

MARCH 14, 2006  
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, MARCH 14, 2006 AT 6:00 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. Brent Callais, Chairman, who then stated that the Lafourche Parish Council was ready for the transaction of business at 6:04 p.m.

Chairman Callais announced that the invocation would be led by Mr. Mark Atzenhoffer. The Council then recited the Pledge of Allegiance led by Mr. Daniel Lorraine. Proceedings of the meeting were called to order with the following:

<b>PRESENT:</b>	Mr. Michael Delatte	Mr. Michael Matherne
	Mr. Lindel Toups	Mr. Phillip Gouaux
	Mr. Daniel Lorraine	Dr. Tommy Lasseigne
	Mr. Tyrone Williams	Mr. Brent Callais, Chairman
	Mr. Mark Atzenhoffer, Vice-Chair	
	Mrs. Charlotte Randolph, Parish President	

**ABSENT:**

**APPROVAL OF COUNCIL MINUTES**

The next item (1) on the agenda was a motion to accept the minutes of the March 1, 2006 Regular Session meeting. A **motion** was offered by Mr. Mark Atzenhoffer and seconded by Mr. Phillip Gouaux to accept the March 1, 2006 minutes. The minutes were **approved** by a vote of nine (9) yeas and zero (0) nays.

**PROCLAMATIONS**

The next item (2) on the agenda were Proclamations recognizing James Cantrelle, III from Lockport Middle School for his front cover drawing, Cassidy Adams from Larose Upper Elementary for her wetlands poem, Chance Gautreaux from Cut Off Elementary School for his July drawing and Genevieve Leslie from E. D. White Catholic High School for her back cover drawing, all of which were winning drawings on the Louisiana: Saving Our Wetlands calendar. The proclamations were read and presented to the participants who present at the meeting, with the proclamations of the participants who were not in attendance to be presented at the next meeting of the Council.

**PUBLIC WISHING TO ADDRESS THE COUNCIL**

The next item on the agenda was the public wishing to address the Council.

Mr. Archie Scurlock addressed the Council regarding building permits and culvert installation. He began by explaining that he had tried to get a culvert installed on a piece of property he would be building on, and then explained the problems he had incurred with trying to get the same. Mr. Scurlock said that he would ask that the Council rescind the resolution passed regarding that issue until such a time as the Attorney General's opinion on the matter was received. He then stated that he had

also tried to obtain a building permit and then spoke of the problems that would be caused with the adoption of Act 12 of the Louisiana Legislature's 1<sup>st</sup> Extraordinary Session. Mr. Scurlock went on to say that the matter would cause a lot of unnecessary expense on anyone who builds, as well as architects, adding that it would possibly put some of them out of business, as well as rising the costs of homes. He continued to speak on the matter, including the number of minimum inspections required. Mr. Scurlock stated that he would ask that the Council defer the matter and also that they fight on behalf of the citizens of Lafourche regarding this issue. He went to explain his reasons for selling his home. Mr. Scurlock then spoke of the expense that would be incurred by having to get plans certified. He then spoke of the wind requirements, and the expenses in meeting those requirements, asking that once his house was up to the requirements, who would guarantee it would not blow away any way. Mr. Scurlock continued to speak of the expenses and difficulties the matter would present and said that if the resolution had to be adopted he understood, but that he would ask that in the mean time, until the matter was adopted, that things stay the way they were.

Mr. John Boyle addressed the Council next with regards to FEMA and the LRA Long Term Community Recovery Plan. He began by informing the Council that they had been in the Parish for approximately four (4) months and that they were coming to the conclusion of their long term community recovery plan. Mr. Boyle invited everyone to the Bingo Hall in Matthews, Louisiana where they would be holding a community meeting. He then went on to list and explain the things that they had been doing while in the area, including meetings with hundreds of citizens and local residents and business leaders, identifying goals, objectives and visions for the future in terms of community recovery, as well as being more prepared for future storms. Mr. Boyle explained that they had identified approximately twenty-five (25) projects which he said most of had scored in the high to moderate recovery value in the FEMA review process. He explained that at the present time there was no direct funding for the projects, but that the review process put them at a high level for the funding that would be coming into Louisiana for hurricane recovery. Mr. Boyle then explained what would be discussed at the meeting at the Bingo Hall in Matthews, which he said included the goals and objectives developed, as well as an overview of the projects, as well as other matters. He then listed some of the projects, gave various costs on some of the projects and spoke of their recovery designation. Mr. Boyle explained that by March 21, 2006 Phase 1 would be coming to a close and his team would be out of Lafourche but said that there would be long term recovery members still present and stationed at the Barrios Building in Raceland.

Mr. Carl Chauvin next addressed the Council and inquired as to whether he could address questions to Chairman Callais and then asked that if Chairman Callais could not answer them, if he would direct the questions to someone who could answer them. Mr. Chauvin began his questioning by asking why the Randolphs were using the Office of Emergency Preparedness's vehicle on August 24, 2005? Chairman Callais advised Mr. Chauvin that he did not know the reason. Mr. Chauvin asked Chairman Callais to direct the question to someone who would know the answer. Chairman Callais stated President Randolph could answer if she so wished to. President Randolph stated that they were following a America's Wetland caravan, which included the Governor and Senator Mary Landrieu, from New Orleans to Houma. Mr. Chauvin then continued his questioning, including asking whether the Randolphs had ever used a Parish vehicle for personal purposes, to which President Randolph responded no, and objected to Mr. Chauvin's questioning, saying that this was time for public comment, not public inquisition. Mr. Chauvin then asked the costs of repairing the parish owned 2004 Ford F-250 involved in the August 24, 2005 accident, as well as various other questions, including whether

the Parish had paid any tickets issued due to the accident, if there had been a lawsuit, if the matter had been settled, whether the Council had sought the advise of the District Attorney as to whether the Council had any recourse against the Randolphs for the damages incurred by the Parish as well as those paid to the victim as a result of the accident, whether the Council had considered any such recourse, whether Mr. Randolph had ever driven a parish vehicle without having President Randolph in the vehicle, and whether the \$15,000 approved in settlement had been disbursed? After being apprised of answers to his questions and/or lack of knowledge there of, along with refusals to answer some, Chairman Callais advised Mr. Chauvin of his limited time. Mr. Chauvin asked for extended time under an ordinance which allowed for two (2) additional minutes to rebut, to which Chairman Callais advised that the Council would have to vote on the matter. Mr. Chauvin then began asking another question, but his allowed time ran out.

Chairman Callais explained the Mr. Daniel Lorraine had also filled out a Public Wishing to Address the Council form, but stated that he felt that Mr. Lorraine was a member of the Council and not a member of the public at the present time. He advised Mr. Lorraine that his issue had been placed on a Two-Thirds agenda.

### **PRESENTATIONS**

The next item (3) on the agenda was a report by Mr. Ron Sapia regarding the activities of the Lafourche Parish Youth Council. This item was withdrawn and is to be reported on at the March 28, 2006 Lafourche Parish Council meeting.

Mr. Michael Matherne made a **motion** to deviate from the regular agenda to begin discussion on Item (52), seconded by Mr. Phillip Gouaux and **carried** by a vote of nine (9) yeas and zero (0) nays.

The next item (52) on the agenda was a discussion concerning the proposed special service agreement between Hospital Service District No. 2 and the Ochsner Clinic Foundation. After introducing various people from the hospital who were in attendance at the March 14, 2006 meeting, Mr. Milton Bourgeois began his presentation by giving a brief history on the hospital district, including its creation, and districts it encompassed, as well laws under which they had signed the special services agreement with Ochsner. He then stated that in 2002 the Board of Commissioners had commissioned a market survey of the district in order to get the feelings of the residents about what was happening to the hospital. Mr. Bourgeois then gave a detailed report on what the survey had showed, including the decline of preference shares since 1989, as well as the three (3) most important criteria to the consumers in the area, those being a wide variety of specialist, caring employees and most advanced technology and equipment. He then spoke of the district's lack of financial capability to sustain large marketing campaigns, saying that the survey indicated that the criteria was influenced by same. Mr. Bourgeois then spoke on the competency of the local physicians, the percentage of the households in the district who had outside primary care physicians, as well as the percentage of outside specialists utilized. He reported that since 1989, 11.1% of their market share had been lost to Terrebonne and Thibodaux. Mr. Bourgeois went on to report on the satisfaction of the hospitals, saying that Ochsner had the highest satisfaction rating, with St. Anne Hospital at second, followed closely by Terrebonne and Thibodaux. He then spoke on the many challenges faced by St. Anne over the last several years. Mr. Bourgeois stated that in the past five (5) years St. Anne had lost over \$1 million dollars a year,

with a net lost of approximately \$7 million dollars. He went to say that it had been identified that Lafourche Parish residents were leaving the Parish for health care, and that in the first two (2) quarters of last year, approximately 1,699 Lafourche Parish residents traveled to New Orleans for inpatient healthcare, and that 1,373 Lafourche Parish residents had chosen Terrebonne General for inpatient healthcare. Mr. Bourgeois said that in 2005, Ochsner Clinic alone, had 7,600 clinic visits from Lafourche Parish residents. He then began explaining some of the terms under the agreement, including the leasing of St. Anne to Ochsner. Mr. Bourgeois then went on to explain that in exchange, St. Anne would sell their working capital, which was inventory, accounts receivable and cash, to Ochsner on which a value would be determined on May 1, 2006. He estimated that that the amount would be approximately \$8 million and explained that the money would be deposited into an independent trust governed by an independent trustee and kept for the district until such a time that the district may see fit to take over the operations of the hospital. Mr. Bourgeois said that in addition, movable equipment was also being sold to Ochsner for book value and that the money was dedicated to the pay off of the bonded indebtedness of the hospital. He then reported on the guaranteed payments to the hospital over the fifteen (15) year lease period, and then listed and explained same. Mr. Bourgeois stated that it had been negotiated in the agreement, that the District Board maintain a lot of oversight on the new facility. Mr. Bourgeois explained that they had done a Needs Assessment rather than an RFP, because they knew what they were looking for. He said that they looked at the hospitals that they had the closest affiliations with, naming those as being Lady of the Sea, Ochsner, Terrebonne General and West Jefferson, respectively. Mr. Bourgeois said that Ochsner was the hospital that brought the most value to the table and met the criteria needed to improve services to the residents of the Central Lafourche. He reported that Ochsner employed some 600 physicians and had agreed to have physicians employed by the local hospital placed in the Parish, living in the area and working and raising their children here. Mr. Bourgeois said that Ochsner had agreed to immediate influx of capital and assumption of the liabilities of the District. He said that this had been explained to the medical staff and that they were supportive of same. Mr. Bourgeois then listed the various employees, department managers, civic organizations, and business people who supported the matter. He then mentioned that there were some concerns mentioned by a business person, but said that those concerns were being addressed. Mr. Bourgeois said that the net outcome from this would be better health care for the Parish, better health care for Central Lafourche and expanded capability of the hospital. He said that the hospital would stay local and would be locally managed, with himself still running the hospital and his employees being protected. Mr. Mark Atzenhoffer inquired as to whom had initiated the request to have Ochsner take over the hospital, asking if it was from the Board to Mr. Bourgeois or vice versa? Mr. Bourgeois said that with the survey done and with the knowledge of the problems of the small hospital, they were looking to see who they could partner. He said that after the survey, they had had discussions and strategic planning sessions and had also reviewed hospitals that they would most likely partner with. He said that they then started developing what they thought they needed based on the market survey and through discussions in the strategic planning committee the idea of discussions with Ochsner was arrived at. Mr. Bourgeois continued to answer Mr. Atzenhoffer's question. Mr. Atzenhoffer asked if the Board had given Mr. Bourgeois the okay to negotiate for the Board, asking who had handled the negotiations? Mr. Bourgeois answered that he had handled the negotiations, along with their attorney and said that they would then report to the Board at every step of the way. He said that the Board was present at some of the meetings, but that he had handled the negotiations, adding that they would review everything that had been agreed on in

