

STATE OF LOUISIANA  
PARISH LAFOURCHE

**A REGULAR MEETING OF THE LAFOURCHE PARISH COUNCIL, PARISH OF LAFOURCHE, STATE OF LOUISIANA, WAS SCHEDULED FOR TUESDAY, MARCH 24, 2009 AT 5:00 P.M., TO BE HELD AT THE OLD WAL-MART BUILDING, 4876 HIGHWAY 1, MATHEWS, LOUISIANA.**

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

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

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

**ABSENT:** Mr. Michael Delatte

Chairman Jones announced that the invocation would be led by Mr. Rodney Doucet. The Council then recited the Pledge of Allegiance led by Mr. Daniel Lorraine.

### APPROVAL OF COUNCIL MINUTES

The first item (1) on the agenda was a motion to accept the minutes of the February 10, 2009 Regular Session meeting. A motion was offered by Mr. Fertitta, seconded by Mr. Doucet, and *carried* by a vote of (8) yeas, (0) nays, and (1) absent, that being of Mr. Delatte.

The next item (2) on the agenda was a motion to accept the minutes of the February 19, 2009 Special Session meeting. A motion was offered by Mr. Toups, seconded by Mr. Doucet, and *carried* by a vote of (8) yeas, (0) nays, and (1) absent, that being of Mr. Delatte.

### ADMINISTRATIVE REPORT(S)

The next item (3) on the agenda was a report from Mr. Joel Doty, Finance Director. Mr. Doty presented the Council with several different reports and then briefed them on each. The first one being a status report of where FEMA and the Lafourche Parish Government currently stood with their Project Worksheets (*see Exhibit "A"*); in which discussion briefly ensued in regards to the processes of such.

Mr. Lorraine spoke in regards to Road Sales Tax District No. 2 Funds; requesting that Administration provide him with a report of the exact figures. A somewhat heated debate then ensued between Mr. Lorraine and President Randolph concerning said request.

Mr. Doty then referred to Financial Statements for periods ending January and February 2009, as well as the Royalty, Sales Tax Reports, and Parish Transportation reports, which were updated through February (*a complete copy is on file at the Council Clerk's Office and also available on the Parish Website*). He then read a note from his Interoffice Memorandum that was included at the beginning of said statements (*see Exhibit "B"*). He then presented the Council with a financial report briefing (*see Exhibit "C"*). A brief discussion ensued in regards to clarification of what Mr. Doty had stated in his Memo.

Mr. Lorraine questioned if the \$2 million allocated for the Town of Golden Meadow came from the one cent sales tax or the half cent sales tax. President Randolph asked Mr. Lorraine if he was referring to a \$2 million project; in which Mr. Lorraine replied that it was of the \$2 million that they have been having in the Budget, since 2008, and still have not done anything yet. Mr. Lorraine clarified his question, as to where the money was coming from, the one cent or the half cent sales tax. President Randolph responded that it was currently in the hands of the Attorney General; but it was from the one cent sales tax.

Mr. Doty mentioned that Administration would be holding a training meeting on April 15, 2009 at the old Wal-Mart building; inviting the Council to attend; and handed out an agenda (*see Exhibit "D"*).

The next item (4) on the agenda was an update from the Administration regarding the Galliano Bridge. Mr. Lorraine gave detailed information in regards to the bridge's past and of the present situations; of repairs, neglect, and such; expressing his concerns with the bridge's condition, which desperately needed to be fixed; further making comments of other bridges that also needed to be repaired. He then said that he was told by a Constituent that had spoken to President Randolph that had told him that once the Council would approve the item on this agenda that the bridge would be taken to the shipyard on Wednesday. Mr. Lorraine stated that he would have to tell the people that they need to wait until it happens; further making comments of the businesses losing business because of the bridge situations.

Mr. Gouaux said that two weeks ago he had asked about the repairs on the levee in the back of Delaune; asking Administration if they had any idea when that was going to happen. He stated that he knew that they had spoken of waiting on FEMA monies; but it would only take a few loads of clay to repair said portion of the levee. Mr. Gouaux exclaimed that hurricane season was there; that if in fact they do have a storm, topping the Bayou Blue Levee, which was also not in great shape, the area would stand the chance of flooding from Lockport to Larose. He stated that they should put aside the FEMA money for five to ten loads of dirt, and go after this issue. Mr. Ronnie Robichaux, DPW Director, commented that they had just received permission from Raceland Sugars; in that they would give the Parish just about all the clay they needed and all that they had for said particular levee, and also for a portion of the levee at the Parr Pump. He said that Raceland Sugars had set it up for DPW to meet with them at 7:30 a.m. the next morning, in that they were going to go out to the site and start hauling dirt. Mr. Robichaux mentioned that they also had another source of dirt, in that they were having the soil analyzed, and once it was confirmed that it was good that they were going to use it. He said that they will indeed be hauling dirt in the next couple of days, to Delaune and to Parr.

Mr. Gouaux then asked, "What about the Bayou Blue?" Mr. Robichaux replied that he did not know how they were going to get dirt to the breach; in that the North Lafourche Levee District would have to get involved in that project, or the Corps. He said that they would have to get soil on a barge to bring over there. Mr. Gouaux said that it was State property where the breach was; so, they could possibly get dirt off of State property, being that it was not private property. Mr. Gouaux continued by saying that they could repair or reroute the levee, inward; exclaiming that hurricane season was two months away. Mr. Robichaux commented that they found that the soil at that location was not conducive to building a levee; evidence was the Edna Levee, south, where that soil was sliding down. He said that Edna was another area where they were going to bring in decent dirt, to help stabilize the levee; in which they were working on it.

Mr. Toups then requested that Mr. Robichaux update the public of the three levees in Gheens that needed to be fixed. Mr. Robichaux explained that they had about two weeks of work on the levee, in the back of Gheens, that had not been completed; but unfortunately, one of the problems he was having was that

everybody wanted the equipment. Mr. Robichaux said that they have equipment going here and there, having problems finishing the work before they have to move it for someone else. He stated that the machine that was in Mr. Toups' area had gone to the airport last Thursday, in which it was going to be there for about 2 ½ to 3 months. Mr. Robichaux said that on the other hand, they were getting a new 40 foot machine; in that they hoped to first finish the levee in Gheens with it; then having some work in Valentine to do with it. He stated that they have urgent repairs needed to many levees throughout the Parish, in which they were trying to get them done.

Mr. Toups then questioned the fact that the Parish was 31 employees short at the beginning of the year or so; asking Mr. Robichaux if they had not hired anyone yet. He said that he and President Randolph had spoken earlier about the issue; in that they have people that were applying, with good experience, being 45 to 50 years old, wanting to come work for the Parish, but they do not have a GED or high school education. Mr. Toups expressed that he did not believe that someone would need a GED or high school education to dig ditches and build levees. He said that they passing up some good people, in that some people were getting out of the oilfield, being a little older and just not wanting to continue going offshore. Mr. Toups stated that he thought that President Randolph had said that she would look into it, to try to hire some of them; exclaiming that it was something that they needed to do. Mr. Robichaux agreed that it has been one of their major problems with hiring operators; saying that they had 41 applicants for equipment operators, but only 9 qualified because of the GED and the CDL requirements. He said that they did interview them, that they were very good applicants, in which they were going to hire 8 of them. Mr. Robichaux expressed that the GED and CDL requirements were really hurting the department; but they were in the process of working something out; in that they were talking to Administration, Human Resources, and Civil Service. He said that they were trying to get the GED or equivalent added to it, and hopefully allowing them to obtain a CDL after they were hired; stating if they could do so that they could then hire a bunch of people. Mr. Robichaux stated that one of the other problem was that they did not have the funds for all of them; in that these 8 or 9 new employees caps the budget out for any more hiring. He further explained that they were just replacing the employees that have been missing. Mr. Robichaux exclaimed that if they want to do more work, that they needed more people, in turn needing more money. Several comments were then made in regards to needing employees and of the employees that they were trying to hire that did not qualify; with other suggestions being made. President Randolph mentioned that she had a meeting earlier that day concerning the requirements for these potential employees, after Mr. Robichaux expressed concern that so many applicants did not qualify, so they were attempting to work on that very quickly, having no time lapse, being able to hire people to get some work done.

