned discussed, saying that he was going to keep a close eye on the units. He said that the last that they had checked them that they were all working, but agreed that they were not in good shape at all. Mr. Matherne said that they hoped that they work through the construction process and have them changed by the time they were done. He reported that the Contract was signed on June 6th, the start date was on Friday, June 20th, and that they have 150 days putting the Substantial Completion date deadline at November 2nd. Mr. Matherne also said that they will have monthly updates on this project, but they could call him at any time if they need a further update.

Mr. Brennan Matherne next reported that he was also forwarded other dates by Mr. Jay Caillouet in regards to building projects and contracts. He stated that the Contract for the Lockport Library site preparation was signed on June 3rd, becoming effective on June 17th, and 60 calendar days would put the Substantial Completion date at August 1st.

The next item (8) on the agenda was Ms. Chastity Himel to present the Finance Report. Ms. Himel stated that the financial reports were mailed to the Councilmen last week on the 18th, that if they did not receive them to let her know and that they were also available on the Parish website. She then presented a detailed PowerPoint presentation (*see Exhibit "B"*).

President Randolph added that the State Legislature was also placing a Constitutional Amendment in the fall that will increase the Annual Oil and Severance Tax from \$850,000 to \$2.85 million a year; then requesting that everyone be encouraged to vote yes and not forget to.

Mr. Lorraine briefly asked President Randolph if she remembered when they had passed a while back, concerning the oil companies, on a percent of whatever they spend, which could not go over \$10,000, pipelines or whatever, in that they had adopted it at the last meeting or so. President Randolph replied as CZM, yes. Mr. Lorraine questioned if the funds that will be generated with this

was going to be put in a separate account for Coastal Restoration; with President Randolph replying that was correct. Mr. Lorraine stated that his concern was that it would be going into the General Fund; with President Randolph commenting that it was not going to that big pot, no. Mr. Lorraine then said that if they can ever get something done that they might be able to participate. President Randolph further said that it can constitute as matching funds, for the future, in the event that they do get a larger pool of money.

PUBLIC WISHING TO ADDRESS THE COUNCIL (FIRST SESSION)

The next item on the agenda was the Public to Address the Council. *No one requested to Address the Council.*

ENGINEERING AND ARCHITECT REPORT(S)

The next item on the agenda was a presentation of planned, presently on going, recently completed or other projects by appropriate engineering firms engaged by the Parish.

Mr. Joe Picciola with Picciola and Associates Inc. handed out an engineering report to the Council (*see Exhibit "C"*) and then presented same.

Mr. Doucet questioned Mr. Picciola if he was correct in saying that they were going to be shutting down the Cote Blanche Bridge when the construction work was going to commence. Mr. Picciola replied that he was right. Mr. Doucet then said that he would also take it that it was going to be during school time or close to next year. Mr. Picciola replied that construction would probably be going on sometime this fall; further saying that it will increase traffic at the other two bridges, but the school bus traffic was already prohibited from crossing that bridge.

LEGAL ADVISOR REPORT

The next item on the agenda was to relinquish time to the Lafourche Parish Legal Advisor. *No one was present to speak.*

ORDINANCES FOR DISCUSSION AND RATIFICATION

The next item (9) on the agenda was an ordinance **amending Ordinance No. 1789: amending and reenacting Section 15:13 of Sub-Chapter "A" of Chapter 15 of the Code of Ordinances for the Lafourche Parish Council as it pertains to political signs prohibited.** (Public Hearing was held at the May 27, 2008 Meeting and deferred at June 10, 2008 Meeting).

A **motion** was offered by Mr. Toups and seconded by Mr. Jones.

An **amendment** was made by Mr. Toups, seconded by Mr. Doucet, to Section 15:13 to read as follows:

SECTION 15:13 POLITICAL AND ALL OTHER SIGNS PROHIBITED

A. *Political campaign signs shall not be erected, displayed or posted on any publicly owned property or right-of-way, or to or on any public utility pole or stanchion in Lafourche Parish.*

B. *No signs of any kind shall be erected, displayed or posted to or on any public utility pole or stanchion in Lafourche Parish.*

C. *Any person who violates the provisions of this Ordinance shall upon conviction thereof, be punished by imprisonment in the parish jail for a period of not more than thirty (30) days, or by a fine of not more than five hundred dollars (\$500.00) or by both such imprisonment and fine, at the discretion of the Court.*

Mr. Gouaux expressed that he thought that they needed to amend "A" and take out the word "public" because the utility poles were not owned by the public, that if they go with that it would negate the emphasis. Chairman Delatte said that according to information that he had received that

was how it was in the Code of Ordinances, in that they did not change that particular portion, but he may want to change it now. Mr. Gouaux reiterated that it was not a public pole, further saying that he would like to amend it to remove the word “public”. Mr. Richard commented that there were different ways to interpret it, in that he reads this as all utilities were public utilities, saying that Entergy was a public utility company. A discussion and debate continued in regards to the interpretation of “public”. Mr. Brennan Matherne noted that if they would amend “A” to take out the word “public” that they should also amend it in “B” as well, explaining that “B” was what they were adding to the section. Discussions and debates again continued in regards to the interpretation of “public”.

Mr. Gouaux then offered an *amendment* to remove the word “public” in both sections of “A” and “B”, which was seconded by Mr. Lorraine. Discussions and debates again ensued in regards to the word “public” and as to what should be done as far as amendments. Mr. Gouaux then suggested that they reword it to say, “...a utility pole located in public right of ways”. After even further discussions regarding the *amendment*, Mr. Gouaux *removed his motion* and Mr. Lorraine *removed his second*.

Chairman Delatte restated the “original” proposed amendments to Section 15:13, which was offered by Mr. Toups and seconded by Mr. Doucet. The *amendment* then *carried* by a vote of (8) yeas and (1) nay, that being of Mr. Fertitta.

Mr. Gouaux then made a **motion** to *amend the amendment*, to state, “...any utility poles on public servitude”, seconded by Mr. Doucet. The *amendment* then *carried* by a vote of (8) yeas and (1) nay, that being of Mr. Fertitta.

The *amended ordinance* *carried* by a vote of (8) yeas and (1) nay, that being of Mr. Fertitta.

ORD. NO. 4333 POLITICAL AND ALL OTHER SIGNS PROHIBITED

Next, a **motion** was offered by Mr. Gouaux, seconded by Mr. Toups, to *open* the *Public Hearing*, and *carried* by a vote of (9) yeas and (0) nays.

PUBLIC HEARING AND ORDINANCES FOR RATIFICATION

The next item (10) on the agenda was an ordinance amending Ordinance No. 4292 which created the Five Star Committee, as it pertains to the appointment of members in Section 2, replacing the District Judge of the Seventeenth Judicial District with the President of Nicholls State University. A **motion** was offered by Mr. Gouaux. Chairman Delatte asked three times if anyone from the public wanted to speak on the proposed ordinance. Hearing none, Chairman Delatte moved for a second, which was made by Mr. Matherne, and *carried* by a vote of (9) yeas and (0) nays.

ORD. NO. 4334 FIVE STAR COMMITTEE AMENDMENT

The next item (11) on the agenda was an ordinance amending Section 24:3 of the Code of Ordinances to add (H): If a board member is being removed by a Councilman for noncompliance be it by Pleasure of the Council or just cause for an appointed position, that the board member shall be notified in writing of the proposed removal prior to the meeting at which the consideration of the removal will take place. A **motion** was offered by Mr. Fertitta. Chairman Delatte asked three times if anyone from the public wanted to speak on the proposed ordinance. Hearing none, Chairman Delatte moved for a second, which was made by Mr. Richard.

Mr. Lorraine asked for clarification in regards to the Board members, asking if this was in regards to somebody that was on a Board already and they were deciding to remove them, if it would affect appointing someone to a Board when they had more than one applicant. He asked that he be corrected if he was wrong in saying that this would just affect somebody that was already on the Board that they were taking off of the Board. Chairman Delatte explained that the original intent that he basically had in mind and was trying to achieve was for the people that were serving on the Boards

already, being if they serve at the pleasure of the Council or a term, that if they were being removed that they should receive a letter stating that at a meeting being held on this date and place that they would have a chance to attend or not to respond to the Council and voice their concerns and opinions. He further explained that this had nothing to do with voting on the appointments of new people and that it was only the removal of existing Board members, further expressing his intents. Discussions and further explanations then ensued in regards to what this would be doing.

