

**APRIL 10, 2007  
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, APRIL 10, 2007 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 Dr. Tommy Lasseigne, Chairman, who then stated that the Lafourche Parish Council was ready for the transaction of business at 6:03 p.m.

Chairman Lasseigne announced that the invocation would be led by Mr. Michael Delatte. 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. Phillip Gouaux	Mr. Tyrone Williams
	Dr. Tommy Lasseigne, Chairman	Mr. Brent Callais
	Mr. Daniel Lorraine, Vice-Chair	
	Mr. Mark Atzenhoffer	
	Mrs. Charlotte Randolph, Parish President	

**ABSENT:** Mr. Lindel Toups

**APPROVAL OF COUNCIL MINUTES**

The first item (1) on the agenda was a motion to accept the minutes of the March 20, 2007 Special Session meeting. A **motion** was offered by Mr. Mark Atzenhoffer and seconded by Mr. Brent Callais to accept the March 20, 2007 minutes. The minutes were **approved** by a vote of eight (8) yeas, zero (0) nays and one (1) absent, that being of Mr. Lindel Toups.

The first item (2) on the agenda was a motion to accept the minutes of the March 27, 2007 Regular Session meeting. A **motion** was offered by Mr. Mark Atzenhoffer and seconded by Mr. Michael Delatte to accept the March 27, 2007 minutes. The minutes were **approved** by a vote of eight (8) yeas, zero (0) nays and one (1) absent, that being of Mr. Lindel Toups.

**PROCLAMATIONS**

The next item (3) on the agenda was a proclamation honoring Lafourche Parish Gymnasts from the Louisiana Gymnastics Meet. (*This item was presented after item (5).*) Mr. Atzenhoffer read and then presented Certificates of Appreciation to Ms. Victoria Normand, 2007 USAG Louisiana State Level 7- 12 year old State Champion on floor exercises and vault and to Ms. Adele Broussard, USAG Louisiana State Level 7-11 year old Bronze Medalist on vault, uneven parallel bars and balance beam.

The next item (4) on the agenda was a proclamation declaring May 21-28, 2007 American Legion Poppy Week. Mr. Gouaux read the proclamation and then presented the same to Mr. Forest Rigger, III, Department Commander for the American Legion Department of Louisiana, as well as a member of Lockport Post 83, who briefly gave a history of the origin of Poppy Week and voiced his appreciation for the proclamation.

The next item (5) on the agenda was a proclamation thanking Parish President Randolph and Staff for the Lafourche Parish Bicentennial. Mr. Gouaux read said proclamation.

**PUBLIC WISHING TO ADDRESS THE COUNCIL**

The next item on the agenda was the Public to address the Council. No one from the public wished to address the Council.

The next item (6) on the agenda was Mr. Howie Guidry to discuss drainage in his area. Mr. Howie Guidry was not present.

**PRESENTATIONS**

The next item (7) on the agenda was Mr. John Werner, with Hospital Service District No. 1, who gave an annual report. Mr. Werner, the Chief Executive Officer of Lady of the Sea General Hospital, explained that he had previously given the Council a bound report and then proceeded to explain it in detail. The report included such topics as the Board of Commissioners, tax support for the fiscal year 2006, uncompensated care, activity for the fiscal year 2006, inpatient admissions, emergency room visits, outpatient visits, family medicine clinic, total margin, expenses and staffing and capital improvements. Mr. Callais inquired about the bond retirement for the Emergency Room construction, asking how many years were left? Mr. Werner stated that he was not sure at the present time, but explained that it had been about four (4) years that the bond retirement had been had. Mr. Callais then clarified the name of the managing firm of the hospital and then inquired as to when that contract was to be up, to which Mr. Werner stated that the option year would be in the fall of 2007, saying that the contract would be coming up and if it was not renewed in the current year it would be through 2009. Chairman Lasseigne inquired as to what type of reserve fund was had by the hospital, to which Mr. Werner stated that as of the present day the hospital's cash reserve was approximately \$5 million. He explained that amount was made up of community disaster loan money and uncompensated care. Mr. Matherne voiced that the Council had approved several general obligation bonds for the hospital service district, and then asked if that had been for operating costs and then asked what the funds had been used for? Mr. Werner explained that he had just taken over as the CEO at the hospital and that since that time there had been no obligation bonds done. He stated that the only thing he knew was that there had been some obligation bonds done for the construction of the Emergency Room. Mr. Callais explained that in the previous year the hospital district had restructured some debt and that there had also been two (2) community disaster loans. He continued to briefly speak on the matter. Mr. Werner stated that there had been approximately \$2 million in Community Disaster loans, \$500,000 and then another \$2 million, saying that the Community Disaster loan totaled approximately \$4 million.