Mr. Gouaux spoke of the Parr Pump Station, saying that he had some pictures, in which he had just sent to the Administration, that was originally sent to him. He then asked if the pump was coming out any time soon; in which Mr. Robichaux replied as yes. Mr. Gouaux next asked if the engine that was going to drive the pump was a reconditioned engine, being something that the Parish had done. Mr. Robichaux responded by explaining that they were going to pull the pump and service the engine, and if it needed to be overhauled, that they were going to do so. Mr. Gouaux commented that it looked like it was recently painted; in which Mr. Robichaux stated that it had then been overhauled. Mr. Gouaux questioned if they had to take the top off, in order to put the drive and the engines in the station; Mr. Robichaux replied that he did not know just yet, that they did not look at the designs for the Parr Pump Station. Mr. Gouaux then pointed out that the Contractors were just about completed with their work, and the Parish did not have a pump or an engine that would work any time soon on that station. Mr. Robichaux stated that the original pump that was pulled out was finished; that they could put that one in. He said that Administration was currently reviewing the amount of money available for the Parr Pump repairs; in which they met on that earlier that day, that President Randolph wanted it confirmed, once it would be they would have the funds to repair and lengthen them. Mr. Robichaux further stated that the new Parr Pump was coming up for the Council's approval on this agenda. Mr. Gouaux then requested a timeline on said station, up and running. Mr. Robichaux explained that the delivery of a new pump would be six weeks, the repairs approximately three weeks. He said that the first one had been repaired, in which they were ready to put that one back in.

Mr. Robichaux stated that the second one needed to be pulled; and when they would do so, they would lengthen it, if the funds were available. Mr. Gouaux questioned the discharge on the pumps; asking if they were designed as such, that when the new levees come through that they would top the new levees. Mr. Robichaux replied that he was not sure of that; but he did know that they were going over the existing levee. Mr. Gouaux then commented that it did not appear that the existing levee would be at a plus nine. Mr. Robichaux stated that Mr. Dwayne Bourgeois was present; requesting that he would tell the Council of such. Mr. Dwayne Bourgeois, representing the North Lafourche Levee District, answered Mr. Gouaux's last question in regards to the height. He explained that the discharge pipes are set based off the design of the new levee system. Mr. Bourgeois then said that as far as setting the pumps and the engines in, that they could be without removing the roof; saying that the pumps were entirely outside of the roof system. Mr. Gouaux next questioned the rake; asking if it was designed as such that they could get an excavator in there to clean it out. Mr. Bourgeois replied that they should be able to come right up to it; that the rake, the trash rack, was designed to accept a mechanical rake, if one would ever be fitted in the future; which was why it seemed to come up so high.

Mr. Matherne asked Mr. Bourgeois if the North Lafourche Levee District was in the process of purchasing another amphibious excavator. Mr. Bourgeois replied that the bids were actually opened that very day, on a replacement machine for the old amphibious excavator, explaining such. He stated that they had received five bids, in that they were in the process of reviewing them, having a meeting the next night, that they were hoping to back a recommendation to the Commissioners to move forward on the delivery. Mr. Bourgeois said that they would then be looking at an expedited delivery, because their old machine was down; in which it would be delivered within 60 days. Further discussion continued in regards to the unit.

## ENGINEERS AND ARCHITECT REPORT(S)

The next item on the agenda was a presentation of planned, presently on going, recently completed or other projects by appropriate engineering firms engaged by the Parish. No one presented a report.

## LEGAL ADVISOR REPORT

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

A **motion** was offered by Mr. Toups, seconded by Mr. Matherne, to *deviate from the Regular Agenda*, in order to **open** a *Unanimous Agenda*, and **carried** by a vote of (8) yeas, (0) nays, and (1) absent, that being of Mr. Delatte.

## “UNANIMOUS AGENDA”

## PROPOSED ORDINANCE

The first item (1) on the Unanimous Agenda was a proposed ordinance **accepting the monetary donation** in the sum of one hundred two thousand, five hundred seventy dollars and no cents (**\$102,570.00**) for the specific purposes of enhancing the **construction** only, of that certain **road being constructed** between LA Hwy 308 and the Tidelands Golf Club **known as East 94th Street**; and authorizing the Parish President to **sign, execute and administer said Act of Donation and any and all relevant documents.** A **motion** was offered by Mr. Doucet to introduce the proposed ordinance.

## RESOLUTION

The next item (2) on the Unanimous Agenda was a resolution stating the Lafourche Parish Council's endorsement and support for Lafourche Parish Water District No. 1 and authorizing the Parish President to sign, execute and administer a grant application and any and all relevant documents. A **motion** was offered by Mr. Toups, seconded by Mr. Fertitta, and **carried** by a vote of (8) yeas, (0) nays, and (1) absent, that being of Mr. Delatte.

### RES. NO. 09-101 LAFOURCHE PARISH WATER DISTRICT #1 - GRANT APPLICATION

A **motion** was offered by Mr. Toups, seconded by Mr. Fertitta, to **close the Unanimous Agenda and return to the Regular Agenda**, and **carried** by a vote of (8) yeas, (0) nays, and (1) absent, being Mr. Delatte.

Next, a **motion** was offered by Mr. Toups, seconded by Mr. Fertitta, to **open the Public Hearing**, and **carried** by a vote of (8) yeas, (0) nays, and (1) absent, that being of Mr. Delatte.

## PUBLIC HEARING AND ORDINANCES FOR RATIFICATION

The next item (5) on the agenda was an ordinance recognizing the Tacit Dedication of Plaisance Drive (the entire length and width of Plaisance Drive) off of Highway 1, Ward (3), District (5), Raceland, Louisiana into the Parish System; and authorizing the Parish President to sign, execute, and administer any and all relevant documents. (Deferred from the February 10, 2009 and March 10, 2009 Lafourche Parish Council Meetings.) (The first Public Hearing, since receiving 100% Notification, was held on March 10, 2009; with this being the second Public Hearing, since receiving 100% Notification.)

A **motion** was offered by Mr. Matherne. Chairman Jones asked three times if anyone from the public wanted to speak on the proposed ordinance. **Mr. Brian Hebert** of Plaisance Drive in Raceland addressed the Council in regards to Plaisance Drive; expressing that the residents have been fighting this issue for years. He asked for the Council's help and vote for this Tacit Dedication, in order to let the residents be finished with it. Mr. Hebert stated that this was the furthest that they have ever gotten; appreciating the chance to further this. Hearing no others, Chairman Jones moved for a second, which was made by Mr. Toups.

Mr. Matherne commented that the Parish Council had indeed met all of the Parish requirements. He stated that District Attorney Cam Morvant had addressed the Council (at the February 10, 2009 Lafourche Parish Council meeting), in which he explained and further clarified Tacit Dedications. Mr. Matherne mentioned that at that meeting, Mr. Toups had asked Mr. Morvant if he would vote for it, if he could be prosecuted; in which Mr. Morvant had replied as no, in that the Parish had met all the legal requirements. He said that two declaratory judgments were also brought before the Council, and were addressed to Mr. Morvant. Mr. Matherne then referred to another question that was brought up at said meeting; reading "Let's just say, worst case scenario, they deny that, and the people that live on Plaisance Drive files a suit and goes to court, chances are that they would probably win, according to this". Mr. Matherne then requested that Ms. Carleen Babin (Council Clerk) read from the minutes, of what Mr. Morvant had answered; in which she did so, "District Attorney Morvant commented; according to that, they have a very good chance".