Mr. Doucet asked who was going to write these letters; with Chairman Delatte responding that the Council Clerk would be in charge of that. Mr. Doucet then asked if they were going to tell the Council Clerk the reason for removal and to send them a letter. Chairman Delatte replied by saying that once the Councilman calls to have a resolution put on the agenda to have that Board member removed that the Council Clerk should automatically pick that name up and send them a letter of notification.

Mr. Doucet then asked if the applications state their job duties when someone would fill one out for the Boards, and if it also included that they would be serving at the pleasure of the Council and that they could be removed at any time. Ms. Gretchen Caillouet, Director of Grants and Economic Development replied by saying that she did not think that it was on the application, but it was in the resolutions. She said that sometimes they may have three people who apply, but there may be only two vacancies, so that would not be on an application process. Ms. Caillouet went on to explain that whoever is chosen in the resolution and appointed, that it then says in the letter that goes out to them that they have been appointed and that they either serve at the pleasure of the Council or that there term begins on and ends on. Mr. Doucet further questioned that once they were appointed that they do have a letter stating that they were serving at the pleasure of the Council and they can be removed at anytime. Ms. Caillouet replied that she did not think that it went into removal, but it does say that they serve at the pleasure of the Council or that they have a specific term of office. Mr. Doucet then commented that it was just an understanding that they can be removed at anytime. Ms. Caillouet said that she did not think that they get a copy of the ordinance, but they do get an Oath of Office and a personal information sheet, which they use to update the Boards and Commissions list. She then asked the Council if they wanted her to start sending them a copy of the ordinances with that letter. Mr. Doucet replied that he was just asking a question; saying that if the people that were serving at the pleasure of the Council gets that and it was put before them, in that they serve at the pleasure of the Council and can be removed at anytime, that they should understand that it was there in the position. Ms. Caillouet then commented that she thought that any of them can be actually removed at anytime, even if they have a term, by showing just cause, and that in actuality anyone can be removed. Mr. Doucet then questioned if they have to have just cause only for the ones that were serving time to remove them, but not the ones at the pleasure of the Council. Ms. Caillouet replied by saying that she was not sure if pleasure of the Council and whether the just cause was even in their ordinances, then questioning if it was. Mr. Doucet replied that yes it was, that the just cause ones were the ones that had terms. Further discussions ensued in regards to the ordinances and the terms.

Mr. Matherne expressed that this was completely breaking the Charter, suggesting that they read the first sentence, in that the Charter says that you can remove them at the pleasure of the Council for no reason, saying that it was done to keep them from being in litigation. He then continued to express his feelings on the matter.

Mr. Matherne then said that if a Board member is being removed by a Councilman for noncompliance, that they were then giving them a reason, that they were not complying, that they were then breaking the Charter, which he could not go along with it. He then said that if they take “noncompliance” out that he would go along with it; but where the resolution says “by a Councilman for noncompliance” that they were saying that the Board member was not complying with what they were supposed to do, in that they were giving them a reason; reiterating that he could not go along

with it. Chairman Delatte then commented that he thought what the ordinance was stating was that they do not have to state that it was noncompliance or at the pleasure of the Council, in that it was just notifying the person that they would be removed at the Council meeting on that specific date, but they did not have to go into any detail or reason, and that they have a right to come before the Council and voice his opinions or not show up at all.

Mr. Gouaux asked if the Council or the Councilman of that District would have to determine if in fact they were going to remove that person prior to the meeting to give the process enough time. Chairman Delatte replied that he was correct; then read from the ordinance, "shall be notified in writing of the proposed removal prior to the meeting at which the consideration of the removal will take place"; in that they do not need to state any reason and that they do not even have to give a reason. Mr. Gouaux then commented that he fully understood what Mr. Delatte was doing, in that he was supportive of that. But, what he thought needed to happen more was that all of the Board members that their terms expire and their names come before the Council for renewal that they need to come to the Council meeting if they were that passionate; to express that their heart was in the Board, that they had not missed any meetings during their term or to state their reasons if they did. He then said that if they do not take the opportunity to address the Council that they would then be of the opinion that it does not mean as much to them. Chairman Delatte then commented in all due respect, that if they do not notify them that they were considering such action then how were they supposed to respond or even know. Mr. Gouaux said well considering, that he agreed, but whenever a term comes up that he thought all the Board members should be sent a letter saying that their term was expiring and that the Council will be addressing the seat, in which they already do so. He continued to express that it just seemed as though if they were passionate enough that they should come to address the Council, to say that they were passionate about the Board and what it does, just giving some background; further expressing his feelings in regards to this.

Discussions and further explanations continued in regards to the intent of the ordinance.

The ordinance then *carried* by a vote of (9) yeas and (0) nays.

ORD. NO. 4335 BOARD MEMBER REMOVALS

The next item (12) on the agenda was an ordinance amending and re-enacting Section 2:200 (B) Sub-Chapter "C" of Chapter 2 of the Code of Ordinances, meetings of the Parish Council, as it pertains to Agenda deadlines. A **motion** was offered by Mr. Gouaux. Chairman Delatte asked three times if anyone from the public wanted to speak on the proposed ordinance. Hearing none, Chairman Delatte moved for a second, which was made by Mr. Doucet.

Mr. Fertitta mentioned that the Governor signed a Law that the Council would now need a unanimous to add on to the Agenda, saying that this ordinance has "Two-Third items" and that he thought that they should just amend it to put "unanimous items"; further stating that it was now a State Law and that it was just a procedural thing.

An **amendment** was offered by Mr. Fertitta, seconded by Mr. Gouaux, to change "Two-Third items" to "unanimous items", and *carried* by a vote of (9) yeas and (0) nays.

The *amended ordinance* then *carried* by a vote of (9) yeas and (0) nays.

ORD. NO. 4336 AGENDA DEADLINE AMENDMENT

The next item (13) on the agenda was an ordinance to provide for a 2008 Supplemental Appropriation (08-025) within the 2008 Operations and Maintenance Budget recording the funding of the reconstruction of two (2) residential properties totaling \$430,271 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. A **motion** was offered by Mr. Doucet. Chairman Delatte asked three times if anyone from the public wanted to speak on the proposed ordinance. Hearing none,

Chairman Delatte moved for a second, which was made by Mr. Jones, and *carried* by a vote of (9) yeas and (0) nays.

ORD. NO. 4337 SUPPLEMENTAL APPROPRIATION - RESIDENTIAL PROPERTIES

The next item (14) on the agenda was an ordinance to provide for a 2008 Supplemental Appropriation (08-027) within the 2008 Operations and Maintenance Budget to budget the Community Readiness Initiative Funding from the Department of Health and Hospitals 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. A **motion** was offered by Mr. Gouaux, seconded by Mr. Matherne, and *carried* by a vote of (9) yeas and (0) nays.

**ORD. NO. 4338 SUPPLEMENTAL APPROPRIATION –
COMMUNITY READINESS INITIATIVE FUNDING**

The next item (15) on the agenda was an ordinance to provide for a 2008 Supplemental Appropriation (08-028) within the 2008 Operations and Maintenance Budget to budget for the increasing cost of fuel needed to operate equipment and vehicles of the Parish 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. A **motion** was offered by Mr. Lorraine. Chairman Delatte asked three times if anyone from the public wanted to speak on the proposed ordinance. Hearing none, Chairman Delatte moved for a second, which was made by Mr. Richard, and *carried* by a vote of (9) yeas and (0) nays.

ORD. NO. 4339 SUPPLEMENTAL APPROPRIATION - FUEL INCREASES

The next item (16) on the agenda was an ordinance to accept the subdivision known as the portion of undeveloped J.B. Levert Land Company property into lots 1 and 2 of Morvant Plantation into the Parish System. A **motion** was offered by Mr. Richard. Chairman Delatte asked three times if anyone from the public wanted to speak on the proposed ordinance. Hearing none, Chairman Delatte moved for a second, which was made by Mr. Fertitta, and *carried* by a vote of (9) yeas and (0) nays.