strategic planning meetings and arrive at issues and then discuss them. Mr. Bourgeois advised Mr. Atzenhoffer that the Board Chairman was present at the March 14, 2006 Council meeting and was available to answer any questions. Mr. Atzenhoffer inquired as to whether Mr. Bourgeois had received complete support from the Board, to which Mr. Leonard St. Pierre stated that the resolution to sign the agreement had been unanimous and said that Mr. Bourgeois had been negotiating on their behalf. He went on to say that the discussion points that Mr. Bourgeois had negotiated were generated through strategic planning sessions at the Board meetings, adding that the Board was fully involved in the process. Mr. Atzenhoffer then asked at what point was Thibodaux and Terrebonne eliminated? Mr. St. Pierre stated that a Needs Assessment process had been used and said that they had looked for something that would bring things into the area that did not exist. He said that a void existed in healthcare and where people were going, giving an example of the amount of people leaving the area to go to Ochsner for healthcare in 2004 and 2005. Mr. St. Pierre said that they realized by bringing Ochsner into the area, they would be filling a need. Mr. Atzenhoffer then questioned why would the district not even look at its own community? Mr. St. Pierre said that they did but that with the research done, it was discovered that there was a mobile society. He said Thibodaux, Terrebonne, Lady of the Sea and St. Anne were options to people and that people were exercising their medical choices, and the one hospital they were electing that was not in the area, was Ochsner. Mr. St. Pierre said that by bring Ochsner into the area they were meeting a need that had been identified by the people of Lafourche by their usage. Mr. Atzenhoffer said that St. Anne was a public hospital and that now it would be a private hospital. Someone advised him that it would a private, not-for-profit hospital. Mr. Atzenhoffer said that if there was profit it would go to the Ochsner system. Discussions continued on the matter, including terms of the agreement with regards to furniture and movable equipment, and the reasons used for the agreement and relationships with other hospitals. Mr. St. Pierre pointed out that the perception should not be that this is a take over, but that it was a true partnership. Mr. Atzenhoffer inquired as to what point was the public involved in the decision made, to which Mr. St. Pierre said that they were reviewing the agreement with the public for their input. Mr. Atzenhoffer said that Mr. Bourgeois had mentioned that as of May 1, 2006 that this would be a done deal. Mr. St. Pierre informed Mr. Atzenhoffer that there was a sixty (60) day review period by law, and that they were in the sixty (60) day review period at the present time. Mr. Bourgeois then spoke on the State involvement and understanding with the operations of hospitals. He then informed the Council of the meetings he had had and future scheduled meetings, including a public forum scheduled for March 21, 2006 for all of the residents of the Parish, to discuss the matter. Mr. Bourgeois said that the feeling of the people of the Central Lafourche area was that of overwhelming positivity. Mr. Atzenhoffer stated that he believed that the public was kept out of the matter and further that there was nothing that the public could say that would change anyone's mind who had already signed the agreement. He said that it was only a formality of having to go through sixty (60) days of public input and that it would not mean anything. Mr. Atzenhoffer said that he did not think that there had been enough looking at our own community first. He pointed out that there had not even been a courtesy call to the Council, pointing out that he represented a portion of the district, that being Ward 3. Mr. Atzenhoffer said that he did not think that the process had involved the public, and said that the people should have known that there was a possibility that St. Anne Hospital was going to be ran by an outside the parish entity. Mr. Bourgeois said that they had followed State law. Mr. Toups said that he had attended the Board meeting, along with two (2) other councilmen, on March 14, 2006. He said that the hospital would have its own board and further that in the last five (5) years, St. Anne had lost \$7 million dollars. Mr.

Toups stated his reasons for saying that this was good deal. He said that he thought that Ochsner was second to no one and that he was looking forward to having St. Anne work with Ochsner. Mr. Toups said that he thought this was the best thing to happen to the Central Lafourche area and that he was behind it 100 percent. Dr. Lasseigne asked if Mr. Bourgeois currently served at the pleasure of the Board, to which Mr. Bourgeois stated that was correct. He asked if any members of the top management team had any contractual agreements with Ochsner or the new entity? Mr. Bourgeois said that there were no contractual arrangements with any employee of St. Anne with Ochsner. He then spoke of his agreement along with the retainment of his personnel. Mr. Bourgeois said that there were no outside people coming in. Mr. Callais clarified that when the take-over took place, that there would not be lay-offs expected, to which Mr. Bourgeois stated no, but that they were actually expecting an increase in employment. Mr. Gouaux said that everything looked great for the Central Lafourche area as far as medical services with the lease, and then commented on the future financial shape of the hospital. He said that he was wondering what was the take for Ochsner, asking what benefits would they be receiving? Dr. Patrick J. Quinlan, CEO of Ochsner Foundation Clinic Hospital advised that their job was to take care of people. He went on to say that they were a not-for-profit organization and that they were in the business to take care of the people of Louisiana. Dr. Quinlan said that they were not there to gain money for shareholders, and that they did good things. He said that they believed that their mission was to try and keep as much healthcare as possible local. Dr. Quinlan continued to elaborate on the matter. Mr. Lorraine commented on the choice of the people to choose whatever hospital they wanted, but pointed out that the people of the area would be benefitted by not having to travel to New Orleans, and only having to travel to Raceland for the same services. Dr. Quinlan stated that was correct if the same services were available. Mr. Lorraine commented on the longevity of the hospital without the present agreement. Mr. Matherne asked when the District's millage would expire? Mr. Bourgeois informed Mr. Matherne that he thought it to be in 2010. He said that by contract, the District Board stayed in place and had power as the district board, and that the District Board kept for itself the revenues from the millage and the rent from the re-hab hospital, which he said was approximately \$240,000 a year, with the millage generating approximately \$90,000. Mr. Bourgeois said that by contract, that money was used for the expenses of the District Board, and then said that the balance of the money was dedicated to healthcare of the Central Lafourche residents in the form of wellness programs. Mr. Matherne clarified that the Management Board was not relying on those revenues for operational expenses, and asked if there was ever a situation where the Council refused to grant a millage renewal or lessened the millage renewal, if it would not effect the operating expenses of the hospital? Mr. Bourgeois pointed out that it would only effect the free services that were given to the residents. Mr. Matherne stated that he was aware that they had public hearings forthcoming, but that he would like to offer the Council meetings as a public hearing mechanism in case outside the district input was wanted. Mr. Matherne asked the Council Clerk to put that on the next meeting agenda.

Mr. Mark Atzenhoffer made a **motion** to return to the regular agenda, Item (4), seconded by Mr. Michael Matherne and *carried* by a vote of nine (9) yeas, and zero (0) nays.

#### **ADMINISTRATIVE REPORT(S)**

The next item (4) on the agenda was a report by Mr. Brennan Matherne, Director, regarding the Department of Parks, Recreation and Public Facilities. Mr. Matherne gave a visual presentation

which contained information pertaining to the following matters, on which brief discussion on various projects ensued:

*Parks & Recreation*

Lafourche on the Move

- Planning 2006 events
  - Thibodaux – April 26
  - Larose – Summer
  - Raceland – late Fall

- 1<sup>st</sup> quarter reports

Storm Damage – LRD #3

Walking Tracks / Pavilions

- Abby Plantation Subdivision

- Two lots donated by The Deans
- Seeking the purchase of the third adjacent lot
- Over 15,000 sq. ft.
- Fenced-in basketball court, shade structures & playground equipment
- Contracting to begin after purchase of 3<sup>rd</sup> lot is finalized

- Marydale Subdivision

- In the process of acquiring land from H.U.D.
- Basketball court, shade structures & playground equipment

Cut Off Park – 79<sup>th</sup> Street near COYC

- Grant money ready to acquire playground equipment for area
- Future plans for possible walking track

Ward 6 Senior Center Walking Track

Downtown Thibodaux Park

- Phase I - **COMPLETE**

- Thomassie Construction – breaking up of old concrete and laying of new concrete

- Phase II - **UNDERWAY**

- Placement of benches and gazebo
- Execution of Thomassie Con. Change Order

- Phase III

- Landscaping

Estimated Completion - **MAY**

Cut Off Youth Center Parking Lot

Boat Launch Signs

2006 Recreation Plans

- Formula Committee

- Will work to establish updated Formula

- Walking Trail/Pavilion Capital Outlay \$\$

- Developing plans for Bayou Blue, Rita, etc.

- LRD #1 (Lockport)

- Tennis Court Project underway
- Worked on Baseball Fields

- LRD #5 (Chackbay, Bayou Boeuf, Choctaw)

- Refurbish Tennis Courts (2006 Capital Outlay)
- Refurbish Basketball Courts/Equipment

- LRD #4 (Hero's Park)

- Repaired and Enlarged Dugouts
- Purchased Oak Trees for landscaping
- Adding Restroom Facilities (2006 Capital Outlay)

*Public Facilities*

Current Projects

- Thibodaux Government Complex (95%)

Parish Council Suite with Conference Room  
Human Resources Suite  
Civil Service Dir. Office  
**UNDERWAY** – adding glass security wall in reception area

Library Headquarters

Obtaining quotes to paint interior  
Plan to Replace Trees, add landscaping  
Parking Lot on side of building

Historic Courthouse

Animal Shelter

Galliano Library / Parish Office

JBC/AIA currently working on design of interior offices for:

Councilmen  
Parish President  
Assessor  
State Senator and Representative  
District Attorney  
Coastal Zone Management  
(more)

Projects Coordinated with OEP

- Security Entry Card Pads placed on Thibodaux Government Complex on Barrios Building  
ID Cards to become entry cards (no keys needed)
- Video Conferencing in Council Chamber/EOC  
Plan to convert Chamber to EOC in time of storm  
Working on design of “easy-setup”
- Helping to revise storm plans

Council Chamber

Mr. Matherne thanked the Council for their time and voiced his appreciation and thanked them for taking a chance on him a year ago, as it has been a year he had been in his current position. He concluded by saying that he hoped he had been serving the Parish well.