Mr. Fertitta expressed that he had spent a lot of time and effort researching this; he gave some background information of what he had found; and then stated his personal opinions on the matter.

Mr. Richard requested that Mr. Leroy Foret come up to address the Council, so he may answer some questions; in which he obliged. **Mr. Leroy Foret** stated that he was from Plaisance Drive, that he had lived there all his life; and then asked the Council what they wanted to know. Mr. Richard asked Mr. Foret why did the subdivision not meet the Parish standards when it was first developed. Mr. Foret replied that at the time he had developed the subdivision, in 1979, that they did not have "Councilmen", in that it was "Police Jurors". Mr. Richard interrupted; stating his personal opinions on the reply. A brief debate then ensued.

Mr. Richard clarified his question to Mr. Foret; as to why he did not bring it up to the standards of the Parish when he had developed it. Mr. Foret replied that he did, exclaiming that at that time he did not need to have hard surfacing, but had put a hard surface. Detailed discussion, explanations, and debate continued; with several Councilmen stating their opinions and concerns on this issue.

A **motion** was made by Mr. Fertitta, to **pull the amendment** which was to be proposed: to add, *“Whereas, Mr. Leroy Foret, sole owner of Plaisance Drive, shall enter into a Cooperative Endeavor Agreement with the Lafourche Parish Government to cost share a percentage of improvements for Plaisance Drive as determined by the Administration. With non-compliance will cause a lien on Mr. Leroy Foret’s property for said improvements.”* The motion was seconded by Mr. Toups, and **carried** by a vote of (8) yeas, (0) nays, and (1) absent, that being of Mr. Delatte.

The ordinance then **carried** by a vote of (6) yeas; (2) nays, that being of Mr. Richard and Mr. Gouaux; and (1) absent, that being of Mr. Delatte.

**ORD. NO. 4479 TACIT DEDICATION - PLAISANCE DRIVE**

The next item (6) on the agenda was an ordinance requesting that Traffic Calming Devices and the appropriate signage be installed (pending appropriate funding is available) on Parish Road, Thibodaux, Louisiana, Ward (1), District (2), Parish of Lafourche, State of Louisiana. A **motion** was offered by Mr. Fertitta. Chairman Jones asked three times if anyone from the public wanted to speak on the proposed ordinance. Hearing none, Chairman Jones moved for a second, which was made by Mr. Gouaux, and **carried** by a vote of (8) yeas, (0) nays, and (1) absent, that being of Mr. Delatte.

**ORD. NO. 4480 TRAFFIC CALMING DEVICES & SIGNAGE - PARISH ROAD**

The next item (7) on the agenda was an ordinance requesting that Traffic Calming Devices and the appropriate signage be installed (pending appropriate funding is available) on Hospital Drive, Raceland, Louisiana, Ward (3), District (6), Parish of Lafourche, State of Louisiana. A **motion** was offered by Mr. Toups. Chairman Jones asked three times if anyone from the public wanted to speak on the proposed ordinance. Hearing none, Chairman Jones moved for a second, which was made by Mr. Gouaux, and **carried** by a vote of (8) yeas, (0) nays, and (1) absent, that being of Mr. Delatte.

**ORD. NO. 4481 TRAFFIC CALMING DEVICES & SIGNAGE - HOSPITAL DRIVE**

The next item (8) on the agenda was an ordinance requesting that Traffic Calming Devices and the appropriate signage be installed (pending appropriate funding is available) on Sako Drive, Raceland, Louisiana, Ward (3), District (6), Parish of Lafourche, State of Louisiana. A **motion** was offered by Mr. Toups. Chairman Jones asked three times if anyone from the public wanted to speak on the proposed ordinance. Hearing none, Chairman Jones moved for a second, which was made by Mr. Gouaux, and **carried** by a vote of (8) yeas, (0) nays, and (1) absent, that being of Mr. Delatte.

**ORD. NO. 4482 TRAFFIC CALMING DEVICES & SIGNAGE - SAKO DRIVE**

The next item (9) on the agenda was an ordinance requesting that Traffic Calming Devices and the appropriate signage be installed (pending appropriate funding is available) on Louise Drive, Raceland, Louisiana, Ward (3), District (6), Parish of Lafourche, State of Louisiana. A **motion** was offered by Mr. Toups. Chairman Jones asked three times if anyone from the public wanted to speak on the proposed ordinance. Hearing none, Chairman Jones moved for a second, which was made by Mr. Gouaux, and **carried** by a vote of (8) yeas, (0) nays, and (1) absent, that being of Mr. Delatte.

**ORD. NO. 4483 TRAFFIC CALMING DEVICES & SIGNAGE - LOUISE DRIVE**

The next item (10) on the agenda was an ordinance establishing a ten (10) miles per hour speed limit on Joan Ann Drive in Earles Place Subdivision, Ward (10), District (9), Parish of Lafourche, State of Louisiana; providing for the placement of “Speed Limit”, “Watch For Children” and “Speed Checked By Radar” signs; and providing penalties for the violations thereof. A **motion** was offered by Mr. Lorraine.

Chairman Jones asked three times if anyone from the public wanted to speak on the proposed ordinance. Hearing none, Chairman Jones moved for a second, which was made by Mr. Doucet, and *carried* by a vote of (8) yeas, (0) nays, and (1) absent, that being of Mr. Delatte.

**ORD. NO. 4484      SPEED LIMIT - 10 MPH - JOAN ANN DRIVE**

The next item (11) on the agenda was an ordinance creating a “No Wake Zone” from Yankee Canal Bridge located on Highway 308 (the canal which dead ends at the South Lafourche Levee) to the South Lafourche Levee, Golden Meadow, Louisiana, Ward (10), District (9), Parish of Lafourche, State of Louisiana, providing for the placement of “No Wake Zone” signs; and providing penalties for the violations thereof. A **motion** was offered by Mr. Lorraine. Chairman Jones asked three times if anyone from the public wanted to speak on the proposed ordinance. Hearing none, Chairman Jones moved for a second, which was made by Mr. Doucet.

An **amendment** was made by Mr. Gouaux, to delete “No Wake Zone” and replacing it with “Idle Speed Only”. Mr. Gouaux explained that it was the new legal verbiage that the Council had passed, approximately two years ago. The motion was seconded by Mr. Lorraine; with Mr. Lorraine thanking Mr. Gouaux for catching that error and correcting it. The amendment then *carried* by a vote of (8) yeas, (0) nays, and (1) absent, that being of Mr. Delatte.

The *amended* ordinance *carried* by a vote of (8) yeas, (0) nays, and (1) absent, being Mr. Delatte.

**ORD. NO. 4485      IDLE SPEED ONLY -  
YANKEE CANAL BRIDGE TO SOUTH LAFOURCHE LEVEE**

The next item (12) on the agenda was an ordinance requesting “No Parking” signs be placed on Morristown Road (pass the Glass Shop), Raceland, Louisiana, Ward (3), District (5), Parish of Lafourche, State of Louisiana; providing for the placement of “No Parking” signs; and providing penalties for the violations thereof. A **motion** was offered by Mr. Matherne. Chairman Jones asked three times if anyone from the public wanted to speak on the proposed ordinance. Hearing none, Chairman Jones moved for a second, which was made by Mr. Fertitta, and *carried* by a vote of (8) yeas, (0) nays, and (1) absent, that being of Mr. Delatte.

**ORD. NO. 4486      NO PARKING SIGNS - MORRISTOWN ROAD**

The next item (13) on the agenda was an ordinance providing for a 2009 Supplemental Appropriation (09-006) within the 2009 Operations and Maintenance Budget and the 2009 Capital Budget to adjust the budget based upon award letters received from various grants and authorizing the Parish President to sign, execute and administer said transactions as provided for by Article VI of the Lafourche Parish Home Rule Charter. A **motion** was offered by Mr. Gouaux. Chairman Jones asked three times if anyone from the public wanted to speak on the proposed ordinance. Hearing none, Chairman Jones moved for a second, which was made by Mr. Toups, and *carried* by a vote of (8) yeas, (0) nays, and (1) absent, that being of Mr. Delatte.