ORD. NO. 4340 ACCEPTING PROPERTY - MORVANT PLANTATION

The next item (17) on the agenda was an ordinance to accept the subdivision known as the Family Farms Subdivision into the Parish System. A **motion** was offered by Mr. Matherne. Chairman Delatte asked three times if anyone from the public wanted to speak on the proposed ordinance. Hearing none, Chairman Delatte moved for a second, which was made by Mr. Fertitta, and *carried* by a vote of (9) yeas and (0) nays.

ORD. NO. 4341 ACCEPTING FAMILY FARMS SUBDIVISION

The next item (18) on the agenda was an ordinance to accept the subdivision known as the Yul Mack Subdivision into the Parish System. A **motion** was offered by Mr. Gouaux. Chairman Delatte asked three times if anyone from the public wanted to speak on the proposed ordinance. Hearing none, Chairman Delatte moved for a second, which was made by Mr. Fertitta, and *carried* by a vote of (9) yeas and (0) nays.

ORD. NO. 4342 ACCEPTING YUL MACK SUBDIVISION

The next item (19) on the agenda was an ordinance to accept the subdivision known as the Tract 1 & 2 being a subdivision of 20.7 acres belonging to Patricia Angelette into the Parish System. A **motion** was offered by Mr. Fertitta. Chairman Delatte asked three times if anyone from

the public wanted to speak on the proposed ordinance. Hearing none, Chairman Delatte moved for a second, which was made by Mr. Richard, and *carried* by a vote of (9) yeas and (0) nays.

ORD. NO. 4343 ACCEPTING TRACTS - PATRICIA ANGELETTE PROPERTY

The next item (20) on the agenda was an ordinance to accept the subdivision known as the Quality Printing Subdivision into the Parish System. A **motion** was offered by Mr. Lorraine. Chairman Delatte asked three times if anyone from the public wanted to speak on the proposed ordinance. Hearing none, Chairman Delatte moved for a second, which was made by Mr. Doucet, and *carried* by a vote of (9) yeas and (0) nays.

ORD. NO. 4344 ACCEPTING QUALITY PRINTING SUBDIVISION

The next item (21) on the agenda was an ordinance to accept the subdivision known as the Nolty J. Theriot Subdivision into the Parish System. A **motion** was offered by Mr. Lorraine. Chairman Delatte asked three times if anyone from the public wanted to speak on the proposed ordinance. Hearing none, Chairman Delatte moved for a second, which was made by Mr. Doucet, and *carried* by a vote of (9) yeas and (0) nays.

ORD. NO. 4345 ACCEPTING NOLTY J. THERIOT SUBDIVISION

The next item (22) on the agenda was an ordinance amending and re-enacting Sub-Chapter “G” of Chapter 19 of the Code of Ordinances of the Lafourche Parish Council as it pertains to amending Section 19:503.F Mobile Home Park Regulations, General Design Standards of the Lafourche Parish Mobile Home Park Regulations in Lafourche Parish, State of Louisiana. A **motion** was offered by Mr. Fertitta. Chairman Delatte asked three times if anyone from the public wanted to speak on the proposed ordinance. Hearing none, Chairman Delatte moved for a second, which was made by Mr. Jones, and *carried* by a vote of (9) yeas and (0) nays.

**ORD. NO. 4346 MOBILE HOME PARK REGULATIONS –
GENERAL DESIGN STANDARDS**

The next item (23) on the agenda was an ordinance amending and re-enacting Sub-Chapter “G” of Chapter 19 of the Code of Ordinances of the Lafourche Parish Council as it pertains to amending Section 19:703.D.3 Recreational Vehicle (RV) Park Regulations, General Design Standards of the Lafourche Parish Recreational Vehicle (RV) Park regulations in Lafourche Parish, State of Louisiana. A **motion** was offered by Mr. Fertitta. Chairman Delatte asked three times if anyone from the public wanted to speak on the proposed ordinance. Hearing none, Chairman Delatte moved for a second, which was made by Mr. Richard, and *carried* by a vote of (9) yeas and (0) nays.

ORD. NO. 4347 RV PARK REGULATIONS - GENERAL DESIGN STANDARDS

The next item (24) on the agenda was an ordinance granting unto Vision Communication, LLC, a limited liability company organized under the laws of the State of Louisiana, herein represented by its duly elected President, James Callahan, its successors and assigns the right and the privilege to erect, maintain and operate television transmission and distribution facilities and additions thereto in, under, over, along, across and up on the streets, lanes, avenues, alleys, bridges, highways and other places within the boundaries of Lafourche Parish, Louisiana for the purpose of transmission by cable and to distribute and sell communications services to the inhabitants of said Parish within all of the unincorporated areas of the Parish, and authorizing the Parish President to sign, execute and administer said agreement and all relevant documents. A **motion** was offered by Mr. Jones. Chairman Delatte asked three times if anyone from the public wanted to speak on the proposed ordinance. Hearing none, Chairman Delatte moved for a second, which was made by Mr. Gouaux.

Mr. Lorraine briefly asked Mr. Jones if he could tell him where this was located; with Mr. Jones replying that it was down the bayou.

Mr. Fertitta commented that he just hoped that this lowers their cable bills, that the prices that they pay were outrageous, hoping that the competition helps the residents.

Mr. Doucet asked if they get a commission for all of this; with Chairman Delatte replying that he thought that they have a franchise fee. President Randolph then commented that it was 5%. Mr. Doucet then asked where it goes at in the Budget; with President Randolph replying that it was in the General Fund. Mr. Doucet next asked if it does not go to their technical department; with President Randolph stating that it does not go to District 8, no. Further comments were then made.

The ordinance then *carried* by a vote of (8) yeas, (0) nays, and (1) absent from the room, that being of Mr. Matherne.

ORD. NO. 4348 VISION COMMUNICATION, LLC

The next item (25) on the agenda was an ordinance providing a variance from the Lafourche Parish Subdivision regulations on lot extensions property of Daten Chauvin (Ward 3, District 4) as recommended by the Lafourche Parish Planning Commission at their May 22, 2008 meeting; and authorizing the Parish President to sign, execute and administer all relevant documents. A **motion** was offered by Mr. Fertitta. Chairman Delatte asked three times if anyone from the public wanted to speak on the proposed ordinance. Hearing none, Chairman Delatte moved for a second, which was made by Mr. Lorraine, and *carried* by a vote of (9) yeas and (0) nays.

ORD. NO. 4349 VARIANCE- LOT EXTENSIONS - PROPERTY OF DATEN CHAUVIN

The next item (26) on the agenda was an ordinance to amend Ordinance 4195 setting the salaries of unclassified employees as provided for by Article V of the Lafourche Home Rule Charter. This item was previously discussed and voted on by deviation.

Next, a **motion** was offered by Mr. Toups, seconded by Mr. Gouaux, to *close* the *Public Hearing*, and *carried* by a vote of (9) yeas and (0) nays.

PROPOSED ORDINANCES

The next item (27) on the agenda was a proposed 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. A **motion** was offered by Mr. Lorraine and Mr. Toups to introduce the above stated proposed ordinance.

The next item (28) on the agenda was a proposed ordinance placing a “Yield” sign on West 217th Street, heading east toward LA 1 approximately 400 feet from LA 1 where the street narrows on the south side; Ward (10), District (9), Parish of Lafourche, State of Louisiana, requiring the placement of a “Yield” sign; and providing for penalties for violations thereof. A **motion** was offered by Mr. Lorraine to introduce the above stated proposed ordinance.

The next item (29) on the agenda was a proposed ordinance amending Ordinance No. 4175 (2008 Budget Ordinance) as it pertains to fixing salaries of unclassified employees. A **motion** was offered by Mr. Jones to introduce the above stated proposed ordinance.