Mr. Michael Matherne pointed out that he had not said anything about the tree cutting situation, but said that he had seldom received as many calls on something so green. He said that when the time came to plant trees in the place of the trees that had been cut down, he would like to plant one of them. Mr. Gouaux asked that the possibility of planting cypress trees be considered and gave reasons for suggesting so. Mr. Williams inquired as to whether Mr. Matherne had been in contact with the City of Thibodaux with regards to bathroom facilities at Martin Luther King Park, to which Mr. Matherne said he had not, but that he would work on that.

Mr. Michael Matherne made a **motion** to deviate from the regular agenda to Item (45), seconded by Mr. Mark Atzenhoffer, and **carried** by a vote of nine (9) yeas and zero (0) nays.

The next item (45) on the agenda was a resolution approving the issuance of not exceeding \$500,000 of Revenue Anticipation Notes, of Hospital Service District No. 1 of the Parish of Lafourche, State of Louisiana. A **motion** was made by Mr. Mark Atzenhoffer and seconded by Mr. Michael Matherne. Mr. Ray Ford, CEO of The Lady of the Sea General Hospital explained that he wanted to correct what may have been a mis-perception, in that this was not a new issuance of debt but a renewal of the debt that the Parish Council had approved in November of 2005. He said as the Council was aware, that if this type of loan was taken, that it had to be renewed every March and further that if it was not renewed, it would have to be repaid. Mr. Ford then spoke of their intent to renew it one (1) time and have it paid off in the course of the current year. He stated that the

\$500,000 would be paid off in February of 2007. The resolution *carried* by a vote of nine (9) yeas and zero (0) nays.

**RES. NO. 06-067 ANTICIPATION NOTES, HOSPITAL SERVICE DISTRICT. NO. 1**

Mr. Michael Matherne made a **motion** to return to the regular agenda, seconded by Mr. Mark Atzenhoffer and *carried* by a vote of nine (9) yeas and zero (0) nays.

Mr. Ray Cheramie, Department of Public Works, next gave a visual report on some of the projects and work done throughout the Parish, which included the following matters:

- Bowie Pump Station*-District 2. Ward 6. Chackbay Area. Bowie Pump Station, installing platform.
- Hebert Outfall*-District 2. Choupic Area. Drains to 60 Arpent Canal to Tauzin Pump.
- Maintenance*-District 3. Road side ditches. Drains to Leighton.
- Twelve Cedars*-District 4. Thibodaux Area. Drains to 80 Arpent.
- Market Street*-District 5. Raceland Area. Road side ditch.
- Fantastic Pump Station*-District 6. New Construction of Pump Station. Mathews/Lockport Area.
- Fantastic-Coastal Reservoir*-District 6. Before and After. Mathews/Lockport area.
- Chateau Estates*-District 7. Lockport Area. Drains to 40 Arpent Canal.
- East 40<sup>th</sup> St. Bridge*-District 8. Starting of installation of bridge.
- Chouest Canal*-District 8. Galliano Area. Drains E 85<sup>th</sup> up to 5 acres wide to the 20 Arpent Canal.
- W48th to Hwy 3235*-District 8. Drains W 47<sup>th</sup>, W48<sup>th</sup>, W 49<sup>th</sup>.
- West 5th*-District 8. Road Side Ditch. Drains W 5<sup>th</sup>.
- West 7th*-District 8. Road Side Ditches. Drains W 7<sup>th</sup> – W 8<sup>th</sup>.
- West 7<sup>th</sup> – Cross Street*-District 8. Road Side Ditch. Drains W 7<sup>th</sup> – W 8<sup>th</sup>.
- East 113<sup>th</sup>*-District 9. Road Side Ditches. Drains E 113<sup>th</sup> to LA. Hwy 308.
- Kurt Crosby*-District 9. Finished both sides. Drains W 161<sup>st</sup>, W 162<sup>nd</sup>, W 163<sup>rd</sup> and Rosavilla
- West 163<sup>rd</sup> Outfall*-District 9. Off of Hwy 3235. Drains W 163<sup>rd</sup>, W 164<sup>th</sup>
- West 177th*-District 9. Road Side Ditches. Drains W 177<sup>th</sup>.

Mr. Cheramie then gave a second visual presentation which showed the work done in Districts 5,6,7 and 8 in 2004 and 2005, including the following:

**Council District 5**

*Outfall Canals, Levees and Other Major Projects*

Outfall Canals (2004)

Recreation Ctr	2,800 ft	District #2 of 12	800 ft
Robert	1,200 ft	* Off of Lake Dr	
Marcel	900 ft	Mitchell Road	3,900 ft
Evangeline Heights	2,150 ft	Gus Falgout	4,200 ft
Danos	2,300 ft	Danny Kraemer	1,600 ft
Theriot/Zynn	400 ft	Wilson Street	800 ft
Crip Breaux	2,600 ft	Eroche	1,500 ft
Robichaux	4,100 ft	Otto Candies	400 ft
St. Ann (Northside)	1,200 ft	Howard Pertuit	300 ft
St. Ann (Southside)	1,900 ft	* District #3 of 12	
District #1 of 12	600 ft		
* Near Frank Hoogveen Property			

Outfall Canals (2005)

Evangeline Heights	3,000 ft
Surgin "Black" Truxillo	100 ft
Elm	4,000 ft
Du Mar Estates	1,100 ft
Roy Blouin	4,800 ft

David Price	4,700 ft
Steve "Zeke" Matherne	8,250 ft
Howard Pertuit	3,000 ft

Levees

Bayou Du Mar Levee was recapped	9,965 ft
Cyprien Pump Levee was recapped	10,100 ft
Twin Oaks Levee was recapped	7,920 ft

**Council District 6**

*Outfall Canals, Levees and Other Major Projects*

Outfall Canals (2004)

Georgia Sugars Estate	950 ft
Bowie/Near South Coast Sugars Property	3,600 ft
Gazzo	500 ft
Triple Oaks	2,100 ft
Harris Adams	3,200 ft
Douglas Adams	2,600 ft
Kahn	1,400 ft

Outfall Canals (2005)

Triple Oaks (Along railroad track near pump station)	1,200 ft
Pelican Drive	800 ft
Sako Drive	2,000 ft
Bobby "Beck" Grabert	3,200 ft
Robichaux (Near Green Acres Subdivision)	5,300 ft
Mike Breaux (Near Green Acres Subdivision)	1,900 ft
Tim Arcement (Near Green Acres Subdivision)	4,550 ft
Sugarland	2,500 ft

Outfall Canals

- Billy Cressonie
- Central Lafourche Drive
- Dean Toups
- E. Fontenelle
- Edwin Davaine
- Fantastic Blvd
- Ravenwood
- Reed Toups
- White Rose

Levees Recapped

Dean Toups	1 mile
Reed Toups	1-1/2 miles
Freddie "T-Boy" Breaux Ring	2 miles
Company Canal to Valentine	5 miles
Coastal to Twin Oaks S-D	3 miles
Twin Oaks Pump Levee	1 mile
* 40 Arpent near Twin Oaks Subdivision	
Valentine to Ludevine	3 miles

Major Projects

Natural Gas Pump Station addition of (1) 48" pump

**Council District 7**

*Outfall Canals, Levees and Other Major Projects*

Outfall Canals

Octavia	Harris Compeaux	Elton Delaune
Colbert Walker	Charlie Wallace	Leblanc Dr
Jules Folse	Parr Pump Road	Barrios
Frankie Falgout	Delta Farms	Edgar Guidry

Vivian Parr	Harang	Civic Center
Lococo	East 23 <sup>rd</sup> St.	Danos/Curole (South)
Adams Blvd	East 25 <sup>th</sup> St.	East 14 <sup>th</sup>
Green Acres	David Breaux	C. Defelice
Belle Vue	Earl Orgeron	Freddie Delaune 12 <sup>th</sup> St.
Danos & Curole Canal		Tibby Boudreaux/Daniel Pitre
Serville		

Major Projects

Edgar Guidry Pump Station addition of (2) 36" pumps  
 Point Aux Chene (upper and lower) built up levees

Levees

Ludevine to T-Bois	3 miles
Ted Falgout	3 miles
North American (rebuilt)	1/4 mile
Allied Shipyard (rebuilt)	1/4 mile
Charlie Wallace	1/4 mile
Barrios Levee by pump	1/8 mile
Delmar	1 mile

***Council District 8***

Outfall Canals (2004)

East 28th St.  
 East 28th Place (next to Harris Dufrene Trucking)  
 E 37<sup>th</sup>  
 E 40<sup>th</sup>  
 E 70<sup>th</sup> (Blair Plaisance)  
 E 72<sup>nd</sup> (Von Guidry)  
 E 90<sup>th</sup> (Hunter ditch)  
 EJ Rousse  
 Eroy Danos  
 George Loupe Jr.  
 James Matherne  
 Jimmie Badeaux  
 Kent Bouvier

Outfall Canals (2004)

Marie Barker  
 Milton Rogers  
 Paul Dufrene & Royce Blanchard  
 Ranal Ditch  
 Terry Dore  
 Tony Duet  
 Valerie Canal  
 W 11<sup>th</sup> (Brady Property)  
 W 15<sup>th</sup> (Clarence Marts)  
 W 25<sup>th</sup>  
 W 54<sup>th</sup> (South Ditch)  
 W 107<sup>th</sup> (Jim Danos)  
 W 111<sup>th</sup>  
 Warren Plaisance

Outfall Canals (2005)

East 40 Arpent Canal – from Breton Canal to East 40<sup>th</sup> Street  
 E 73<sup>rd</sup>  
 EJ Rousse  
 Frank Stouder  
 Jerry Savoie  
 Jimmy Badeaux

Johnny Callais  
Robbie Danos  
W 11<sup>th</sup> – North Ditch  
W 107<sup>th</sup>

Whitney Galjour

Chairman Callais requested a hard copy of Mr. Cheramie's current report and a previous report on the work done in the varies districts.

Dr. Lasseigne inquired as to the status of the Theriot Canal, to which Mr. Cheramie responded that it was on hold until some sort of indication from the Corps of Engineers as to whether it was wetlands or not was given. Dr. Lasseigne verified that there had been no permit, to which Mr. Cheramie stated that it was felt that there was no need to have a permit as the maps they had did not show the area as being wetlands. He continued to speak on the matter.