**ORD. NO. 4487      SUPPLEMENTAL APPROPRIATION - BUDGET ADJUSTMENT - GRANTS**

The next item (14) on the agenda was an ordinance providing for a 2009 Supplemental Appropriation (09-005) within the 2009 Operations and Maintenance Budget to increase the Weatherization Fund’s Budget and authorizing the Parish President to sign, execute and administer said transactions as provided for by Article VI of the Lafourche Parish Home Rule Charter. A **motion** was offered by Mr. Doucet. Chairman Jones asked three times if anyone from the public wanted to speak on the proposed ordinance. Hearing none, Chairman Jones moved for a second, which was made by Mr. Toups, and *carried* by a vote of (8) yeas, (0) nays, and (1) absent, that being of Mr. Delatte.

**ORD. NO. 4488      SUPPLEMENTAL APPROPRIATION - WEATHERIZATION FUNDS**

The next item (15) on the agenda was an ordinance approving the attached Servitude Agreement between Valentine LLC, Wilfred and Joyce Paquette, Octave Sommers, III., Joseph Hartman, Robbie LeBlanc, Louis Breaux, and Earlus Adams, Jr., and the Lafourche Parish Council; and authorizing the Parish President to sign, execute and administer said agreement. A **motion** was offered by Mr. Toups. Chairman Jones asked three times if anyone from the public wanted to speak on the proposed ordinance. Hearing none, Chairman Jones moved for a second, which was made by Mr. Gouaux, and *carried* by a vote of (8) yeas, (0) nays, and (1) absent, that being of Mr. Delatte.

**ORD. NO. 4489      SERVITUDE AGREEMENT - VALENTINE LLC, PAQUETTE, SOMMERS...**

The next item (16) on the agenda was an ordinance approving the attached Servitude Agreement between Phil and Maloy Guilbeau and the Lafourche Parish Council; and authorizing the Parish President to sign, execute and administer said agreement. A **motion** was offered by Mr. Lorraine. Chairman Jones asked three times if anyone from the public wanted to speak on the proposed ordinance. Hearing none, Chairman Jones moved for a second, which was made by Mr. Doucet, and *carried* by a vote of (8) yeas, (0) nays, and (1) absent, that being of Mr. Delatte.

**ORD. NO. 4490      SERVITUDE AGREEMENT - PHIL & MALOY GUILBEAU**

The next item (17) on the agenda was an ordinance approving the attached Servitude Agreement between Erroll Duet and the Lafourche Parish Council; and authorizing the Parish President to sign, execute and administer said agreement. A **motion** was offered by Mr. Doucet. Chairman Jones asked three times if anyone from the public wanted to speak on the proposed ordinance. Hearing none, Chairman Jones moved for a second, which was made by Mr. Lorraine, and *carried* by a vote of (8) yeas, (0) nays, and (1) absent, that being of Mr. Delatte.

**ORD. NO. 4491      SERVITUDE AGREEMENT - ERROLL DUET**

The next item (18) on the agenda was an ordinance approving the attached Servitude Agreement between Benson Toups and O. J. Thibodaux Planting Company Incorporated and the Lafourche Parish Council; and authorizing the Parish President to sign, execute and administer said agreement. A **motion** was offered by Mr. Fertitta. Chairman Jones asked three times if anyone from the public wanted to speak on the proposed ordinance. Hearing none, Chairman Jones moved for a second, which was made by Mr. Richard, and *carried* by a vote of (8) yeas, (0) nays, and (1) absent, that being of Mr. Delatte.

**ORD. NO. 4492      SERVITUDE AGREEMENT - BENSON TOUPS & O. J. THIBODAUX...**

The next item (19) on the agenda was an ordinance to de-dedicate a Drainage Servitude located between Lots 3 and 4 shown on a plat entitled "White Rose Plantation, Addendum Number 1, located in Section 25 T-16-S, R-19-E", recorded with the Clerk of Court, entry numbers 758633 and 756665; and a plat entitled "Kristofor P. Rebstock Lot Extension, in Section 25, T-16-S, R-19-E", entry number 881976; and a plat entitled "Redivision of Lots 2, 3, & 4 to White Rose Plantation, Addendum Number 1, into Lots 2A & 3A, located in Section 25, T-16-S, R-19-E, Lafourche Parish, Louisiana" entry number 938490; and authorizing the Parish President to sign, execute and administer said agreement. A **motion** was offered by Mr. Toups. Chairman Jones asked three times if anyone from the public wanted to speak on the proposed ordinance. Hearing none, Chairman Jones moved for a second, which was made by Mr. Richard.

Several Councilmen requested a brief synopsis of this item; in which Mr. Toups explained that the servitude was along the bayouside, the owner was trying to sell his land to put a business on it. He stated that Mr. Steve Folse had spoken to the gentleman; finding it as an old right of way, in which the Parish no longer needed. President Randolph added that the servitude was in the middle of one of the landowner's lots; having no culverts, ditches, or anything else on this property; with the fact that it was on the bayouside being the most important part to be known. Brief explanation and discussion continued.

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

**ORD. NO. 4493      DEDEDICATION - DRAINAGE SERVITUDE - WHITE ROSE PLANTATION**

The next item (20) on the agenda was an ordinance amending Chapter 25, Sub-Chapter A, Streets and Roads; adding Section 25:2, to recognize public rights over existing streets and right of ways in the Parish System. A **motion** was offered by Mr. Fertitta. Chairman Jones asked three times if anyone from the public wanted to speak on the proposed ordinance. Hearing none, Chairman Jones moved for a second, made by Mr. Toups, and **carried** by a vote of (8) yeas, (0) nays, and (1) absent, being Mr. Delatte.

**ORD. NO. 4494 PUBLIC RIGHTS OVER EXISTING STREETS AND RIGHT OF WAYS**

The next item (21) on the agenda was an ordinance re-establishing the location of Polling Precinct: Ward 2, Precinct 6; to further establish the effective date of same; and to provide for other matters thereof. A **motion** was offered by Mr. Fertitta. Chairman Jones asked three times if anyone from the public wanted to speak on the proposed ordinance. Hearing none, Chairman Jones moved for a second, which was made by Mr. Matherne, and **carried** by a vote of (8) yeas, (0) nays, and (1) absent, that being of Mr. Delatte.

**ORD. NO. 4495 POLLING PRECINCT LOCATION - WARD 2, PRECINCT 6**

Next, a **motion** was offered by Mr. Toups, seconded by Mr. Doucet, to **close** the *Public Hearing*, and **carried** by a vote of (8) yeas, (0) nays, and (1) absent, that being of Mr. Delatte.

*Chairman Jones relinquished the meeting to the Vice-Chair, Mr. Lorraine.*

## **PROPOSED ORDINANCES**

The next item (22) on the agenda was a proposed ordinance requesting that no one in the Legislative Branch of Government shall have the authority to set or regulate the procedure for placing items on or removing items from the Council or Committee Agendas with the exception of what is stated in the Home Rule Charter. A **motion** was offered by Mr. Fertitta to introduce the above stated proposed ordinance.

The next item (23) on the agenda was a proposed ordinance amending and re-enacting Section 19:602 of Sub-Chapter "H" of Chapter 19 of the Lafourche Parish Code of Ordinances relative to applications for Letters of No Objection; fees relative to construction of pipelines and canals. A **motion** was offered by Mr. Toups to introduce the above stated proposed ordinance.

The next item (24) on the agenda was a proposed ordinance to amend Ordinance No. 4421 as it pertains to fixing salaries of unclassified employees. A **motion** was offered by Mr. Jones to introduce the above stated proposed ordinance.