The next item (30) on the agenda was a proposed ordinance to provide for a 2008 Supplemental Appropriation (08-029) within the 2008 Operations and Maintenance Budget for the costs of engineering services associated with the application process for funding allocated to

Lafourche Parish from the Hazard Mitigation Grant Program (HMGP) under DR 1603 and those costs of applying for competitive funding from HMGP 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. A **motion** was offered by Mr. Toups to introduce the above stated proposed ordinance.

The next item (31) on the agenda was a proposed ordinance **approving the attached Servitude Agreement between Margaret Hartman Tate and Erivel P. Tate and the Lafourche Parish Council; and authorizing the Parish President to sign, execute and administer said agreement.** A **motion** was offered by Mr. Toups to introduce the above stated proposed ordinance.

The next item (32) on the agenda was a proposed ordinance **approving the attached Servitude Agreement between Karen Rodrigue Chiasson and Keith J. Rodrigue and the Lafourche Parish Council; and authorizing the Parish President to sign, execute and administer said agreement.** A **motion** was offered by Mr. Gouaux to introduce the above stated proposed ordinance.

RESOLUTIONS

The next item (33) on the agenda was a resolution **requesting the Administration to provide the Council with a copy of payroll employee update sheets on all Lafourche Parish employees that received a raise in 2008.** A **motion** was offered by Mr. Toups, seconded by Mr. Matherne, and *carried* by a vote of (9) yeas and (0) nays.

RES. NO. 08-191 COPY OF PAYROLL EMPLOYEE UPDATE SHEETS

The next item (34) on the agenda was a resolution **appointing District 8 Councilman's nominee of Kris Gaudet to serve on the Five Star Committee.** A **motion** was offered by Mr. Doucet, seconded by Mr. Lorraine, and *carried* by a vote of (9) yeas and (0) nays.

RES. NO. 08-192 APPOINTMENT - FIVE STAR COMMITTEE - KRIS GAUDET

The next item (35) on the agenda was a resolution **approving the purchase of two (2) Tandem Dump Trucks and authorizing the Parish President to sign, execute and administer any and all relevant documents.** A **motion** was offered by Mr. Gouaux and seconded by Mr. Matherne.

Mr. Toups asked where these trucks were going to be working at. Mr. Ronnie Robichaux, Director of the Department of Public Works, replied as one in Chackbay and one in Raceland.

Mr. Matherne asked where these trucks were purchased from; with several people responding and explaining that it was a State bid and a State purchase. President Randolph further commented that it could be any dealership in the State. Further comments were then made.

The resolution then *carried* by a vote of (9) yeas and (0) nays.

RES. NO. 08-193 PURCHASING 2 TANDEM DUMP TRUCK

The next item (36) on the agenda was a resolution **supporting the 2014 Congres Mondial Acadien to be held in the State of Louisiana.** A **motion** was offered by Mr. Doucet, seconded by Mr. Lorraine, and *carried* by a vote of (9) yeas and (0) nays.

RES. NO. 08-194 SUPPORTING 2014 CONGRES MONDIAL ACADIEN

The next item (37) on the agenda was a resolution **accepting the low bid of \$16,500.00 from Marine Systems, Inc. to purchase a re-manufactured diesel engine, and authorizing the Parish President to sign, execute and administer any relevant documents.** A **motion** was offered by Mr. Matherne, seconded by Mr. Richard, and *carried* by a vote of (9) yeas and (0) nays.

RES. NO. 08-195 LOW BID - MARINE SYSTEMS, INC. -

PURCHASING A RE-MANUFACTURED DIESEL ENGINE

The next item (38) on the agenda was a resolution accepting the low bid of Foret Land & Tree, LLC in the amount of fifty thousand, three hundred twelve dollars and fifty cents (\$50,312.50) for contractor services related to the Nuisance Abatement Ordinance No. 3605 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. A **motion** was offered by Mr. Gouaux and seconded by Mr. Toups for discussion.

Mr. Doucet stated that it was written down of how many hours were estimated, and then questioned what would happen beyond those hours, asking if there would be an increase in funds. Chairman Delatte replied that it actually could be higher and it actually could be lower. Mr. Gouaux then explained that it has a max, that in the ordinance it says that it can not exceed the bid price, which was \$42,312.50, in that this was an estimate according to Mr. Jerome Danos. He said that with having less than six months left in the year that there was no way that this can even be obtained, that this gives them a breakdown of what the hourly rates were going to be for the chore of cutting grass and cleaning up properties. Mr. Doucet then asked if this was based on in case if they would need it, that if he only uses a certain amount that was all they were going to pay; with Chairman Delatte replying that it was just pretty much an estimate. Mr. Doucet next asked if it was indeed going to be by hours; with several Councilmen responding as yes.

Mr. Toups requested that the Council go over the bids; he then called out the amounts given, and then made comments in regards to those amounts. He then said that he thought that they needed to reject these bids and try to get some more bids, to let the people know about the bids, that he knew that they advertised, but they have to get the word out, and that they can beat these bids. Mr. Toups then requested the Council to vote this item down.

President Randolph stated that their intent with this was to have one particular company that they can turn to because there was such varied work; whether it was debris clean up, derelict structures, destruction, anything and everything. She said that she understood Mr. Toups' concern about this, but at the same time they thought it fairer to have one Contractor for the Parish, that if they note that there were two bids that had come in. President Randolph expressed that they were concerned that if they extend this any longer that they will not be able to get to the tall grass complaints that they were getting in on a daily basis. She then said there were also many people who do not want to bid on this contract because of the Parish's insurance requirements, which was part of the bid amounts; but they have to be certain that the requirements were indeed covered by the people that were working for the Parish. President Randolph further explained that they were bidding out each project separately in the past, in that they thought that by going out for this bid process that they would be able to secure someone that they can turn to in a days notice and say that they need this cleaned up, which was what they were then paying for.

Mr. Toups said that he was not blaming the Administration, in that he was saying that the people out there do not know; then giving names and examples of companies and of their prices. He further expressed his feelings and concerns in regards to making other companies aware, which would probably save the Parish a lot of money.

Mr. Lorraine asked if he was correct in saying that this was going to be used Parish wide; with several people responding as to yes. Mr. Lorraine then expressed that it did come down to the insurance, which was real expensive to get the required insurance.

Mr. Lorraine next asked where the funds were coming from, asking if it comes from the Light Fund and how much were they spending from it. President Randolph replied that they do attempt to recoup the funds, with liens being placed on the properties, which they do bill to the land owners first, if they do not pay the bill that was when they place the lien. Mr. Lorraine then stated that the problem

with a lien was that it can be a lien forever, then giving an example from his District, further commenting that in most cases that the ones that they were actually helping were the ones that were always creating the problems. He then said that he would like to receive a breakdown in the future to see exactly how much they were spending and where they were spending it, making a point that he did not want to get caught where they were not going to have no more money for their lights, saying that he was in that predicament already and does not want to get caught in that again. Mr. Lorraine then stated that he knew that it was a percentage, but as long as they keep it at that percentage, further expressing that this can get quite expensive. President Randolph commented that she agreed.

President Randolph stated that the first thing that she would caution was that every time that she has seen bids rejected lately that the next set had come in higher. She said also the security of knowing that they can call on these people at any time to respond to these request. President Randolph stated that thirdly that the concern about depleting the funds was understandable, in that they have not gone close to that yet. She next pointed out that the Council had agreed earlier that the repeat offenders will begin paying higher fees, in that they will be fined if they refuse to cut their grass a second time, so that they would not be dealing with the same people all the time. President Randolph went on to say that not only did they have to pay for the grass cutting, but they would also have to pay the fine because it had to be addressed again. Mr. Lorraine commented that not too many people pay it, which was the concern. President Randolph said that if you get fined enough that you would stop, that you would start buying your own law mower. Mr. Lorraine explained what he meant by that was that the people know how the system works, so they just do not worry about it.

Mr. Matherne said that he was looking at the two bids, giving names and comparing prices, then asking what was wrong with asking the other company to match the other cheaper unit prices. President Randolph replied by saying that they can not do that; with further comments and opinions being made by several Councilmen.

Mr. Gouaux stated that he also felt that they needed to vote for this, gave an example of what had recently happened in his subdivision, and then recommended that they do vote for this.