### **ENGINEERING AND ARCHITECT REPORT(S)**

The next item (5) on the agenda was a report regarding road projects in Phase 5D, given by Mr. David T. Heck, P.D. Mr. Heck reported on the West Thibodaux project giving various stages of the project, including that unreviewed final plans had been turned in at the end of January, and that there had been a ride through with the Administration on February 6, 2006. Mr. Heck then reported that soil samples had been requested, adding that they felt that was a little unusual. He said that they were aware of the compositions of the particular roads, as they had built them. Mr. Heck said that reports on the same should be received the week of March 20, 2006 and further that they believed that their design opinion would be correct as they had built the roads. He said that the next step would be to wait for authority to receive bids, and added that there would be a thirty (30) day wait period from that time. Mr. Heck continued to explain the process that needed to be gone through, including the acceptance of bids and the estimated length of time of the construction, eluding that basic construction completion should be approximately December 1, 2006. After explaining the necessary administrative duties to be completed, he stated that a real project completion date would be February 1, 2006. Mr. Williams inquired as to a specific date when the road would be complete? Mr. Heck explained that he felt it would be complete and open to the public in November or December and then elaborated on same. Mr. Williams informed Mr. Heck that he had received many phone calls with regards to the road situation. He then inquired as to the status of the Morristown project. Mr. Heck stated that the project was underway and stated that the project had had an unusual number of delays and expanded on same. He then reported that he had signed on March 14, 2006 the first estimate and that the contractor had worked on the project for approximately one (1) month. Mr. Heck stated that the start of the project had been slow but then explained that the intention of the contractor was to try to stay ahead, trying to do things in advance. He stated that the contractor on the project was Phylway Construction, LLC. Mr. Williams advised Mr. Heck that he would be keeping his eyes on the two (2) aforementioned projects, and clarified that he could tell his constituents that the roads would be complete by December. Mr. Heck explained that December would be his hope, but that he could not tell Mr. Williams that it would be the actual date. He then went on to explain that under the new Road Sales Tax Districts that design engineers such as himself, had limited control on the time frame of projects, and then began a detailed explanation with regards to the control of the Administration pertaining to the matter. Mr. Williams ask for clarification on what Mr. Heck was speaking about, to which President Randolph stated that Mr. Heck was saying that none of it was in his control and stated that the Notice to Proceed on the 5D, West Thibodaux area project, had been May 20, 2005. She said that there had been many

administrative discussions on the matter because they were waiting on some projects to be done before others could be moved onto. President Randolph said that problems had been incurred. Mr. Heck then spoke about another project, the Country Club project. He then spoke of the coming to terms with the Council with regards to the five (5) existing projects that belonged to them and had been awarded to them by the Supreme Court. Mr. Heck explained that the agreement made in July, 2004 had been that the five (5) original projects would begin construction immediately but said that no work had been assigned to them until March of 2005. He continued to speak on the control of the engineers at the current time and in the past. Mr. Williams voiced that he was tired of political games and that the people in his district were concerned about the road now. A brief discussion ensued.

Mr. Jack Plaisance, Picciola and Associates, Inc. gave an engineering report on ongoing projects, (attached hereto as Exhibit 1). Mr. Gouaux inquired as to the progress of LeBlanc Drive. Mr. Plaisance said that Statewide flood control applications to the State DOTD had been completed, and said that LeBlanc Drive was one (1) of the projects submitted at that time. He said from his understanding, that LeBlanc Drive was still at the review phase at the State level, along with a few others, which he then listed. Mr. Gouaux asked if Mr. Plaisance was aware of when something would be heard back on the matter, to which Mr. Plaisance stated that he was not aware but that he find out and let the Council know.

Mr. Larry J. Picciola, Larry J. Picciola, Inc, next gave an engineering report on Road Sales Tax Districts 3, 5, and 6 projects which included, as had been requested, a updating on all of the projects had. (Attached hereto as Exhibit 2) Mr. Atzenhoffer inquired as to Project 6A and commented on problems with asphalt or substandard work. Mr. Picciola stated that some streets in Raceland, which he named, had not had its wearing courses up to standard. He said that they had reviewed the matter and that Mr. David Heck's office was attempting to meet with the contractor and further that they had had the streets walked in order to mark the areas of concern. Mr. Picciola reported that they were waiting to hear back from the contractor as to how the corrections would be made and what they would be offering as corrections. He stated that as of the present time, he could not advise the Council that the streets be accepted by the Parish. Mr. Atzenhoffer then commented on the amount of days given for the project, to which Mr. Picciola advised that an additional forty-five (45) days was granted or was recommended to be granted because of the hurricanes. Mr. Atzenhoffer stated that even with the granting or recommendation of granting of additional days, the project was still over. Mr. Picciola agreed and stated that had not been addressed yet. Mr. Atzenhoffer stated that he did not recall the Council granting additional days, to which Mr. Picciola stated that they would be recommending additional days. Mr. Atzenhoffer inquired as to what was the penalty for going over the days allotted, to which Mr. Picciola said he would have to look at the contract, but guessed that it was possibly a few hundred dollars per day. Dr. Lasseigne inquired as to why some projects had not been assigned, mentioning the LaFour Bypass and the project Mr. Williams had inquired about earlier. Mr. Picciola explained that some of the projects had been held up so that there would not be an overload on the three (3) contractors dealt with and also so that there would not be a lot of changes to the plans or deterioration to the roads. Dr. Lasseigne asked when it was anticipated that LaFour Bypass would be assigned, to which Mr. Picciola stated that he would have to get with the Administration in order to get a date. He said that at the present time there were several other projects ongoing and that if they were assigned now that the contractors would be overloaded. Mr. Toups stated that he had received phone calls with regards to only having four (4) feet of driveways done and problems being incurred with vehicles hitting. Mr. Picciola advised that they were going four (4) feet unless there was a large grade change, and then they would do as much as needed for

a smooth transition. He then said that they were doing two (2) feet. A brief discussion ensued on the matter.

Mr. Richard Weimer, Architect, reported on the status of the office building of the Animal Shelter which is being built by the Louisiana Technical College. He said that the project was approximately 65% complete, with the outside being finished and the current application of plywood on the inside. Mr. Weimer said that it would probably be more toward the end of the year when the project would be finished and stated his reasons for saying same.

Mr. Picciola returned to the podium to advise the Council that they required core samples of all streets from all engineers, saying that if there had been previous samples, those would be used.

Mr. Cane LeBlanc from Duplantis Design Group, an engineering intern, next reported on the project status of the Marydale Waterline Improvements. He said that the project was advertised on February 27, 2006 and that bids were expected to be received by March 29, 2006. Mr. Williams inquired as to something, but it was inaudible. President Randolph inquired as to what was the anticipated completion date of the project, to which Mr. LeBlanc stated that he was not sure but that he could find out.

Mr. Lorraine requested personal privileges to address remarks made regarding his character at a January 24, 2006 meeting of the Council and to be allotted 5 minutes and 38 seconds to do so. Chairman Callais asked if Mr. Lorraine was making a motion to go to a Two-Thirds agenda, to which Mr. Lorraine stated no, but that he was asking a personal privilege request. Chairman Callais stated that he would entertain Mr. Lorraine's request at the end of the meeting. Dr. Lasseigne called for a point of order saying that the assembly had to grant the personal privilege and that if there was any objection then the Council would have to vote on the matter. Chairman Callais inquired as to whether there were any objections, to which Mr. Atzenhoffer stated yes. Dr. Lasseigne made a **motion** to allow Mr. Daniel Lorraine to speak, seconded by Mr. Lorraine and *carried* by a vote of five (5) yeas and four (4) nays, that being of Mr. Brent Callais, Mr. Michael Matherne, Mr. Mark Atzenhoffer, and Mr. Phillip Gouaux.

Mr. Lorraine began by stating that on January 24, 2006 there had been a "sneak attack" by President Randolph along with her administration, and further that it was obvious that some of the Council was aware. He then commented on what he called a cheering squad behind the Administration. Mr. Lorraine stated that he had been elected in 1983 and had taken office in 1984 and then said that one of the biggest problems had in the Parish at that time was streets. He said that from 1984 to 1997 five (5) sales tax for streets had been attempted and that in 1985 there had been attempt to create a district in South Lafourche, which he said had not passed because of asking for two (2) cents on a dollar. Mr. Lorraine said that in 1997 he had brought that matter to the full Council, pointing out that he had to compromise, but was able to create a sales tax district, that being District 2. He said that the streets had been started in 1998 and then continued to explain the creation of the other districts. Mr. Lorraine stated that in 2005 there had been \$15 million dollars bonded out to help streets of which he stated, District 2 had not received any money. He said he had supported it because he believed in helping the rest of the Parish. Mr. Lorraine then spoke on the South Lafourche Levee District and then gave a brief history on that, adding that he had been a leader on that and further that President Randolph had come in at a later date as a follower. He then spoke about the paving of a streets that cost approximately \$450,000 for which he was able to get the Greater Lafourche Port Commission to pay \$374,000 of the \$450,000 and elaborated on same. Mr. Lorraine then spoke on Drainage District No. 1, stating that the district had bought numerous equipment for the Parish and that he had yet to see another drainage district in the Parish buy any

equipment for the Parish. He then spoke about the culvert cleaner that the District had bought and stated that the parish wide culvert cleaner was in Mr. Atzenhoffer's district. Mr. Lorraine then stated that Drainage District No. 1 had done a lot of projects and then spoke about a grant that they had applied for and received, which he said the Parish had applied for the same grant but had not received. He then said that he was chastised for having an engineer from out the Parish hired for the grant application, but advised that President Randolph had hired the same engineer to do a project in Chackbay. Mr. Lorraine then spoke on the Library millage election and elaborated on same, pointing out that President Randolph had not signed Ordinance 3637, showing he said, that she did not support the tax. Mr. Lorraine then commented on President Randolph's attendance at a ribbon cutting ceremony. Chairman Callais interrupted Mr. Lorraine as he allotted time had expired.

### **LEGAL ADVISOR REPORT**

The next item on the agenda was to relinquish time to the Lafourche Parish Legal Advisor. The legal advisor was not present.