The next item (25) on the agenda was a proposed ordinance accepting the donation of one vehicle (Ford Van) and one trailer from the Louisiana Association of Community Action Partnerships Weatherization Program and authorizing the Parish President to sign, execute and administer all relevant documents on behalf of Lafourche Parish Council Office of Community Action. A **motion** was offered by Mr. Jones to introduce the above stated proposed ordinance.

The next item (26) on the agenda was a proposed ordinance accepting the donation of Interoperable Emergency Communications Grant Program (IECGP) Equipment from the Governor's Office of Homeland Security and Emergency Preparedness funded through the FY08 Interoperable Emergency Grant Program; and furthermore donating some of the same equipment to other responder agencies within the Parish of Lafourche and authorizing the Parish President to sign, execute and administer any and all relevant documents. A **motion** was offered by Mr. Fertitta to introduce the above stated proposed ordinance.

*Vice-Chair Lorraine returned the meeting to Chairman Jones.*

A **motion** was made by Mr. Lorraine, to *recess for five minutes*, seconded by Mr. Fertitta, and *carried* by a vote of (8) yeas, (0) nays, and (1) absent, that being of Mr. Delatte.

A **motion** was then made by Mr. Fertitta, to *return from the recess*, seconded by Mr. Matherne, and *carried* by a vote of (7) yeas, (0) nays, and (2) absent, that being of Mr. Delatte and Mr. Toups.

## RESOLUTIONS

The next item (27) on the agenda was a resolution appointing two (2) Commissioners to the Veterans' Memorial District of Ward 10 of Lafourche Parish Board (Anthony N. Griffin American Legion Post 259). (Deferred at the March 10, 2009 Lafourche Parish Council Meeting.) A **motion** was offered by Mr. Lorraine, to *defer* this item to the *April 28, 2009 meeting*, seconded by Mr. Doucet, and *carried* by a vote of (8) yeas, (0) nays, and (1) absent, that being of Mr. Delatte.

### **DEFERRED**

The next item (28) on the agenda was a resolution approving the creation of a Solid Waste Committee composed of four (4) Lafourche Parish Councilmen appointed by the Chairman, for the purpose of reviewing the current Solid Waste contract and making recommendations to the full Council for the next five (5) year contract. (Deferred at the March 10, 2009 Lafourche Parish Council Meeting.) A **motion** was offered by Mr. Richard, seconded by Mr. Gouaux, and *carried* by a vote of (7) yeas; (0) nays; (1) abstention, that being of Mr. Lorraine; and (1) absent, that being of Mr. Delatte.

Chairman Jones then said that he would like to break it down into different parts of the Parish for representation. He said that he would request that Mr. Delatte represent the Northeast portion of the Parish, with himself sitting in if he would refuse. Mr. Jones requested that Mr. Richard represent the Thibodaux area, Mr. Toups for the Central portion, and Mr. Gouaux for the Southern portion of the Parish. A **motion** was then made by Mr. Fertitta, to *accept Chairman Jones' appointment requests*, seconded by Mr. Matherne, and *carried* by a vote of (7) yeas; (0) nays; (1) abstention, that being of Mr. Lorraine; and (1) absent, that being of Mr. Delatte.

### **RES. NO. 09-102 SOLID WASTE COMMITTEE - CREATION**

The next item (29) on the agenda was a resolution requesting the Louisiana Department of Transportation and Development (LADOTD) place road signs indicating "Deer Crossing" along Highway 24. A **motion** was offered by Mr. Gouaux, seconded by Mr. Toups, and *carried* by a vote of (8) yeas, (0) nays, and (1) absent, that being of Mr. Delatte.

### **RES. NO. 09-103 LADOTD - DEER CROSSING SIGNS - HIGHWAY 24**

The next item (30) on the agenda was a resolution requesting the Louisiana Department of Transportation and Development (LADOTD) to investigate the hazardous condition existing north of the new T-Bois Bridge along Highway 308. A **motion** was offered by Mr. Gouaux, seconded by Mr. Toups, and *carried* by a vote of (8) yeas, (0) nays, and (1) absent, that being of Mr. Delatte.

### **RES. NO. 09-104 LADOTD - HAZARDOUS CONDITION - T-BOIS BRIDGE, HIGHWAY 308**

The next item (31) on the agenda was a resolution requesting the Louisiana Department of Transportation and Development (LADOTD) to level off bumps south of West 123rd Street on LA 1, Ward (10), District (9), Galliano, Louisiana. A **motion** was offered by Mr. Lorraine and seconded by Mr. Doucet. An **amendment** was made by Mr. Lorraine, for a copy to also be sent to the *Lafourche/Terrebonne Delegation*, seconded by Mr. Doucet, and *carried* by a vote of (8) yeas, (0) nays, and (1) absent, that being of Mr. Delatte. The *amended* resolution then *carried* by a vote of (8) yeas, (0) nays, and (1) absent, that being of Mr. Delatte.

### **RES. NO. 09-105 LADOTD - LEVEL OFF BUMPS - WEST 123RD STREET, LA 1**

The next item (32) on the agenda was a resolution asking the Lafourche Parish District Attorney to research the St. Louis Canal Dam lawsuit in cooperation with Terrebonne Parish and the possibility of doing work on the dam to alleviate the drainage situation which exists at this time. A **motion** was offered by Mr. Matherne and seconded by Mr. Fertitta. Mr. Matherne and Mr. Fertitta gave background information in regards to this issue, explaining what has since been done, and what they were currently working on; further expressing their personal opinions and concerns. The resolution then *carried* by a vote of (8) yeas, (0) nays, and (1) absent, that being of Mr. Delatte.

**RES. NO. 09-106 DISTRICT ATTORNEY - RESEARCH - ST. LOUIS CANAL DAM LAWSUIT**

The next item (33) on the agenda was a resolution requesting the Administration select and hire an engineer for performance of a hydrologic and hydraulic study of the Lockport to Larose Project and determine the required pumping capacities that will maintain acceptable water surface elevations; and authorizing the Parish President to sign, execute and administer any and all associated documents and amendments. A **motion** was offered by Mr. Gouaux and seconded by Mr. Toups.

Mr. Lorraine offered an **amendment**, to request the *North Lafourche Levee District pay 50% of costs*, and seconded by Mr. Doucet.

Mr. Gouaux commented that the NLLD, has in their possession, because of the work that they have done on their levee alignment, all of the information that would be needed, to have or to furnish, for this study to be accomplished. He said that he spoke to some of the Board Members; in which they would authorize, if the Engineers that performed this work could have the information, to turn it over; therefore being their part of the project. Mr. Doucet questioned if the NLLD had the information and the Engineers, why were the Engineers not doing the studies. Mr. Gouaux relinquished time to **Mr. Dwayne Bourgeois**; so that he could better explain. Mr. Bourgeois, **on behalf of the North Lafourche Levee District**, explained that the information that Mr. Gouaux was referring to was actually just elevation levels, sections, and such; in turn could be fed into the studies. He said that the studies were nothing that the NLLD had contracted the Engineers to do; in that they were contracted to help develop the plan for the Lockport to Larose Levee System. Discussion continued for further clarifications.

Mr. Doucet asked if they did decide to hire an Engineer, where was the money going to come from. President Randolph responded by saying that she was going to actually suggest, being that they were very near the Master Drainage Study, having a few more documents to complete, that the studies can be part of said process. Mr. Doucet questioned President Randolph as to what she was referring to; in which President Randolph explained that it was of the Master Drainage Study throughout the entire Parish. President Randolph informed the Council that it was \$750,000 for said study; in that it was a grant.