Mr. Toups expressed that he disagreed and further expressed his thoughts on getting people to call other companies to get quotes, giving names of such companies for them to consider calling. He suggested that they defer this or to reject both bids and get on the phones for quotes.

Mr. Jones said that he agreed with Mr. Doucet and Mr. Gouaux that something needed to be done; then reported on two different incidents that happened in his District, thanking President Randolph for her fast response. He said that he also agreed with President Randolph, in that if they keep fining them that they will eventually clean their own property.

Mr. Richard stated that they have a problem because they exposed these two companies' prices, in that they would be exposing the Council if they turn them down and try to go for better prices. A brief debate, discussions, and comments ensued in regards to the bid process and of calling for quotes.

President Randolph stated that she understood the concerns, in that it was a lot of money, but this was a bid process and not a proposal, which was not something they can call for. She explained that they have to go through the newspaper to make certain that they go through the process because of the amount of money that it is. President Randolph further stated that yes it was difficult to vote for something this expensive, but at the same time they have to move forward with this because they do qualify with the insurances and the Parish is protected, which was why it took a while to get to this point. She said that they had to make certain that the people who did bid on this were qualified. President Randolph went on to say that they would be ready and willing to service the contracts; saying that they will put the bid out for next year early so they will have someone at the beginning of the year. She then asked that the Council let the companies know that it will be coming up.

Mr. Matherne asked President Randolph what part of the bid that she estimated as insurance.

President Randolph replied by saying that she would think that they factored that in throughout. Mr. Matherne then made further comments in regards to insurance.

The resolution then *carried* by a vote of (8) yeas and (1) nay, that being of Mr. Toups.

**RES. NO. 08-196 LOW BID - FORET LAND & TREE, LLC - CONTRACTOR SERVICES
- NUISANCE ABATEMENT**

The next item (39) on the agenda was a resolution approving a lease/contract with Bouvier Properties, LLC for the purpose of Head Start classrooms, playground area, parking area and Administrative use and authorizing the Parish President to sign, execute and administer said lease/contract and all relevant documents. A **motion** was offered by Mr. Doucet and seconded by Mr. Matherne.

Mr. Lorraine asked if they were going to lease this by the year or by the month. President Randolph replied that it was leased by the year. Mr. Lorraine then stated that he was only concerned because he had heard some rumors that there was a possibility that after the building was complete that they may look at the old annex into a Head Start facility.

The resolution then *carried* by a vote of (9) yeas and (0) nays.

RES. NO. 08-197 BOUVIER PROPERTIES, LLC - HEAD START PURPOSES

The next item (40) on the agenda was a resolution approving a Cooperative Endeavor Agreement between the Lafourche Parish Government 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 and all relevant documents. A **motion** was offered by Mr. Doucet, seconded by Mr. Lorraine, and *carried* by a vote of (9) yeas and (0) nays.

**RES. NO. 08-198 COOPERATIVE ENDEAVOR AGREEMENT - FUNDING -
RESTORE OR RETREAT, INC.**

The next item (41) on the agenda was a resolution accepting the low bid of _____ in the amount of _____ dollars (\$ _____) for the concrete slab for the Courthouse Chiller and authorizing the Parish President to sign, execute and administer any and all relevant documents. A **motion** was offered by Mr. Richard and seconded by Mr. Jones.

Mr. Brennan Matherne stated the low bid accepted was for ACSC Inc. and gave the amount as being \$6,975. He stated that the bids were just opened yesterday, which was the only reason why it was submitted with blanks, in that they wanted the Council to pass this as soon as possible.

Mr. Fertitta commented that he knew that this was just a minor thing, that he was sorry, but he would have to vote against this because of it being submitted with blanks and then filling them in at the meeting.

The resolution then *carried* by a vote of (8) yeas and (1) nay, that being of Mr. Fertitta.

RES. NO. 08-199 LOW BID - CONCRETE SLAB FOR THE COURTHOUSE CHILLER

MOTION

The next item (42) on the agenda was a motion to appoint the Daily Comet as the Official Journal for the Lafourche Parish Council for the period of July 1, 2008 to June 30, 2009 at the rate of \$5.50 per square of 100 words. A **motion** was offered by Mr. Lorraine, seconded by Mr. Gouaux, and *carried* by a vote of (8) yeas and (1) nay, that being of Mr. Doucet.

PUBLIC WISHING TO ADDRESS THE COUNCIL (SECOND SESSION)

The next item on the agenda was the second session of the Public to Address the Council. *No one requested to address the Public.*

DISCUSSION

The next item (43) on the agenda was a discussion regarding the new four (4) day work week concerning holidays. Mr. Fertitta stated that this may just be parliamentary procedure, but he thought that the new four day work week should have been done by resolution, in that the Council makes policy and laws, in which the Administration enforces them. He said that he did not know what the wishes of the Council was, but he thought that it should be done by resolution, and that he would like to get some feedback from them.

Mr. Toups said that Administration had spoken to them about it, in that they were thinking about doing it, in which he did not really see anything wrong with it. He then commented that a resolution was not a force of law, in that it would only be asking them to do it, but he was sure that the Administration had called most of them because he spoke to them. Mr. Toups said that the reason given for them to do so was to help the employees save gas. He then said that they can still do it by resolution to make it formal if they wanted to.

Mr. Lorraine said that if Mr. Fertitta believed that it was the way that it should be then maybe it should be, he then requested that Mr. Fertitta just draw up a resolution for the next Council meeting to vote on it, further saying that it would be that simple.

Mr. Doucet said that he would have to agree with Mr. Fertitta, saying that he thought that they were going to discuss this at the Council chambers about opinions and that he did not realize that their opinions were just a call to Administration and express them, in that he was just caught broadside by that, thinking that they were going to discuss it. He then said that he understood that it was to help the employees, further expressing his personal opinions.

Mr. Richard asked President Randolph if they had explored the possibilities of keeping split crews on Mondays and Fridays. President Randolph responded by first saying no, and then said that she would give him a better answer, explaining that there were employees who work 35 hours and employees who work 40 hours, which is a policy of this Council. She went on to say that they would have initially would have like to shut the buildings down because of the energy costs, but they could not, so they decided to close on Fridays. President Randolph said that most departments need back up and support in them, giving the Permit Department as an example of public interaction. She expressed that having only two employees in that office when normally there were four would be very difficult on those two employees who are there alone at the time, because there is so much detail involved in the permits these days. President Randolph continued by saying that she has not had any negative feedback on this from any Constituents, and that she did not know if any of the Councilmen have, that she would like to know if they would receive some negative feedback about this. She said that a split may be difficult to achieve. Mr. Richard then commented that it was not necessarily negative feedback yet, but they are concerned that they are not open to the public for five days a week, suggesting that if there was any way possible that they look at trying to accomplish that, further expressing that he thought that it was important for the public to be able to have somebody to talk to in case of a need on a Friday. President Randolph also pointed out that there were about 25 to 30 people on call when the offices are closed who were responding, including herself and most of the department heads, so there were people available, as well as the answering service. She explained that the answering service was available to contact them. President Randolph requested that they continue to give her feedback on this because they did not want to do anything that impacts the public negatively. Mr. Richard said that one strong suggestion would be to have someone answering the telephone that works for the Parish, that they would have the telephone numbers to contact the necessary people, in which he thought would be a great asset. He went on to say that way people can talk to a human being, being a person that works for the Parish; that they let the phone ring for a long time and sometimes the answering service will pick it up. Mr. Richard stated that he thought that it would

make the Constituents a lot happier knowing that they were talking to somebody that works for the Parish and that person would get in touch with the necessary people. He then said that would be a position that he would for them to consider, keeping somebody on the phone on that Friday, in that he thought that it was really important for the Constituents. President Randolph commented that his points were taken.

Mr. Lorraine said that he would think that future complaints would come in when they were going to have the holidays; giving Mardi Gras, Thanksgiving, and Christmas as good examples, depending on how they fall on the days of the week. He went on to say that would probably be when they would get the bulk of the complaints, being closed a majority of the week. Mr. Lorraine then said that they were doing this as a trial basis, but if Mr. Fertitta would want a resolution that he would support it, then voting on it officially.