### **ORDINANCE FOR DISCUSSION AND RATIFICATION**

The next item (6) on the agenda was an ordinance amending Section 4:20 through 4:25 of Sub-Chapter "A" of Chapter 4 of the Code of Ordinances relative to the governance of the Lafourche Parish Animal Shelter. A **motion** was offered by Mr. Phillip Gouaux and seconded by Mr. Mark Atzenhoffer. Mr. Mark Atzenhoffer offered an amendment to Section 4:23(C)(5) to change ~~Office for Community Action's~~ to Lafourche Parish Animal Shelter, seconded by Mr. Phillip Gouaux and **carried** by a vote of nine (9) yeas and zero (0) nays. Mr. Mark Atzenhoffer offered an amendment to to remove the Advisory Board in all sections as identified in the attachment, seconded by Mr. Phillip Gouaux. Mr. Matherne said that he understood that some councilmen believed that there were too many boards, but that he thought that the board could empower the people who loved animals and have them help make decisions. He said that everyone had very pet-friendly people in their districts. Mr. Matherne said that he thought that the advisory board would allow those people to become involved and would give them a sense of entitlement in the project. He said that he would like to have those people make decisions on a direct contact basis and not have them come to the Council. He continued to voice reasons for having the advising board. Mr. Atzenhoffer stated that he understood Mr. Matherne, but said that his belief was that problems could be addressed through a policy as opposed to the creation of a board by the Council. He continued to voice reasons as to why this matter should be handled as a policy and elaborated on same. Chairman Callais inquired as to whether the board would have the authority to hire the director? A response was given but was in audible. Mr. Toups asked Mr. Matherne if the board would take care of the animals and if everything would still come before the Council? Mr. Matherne said that he would think that they would help the director. Dr. Lasseigne then voiced his reasons for saying that there were too many boards and that this may just get in the way of the Administration communicating directly with the director and getting things done more expeditiously. He said that he thought this could be ran administratively and then commented on the not wanting of a board and giving his reasons for same. Mr. Gouaux stated that the various humane society groups would be present and that it was also his understanding that the operating procedures had been gathered from neighboring shelters. He said that there were some changes that he would want to see in the policy and asked to receive the policy electronically so that he could get it to some other concerned people as well as someone in the public who may want it, saying that electronically was the reasonable way to send it to make modifications. Mr. Gouaux said that with regards to having another board in Lafourche Parish, he would have to

vote against it. Mr. Atzenhoffer said that it was important to recognize that this project was not completed yet and said that if problems were incurred that changes could be made when the Animal Shelter became fully operational. He asked that everyone be very diligent in looking at the matter and continued to briefly speak on the issue. The amendment **failed** by a vote of three (3) yeas, that being of Mr. Mark Atzenhoffer, Mr. Brent Callais and Mr. Phillip Gouaux, and six (6) nays, that being of Mr. Daniel Lorraine, Mr. Michael Matherne, Mr. Michael Delatte, Mr. Tyrone Williams, Mr. Lindel Toups and Dr. Tommy Lasseigne. The ordinance as amended once **carried** by a vote of eight (8) yeas and one (1) nay, that being of Mr. Mark Atzenhoffer.

**ORD. NO. 3757-1 GOVERNANCE, LAFOURCHE PARISH ANIMAL SHELTER**

The next item (7) on the agenda was an ordinance accepting into the parish system the subdivision known as the “Blocks 5, 6, 7 & 8, Re-division of Tina Guidry Property (Lake Long Road),” Ward 11, District 5. A **motion** was offered by Mr. Mark Atzenhoffer and seconded by Mr. Michael Delatte. Mr. Atzenhoffer explained what this matter was concerning and commented that fences and sheds were already built across the servitude and then said that he felt that the Council had to accept the servitude and that they did not have much of a choice. The ordinance **carried** by a vote of eight (8) yeas and one (1) nay, that being of Mr. Michael Matherne.

**ORD. NO. 3758 ACCEPT, RE-DIVISION OF TINA GUIDRY PROPERTY**

Next, a **motion** was offered by Mr. Mark Atzenhoffer, seconded by Mr. Lindel Toups to **open** the Public Hearing & Ordinances for Ratification. After a brief discussion, Mr. Lindel Toups removed his second and Mr. Mark Atzenhoffer begrudgingly removed his motion.

Dr. Tommy Lasseigne offered a **motion** to deviate from the regular agenda to go to Item (38) on the March 14, 2006 agenda, seconded by Mr. Lindel Toups and **carried** by a vote of eight (8) yeas and one (1) nay, that being of Mr. Mark Atzenhoffer.

The next item (38) on the agenda was a resolution filling one (1) vacancy on the Lafourche Parish Library Board of Control. A **motion** was made by Mr. Michael Matherne and seconded by Mr. Mark Atzenhoffer. Mr. Michael Matherne nominated Ms. Patricia Duet. Mr. Lindel Toups nominated Mr. James Cantrelle. Mr. Phillip Gouaux nominated Ms. Betty Barrilleaux. Mr. Mark Atzenhoffer nominated Mr. Woody Falgoust. Mr. Toups stated that approximately a year ago Mr. Cantrelle had been nominated to the board. He then said that he recalled at that time that Mr. Cantrelle had been given a one (1) year term with the promise of serving a full term. Mr. Toups said that he did not think that anyone could say that Mr. Cantrelle had done wrong to the Library Board and that he had rose to be the President of the Library Board. He asked that the Council give Mr. Cantrelle another four (4) year term and to let him finish what he started. Mr. Gouaux said that it was not a matter of wrongdoings, but that if the members of the Board were looked at, it would be noticed that some districts had multiple representation and that other districts had none. Mr. Toups responded to Mr. Gouaux’s comments stating that in the minutes of the meeting wherein this matter had been discussed, it showed that Mr. Gouaux had nominated someone from the same district as Mr. Toups’ nominee. He said that he did not think that someone should be taken off of a board if he was doing a good job. Mr. Gouaux then briefly responded to Mr. Toups’ comments. A roll call vote was taken on the nomination of Ms. Patricia Duet and **failed** by a vote of four (4) yeas, that being of Mr. Michael Matherne, Mr. Mark Atzenhoffer, Mr. Phillip Gouaux and Mr. Brent Callais and five (5) nays, that being of Mr. Tyrone Williams, Mr. Michael Delatte, Dr. Tommy Lasseigne, Mr. Lindel

Toups and Mr. Daniel Lorraine. A roll call vote was then taken on the nomination of Mr. James Cantrelle and *carried* by a vote of five (5) yeas, that being of Mr. Tyrone Williams, Mr. Michael Delatte, Dr. Tommy Lasseigne, Mr. Lindel Toups and Mr. Daniel Lorraine, and four (4) nays, that being of Mr. Michael Matherne, Mr. Phillip Gouaux, Mr. Mark Atzenhoffer and Mr. Brent Callais.

**RES. NO. 06-068**                      **FILL VACANCY, LIBRARY BOARD OF CONTROL**

Mr. James Cantrelle thanked everyone and stated that he would represent the whole Parish and stated that he would work with everyone to get the libraries built. He said that he would work extremely hard to see that the Thibodaux Library was done.

Mr. Mark Atzenhoffer made a **motion** to return to the regular agenda, Item (I), seconded by Mr. Michael Matherne and *carried* by a vote of nine (9) yeas and zero (0) nays.

Next, a **motion** was offered by Mr. Mark Atzenhoffer, seconded by Mr. Michael Matherne to *open* the Public Hearing & Ordinances for Ratification, and *carried* by a vote of nine (9) yeas and zero (0) nays.

#### **PUBLIC HEARING AND ORDINANCES FOR RATIFICATION**

The next item (8) on the agenda was an ordinance approving a servitude agreement between Billy W. Hillman, Louis P. Braud, Paul T. Ray and the Lafourche Parish Council to operate and maintain a twenty (20') foot, plus width of ditch, maintenance servitude of a drainage canal in the Thibodaux area of Ward 5, District 4; and authorizing the Parish President to sign, execute, and administer said agreement. Chairman Callais asked three times if anyone from the public wanted to speak on the proposed ordinance. Hearing none, Chairman Callais moved for a motion. A **motion** was offered by Dr. Tommy Lasseigne, seconded by Mr. Michael Delatte and *carried* by a vote of nine (9) yeas and zero (0) nays.

#### **ORD. NO. 3759**                      **SERVITUDE AGREEMENT, HILLMAN/BRAUD/RAY**

The next item (9) on the agenda was an ordinance approving a servitude agreement between Charles and Betty Wallace and the Lafourche Parish Council to operate and maintain a thirty (30') foot and an eighty-five (85') foot maintenance servitude of drainage and a flood protection levee in the Larose area of Ward 4, District 7; and authorizing the Parish President to sign, execute, and administer said agreement. Chairman Callais asked three times if anyone from the public wanted to speak on the proposed ordinance. Hearing none, Chairman Callais moved for a motion. A **motion** was offered by Mr. Phillip Gouaux and seconded by Mr. Lindel Toups. Mr. Atzenhoffer inquired as to whether the resolution previously passed regarding the Attorney General's opinion prohibited work being done on private property? Dr. Lasseigne stated that the resolution did not have the force of law, pointing out that culverts could still be put down if it was chosen to do so. He voiced his reasons for proposing the resolution and said that he thought that the District Attorney was attempting to give the Council some guidance in the matter. Dr. Lasseigne said that to him, the culverts were the most minuscule part of the problem, saying that there were some big projects being done on private property that servitudes were had for. He continued to speak on the matter, saying that he could not imagine that the Attorney General did not want any work done on private property at all. Mr. Gouaux said that the cost to benefit ratio had failed to be recognized. He said that the levee in Larose would meet the criteria, saying that the levee being built on the Wallace property would aid in the non-flooding of the area. Mr. Atzenhoffer clarified that he was not speaking on this

one (1) specific servitude, saying that there were a couple of servitude agreements on the agenda but pointed out that the Council had said not to do any work on private property. Mr. Gouaux said that if he understood correctly the resolution had stated that certain criteria had to be followed. The ordinance *carried* by a vote of nine (9) yeas and zero (0) nays.

**ORD. NO. 3760           SERVITUDE AGREEMENT, CHARLES & BETTY WALLACE**

The next item (10) on the agenda was an ordinance approving a servitude agreement between Paul and Rebecca Dufrene III and the Lafourche Parish Council to operate and maintain a thirty (30') foot by one hundred (100') foot maintenance servitude of a drainage canal in the Cut Off area of Ward 10, District 8; and authorizing the Parish President to sign, execute, and administer said agreement. Chairman Callais asked three times if anyone from the public wanted to speak on the proposed ordinance. Hearing none, Chairman Callais moved for a motion. A **motion** was offered by Mr. Michael Matherne, seconded by Mr. Mark Atzenhoffer and *carried* by a vote of nine (9) yeas and zero (0) nays.