Mr. Gouaux said that the pump at Edna was currently not being used, because of the new levee. He said that they have to skip the Barrios Pump Station because they had no scientific information showing where to put either a combination of the two pump stations or where to best locate a pump. Mr. Gouaux stated that the NLLD was currently moving with the levee; in which the Parish needed to start looking for monies to build a consolidated pump station or to build new pump stations; further saying that the NLLD did not have the monies to build the pump stations. Mr. Bourgeois commented that Mr. Gouaux was correct in what he was saying; and then added to that, saying that they have individual landowners that they were trying to acquire right of ways to continue to move through the levee project for the benefit of everyone, further explaining same.

President Randolph stated that they were looking at a process that could take up to four or five months because they would have to go out for RFPs, being that it was Federal money; in that it may be late summer before they could begin any part of the studies. She said that she was initially thinking that it could be part of the Master Plan, but if it needs to be done quickly, that it would be a different story.

Mr. Lorraine commented that no matter what would be done that it would take money; he then said that a millage was collected in South Lafourche for their levees, as does North Lafourche. He stated that South Lafourche collects a one cent sales tax, in which North Lafourche does not. Mr. Lorraine expressed that he thought it was time for North Lafourche to get with their Legislature and see about putting that on

the ballot, to see if the people would vote for a one cent sales tax. He then continued by further stating his opinions on the issue. Mr. Bourgeois commented that the steps have been taken to start the process to consider such; but had been postponed because of the tax renewal of their ad valorem; further explaining same, in that a letter had been indeed sent to the Legislature. A brief discussion ensued.

Mr. Gouaux suggested that they pass this resolution, so this work/study could be done and given to whatever group that would do the Parish-wide study, in that it would then reduce the costs for the study. Mr. Bourgeois agreed, stating that it would not be information that would be lost. President Randolph then asked if anyone had an idea of what this would cost, if they would do this. Mr. Bourgeois replied that he did not think that it was a huge study, but he did not have an answer for the value.

President Randolph commented that the Administration would still of course have to bring a Supplemental Appropriation before the Council in order to accomplish this request. Discussion then ensued in regards to the verbiage in this resolution, and of the cost of doing said studies.

Mr. Lorraine *removed* his motion for his proposed *amendment*, and Mr. Doucet removed his second.

Mr. Gouaux then offered a **motion** to *defer* this item to the next Council meeting, *April 14, 2009*, seconded by Mr. Toups, and *carried* by a vote of (8) yeas, (0) nays, and (1) absent, being Mr. Delatte.

**DEFERRED**

The next item (34) on the agenda was a resolution **approving a contract between the State of Louisiana, Division of Administration and Lafourche Parish Government for the FY 2008-2009 Louisiana Government Assistance Program Funding; and authorizing the Parish President to sign, execute and administer said agreement and any and all relevant documents and amendments.** A **motion** was offered by Mr. Toups, seconded by Mr. Fertitta, and *carried* by a vote of (8) yeas, (0) nays, and (1) absent, that being of Mr. Delatte.

**RES. NO. 09-107     FY 2008-2009 LA GOVERNMENT ASSISTANCE PROGRAM FUNDING**

The next item (35) on the agenda was a resolution **approving a lease agreement that is made and entered into between Warren J. Harang, Jr. Municipal Auditorium, herein called "lessor" on behalf of Lafourche Parish Government Office of Community Action, herein called "lessee" for quarterly Commodity distribution and authorizing the Parish President to sign, execute and administer said lease agreement and any and all relevant documents.** A **motion** was offered by Mr. Fertitta, seconded by Mr. Richard, and *carried* by a vote of (8) yeas, (0) nays, and (1) absent, that being of Mr. Delatte.

**RES. NO. 09-108     LEASE - WARREN J. HARANG, JR. MUNICIPAL AUDITORIUM - QUARTERLY COMMODITY DISTRIBUTION**

The next item (36) on the agenda was a resolution **approving the purchase of one (1) 48" Low Lift Vertical Pump at Parr Pump Station and authorizing the Parish President to sign, execute and administer any and all relevant documents.** A **motion** was offered by Mr. Gouaux, seconded by Mr. Doucet, and *carried* by a vote of (8) yeas, (0) nays, and (1) absent, that being of Mr. Delatte.

**RES. NO. 09-109     PURCHASE - 48" LOW LIFT VERTICAL PUMP - PARR PUMP STATION**

The next item (37) on the agenda was a resolution **requesting that the Lafourche Parish Council hire Leonard Chauvin P.E., P.L.S., Inc., to conduct a hydraulic study of Parkside Drive and vicinity in Thibodaux, Louisiana; and authorizing the Parish President to sign, execute and administer said agreement and any and all relevant documents.** A **motion** was offered by Mr. Fertitta and seconded by Mr. Richard.

Mr. Toups questioned why they should vote for this item, when they just deferred item 33; then asked how much was this going to cost. Mr. Fertitta explained that \$25,000 was budgeted for this project; in which they received a quote of \$24,000.

The resolution then *carried* by a vote of (7) yeas; (1) nay, that being of Mr. Toups; and (1) absent, that being of Mr. Delatte.

**RES. NO. 09-110     LEONARD CHAUVIN P.E. - HYDRAULIC STUDY - PARKSIDE DRIVE**

The next item (38) on the agenda was a resolution **approving a Cooperative Endeavor Agreement between Lafourche Parish Government and the Greater Lafourche Port Commission** and authorizing the Parish President to sign, execute and administer any and all relevant documents. A **motion** was offered by Mr. Lorraine, seconded by Mr. Doucet, and *carried* by a vote of (8) yeas, (0) nays, and (1) absent, that being of Mr. Delatte.

**RES. NO. 09-111      AGREEMENT - GREATER LAFOURCHE PORT COMMISSION**

The next item (39) on the agenda was a resolution to **hire James Rowenhorst as a Correctional Consultant to assist the Five Star Committee and the Parish in assessing its needs for a new detention/correctional facility** and authorizing the Parish President to sign, execute and administer any and all relevant documents. A **motion** was offered by Mr. Gouaux, seconded by Mr. Doucet, and *carried* by a vote of (8) yeas, (0) nays, and (1) absent, that being of Mr. Delatte.

**RES. NO. 09-112      HIRING JAMES ROWENHORST - CORRECTIONAL CONSULTANT - DETENTION/CORRECTIONAL FACILITY ASSESSMENT**

The next item (40) on the agenda was a resolution **approving a time extension to acquire proper cable spool for the T-Bois Bridge** and authorizing the Parish President to sign, execute and administer all relevant documents. A **motion** was offered by Mr. Gouaux, seconded by Mr. Doucet, and *carried* by a vote of (8) yeas, (0) nays, and (1) absent, that being of Mr. Delatte.

**RES. NO. 09-113      TIME EXTENSION - T-BOIS BRIDGE**

The next item (41) on the agenda was a resolution **approving a contract with David A. Waitz Engineering and Surveying, Inc. to design the Leighton Pump Station** located in Thibodaux, Louisiana; and authorizing the Parish President to sign, execute and administer said agreement and any and all relevant documents. A **motion** was offered by Mr. Fertitta, seconded by Mr. Richard, and *carried* by a vote of (8) yeas, (0) nays, and (1) absent, that being of Mr. Delatte.

**RES. NO. 09-114      DAVID A. WAITZ - LEIGHTON PUMP STATION DESIGN**

The next item (42) on the agenda was a resolution **requesting the Lafourche Parish Council to hire Picciola and Associates, Inc., as Engineer for the Manchester Manor Pump Station Project;** and authorizing the Parish President to sign, execute and administer said agreement and any and all relevant documents. A **motion** was offered by Mr. Richard, seconded by Mr. Fertitta, and *carried* by a vote of (8) yeas, (0) nays, and (1) absent, that being of Mr. Delatte.