Mr. Gouaux expressed that he would rather see the split shift at the Field Office level rather than the main offices, that he truly felt that if they try to put the office staff on a split shift that they were pretty much defeating the purpose because they would have to heat or cool the entire building for that day for a skeleton crew. He then suggested possibly having the Field Office's Foremen and Assistant Foremen switch out on Fridays and Mondays, keeping a couple of people there. Mr. Gouaux further stated that according to what he has heard that the Field Foreman feel that they have quite a bit of paperwork, so that might be a time when they can catch up on the paper work, and having a couple of grass cutters. He said that it never fails that if they have a deluge that it would happen on a Friday or a Saturday, that it seems like it is pretty much ok during the rest of the week, but the Field Offices were shut down on those days and nobody was there, in which was where he gets all of his complaints. President Randolph then commented that it was a policy that was established longer than them, in regards to the four day work week for the Field Offices. Mr. Gouaux stated that it would still be a four day work week, in that they would split. President Randolph then explained that the purpose of the four day work week was to mobilize equipment that they can work a longer day and get more done. She expressed that there were arguments on both sides, but for now she thought that it was working.

Mr. Fertitta said that he was told that some of the organizations that deal with Federal programs have to work a five day week, in that they have to operate the cooling and such for the buildings. He said that he was also told that they were just trying this for the summer; with President Randolph commenting that no, she would rather not say that.

Mr. Fertitta then stated that another concern he had, in which he had spoken to Ms. Chastity in the Finance Department and Ms. Donna Adams the Human Resources Director about it, was that the employees would have to get paid overtime on Fridays if they work, if they work four ten hour days that they would get time and a half on the Friday.

Mr. Matherne asked for the benefit of the viewers as to what times were the offices opened. President Randolph replied that the offices open at 7:30 a.m. and close at 5:00 p.m. Mr. Matherne then reiterated the times and next asked if the offices were open during the lunch hour, which President Randolph replied as yes Sir.

A **motion** was offered by Mr. Gouaux, seconded by Mr. Matherne, to *open* a *Two-Thirds Agenda*, and *carried* by a vote of (9) yeas and (0) nays; being a unanimous vote.

TWO-THIRDS AGENDA

The first item (1) on the Two-Thirds agenda was a resolution opposing House Bill 842 as it pertains to the personal and business financial disclosure of elected officials. A **motion** was offered by Mr. Gouaux and seconded by Mr. Toups.

Mr. Gouaux expressed that after reading this Bill he believes that the personal and business financial disclosure could affect some business people that serve on Boards as well as Council

members, in that he felt that there was still some unknowns. He went on to say that he believed that it was Senate Bill 781 that outlines exactly what they hope to accomplish and hope to see, but it is not very detailed. Mr. Gouaux said what scares and concerns him was the fact that he had two businesses that were very competitive and that he has a disclosure clause in some of his contracts with his customers, so he could not disclose some information. He further said that he thought from what he found out from Baton Rouge that it would not be that detailed, to where it was going to affect businessmen. Mr. Gouaux stated that the other part of this resolution was to try to make it known that they all ran about a year ago for this office, that it was not part of the criteria, that he is of the opinion that this should have been imposed on the next elected group and not the present group. He said that most of them spent their own money to get elected, that their constituency elected them, and it was not part of the criteria when elected. Mr. Gouaux continued by saying that was some of his concerns, but he was going to *pull this resolution* simply because he found out some additional information, in that he will come back at the next meeting with some more detailed findings.

A discussion then ensued in regards to the Bill. Mr. Gouaux explained that the Session was over and that this Bill was now Law, saying that if someone holds a seat and represents at least 5,000 Constituents that they are obligated as of July 1st to do a personal financial disclosure. He then said that his concern was of how detailed, and whether or not it was going to affect his livelihood; which he thought that he had then found out that it will not be as detailed, not enough to show their margins, giving away some of their pertinent information, as well as affect their disclosure clauses in contracts; and that it will be a once a year deal.

Mr. Lorraine exclaimed that Mr. Gouaux had said that the Session was over with, so anything that they would do now was moot. Mr. Gouaux then reiterated that it was Law already.

The Council Clerk, Ms. Carleen Babin, asked for the record, if Mr. Gouaux was pulling this item. Mr. Gouaux replied that he was going to *defer* it. Ms. Babin then asked if until the next Council meeting, being July 8th; with Mr. Gouaux replying as right.

Mr. Gouaux said that he had Senator Reggie Dupre to do some investigating, as to what was going to be exactly required or requested, but some of his questions have not been answered. He then expressed that if in fact that it poses a threat to his livelihood that he would hope that the Ethics Board would agree that the District Attorney can represent them in fighting this, so that they do not have to affect their livelihood or that they do not expect Boards to affect their livelihood. He went on to say that he had no problem showing any financials that affect the State, but they do that every year with the Audit Report that was sent out, explaining same. Mr. Gouaux further stated that he thought that this was redundant and that it could go too far to where it would really create a problem with people running for office as well as serving on Boards.

Mr. Fertitta then suggested that Mr. Gouaux table this item until the next meeting, that with parliamentary procedure that it would automatically go back on, instead of pulling it. Mr. Gouaux commented that was fine and agreed to table it; therefore, with the motion and second being removed, this item was *tabled*.

Mr. Fertitta commented that they can also resign by July 1st. Mr. Gouaux then said that they would have to resign if they did not want to disclose.

TABLED

The next item (2) on the Two-Thirds agenda was a resolution **approving a contract for services between Lafourche Parish Government and Correct Health for comprehensive inmate healthcare services at the Detention Center, and authorizing the Parish President to sign, execute, and administer any and all relevant documents.** A **motion** was offered by Mr. Gouaux and seconded by Mr. Matherne.

Mr. Lorraine said that he thought that this was the contract that the South Lafourche

Ambulance District had; and then asked Administration if they were now going with this one, if it was cheaper, and if they had more services.

President Randolph stated that the first thing that she wanted to do was to thank the South Lafourche Ambulance Services, in that when they came into this that they did not know how they were going to handle the medical situation at the Detention Center. She explained that actually what was happening was that most of the inmate problems were handled by bringing them to the hospital through the emergency room, which was an exorbitant cost. President Randolph expressed that the South Lafourche Ambulance Service worked with Administration very, very well through the years, providing medics and stepping up to the plate making this happen for the Parish and protecting them. She then applauded them for their major efforts in this.

President Randolph went on to reply to Mr. Lorraine's questions; explaining that this particular company provides this service to many different Parishes. She said that they were currently in Jefferson Parish and that they were also talking to Terrebonne Parish to do so. President Randolph stated that with this proposal the company would provide something that the Parish has not had so far, which was very important, being mental health services. She said that when arrested, people are brought to the Detention Center, that they will be evaluated by a mental health professional provided by this company. President Randolph further stated that 24/7 medical service would be provide for the facility, which was very important to them, and that it was not something that the South Lafourche Ambulance Service could provide to them, that they were on call, but not present on the site. She said that at the current time that the South Lafourche Ambulance Service was asking them for some things that the Parish could not comply with, in that they wanted the Parish to defend them in any lawsuits and to provide the Attorneys to do so. President Randolph stated that this particular company takes care of all that, for about the same price. She went on to say that when the two particular companies were compared that the Parish was then saving money, giving the example of not having to send them to the hospital, that the inmate was being taken care of on site. President Randolph continued by saying that the contract also provides for medications, nursing professionals, Physicians and their assistants, in that there was constant care for the individuals that were incarcerated. She then said that it would also avoid future problems, in that they were tested for communicable diseases when they are first evaluated. President Randolph expressed that many, many aspects of this contract was what the Parish needed for the Detention Center. She reiterated that it was not something that the South Lafourche Ambulance Service was able to offer, but she did not want to ever say that they did not do a wonderful job for the Parish in providing their services, in that they had helped in inventing this, be grateful to them. President Randolph continued by saying that the Parish would now have a company who is completely addressing everything needed there and more, for about the same price.

