

MARCH 23, 2004
RACELAND, LOUISIANA

STATE OF LOUISIANA
PARISH LAFOURCHE

A SPECIAL MEETING OF THE LAFOURCHE PARISH COUNCIL, PARISH OF LAFOURCHE, STATE OF LOUISIANA, WAS SCHEDULED FOR TUESDAY, MARCH 23, 2004, AT 6:00 P.M., IN THE COUNCIL ROOM AT THE LAFOURCHE PARISH COUNCIL BARRIOS CENTER, 1612, HWY. 182, SUITE 100, RACELAND, LOUISIANA.

The Parish Council was duly convened as the governing authority of said Parish by Mr. Lindel Toups, Chairman, who then stated that the Parish Council was ready for the transaction of business at 6:00 P.M.

Chairman Toups announced that the opening prayer would be led by Mr. Mike Delatte. The Council then recited the Pledge of Allegiance led by Council Member Phillip Gouaux.

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

PRESENT: Mr. Tyrone Williams
Mr. Mike Delatte
Mr. Michael Matherne
Mr. Tommy Lasseigne
Mr. Mark Atzenhoffer
Mr. Lindel Toups–Chairman
Mr. L. Phillip Gouaux, II
Mr. Brent Callais–Co-Chairman
Mr. Daniel Lorraine

ABSENT: None

A motion was offered by Mr. Brent Callais, seconded by Mr. Daniel Lorraine, and *carried* to open a Public Hearing by a vote of nine (9) yeas and zero (0) nays.

PUBLIC HEARING–ORDINANCE FOR RATIFICATION

The first item (1) on the agenda was an ordinance authorizing the issuance of \$1,275,000 of Refunding Bonds, Series 2004 (the “Bonds”), of Road Sales Tax District No. 2 of the Parish of Lafourche, State of Louisiana (the “Issuer”); prescribing the form, fixing the details and providing for the payment thereof, and entering into certain covenants and agreements in connection with the security and payment of the Bonds; confirming the sale thereof; providing for the application of the proceeds thereof to prepay a like amount of indebtedness owed by the Issuer to Road District No. 1 of the Parish of Lafourche, State of Louisiana; making application to the Louisiana State Bond Commission for consent and approval to issue the Bonds; providing for the employment of Bond Counsel in connection with such refunding; and providing for other matters in connection therewith.

No one from the public wanted to speak on the proposed ordinance. A motion was offered by Mr. Daniel Lorraine and seconded by Mr. Phillip Gouaux. Lonnie Bewley discussed the bids, received from Bank One, Hancock Bank, and Iberia Bank, that were given to the councilmen at the March 8, 2004 meeting. An **amendment** was offered by Mr. Brent Callais and seconded by Mr. Daniel Lorraine to reduce the principal amount of the Bonds being issued from \$1,275,000 to \$1,250,000. Mr. Bewley mentioned that less money needed to be borrowed so an amendment could be made. He added that if more money was needed, a new ordinance would need to be introduced. A discussion ensued regarding the procedures used for public hearings and ratifying ordinances.

Next, a motion was offered by Mr. Brent Callais, seconded by Mr. Tommy Lasseigne, and **carried** to **close the Public Hearing section** of the meeting by a vote of nine (9) yeas and zero (0) nays.

An **amendment** to the above ordinance was offered by Mr. Brent Callais, seconded by Mr. Daniel Lorraine, and **carried** to reduce the principal amount of the Bonds being issued from \$1,275,000 to \$1,250,000 by a vote of nine (9) yeas and zero (0) nays. Next, the Council **adopted** said ordinance as amended by a vote of nine (9) yeas and zero (0) nays.

ORD. NO. 3393

REFUNDING BONDS RSTD NO. 2

EXECUTIVE SESSION

The next item (2) on the agenda was a motion to enter into Executive Session to discuss pending litigation pertaining to the lawsuit entitled, Del-Mar Farm, Inc. vs. Lafourche Parish Council consolidated with Lafourche Parish Council vs. Elson M. Delaune, et al, Ref: 02-6-6674-1. A motion was offered by Mr. Phillip Gouaux, seconded by Mr. Mike Delatte, and **carried** by a vote of nine (9) yeas and zero (0) nays.

The next item (3) on the agenda was a motion to reconvene the Special Session and to take any action necessary and appropriate in connection with the above referenced lawsuit(s). A motion was offered by Mr. Daniel Lorraine, seconded by Mr. Brent Callais, and **carried** by a vote of nine (9) yeas and zero (0) nays. A **motion** was offered by Public Hearing, seconded by Mr. Mike Delatte, and **carried** to authorize the Council's attorney, Carlton Cheramie, to negotiate a settlement for the lawsuit entitled Del-Mar Farm, Inc. vs. Lafourche Parish Council consolidated with Lafourche Parish Council vs. Elson M. Delaune and present the figures to the Council by a vote of nine (9) yeas and zero (0) nays.

ADJOURN

On motion by Mr. Brent Callais, seconded by Mr. Mark Atzenhoffer, and with no further business, the Lafourche Parish Council Meeting of March 23, 2004, is now adjourned at 6:26 P.M.

**LINDEL TOUPS, CHAIRMAN
LAFOURCHE PARISH COUNCIL**

**SHEILA B. BOUDREAUX, COUNCIL CLERK
LAFOURCHE PARISH COUNCIL**