**ORD. NO. 3761           SERVITUDE AGREEMENT, PAUL & REBECCA DUFRENE, III**

The next item (11) on the agenda was an ordinance amending the Code of Ordinances to add Section 2:305 to Sub-Chapter "C" of Chapter 2 as it pertains to the By-Laws and Operating Procedures of the Lafourche Parish Council, Funding of Boards and Commissions Projects. Chairman Callais asked three times if anyone from the public wanted to speak on the proposed ordinance. Hearing none, Chairman Callais moved for a motion. A **motion** was offered by Mr. Phillip Gouaux, seconded by Mr. Mark Atzenhoffer and *carried* by a vote of nine (9) yeas and zero (0) nays.

**ORD. NO. 3762           AMEND FUNDING OF BOARDS AND COMMISSIONS PROJECTS**

The next item (12) on the agenda was an ordinance accepting into the parish system the subdivision known as The Highlands, Addendum No. 1, Ward 10, District 8. Chairman Callais asked three times if anyone from the public wanted to speak on the proposed ordinance. Hearing none, Chairman Callais moved for a motion. A **motion** was offered by Mr. Mark Atzenhoffer, seconded by Mr. Michael Delatte and *carried* by a vote of nine (9) yeas and zero (0) nays.

**ORD. NO. 3763           ACCEPT, THE HIGHLANDS, ADDENDUM NO. 1**

The next item (13) on the agenda was an ordinance accepting into the parish system the subdivision known as the Sugar Ridge West Estates, Ward 6, District 2. Chairman Callais asked three times if anyone from the public wanted to speak on the proposed ordinance. Hearing none, Chairman Callais moved for a motion. A **motion** was offered by Mr. Michael Delatte, seconded by Mr. Michael Matherne and *carried* by a vote of nine (9) yeas and zero (0) nays.

**ORD. NO. 3764           ACCEPT, SUGAR RIDGE WEST ESTATES**

The next item (14) on the agenda was an ordinance accepting into the parish system the subdivision known as the John Percle Subdivision, Ward 6, District 2. Chairman Callais asked three times if anyone from the public wanted to speak on the proposed ordinance. Hearing none, Chairman Callais moved for a motion. A **motion** was offered by Mr. Michael Delatte, seconded by Mr. Michael Matherne and *carried* by a vote of nine (9) yeas and zero (0) nays.

**ORD. NO. 3765           ACCEPT, JOHN PERCLE SUBDIVISION**

The next item (15) on the agenda was an ordinance providing for a Supplemental Appropriation for the Lafourche Parish 2006 Operation and Maintenance Budget and Capital Budget as provided for by Article VI of the Lafourche Parish Home Rule Charter. Chairman Callais asked three times if anyone from the public wanted to speak on the proposed ordinance. Hearing none, Chairman Callais moved for a motion. A **motion** was offered by Mr. Michael Matherne and seconded by Mr.

Mark Atzenhoffer. Dr. Lasseigne asked what the appropriation was for and was advised by Mr. Curole that this was for a half of a salary for an OEP assistant, which initially was thought could be a part-time position, but had since been determine that a full time person was needed. He said that interviews had been conducted and that everything was on hold pending the approval of the other half of the salary. Dr. Lasseigne stated that it was basically changing a part time position to a full time position. The ordinance *carried* by a vote of nine (9) yeas and zero (0) nays.

**ORD. NO. 3766 SUPPLEMENTAL APPROPRIATION, 2006 OPERATION AND MAINTENANCE BUDGET AND CAPITAL BUDGET**

The next item (16) on the agenda was an ordinance creating Sub-Chapter “B” of Chapter 5 of the Code of Ordinances to establish the Lafourche Parish Building Code and Permit Schedule. Chairman Callais asked three times if anyone from the public wanted to speak on the proposed ordinance. Hearing none, Chairman Callais moved for a motion. A **motion** was offered by Mr. Mark Atzenhoffer and seconded by Mr. Phillip Gouaux. Mr. Atzenhoffer stated that he thought this to be a big ordinance for Lafourche Parish and said that he thought a lot of discussion was needed. He said that he intended to ask that this matter be deferred. Mr. Atzenhoffer said that it was his understanding that currently the wind and flood sections had to be met and that the rest of it, that being plumbing, electrical, etc. would take effect in January 2007. Mr. Atzenhoffer said that he had been in contact with a couple of contractors who he said had the same concerns as the gentleman who had spoken earlier. He said that his major concern was that if the cost of a house was raised by \$25,000 to \$40,000 because they had to have twelve (12) different people inspect it, problems would be had, naming such as the stifling of new growth of home building in the Parish, and then pointed out that the same requirements did not apply to mobile homes. Mr. Atzenhoffer continued to speak on the matter. Mr. Curole stated that the original draft of this ordinance had been modeled after the Jefferson Parish ordinance. He said that since the Legislature had mandated this be done, there had been various training courses offered that employees had been sent to. Mr. Curole said that when the employees returned from the training course, they would come back with something new that no one had been aware of. He said that he would like to hear from the Council with regards to the matter in order to gain what additional amendments were needed in the final product. Mr. Curole advised that a meeting was scheduled for the week of March 20, 2006 and continued to speak on the matter briefly. Chairman Callais stated that he agreed with Mr. Atzenhoffer in that the matter needed to be deferred. He said that one of the biggest problem being incurred was with the certification of blueprints by building superintendents of which there are only 27 of them in the State of Louisiana, with two (2) of them being in Houma. Chairman Callais said that after contacting one of them, he was advised that they charged \$3,000 to certify a set of blue prints. Mr. Gouaux said that he agreed that this matter needed to be looked at but would advise that the Administration bring in insurance companies. He said that as he understood it, there had been a number of insurance companies that had begun to cancel Home Owners’ policies or refusing to write Home Owners’ policies Mr. Gouaux said that if someone built a house and could not get insurance on it , it would be critical. Mr. Atzenhoffer asked that a public forum be held in three (3) sections of the Parish in order to facilitate anyone who had an interest in the matter so that they could voice their concerns. He then commented that he was tired of the State telling what had to be done in Lafourche Parish, saying that the State was not present when Lafourche Parish got hit. Mr. Atzenhoffer said that they needed to take care of Lafourche Parish, the people of Lafourche Parish and the contractors. He said that the Council needed to pass sensible legislation. Dr. Lasseigne said that the problem was that Act 12 had already been passed and that the Parish was stuck with it. He then stated that the interpretation was still somewhat vague and that Lafourche was trying to conform to the most stringent one. Dr.

Lasseigne continued to speak on the matter and the impossibility of having to meet the 150 mile per hour requirement, and the costs and use of inspectors. He said that the only good thing would be that the property values would be higher, and that the Parish would collect more of a millage, but said that would negate building. Mr. Phillip Gouaux removed his second and Mr. Mark Atzenhoffer removed his motion. Mr. Lindel Toups made a **motion** to *defer* seconded by Dr. Tommy Lasseigne and **carried** by a vote of nine (9) yeas and zero (0) nays.

#### **ORDINANCE DEFERRED**

The next item (17) on the agenda was an ordinance amending and re-enacting Sub-Chapter “D” of Chapter 19 of the Code of Ordinances in its entirety as it pertains to the Subdivision Regulations of Lafourche Parish. Chairman Callais asked three times if anyone from the public wanted to speak on the proposed ordinance. Hearing none, Chairman Callais moved for a motion. A **motion** was offered by Mr. Mark Atzenhoffer and seconded by Mr. Michael Delatte. Mr. Atzenhoffer explained that there had been a committee put together to make necessary changes to the Subdivision Regulations, with the chairman of that committee being Mr. Jules Toups. Mr. Atzenhoffer thanked Mr. Toups and the committee publicly for what they had done. Mr. Toups named a few of the highlights that had been accomplished by the committee and advised that a fee schedule, even though requested several times, had not been provided to them. He went on to speak in detail about some of the changes made in the Mobile Home Park regulations, Subdivision Regulations and the newly created RV Park regulations. Mr. Atzenhoffer said that there had been a lot that was changed and thanked Mr. Toups again, along with the other committee members for what they had done. He urged that the Council pass the ordinance at the present time. Mr. Matherne asked Mr. Toups if sidewalks had been discussed, to which Mr. Toups responded no. Chairman Callais thanked Mr. Toups along with other committee members, two (2) of which were present, Mr. Alces Adams and Mr. Sharleen Hotard, for the great job done. The ordinance **carried** by a vote of nine (9) yeas and zero (0) nays.

#### **ORD. NO. 3767 AMEND/RE-ENACT; SUBDIVISION REGULATIONS**

The next item (18) on the agenda was an ordinance amending and re-enacting Sub-Chapter “G” of Chapter 19 of the Code of Ordinances in its entirety as it pertains to Mobile Home Park Regulations of Lafourche Parish. Chairman Callais asked three times if anyone from the public wanted to speak on the proposed ordinance. Hearing none, Chairman Callais moved for a motion. A **motion** was offered by Mr. Mark Atzenhoffer, seconded by Mr. Michael Matherne and **carried** by a vote of nine (9) yeas and zero (0) nays.

#### **ORD. NO. 3768 AMEND/RE-ENACT MOBILE HOME PARK REGULATIONS**

The next item (19) on the agenda was an ordinance amending the Code of Ordinances to add Sub-Chapter “J” to Chapter 19 of the Code of Ordinances as it pertains to Recreational Vehicle (RV) Parks Regulations of Lafourche Parish. Chairman Callais asked three times if anyone from the public wanted to speak on the proposed ordinance. Hearing none, Chairman Callais moved for a motion. A **motion** was offered by Mr. Mark Atzenhoffer, seconded by Mr. Phillip Gouaux and **carried** by a vote of nine (9) yeas and zero (0) nays.

#### **ORD. NO. 3769 ADD RECREATIONAL VEHICLE (RV) PARKS REGULATIONS**

Next, a **motion** was offered by Mr. Mark Atzenhoffer, seconded by Mr. Michael Matherne, to **close** the Public Hearing and Ordinances for Ratification, and **carried** by a vote of nine (9) yeas and zero (0) nays.

## **PROPOSED ORDINANCES**

The next item (20) on the agenda was a proposed ordinance to provide a Supplemental Appropriation for the Lafourche Parish 2006 Operation and Maintenance Budget and Capital Budget as provided for by Article VI of the Lafourche Parish Home Rule Charter as it pertains to the Animal Shelter. A **motion** was offered by Mr. Mark Atzenhoffer to introduce the above stated proposed ordinance.

### **PROPOSED ORDINANCE SUPPLEMENTAL APPROPRIATION, ANIMAL SHELTER**

The next item (21) on the agenda was a proposed ordinance establishing a fee schedule and policy for reproduction of documents and time used to fulfill information requests. A **motion** was offered by Mr. Phillip Gouaux to introduce the above stated proposed ordinance.