**ADMINISTRATIVE REPORT(S)**

President Randolph thanked the voters for their approval of the tax issues on the March 31, 2007 ballot and also noted that that included the opportunity for more drainage work in both District No. 2 and Consolidated District A. She then went on to thank Mr. Gouaux and the Council for the proclamation regarding the Bicentennial Celebration. President Randolph stated that there had been many volunteers who had assisted in putting the celebration together, adding that it had been a great success. She continued to briefly speak on the matter. She then stated that she had met with the Louisiana Department of Transportation and Development officials on April 9, 2007 and reported that there had been many concerns in the Parish that she wanted to address with them. President Randolph stated that one of the concerns was the overlay of Louisiana Highway 308 near the Lafourche Crossing, explaining that there had been some patching in the area and vehicles exiting the crossing area were susceptible to an accident because it was uneven. She stated that the Louisiana Department of Transportation and Development had looked at the matter and would be trying to move up the overlay in the area to a higher priority. President Randolph stated that the Louisiana Department of Transportation and Development had addressed the matter and had brought

the information gathered to Baton Rouge, saying that she was aware that there had been complaints about the area. President Randolph stated that they had also discussed the overlay of Louisiana Highway 308 from Cut Off to Galliano, which she said was scheduled for letting in the current fiscal year, and included both Districts 8 and 9. (See April 24, 2007 Lafourche Parish Council Regular Meeting minutes for explanation as to this correction made by Mr. Daniel Lorraine). She went on to say that the Louisiana Department of Transportation and Development had agreed to research ownership of the low area in the levee near the Louisiana Highway 182 and Louisiana Highway 90 intersection around Bayou Dumar and Bayou Folse and further that they would assist the Parish in whatever needed to be done to raise it as it was a vulnerable area in District 5. President Randolph stated that the department had also agreed to sweep the Louisiana Highway 308 Overpass in Larose on a as-needed basis. She informed the Council that she had also received a report from the project engineer on the new T'Bois Bridge, saying that she knew that was something that people had been discussing for some time. President Randolph stated that the department was now working on the traffic signals on Louisiana Highway 308 and other minor items that needed to be corrected before the State would accept the bridge. She stated the department anticipated a June 1<sup>st</sup> opening of the bridge. President Randolph then spoke about the Acadian Road West 4-lane project in conjunction with the City of Thibodaux, saying that \$4 million dollars had been put in for the design of the project and that it was moving along. She went on to report that the department had addressed drainage along Louisiana Highway 3235 and the condition of the highway in Golden Meadow, saying that they were really concerned that the concrete was deteriorating quickly and would be making an effort to report that to engineers. President Randolph stated that the overlay of the Delta Farm Road was presently underway for \$842,000 and the assistance of an additional culvert in the project. She then reported that the overlay of the Gheens Road was scheduled for later in the current year. President Randolph stated that the department had agreed to assist the Parish with the replacement of a swing-arm on the Galliano Bridge, which she said was deteriorating as well. She stated that the department was planning the replacement of the Bayou Dumar Bridge, saying that this was approximately a \$670,000 project in District 5. President Randolph stated that the department, in their budget, had put in \$17.2 million for replacement of the bridge in Larose, adding that this required Legislative approval. She stated that the department had already dedicated \$6 million to the project but that they were now asking for an additional \$11 million or so. President Randolph stated that she had had a discussion with Golden Meadow Mayor Joey Bouziga the week of April 2, 2007 concerning two (2) projects in the town, saying that the Mayor was forwarding to her an inventory of the streets for overlay in his town in order to begin the planning process. She then stated that Mayor Bouziga had also stated that he had finally made contact with the land company to extend the lease on the Golden Meadow boat launch to facilitate a grant to improve the boat launch. President Randolph then stated that there was a meeting scheduled for Thursday, April 12, 2007 at the Tourist Commission Office regarding the Bayou Lafourche Corridor. She stated that preliminary plans involved a Farmer's Market pavilion adjacent to the Tourist Commission, a parking lot for car pooling workers and a fishing pier wharf on the bayou side funded by a \$130,000 Louisiana Department of Transportation and Development FHA grant. President Randolph stated that the meeting previously mentioned was scheduled to begin at 6:00 o'clock at the Tourist Commission Office if anyone was interested in attending. President Randolph then spoke about hurricane preparedness, saying that at the next meeting of the Council they would be presenting the final plan for the Council's approval. She stated that only Mr. Atzenhoffer had commented on the preliminary plan and then stated she was wondering if there were any other questions before they presented the final plan. President Randolph stated that they were also in the process of designing brochures for distribution to all Lafourche residents prior to the storm season, which she said was being funded through a grant from Latelco. She reported that eleven (11) employees had attended the Hurricane Conference in New Orleans the week of April 2, 2007. President Randolph stated that on Wednesday, April 11, 2007 there was a USDA meeting scheduled to perhaps expand the scope of the Ag Building project to upgrade the facility to include offices and bathrooms and to renovate the arena area. She then wished a Happy Birthday to Mr. Callais. Chairman Lasseigne

commented that there had been a lot of employees who had assisted in the Bicentennial Celebration and stated that they had done a great job. He stated that it had been an impressive event and then thanked everyone for their assistance.