Mr. Lorraine questioned if the South Lafourche Ambulance District was notified, assuming that they were, in that they were not going to get the contract renewal. Ms. Crystal Chiasson, Parish Administrator, stated that Ms. Shelly Toups, the Health Activities Manager, was supposed to have made that call today. Mr. Lorraine then asked if Ms. Toups did in fact call the South Lafourche Ambulance District. President Randolph replied that she could not say if Ms. Toups did make the call or not. Mr. Lorraine then commented that just like President Randolph had stated that the South Lafourche Ambulance District did indeed do a really good job. He said that this company has more things involved in doing this job; but he just wished and hoped that the South Lafourche Ambulance District was at least notified, to where they do not pick up a paper the next day reading it there. Mr. Lorraine then mentioned the letter they had discussed earlier to be sent to the Board members, then reiterating that they should have at least notified the South Lafourche Ambulance District, hoping that they did so. President Randolph then commented that they could not tell the South Lafourche Ambulance District that they did not get the bid, until the Council voted; but they would get a call out to them in the morning.

Mr. Doucet questioned President Randolph, asking her if there was any reason why this was brought before the Council as a Two-Third item, in that they have to make this decision now, further asking if this was something pending on contract that they would not have time to look this over. President Randolph replied by saying that the Health Activities Manager in charge of this has been out for what she believed was for the last two weeks, which was why it was being brought to the Council at a late date. Mr. Doucet commented that he did not understand what President Randolph had just said, asking her what she had said about two weeks. President Randolph then explained that the Health Activities Manager has been out for two weeks, taking some comp time as well as attending a conference, reiterating that was why it was being brought to the Council at this late date. She then said that she knew that Mr. Doucet would like to study this more, but this was part of the evaluation process and that was why they were coming before the Council with this recommendation.

Mr. Doucet then asked if there were any other company anywhere else that performs these services. President Randolph replied that this was also put out for Request for Proposals, that this was not something that they went out and sought people, in that they had asked for proposals. Mr. Doucet then asked if this was the only one that came in. President Randolph replied as no, in that the South Lafourche Ambulance Service did as well. She then said that she thought that information was distributed. Mr. Doucet then commented that he had not gotten all the way through it, in that it was 30 pages long. President Randolph next stated that they were supposed to have information as well on the South Lafourche Ambulance Service's bid. Ms. Crystal Chiasson, Parish Administrator, apologized; saying that maybe it did not get distributed, that she only had one copy, in that she thought that it was out, which she thought that it was sent to the Council Office. President Randolph then asked the Council Clerk, Ms. Carleen Babin, if Administration had sent it to the Council Office. Ms. Babin replied that all her office had received was what was in the package. President Randolph stated that they had a base bid from South Lafourche Ambulance Services; but what was done was that the Health Activities Manager listed everything that the Parish has spent on medical at the facility, and that was how the evaluation was done between the two. She said that it included the number of ambulance visits, expressing that she would have preferred that many of them would have been to Chabert rather than to Thibodaux Regional because they were charged for that as well.

Mr. Doucet then commented that he understood that the South Lafourche Ambulance District did not have all of the total things that this package has.

The resolution then *carried* by a vote of (9) yeas and (0) nays.

**RES. NO. 08-200 CONTRACT - CORRECT HEALTH - DETENTION CENTER -
COMPREHENSIVE INMATE HEALTHCARE SERVICES**

A **motion** was offered by Mr. Gouaux, seconded by Mr. Toups, to *close the Two-Thirds Agenda and return to the regular agenda*, and *carried* by a vote of (9) yeas and (0) nays.

ADJOURNMENT

On **motion** by Mr. Doucet and seconded by Mr. Gouaux, and with no further business, the Lafourche Parish Council Meeting of **June 24, 2008 adjourned 7:48 p.m.**

MICHAEL F. DELATTE, CHAIRMAN
LAFOURCHE PARISH COUNCIL

CARLEEN B. BABIN, COUNCIL CLERK
LAFOURCHE PARISH COUNCIL

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Grant Projects in Progress
(as of 6/24/08)

Presenter, Charlotte A. Randolph

Grant Projects in Progress
(as of 6/24/08)

- Fifteen (15) grant projects in progress at this time
- Total approximately \$5,133,657.00
- Each grant awards has deadlines to keep projects on track with federal, state or other agencies (quarterly or semi-annual reporting, maintain records/spreadsheets on payments made by parish government; submit reimbursements to federal, state and other entities and track reimbursements, etc.).
- Deadlines and reporting requirements if not met/adhered to, present and future funding could be jeopardized.
- All of these grant awards require multiple coordination with federal, state and other entities, other parish departments, engineering firms and/or individual property owners.

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Exhibit "A"

Grant Projects in Progress

(as of 6/24/08)

- Company Canal Pump Station project
- \$1,000,000.00 State Capital Outlay funding (\$200,000 in Priority 2 and \$800,000 in Priority 5)
- Working with T. Baker Smith on contract for design work and with Drainage District #1 on confirmation of their funding for this project through Statewide Flood Control on the collaboration of this project

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Grant Projects in Progress

(as of 6/24/08)

- HUD-EDI grant for recreational development \$ 250,000
- **This project included four (4) sites:**
 - Lockport Senior Center* – repairs/renovations – Project is complete
 - Marydale recreational development* –basketball court with fencing, playground area and picnic area. Project is complete
 - Abby Heights recreational development* –basketball court with fencing and picnic area. Project is complete.
 - Bayou Blue recreational development* – shade structures for picnic area. Project is complete.
- We have approximately \$24,000 remaining for this recreational development and are waiting to find out the determination of the environmental study at the Alidore property to possibly use the remaining funding at that site.

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"A"

Grant Projects in Progress

(as of 6/24/08)

- HUD-EDI grant for Bayou Lafourche waterfront development \$ 500,000
- Central Market project for pavilion and parking area under Highway 90 overpass and next to the Tourist Commission office are in design stage with Shaw



Grant Projects in Progress

(as of 6/24/08)

- DOTD Transportation Enhancement Grant \$130,000
- The bayou side wharf/scenic outlook across from the Tourist Commission office is in the design stage with Shaw



"A"

Grant Projects in Progress

(as of 6/24/08)

- Recreational Trails grant award \$ 75,000
- Original application was for Ward 6 Senior Center Walking Trail project then Federal Highways Administration determined this was in a wetlands area. We then submitted Heroes Park Walking Trail project as an alternate project for this funding. We are waiting to receive the grant documents from the state.

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Grant Projects in Progress

(as of 6/24/08)

- Local Government Assistance Program \$62,000
- This funding is for three (3) portable emergency generators for use at bridges (such as Cote Blanche and Galliano Pontoon bridges) and Central Lafourche High School (for the sewer system).
- Generators have been purchased and Department of Public Works is presently upgrading electrical system at the two (2) bridges to be able to accept these portable generators when needed.

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"A"

Grant Projects in Progress

(as of 6/24/08)

- FEMA Hazard Mitigation Grant Program
Katrina Acquisition \$543,674
- All three (3) residential structures (severe repetitive loss list properties) have been purchased and demolished. Backfill and grading is being completed.
- We have neighbors interested in leasing these properties from the parish and will be working on those lease documents in the near future.
- 100% funding from FEMA and LRA.

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Grant Projects in Progress

(as of 6/24/08)

- FEMA Hazard Mitigation Grant Program –
Katrina Elevation \$305,920
- Soil testing and final design work being done on the three (3) structures (severe repetitive loss list properties).
- 100% funding from FEMA and LRA.

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"A"

Grant Projects in Progress

(as of 6/24/08)

- Local Government Assistance Program \$50,000
- Emergency generator for the LPG Thibodaux Government Complex.
- Bid opening was last Monday, June 16, 2008.

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Grant Projects in Progress

(as of 6/24/08)

- FEMA Hazard Mitigation Grant Program – Rita Acquisition \$1,034,092
- Parish bought two (2) properties in May and early June. We are working with two (2) more homeowners on when they may be ready for parish to purchase their properties (hopefully by August, 2008). We had 3 homeowners decide to discontinue their participation (Road Home funding had repaired their homes). One (1) additional homeowner documentation being submitted to participate that was omitted in original application.
- 100% funding from FEMA and LRA.