### **PROPOSED ORDINANCE FEE POLICY, INFORMATION REQUESTS**

The next item (22) on the agenda was a proposed ordinance authorizing the purchase of property located at Paula Drive, Thibodaux, Louisiana, in order to build a recreation park; authorizing the expenditure of \$12,000.00; authorizing the Parish President to sign any and all necessary sale documents; and providing publication in the official journal. A **motion** was offered by Mr. Tyrone Williams to introduce the above stated proposed ordinance.

### **PROPOSED ORDINANCE PURCHASE PROPERTY, RECREATIONS PARK**

The next item (23) on the agenda was a proposed ordinance approving a servitude agreement between the U. S. Corps of Engineers and the Lafourche Parish Council to construct, use, maintain, control, operate and repair a drainage and levee servitude to cross the Corps Right-of-Way located in the Larose area, District 7; and authorizing the Parish President to sign, execute and administer said agreement. A **motion** was offered by Mr. Phillip Gouaux to introduce the above stated proposed ordinance.

### **PROPOSED ORDINANCE SERVITUDE AGREEMENT, U.S. CORPS OF ENGINEERS**

The next item (24) on the agenda was a proposed ordinance accepting into the parish system the subdivision known as the "Resubdivision of A Portion of Acadia Plantation into Tracts 1 and 2 of Acadia Plantation", Ward 2, District 4. A **motion** was offered by Dr. Tommy Lasseigne to introduce the above stated proposed ordinance.

### **PROPOSED ORDINANCE RE-SUBDIVISION, PORTION OF ACADIA PLANTATION**

The next item (25) on the agenda was a proposed ordinance accepting into the parish system the subdivision known as the "Blue Ridge Pointe Subdivision Phase "B" and Phase "C"", Ward 11, District 4. A **motion** was offered by Dr. Tommy Lasseigne to introduce the above stated proposed ordinance.

### **PROPOSED ORDINANCE ACCEPT, BLUE RIDGE POINTE SUBDIVISION**

The next item (26) on the agenda was a proposed ordinance accepting into the parish system the subdivision known as the "Tract A of Property Belonging to Jessie Pertuit, Sr. Or Assigns", Ward 3, District 6. A **motion** was offered by Mr. Lindel Toups to introduce the above stated proposed ordinance.

### **PROPOSED ORDINANCE ACCEPT TRACT A , JESSIE PERTUIT, SR.**

The next item (27) on the agenda was a proposed ordinance accepting into the parish system the subdivision known as the "Redivision of Property Belonging to Jimmy Cantrelle, II into Tracts A, B and C", Ward 4, District 6. A **motion** was offered by Mr. Lindel Toups to introduce the above stated proposed ordinance.

### **PROPOSED ORDINANCE REDIVISION, PROPERTY, JIMMY CANTRELLE, II**

The next item (28) on the agenda was a proposed ordinance accepting into the parish system the

subdivision known as the “Green Acres Subdivision, Phase II-B”, Ward 4, District 6. A **motion** was offered by Mr. Lindel Toups to introduce the above stated proposed ordinance.

**PROPOSED ORDINANCE ACCEPT GREEN ACRES SUBDIVISION, PHASE II-B**

The next item (29) on the agenda was a proposed ordinance accepting into the parish system the subdivision known as the “Gordon P. Martinez, Sr., Subdivision”, Ward 6, District 2. A **motion** was offered by Mr. Michael Delatte to introduce the above stated proposed ordinance.

**PROPOSED ORDINANCE ACCEPT GORDON P. MARTINEZ, SR., SUBDIVISION**

The next item (30) on the agenda was a proposed ordinance accepting into the parish system the subdivision known as the “David Gaspard Subdivision”, Ward 10, District 9. A **motion** was offered by Mr. Daniel Lorraine to introduce the above stated proposed ordinance.

**PROPOSED ORDINANCE ACCEPT DAVID GASPARD SUBDIVISION**

The next item (31) on the agenda was a proposed ordinance forming a Committee to re-write the formula used in determining the distribution of funds to Lafourche Parish Recreation Districts; and providing for the date of final recommendation. A **motion** was offered by Mr. Mark Atzenhoffer to introduce the above stated proposed ordinance.

**PROPOSED ORDINANCE FORM COMMITTEE, RE-WRITE FORMULA**

The next item (32) on the agenda was a proposed ordinance amending Ordinance No. 3753 ordering and calling a special election to be held in the Parish of Lafourche, State of Louisiana, on September 30, 2006, to authorize the incurring of debt and issuance of \$15,880,000.00 of 20 year General Obligation Bonds for a) acquiring, constructing and improving levees, drainage works, and related levee and drainage facilities, and b) acquiring, constructing and improving facilities, works and equipment to mitigate coastal erosion, TO ADD and c) constructing and improving streets, roads and bridges, including street overlay, said bonds to be general obligations of the Parish and to be payable from ad valorem taxes; making application to the State Bond Commission in connection therewith; and providing for other matters in connection therewith. A **motion** was offered by Mr. Michael Delatte to introduce the above stated proposed ordinance.

**PROPOSED ORDINANCE AMEND ORD. NO. 3753, GENERAL OBLIGATION BONDS**

**RESOLUTIONS**

The next item (33) on the agenda was a resolution approving a Cooperative Endeavor between the South Central Planning and Development Commission and the Lafourche Parish Government for the 2006 Membership Dues for the sum of \$27,478.56; and authorizing the Parish President to sign, execute and administer said agreement. A **motion** was made by Mr. Michael Matherne, seconded by Mr. Phillip Gouaux and **carried** by a vote of nine (9) yeas and zero (0) nays.

**RES. NO. 06-069 COOPERATIVE ENDEAVOR, SCPDC, 2006 MEMBERSHIP DUES**

The next item (34) on the agenda was a resolution approving a Cooperative Endeavor between the South Central Planning and Development Commission and the Lafourche Parish Government for the 2006 Membership Dues for EDA Revolving Loan Program for the sum of \$7,500.00; and authorizing the Parish President to sign, execute and administer said agreement. A **motion** was made by Mr. Michael Matherne, seconded by Mr. Phillip Gouaux and **carried** by a vote of nine (9) yeas and zero (0) nays.

**RES. NO. 06-070 COOPERATIVE ENDEAVOR, SCPDC, EDA REVOLVING LOAN**

The next item (35) on the agenda was a resolution approving a Cooperative Endeavor Agreement between the Lafourche Parish Council, the Lafourche Parish Sheriff’s Office, the City of Thibodaux, the Town of Lockport, and the Town of Golden Meadow to provide services at the Lafourche Parish Animal Shelter; and authorizing the Parish President to sign, execute and administer said

agreement(s). A **motion** was made by Mr. Mark Atzenhoffer, seconded by Mr. Michael Matherne and *carried* by a vote of nine (9) yeas and zero (0) nays.

**RES. NO. 06-071 COOPERATIVE ENDEAVOR, ANIMAL SHELTER**

The next item (36) on the agenda was a resolution approving the hiring of an attorney to perform a title search and prepare an Act of Cash Sale for the purchase of Lot 2, Block 4 on Paula Drive in Abby Plantation Estates Subdivision; and authorizing the Parish President to sign, execute and administer said contract(s). A **motion** was made by Mr. Tyrone Williams, seconded by Mr. Michael Delatte and *carried* by a vote of nine (9) yeas and zero (0) nays.

**RES. NO. 06-072 HIRE ATTORNEY, TITLE SEARCH AND ACT OF CASH SALE**

The next item (37) on the agenda was a resolution filling one (1) vacancy on the Lafourche Parish Recreation District No. 1 Board. A **motion** was made by Mr. Lindel Toups to nominate Mr. Bob Barker, seconded by Mr. Phillip Gouaux and *carried* by a vote of nine (9) yeas and zero (0) nays.

**RES. NO. 06-073 VACANCY, LAFOURCHE RECREATION DIST. NO. 1 BOARD**

The next item (38) on the agenda was a resolution filling one (1) vacancy on the Lafourche Parish Library Board of Control. This item was previously discussed and voted on via a deviation from the regular agenda.

The next item (39) on the agenda was a resolution filling one (1) vacancy on Lafourche Parish Fire Protection District No. 8-B Board. A **motion** was made by Mr. Michael Delatte to nominated Ms. Karen Ordoyne, seconded by Mr. Michael Matherne and *carried* by a vote of nine (9) yeas and zero (0) nays.

**RES. NO. 06-074 FILL VACANCY, FIRE PROTECTION DIST. NO. 8-B BOARD**

The next item (40) on the agenda was a resolution filling one (1) vacancy on the Lafourche Parish Planning Commission. A **motion** was made by Mr. Mark Atzenhoffer to nominate Mr. Ralph Sapia, seconded by Mr. Michael Matherne and *carried* by a vote of nine (9) yeas and zero (0) nays.

**RES. NO. 06-075 FILL VACANCY, PLANNING COMMISSION**

The next item (41) on the agenda was a resolution filling one (1) vacancy on the Bayou Blue Fire Protection District of the Parishes of Terrebonne and Lafourche Board. A **motion** was made by Mr. Mark Atzenhoffer to nominate Mr. Peter Parks, seconded by Mr. Michael Delatte and *carried* by a vote of nine (9) yeas and zero (0) nays.

**RES. NO. 06-076 VACANCY, BAYOU BLUE FIRE PROTECTION DISTRICT OF THE PARISHES OF TERREBONNE AND LAFOURCHE BOARD**

The next item (42) on the agenda was a resolution retaining Dr. Clay Pierce to provide veterinary services on an as needed basis for the Lafourche Parish Animal Shelter. A **motion** was made by Mr. Mark Atzenhoffer, seconded by Mr. Michael Matherne and *carried* by a vote of nine (9) yeas and zero (0) nays. .

**RES. NO. 06-077 RETAIN VETERINARY SERVICES, ANIMAL SHELTER**

The next item (43) on the agenda was a resolution adopting the parish-wide Hazard Mitigation Plan. A **motion** was made by Mr. Phillip Gouaux, seconded by Mr. Mark Atzenhoffer and *carried* by a vote of nine (9) yeas and zero (0) nays.