**RES. NO. 09-115      HIRING PICCIOLA & ASSOCIATES, INC. - MANCHESTER MANOR PUMP STATION PROJECT**

The next item (43) on the agenda was a resolution **authorizing T. Baker Smith, Inc., to proceed with Construction Phase of the project entitled Farm to Market Road,** and authorizing the Parish President to issue a **Notice to Proceed** as per the contract and to sign, execute and administer any and all relevant documents. A **motion** was offered by Mr. Toups, seconded by Mr. Gouaux, and *carried* by a vote of (8) yeas, (0) nays, and (1) absent, that being of Mr. Delatte.

**RES. NO. 09-116      NOTICE TO PROCEED - T. BAKER SMITH, INC. - CONSTRUCTION PHASE - FARM TO MARKET ROAD PROJECT**

The next item (44) on the agenda was a resolution **accepting the quote from Bollinger Larose, LLC for emergency repairs to the Galliano Pontoon Bridge** and authorizing the Parish President to sign, execute and administer a contract and any and all relevant documents. A **motion** was offered by Mr. Lorraine, seconded by Mr. Doucet, and *carried* by a vote of (8) yeas, (0) nays, and (1) absent, that being of Mr. Delatte.

**RES. NO. 09-117      BOLLINGER LAROSE, LLC - GALLIANO PONTOON BRIDGE**

## PUBLIC WISHING TO ADDRESS THE COUNCIL

The next item on the agenda was the Public Wishing to Address the Council.

**Mr. Harry Griffin Sr.** of St. Phillip Street in Raceland addressed the Council in regards to loud boom boxes and speakers, which were blaring out obscenities; asking the Council what could be done. He said that he spoke to a Lawyer, in which he was then told that maybe they should call Baton Rouge to get somebody to come investigate his problem. Mr. Griffin then stated some issues with speeding in the area. He continued by expressing his disgust with calling the Police and not getting anything accomplished; having two fights because of the incidents; further stating that he had a 12 gauge shotgun pulled on him both times. Mr. Griffin stated that the second time he went to Court, in which the Judge was trying to make him pay “his” damage at the hospital; and the Judge gave “him” a bouquet of flowers and a bottle of perfume and let “him” go and leave. He exclaimed, that in other words, “he” pulled a 12 gauge, being attempted murder; in which he had both of his witnesses in Court that had seen it, and they still could not get anything done. Mr. Griffin said that he had again called the Law the day before; reporting the ongoing situations with the loud music. He continued to express his concerns; questioning what could be done. Detailed discussion then ensued, with several Councilmen making suggestions and asking further information of Mr. Griffin.

**Ms. Peggy Bailey** of Saint Ann Street in Raceland addressed the Council in regards to parking at the walking track located at Highway 90 and LA 1; asking if anyone had an idea when they would have parking for the walkers and not just for the Tourism facility. Mr. Toups replied that he had received a call about that this week, in which he was told that they were ran away from parking there. He said that they can not run anyone away from there; but he was told by someone at the facility that they just wanted them to watch where they were parking because of the RVs and buses that pull in there at all times of the day. Mr. Toups stated that he spoke to the Tourist Commission, in that they allow people to park, but they just ask that they not block where the RVs and the buses come in. Ms. Bailey commented that she did not have an issue with it until she parked where the cars are supposed to park; also having some other walkers, in which some of them were parked in the circle; but she was the one that received a letter on her windshield saying that her car would be towed at her expense. Mr. Toups then stated that he was told that, but he was also told by the Commission that they would not actually tow anyone away. He added that there was something that was going to come up for extra parking spaces, but he did not know exactly when. Ms. Bailey further stated that the parking spaces for the walkers were outside of the six foot fence, in a ditch; in which she expressed that it was fine when someone was perfectly healthy, but the unlevel ground could cause problems for someone who was handicapped. Mr. Toups suggested to President Randolph that maybe a letter could be sent to the Tourist Commission, by the Council or the Administration; since they have been having trouble with people parking there, being chased out. President Randolph commented that they were working on the Farm to Market Project, which would include additional parking, being a component of it. Discussion then continued in regards to the walking track and its accessibility; with several suggestions being made.

## DISCUSSIONS

The next item (45) on the agenda was a discussion regarding **criteria needed, anticipated and required for vetoed items.** (Deferred at the March 10, 2009 Lafourche Parish Council Meeting.) *This item was pulled, at the request of Mr. Matherne.*

The next item (46) on the agenda was a discussion concerning assisting the **Larose Civic Center with repairs and upgrades to their pool, totaling approximately \$10,000, which is required to meet State Standards.** Mr. Toups questioned if the public can go swim at this pool being that the Parish did not own it; and if so, did they charge or how did it work. Several Councilmen replied, but their *comments were not quite audible.*

Mr. Gouaux stated there were currently some new rules, which required the Larose Civic Center to change and modify some of the drain type gadgets that were currently in existence; plus there was a hole in the pool that would actually cost \$20,000 to repair. He said the Center was looking for some assistance; in which he mentioned such to Mr. Brennan Matherne (Director of the Department of Parks, Recreation, and Public Facilities). Mr. Gouaux further stated that the Center had also talked to the Recreation District, in which they were told that they did not have any money. He then recommended/requested that Administration look into this; and if at all possible they could find the money, he would then bring this back at the next meeting in the form of a resolution; but first making certain that they have the money.

The next item (47) on the agenda was a discussion regarding Mar Drive, Hyland Drive and Romy Drive concerning Road Sales Tax District 2. Mr. Lorraine stated that he had called the Administrator, in which he assumed that she was not up to par with the Districts and it was just a simple error; in that he also spoke to Mr. Gouaux in regards to the three streets that he was wanting done and he was told that it was indeed just a simple mistake. He requested that they just be careful on the projects, because you can only do the projects that the tax was collected for and in its boundaries. Mr. Lorraine said that he was sure that it was going to be corrected.

The next item (48) on the agenda was a discussion concerning the use of our heavy construction equipment and employing two (2) more operators and helpers. Mr. Matherne listed some of the heavy equipment in which the Parish owns; then asked Mr. Ronnie Robichaux (Director of the Department of Public Works) if there was any of this equipment that could be put to work if they could hire other Operators. He said that the people that working 40 hours a week, 4 days a week, were doing a good job; but by their own decisions of what they were doing was showing that they were not doing it right. Mr. Matherne exclaimed that the Parish has heavy equipment; also having a large drag-line, which was currently working seven days a week. He then asked if the Parish had work that any of the excavators could do on the weekends. Mr. Robichaux replied as yes, that they have a tremendous amount of work that they could do on the weekends. Mr. Matherne stated that he had asked the Administration to present something at this meeting, where perhaps the Parish could work the heavy equipment, being that it was purchased. He said what got this started was that two weeks ago the offices were closed five days out of seven, only working two days; being most aggravating. Mr. Matherne then stated that he had also asked the Administration if they could possibly keep the Permits Office open; saying that he understood that they were going to work on it and that it may have been open the next Friday. He said that he happened to be in the area and it was not opened on the Friday. Mr. Matherne further stated that he had spoken to a couple of the people there; and it seemed like they would have no trouble being off on Saturday, Sunday, and Monday one week and then switch with another to Friday, Saturday, and Sunday. He added that they would still be working 40 hours, but the Permit Office would then be open. Mr. Matherne referred back to the heavy equipment; expressing that he was looking at working the heavy equipment another 36 hours, if they could hire some people; that they would work 36 hours, but give them 40 as an incentive for working on the weekend. He said that he believed that they would have some people that would be interested, in that they were only going to work three days a week. Mr. Matherne reiterated that in doing so it would allow the heavy equipment to work another 36 hours; which would be well worth the few hours extra. He then mentioned that the State was able to work two weeks in a row, all seven days of the week, because they had something that needed to be fixed, being the bridge on a busy highway. Mr. Matherne questioned what was more important than the State working on a bridge that needed to be fixed; than building the levees and the drainage systems in Lafourche Parish, to where the people do not flood. He said that the Parish had the ability to do so, but they were just not doing it. Mr. Matherne continued by saying that he had asked for information by the Administration, in which they did not provide. He then said that he was able to speak to the North Lafourche Levee District; but what was wrong with the Administration, in that he did not get anything from what he had asked for. Mr. Matherne requested that Administration bring at least something to see if the Parish could hire at least two more Operators and two more helpers.