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"A"

Grant Projects in Progress

(as of 6/24/08)

- FEMA Hazard Mitigation Grant Program –
Rita Elevation \$472,907
- Soil testing and final design work being done on the four (4) structures (repetitive loss list properties).
- 100% funding from FEMA and LRA.

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Grant Projects in Progress

(as of 6/24/08)

- FEMA Expanded Mitigation Pilot Program \$150,000
- Update our Hazard Mitigation Plan and for project scoping (feasibility study, preliminary engineering work to have a project ready on the shelf so that when a funding opportunity becomes available, we can submit an application more quickly and have this preliminary engineering work paid for).
- At present, working with Shaw on updating plan and should be beginning meetings in near future with entities (Lockport, Golden Meadow, Drainage Districts, Levee Districts, etc.)

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"A"

Grant Projects in Progress

(as of 6/24/08)

- FEMA Twin Oaks Drainage Project \$62,066
- Working with landowners to get final rights of way for outfall canal to complete project.
- Amount is what is remaining on grant funding.

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Grant Projects in Progress

(as of 6/24/08)

- FEMA Hazard Mitigation Grant Program – demolition and rebuild projects
- Pitre Reconstruction Project \$204,225
- Comeaux Reconstruction Project \$218,773
- Soil testing being done then will begin design work
- 100% funding from FEMA and LRA.

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"A"

Grant Projects in Progress

(as of 6/24/08)

- Parish Bridge Repair Program –
Valentine and Galliano Pontoon Bridges
\$ 75,000
- Repairs to the Valentine and Galliano Pontoon Bridges
- Department of Public Works is getting prices, working on bridge houses and new arm for Galliano Pontoon Bridge

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Grant Projects in Progress

(as of 6/24/08)

- **Additional Hazard Mitigation Grant Program funding (June 2008):**
- Parish submitted Letters of Intent on June 13, 2008 to submit applications by July 31, 2008 for the following projects
- Will be funded 100% by FEMA and LRA
- For the \$3 million allocation for Lafourche Parish Government, the following applications are being submitted:
 - #1 – Industrial Park Floodwall Project
 - #2 – Parishwide Pump Station Improvements/Upgrades (Butch Hill Pump Station, Four Point Pump Station, Fantastic Pump Station, Edgar Guidry Pump Station, Old Valentine Pump Station, McCloud Pump Station, Clothilda Pump Station, Al Robichaux Pump Station, Yankee Canal Pump Station, Lil Al Pump Station, West Camelia Pump Station, Manchester Manor New Pump Station, Rita Pump Station and Thoroughbred Pump Station).

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"A"

Grant Projects in Progress

(as of 6/24/08)

- **Additional Hazard Mitigation Grant Program funding (June 2008):**
- Parish submitted Letters of Intent on June 13, 2008 to submit applications by July 31, 2008 for the following projects
- Will be funded 100% by FEMA and LRA
- For the \$74 million in statewide competitive available funding, the following applications are being submitted by Lafourche Parish Government:
 - #1 – Leighton Pump Station Project
 - #2 – Jessie Dufrene Pump Station Project
 - #3 – Morvant Pump Station Project
 - #4 – Emerald Park Pump Station Project
 - #5 – Point Aux Chene Pump Station Project
 - #6 – Timberland Pump Station Project
 - #7 - HMGP 1603-057-0004 – Public Facilities – 24 structures – this application was previously submitted and is pending review
 - #8 - HMGP 1603-057-0006 – Raceland/EOC complex – this application was previously submitted and is pending review

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Grant Projects in Progress

(as of 6/24/08)

- **Long-Term Community Recovery funding (CDBG)**
- \$948,000 for first funding available with additional future funding to come
- We are presently meeting with the state consultant for CDBG Long-Term Community Recovery Projects and hope to submit the Drainage Master Plan as the project for Lafourche Parish Government in the near future.
- There is no charge to parish government for the state consultant on this funding – all funding can be used for project.
- Expected cost between \$750,000 - \$950,000.

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"A"



Finance Report
June 24, 2008

Chastity Himel, Accounting Manager

Financial Reports

- Royalty Revenue Report
- Sales Tax Revenue Report
- Parish Transportation Report
- Operating Statements & Fund Recap

Financial Reports can be found at:

www.lafourchegov.org

Finance Department



Royalty Revenues

	<u>2007</u>	<u>2008</u>
• 1 st Quarter	1,062,863	1,774,396
• April	349,523	539,291
• May	404,054	568,577

Total YTD **1,816,440** **2,882,264**



Road Sales Tax District #2

	<u>2007</u>	<u>2008</u>
• 1 st Quarter	1,335,411	965,657
• April	260,144	271,139
• May	455,357	243,036

Total YTD **2,050,912** **1,479,832**



Exhibit "B"

Road Sales Tax District A		
	2007	2008
• 1 st Quarter	839,258	880,714
• April	348,322	323,396
• May	308,322	349,195
Total YTD	1,495,902	1,553,305

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Solid Waste		
	2007	2008
• 1 st Quarter	1,626,736	1,643,298
• April	618,986	615,366
• May	563,527	607,106
Total YTD	2,809,249	2,865,770

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Parish Transportation Revenue		
	2007	2008
• 1 st Quarter	192,094	151,787
• April	50,220	48,447
• May	59,847	52,485
Total YTD	302,161	252,719

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District Attorney Opinion 08-008	
- Revised Review of Findings	
- Comments on any of the policies distributed in February	

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"B"

2007 Audit	
	<ul style="list-style-type: none"> Exit Interview June 25th at 1:30 pm
	

2009 Budget	
	<ul style="list-style-type: none"> Managers entering their budgets. Preparing to move to Departmental Levels
	

2008 Reassessment Advertisement	
	<ul style="list-style-type: none"> Notice is hereby given pursuant to Article 7, Section 23(C) of the Constitution and R.S. 47:1705(B) that a public hearing of the Lafourche Parish Council will be held at the regular meeting place, the Council Chambers of the Lafourche Parish Council at the Sondra Barrios Building at 1612 Highway 182, Suite 100, Raceland, Louisiana, on Tuesday, September 9, 2008 at 5:00 p.m. to consider levying additional or increased millage rates without further voter approval or adopting the adjusted millage rate and rolling forward to a millage rate not to exceed the prior year's maximum.
	

The End	
	

"B"



PICCIOLA & ASSOCIATES, INC.

CIVIL ENGINEERS · LAND SURVEYORS · NAVAL ARCHITECTS · MARINE ENGINEERS

Lafourche Parish Government ENGINEERING REPORT

June 24, 2008

Road Sales Tax District No. 2 – Phase 4C

The Contractor on this project is Sealevel Construction, Inc. The contractor is substantially complete with this project. There are a few punch list items remaining to be completed within the next few weeks.

Road Sales Tax District No. 2 – Phase 4D

The Contractor on this project is Barriere Construction Co., L.L.C. The Contract Documents have been completed and we are currently scheduling a Pre-Construction Meeting.

Larose Pump Station

The Contractor on this project is Low Land Construction, Inc. The contractor is complete and we are in the lien period.

Cote Blanche Bridge

All of the topographic surveying is complete. Engineering plans are approximately 80% complete. We are currently working on the Machinery and Electrical Plans. It is anticipated to go out for bids shortly and begin construction sometime this summer.

Road Sales Tax District No. 2 – Phase 4E (Town of Golden Meadow)

We met with the Parish Administration and the Town Officials to determine a street list. That list has been finalized. We are currently scheduling Project Surveying of those streets.

Submitted by:

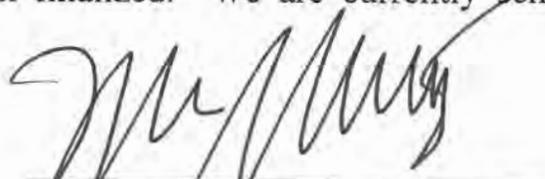

Joseph C. Picciola, II, P.E., P.L.S.

Exhibit
"C"