**RES. NO. 06-078 ADOPT PARISH-WIDE HAZARD MITIGATION PLAN**

The next item (44) on the agenda was a resolution accepting the low bid for the Historic Downtown Thibodaux Courthouse Renovations, exterior waterproofing, and interior repairs; and authorizing the Parish President to sign, execute and administer associated documents. A **motion** was made by Dr. Tommy Lasseigne and seconded by Mr. Michael Matherne. A brief discussion ensued as to what were the numbers received in bid to which Mr. Curole explained that this had been a bid opening which had occurred after the agenda deadline. He said that initially they had fully planned to recommend that this matter be moved forward with but stated that the bids were considerably higher

than expected and that it was now their recommendation that the bids be rejected. Mr. Curole informed the Council that the bids for waterproofing and interior repairs were in the \$241,000 dollar range for which only \$195,000 was in the budget. He suggested that the matter be re-bid in two (2) parts, with the waterproofing being done by a contractor different from someone who would do the plastering, adding that he thought that part of the excess had to do with the general contractor having to come in and hire the two (2) different types of contractors. Dr. Lasseigne stated that the projects were distinct functions and that in all likely hood, neither bidder would do both functions. He then asked who was the lowest bidder, to which Mr. Richard Weimer gave the name of the lowest bidder on the base bid, that being the waterproofing of the outside of the building, saying the bid was at \$187,600. He said that the next lowest bidder was Associated Waterproofing with a base of \$189,447. Dr. Lasseigne asked if just the waterproofing bid could be accepted legally, to which Mr. Weimer stated yes. A brief discussion ensued on the matter, including the reasons why Mr. Weimer believed that all of the bids were high, including that all three (3) bidders were out of town bidders. He went on to say that there had been a local general contractor, along with local subcontractor, who had planned on bidding on the matter until the day before when their bonding company advised them that they were at their bonding capacity and would not be allowed to bid. Mr. Weimer said that he would think that a better price would have been gotten if the local contractor would have been able to bid. Mr. Weimer said that it was his understanding that the local contractor would be in a position to bid in approximately five (5) weeks. Mr. Curole said that his concern with accepting the base bid as Dr. Lasseigne had suggested, was that if that was done there would not be funds available for the second part of the project. Mr. Brennan Matherne said that in talking with Mr. Weimer that he agreed with Mr. Weimer and Mr. Curole in that the matter should be re-advertised and gave his reasons for stating same. The resolution *failed* by a vote of zero (0) yeas and nine (9) nays.

#### **RESOLUTION FAILED**

The next item (45) on the agenda was a resolution approving the issuance of not exceeding \$500,000 of Revenue Anticipation Notes, of Hospital Service District No. 1 of the Parish of Lafourche, State of Louisiana. This item was previously discussed and voted on via a deviation from the regular agenda.

#### **RES. NO. 06-067 ANTICIPATION NOTES, HOSPITAL SERVICE DISTRICT. NO. 1**

The next item (46) on the agenda was a resolution requesting the Louisiana Congressional Delegation to obtain Federal Grants for Entergy in order to assist their efforts to recover from Hurricanes Katrina and Rita in order to reduce the impact of possible rate increases to residents of the storm stricken areas. A **motion** was made by Mr. Phillip Gouaux, unanimously seconded and *carried* by a vote of nine (9) yeas and zero (0) nays.

#### **RES. NO. 06-079 OBTAIN FEDERAL GRANTS FOR ENTERGY**

The next item (47) on the agenda was a resolution requesting the Lafourche Parish Sheriff's Office to strongly enforce the litter laws in Lafourche Parish. A **motion** was made by Mr. Phillip Gouaux, seconded by Mr. Michael Delatte and *carried* by a vote of nine (9) yeas and zero (0) nays.

#### **RES. NO. 06-080 STRONGLY ENFORCE LITTER LAWS**

The next item (48) on the agenda was a resolution rescinding Resolution No. 06-065 as it pertains to the Administration discontinuing the practice of performing work on private property unless the criteria's as specified in Attorney General Opinion No. 05-0153 dated November 16, 2005, are met. A **motion** was made by Mr. Brent Callais and seconded by Mr. Mark Atzenhoffer. Mr. Gouaux said that even with the resolution in place, the responsibility fell with the Administration and stated that this matter should be proceeded with caution. Chairman Callais advised Mr. Gouaux that himself,

President Randolph, Mr. Curole and Mr. Atzenhoffer had met to discuss this particular resolution and had also discussed future items in order to conform to the Attorney Generals' opinion. He went on to advise that they were working on a plan and would come back before the full Council. Dr. Lasseigne inquired as to what would stop someone from putting culverts down, to which Chairman Callais responded a resolution had been passed. Dr. Lasseigne said that a resolution did not have the force of law. A brief discussion on this matter ensued. Dr. Lasseigne said that per the Home Rule Charter, persons who allow or cause work to be done inappropriately could be held liable, pointing out that meant the Council, not just the Administration. Mr. Gouaux discussed various aspects of the criteria required in the resolution. The resolution *carried* by a vote of six (6) yeas and three (3) nays, that being of Dr. Tommy Lasseigne, Mr. Phillip Gouaux and Mr. Tyrone Williams.

**RES. NO. 06-081      RESCIND RES. NO. 06-065, WORK ON PRIVATE PROPERTY**

The next item (49) on the agenda was a resolution requesting the Louisiana Department of Transportation and Development to repair a culvert and shoulder at the intersection of Silver Street and Louisiana Highway 316 on the Bayou Blue side of Highway 316, due to several accidents. A **motion** was made by Mr. Mark Atzenhoffer and seconded by Mr. Lindel Toups. Mr. Atzenhoffer handed photographs to Chairman Callais and asked that they be added to the resolution and forwarded to the Louisiana Department of Transportation and Development. The resolution *carried* by a vote of nine (9) yeas and zero (0) nays.

**RES. NO. 06-082      LADOTD REPAIRS, SILVER STREET/LA. HWY. 316**

The next item (50) on the agenda was a resolution requesting the Louisiana Department of Transportation and Development to provide a patch over the recently installed culvert at the intersection of Meadowland Drive and Louisiana Highway 316. A **motion** was made by Mr. Mark Atzenhoffer, seconded by Mr. Phillip Gouaux and *carried* by a vote of nine (9) yeas and zero (0) nays.

**RES. NO. 06-083      LA DOTD PATCH, MEADOWLAND DRIVE/LA. HWY. 316**

The next item (51) on the agenda was a resolution supporting the re-establishment of the construction grants program. A **motion** was made by Mr. Mark Atzenhoffer, seconded by Mr. Michael Matherne and *carried* by a vote of nine (9) yeas and zero (0) nays.

**RES. NO. 06-084      SUPPORT CONSTRUCTION GRANTS PROGRAM**

**DISCUSSIONS**

The next item (52) on the agenda was a discussion concerning the proposed special service agreement between Hospital Service District No. 2 and the Ochsner Clinic Foundation. This matter was previously discussed via a deviation from the regular agenda.

The next item (53) on the agenda was a discussion concerning a status report from the Administration regarding the Marydale water lines. This item was pulled.

The next item (54) on the agenda was a discussion concerning a status report from the Administration regarding Abby Park. This item was pulled.

The next item (55) on the agenda was a discussion concerning the Thibodaux Library site. Chairman Callais advised that in the previous week, himself and President Randolph were in Washington at the National NACO conference and had meeting with the Park Service. He went onto speak about the concern that once the Library moved out of the Jean Lafitte Building, that the numbers would go down and the Park would have to be cut. Chairman Callais said that the Park Service was trying to schedule a meeting with regards to the matter and elaborated on the expected outcome of the meeting. Dr. Lasseigne asked if the Foundry site was no longer wanted, to which Chairman Callais said that was not correct. He then asked the status of the acquisition of the

Foundry site. Mr. Curole stated that he had not been able to meet with all of the different landowners, and also that the second set of appraisals had come in. He said that he had informally spoken to Mr. Sternfel, but not with the Foundry owner. President Randolph said that there had been a meeting to attempt to negotiate the purchase agreement, but due to questions from attendees at the meeting, no action would be taken until such time as re-appraisals were done.

The next item (56) on the agenda was a discussion concerning speed bumps. Chairman Callais stated that the Sheriff had seen that this matter was on the agenda and had set up a meeting with Chairman Callais, President Randolph and Mr. Cullen Curole to discuss the matter in more detail.

The next item (57) on the agenda was a discussion concerning the public comment section on the agenda. Mr. Gouaux stated that he was sure most people had read the editorial in the local paper and said that he did not know where they had obtained the information printed because they had not interviewed him. He the said he felt as though they were moving forward as a Council, and that togetherness was needed. Mr. Gouaux said that he thought the Council, as well as the public, needed to act professional. He said that they did not need to have presentations or comments on things that the Council had no control over. Mr. Gouaux said that the last thing he would want would be to eliminate public comment. He said that he never insinuated that was what he wanted to do. Mr. Gouaux said that he appreciated people who had comments to make based on the agenda or things that were under the control of the Council. He said that things that were not under the control of the Council, he would still listen to his constituents about, but that he did not think that the place for that to be broadcasted was the Council Chambers during a public meeting. Mr. Gouaux asked Chairman Callais and future chairmen to make certain that there were no more outburst, no more criticism between councilmen and no true criticism from the public toward the Council members.

A **motion** was offered by Mr. Lindel Toups, seconded by Mr. Daniel Lorraine, to **open** a Two-Thirds Agenda, and **carried** by a vote of eight (8) yeas and one (1) nay, that being of Mr. Mark Atzenhoffer.

### **TWO-THIRDS AGENDA**

The first item (1) on the Two-Thirds agenda was a discussion concerning the installation of culverts. Mr. Toups said that he had received numerous phone calls from people who wanted culverts installed and when contacting the field office s were being told that culverts were not being done and further that they could not tell them what size culverts were needed and then would advise that person to call their councilman. Mr. Cheramie stated that he oversees all of the work orders and further that any work orders that had come to his office since the last meeting of the Council, he had instructed the field offices to continue to install anything they had started up to the date of the last meeting of the Council. He said that they were also to continue to give the sizing of the culverts and also inform the people that until such time that the Council did something different that all culvert installations would be put on hold. Mr. Cheramie said that at no time was any field office personnel instructed to not continue to advise of what size culverts would be needed, but only that it was being discontinued until the Council directed them otherwise. Mr. Cheramie then said that the Parish would be in trouble if they continued to install culverts at the current rate they were installing them. He spoke of it was being considered, to pull employees from their jobs to install the culverts and then asked how all of the culverts would be cleaned on a maintenance basis. Mr. Cheramie said that possibly a fee could be charged and them commented on same. Mr. Toups said that he agreed with Mr. Cheramie, and then asked that a particular set of culverts be installed, which he described to Mr. Cheramie in detail. Mr. Cheramie stated that they would do whatever the Council wanted.

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

### **ADJOURNMENT**

On **motion** by Mr. Phillip Gouaux, seconded by Mr. Michael Delatte, and with no further business, the Lafourche Parish Council Meeting of March 14, 2006 **adjourned** at 9:16 p.m.

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BRENT CALLAIS, CHAIRMAN  
LAFOURCHE PARISH COUNCIL

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SHEILA B. BOUDREAUX, COUNCIL CLERK  
LAFOURCHE PARISH COUNCIL