## **ADJOURNMENT**

On **motion** by Mr. Fertitta and seconded by Mr. Lorraine, and with no further business, the Lafourche Parish Council Meeting of **March 24, 2009 adjourned at 7:45 p.m.**

JERRY JONES, CHAIRMAN  
LAFOURCHE PARISH COUNCIL

CARLEEN B. BABIN, COUNCIL CLERK  
LAFOURCHE PARISH COUNCIL

FEMA and Lafourche Parish Government

**Debris:**

We have turned in about \$5.4M worth of PW's. Of this, we have been reimbursed \$791,540. We are monitoring the additional PW's as they are input into the system, and we will be able to request further reimbursements against those PW's soon.

**Buildings:**

Courthouse – We submitted a PW for \$554,047 and have been reimbursed for \$407,544 of that. That amount is just for the initial mold remediation, not including costs related to replacement, relocation, etc.

We have visited many sites with the FEMA team and are having FEMA draft PW's for most of the sites. We still need to visit about 10 more sites (mostly Libraries and Head Start facilities remaining). We are still assessing total damages (in dollars) to be processed, but we have a good grasp on where we are. Total, we have about 40 sites, and have visited about 2/3 of them with FEMA. Now that FEMA has visited them, as we complete the site repairs, we can submit the information to FEMA to draft the PW's. FEMA is in the process of drafting one PW (Raceland Ag Building) for \$40,331.

Barrios – we are working closely with the Duplantis group. Duplantis will have their final report compiled and pulled together to present to FEMA on 3/26 at our standard weekly FEMA meeting. The following week (4/2) FEMA will have a walk-through of the building to do their damage assessments and confirmations with both the Duplantis group as well as Brennan and myself present. After the building is assessed, we will definitely have the information that we need to make an educated decision on how we want to move forward in regards to Barrios.

**DPW:**

We have visited about 10 of the 80 sites with FEMA. Of these site visits, we are focusing most of our energies on the Edna Pump Station, and are working closely with Leonard Chauvin's group to assess the benefit of relocating the pump in a cost-comparison with repairing the pump as-is. Again, we are making great progress with FEMA, and they will soon start drafting PW's for this area.

Our goal for next week's site visits with FEMA will be to visit Roads that have been repaired, as well as to visit completed Pumps/Canals/Berms/etc so that we can draft PW's accordingly.

**Others:**

We submitted information on the Shelters (distribution sites) to FEMA, in the amount of \$88,581 and they should start drafting the PW for that soon.

We submitted the Force Account Labor for the Category B work to FEMA today, and hopefully they will start compiling the PW related to that soon. The total amount for that is \$705,000 (roughly).

All said, we have submitted information and PWs for about \$7M and have been reimbursed for about \$1.2M. Within the next few weeks, we should have more PWs in the system that we can start requesting monies against.

Joel Doty  
Lafourche Parish Government  
Director of Finance

*Exhibit "A"*



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www.lafourchegov.org

Charlotte A. Randolph, *Parish President*

Finance Department

## INTEROFFICE MEMORANDUM

**TO:** Lafourche Parish Councilmen  
**FROM:** Joel Doty, Finance Director  
**DATE:** March 24, 2009  
**RE:** February 2009 Financials

Attached are the Financial Statements for the period ending February 2009 as well as the Royalty, Sales Tax Reports and Parish Transportation reports updated through February. These items are being handed out at the Council Meeting.

Just a side note that that on the recent financial reports, some of the data was erroneously reported, as it relates to RSTD2 and RSTD-A. All data has since been corrected, and the reports handed out tonight for January and February are amended and reflect all correct data. Basically, there was a report that included in the monthly financial packet that had the headers "RSTD2" and RSTD-A" switched (a mis-formula in excel was the cause). As aforementioned, this has been corrected, and all reports are accurate now.

Should you have any questions, please do not hesitate to contact me at 985-446-8427

cc: Charlotte A. Randolph, Parish President  
Crystal Chiasson, Parish Administrator  
Carleen Babin, Council Clerk

# Exhibit "B"

Charlotte A. Randolph	Parish President	Matt Matherne	District 5
Jerry Jones	District 1	Lindel Toups	District 6
Michael Delatte	District 2	Phillip Gouaux	District 7
Louis Richard	District 3	Rodney Doucet	District 8
Joseph "Joe" Fertitta	District 4	Daniel Lorraine	District 9

**LAFOURCHE**  
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Finance Report  
March 24, 2009

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*Joel Doty, Finance Director*

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**Financial Reports**

- Royalty Revenue Report
- Road Sales Tax Revenue Reports
- Solid Waste Collection Report
- Parish Transportation Report

Financial Reports can be found at:  
[www.lafourchegov.org](http://www.lafourchegov.org)  
 Finance Department

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**Royalty Revenues**

	2008	2009
• 1 <sup>st</sup> Quarter	1,774,396	424,975
- Jan	635,694	199,862
- Feb	591,749	225,113
- Mar	546,953	
• 2 <sup>nd</sup> Quarter	1,733,132	
• 3 <sup>rd</sup> Quarter	2,187,990	
• 4 <sup>th</sup> Quarter	1,096,705	
Total YTD	<b>6,792,223</b>	<b>424,975</b>

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Exhibit "C"

Road Sales Tax District #2		
	<u>2008</u>	<u>2009</u>
• Jan	522,013	316,187
• Feb	228,315	221,984
Total YTD	<b>750,328</b>	<b>538,171</b>

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Road Sales Tax District A		
	<u>2008</u>	<u>2009</u>
• Jan	315,993	361,220
• Feb	294,622	285,078
• Total YTD	<b>610,615</b>	<b>646,298</b>

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Solid Waste		
	<u>2008</u>	<u>2009</u>
• Jan	521,358	697,218
• Feb	513,099	528,270
Total YTD	<b>1,034,457</b>	<b>1,225,488</b>

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"C"

Parish Transportation Revenue		
	2008	2009
• Jan	52,753	51,013
• Feb	49,561	58,410
<b>Total YTD</b>	<b>102,314</b>	<b>109,423</b>

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The End

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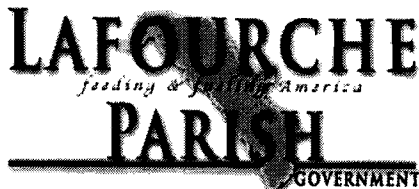
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"C"



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Charlotte A. Randolph, *Parish President*

## Meeting Agenda

TO: Lafourche Parish Leaders

FROM: Crystal Chiasson, Parish Administrator  
Joel Doty, Finance Director

RE: Training for Department Heads, Administrators, and others

Date: April 15, 2009

Location: Old Walmart Building, Mathews, LA

12:00 PM **Welcome** – Charlotte Randolph, Lafourche Parish Government President

12:05 PM **Louisiana Legislative Auditor's Office** – Ms. Jennifer Schaye  
Topics: Financial Reporting Laws (basics), Local Government Budget Act (basics)

1:30 PM **Louisiana Attorney General's Office** – Mr. Mike Vallan & Ms. Emalie Boyce  
Topics: Public Bid Law, Public Records Law

3:00 PM **Louisiana Board of Ethics** – Ms. Courtney Jackson  
Topics: Nepotism, Prohibited Transactions, Gifts, Illegal Payments, Participation

4:00 PM **Lafourche Parish District Attorney's Office** – Lisa Orgeron  
Topics: Requesting Opinions

5:00 PM **Closing** – Joel Doty, Lafourche Parish Government

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*Exhibit "D"*