The next item (8) on the agenda was the presentation of WOW (Wonderful Outstanding Worker) awards and the Employee of the Month for March 2007. President Randolph stated that Mrs. Kathy Grabert, Finance Department, Ms. Gretchen Folsie, IT (Information Technology) Manager and Mrs. Sonya Ockman, Finance Department were recipients of the WOW award. She then announced that Mrs. Michelle Adams, Receptionist at the Lafourche Parish Government Complex in Thibodaux, was the Employee of the Month for March 2007.

The next item (9) on the agenda was a report on the Charlie Wallace Levee. Mr. Ray Cheramie, Department of Public Works presented a visual presentation which showed pictures of the area being spoken of, which he explained in detail. Said report included but was not limited to the following:

Lockport – Larose Levee  
**Ray Cheramie, Director, 4-10-07**

Charles Wallace

(#1) As noted in Red a 25' drainage servitude was dedicated at the time of development November 1973. Extending from Garden Drive along the west property line to what was known as Hospital Bayou. Later in July of 1977 a Right of Way agreement was signed by Mr & Mrs Wallace for the same 25' servitude of drainage along the west property line.

As noted in yellow on the adjacent property of Allied Shipyard a 75' levee and maintenance servitude was granted July 2005.

(#2) April of 2006 a servitude agreement was signed by Mr & Mrs Wallace:

First as noted in light blue a 30' access road 1140' south of Garden Dr to a distance of 2690' south of Garden Dr along the east property line was granted.

Second as noted in dark blue: An 85' servitude perpendicular to the 30' access road extending to the west property line with the stipulation electrical services to the Parish Pump would be relocated to this servitude within 2 years upon execution of agreement.

(#3) As noted in purple February 1986 a Right of Way agreement for levee and ditch of 100' in width was signed by Mr and Mrs Wallace extending from what was known as Hospital Bayou to the Fort Arpent Line / GIWW.

Mr. Cheramie continued to speak on the issue in detail, saying that this had not been a right-of-way he had been granted by Mr. Charlie Wallace, but that it had been done in 1986 and had been signed by Parish President Bobby Tardo. He then stated that with regards to the dirt that had been hauled, equipment moved and all of the "tickets" with Mr. Wallace's name on it, that he had done some research on the topic. He explained that anytime the Lockport Field Office left to haul dirt they would automatically put "Charlie Wallace" on their tickets. Mr. Cheramie stated that when the trucks had been charged to use to haul some equipment whether work was being done on the 40 Arpent levee, which he mentioned had been relocated because it was falling into the reservoir, that normally the trucks would come up to where Mr. Wallace's property began and they would automatically state that the trucks were being delivered to Charlie Wallace. He said that did not necessarily mean that work was being done on Charlie Wallace. Mr. Cheramie then stated that he would list areas where dirt had been brought and had been marked as "Charlie Wallace". He said that yes, they had hauled a lot of dirt on Charlie Wallace, saying that they had hauled dirt to build a levee at Allied Shipyard. Mr. Cheramie stated that Ledet Lane, along the Intracoastal Canal, which he said was probably an eighth of a mile, had been charged as Charlie Wallace. He explained that the 40 Arpent levee on Louisiana Highway 308 where there were crawfish ponds had also been marked as Charlie Wallace. Mr. Cheramie said that Hamilton Street, an area from the discharge pumps back to the bridge, where two (2) years prior Drainage District No.1 had Grand Isle Shipyard dump rock material to stop the waters from coming, had had to be removed and further the Parish had built an earthen levee which had also been charged off to Charlie Wallace. He said the Ludevine Pump Station, the old pump station in Valentine, that all of the work that had been done there and

all of the dirt that had been hauled to those areas had been charged off as Charlie Wallace. Mr. Cheramie stated that even at the Raceland Field Office replacement of some of the dirt that had been used from the Recreation center and the trucking that had been done had been charged off to Charlie Wallace. Mr. Cheramie stated yes, the Parish had hauled a lot of dirt via the Charlie Wallace area and that there had been reasons for it, but said that not all of the tickets that had been charged off to Charlie Wallace had gone to building the levee by Mr. Wallace. Mr. Callais inquired as to whether the road currently in the area being spoken of was owned by the Parish or by Allied Shipyard? Mr. Cheramie explained that the road began as a public street up to a gate where it then became Allied Shipyard property until a curve was made by a culvert and then it was on Mr. Charlie Wallace's property. He stated that the Parish did not have a servitude on the property. Mr. Cheramie explained that they had been told time and time again not to worry about not having a servitude and that as long as Mr. Wallace was alive the area could be traveled on. He continued to speak on the matter in detail and discussions continued. Mr. Gouaux then stated that in the past when there had been a storm or abnormal high tide that pumpers had to get to the pump station either by tractor or by boat depending on how high the tide was. He continued to speak on the matter, including stating that the pump station was critical for the Larose/Valentine area.

The next item (10) on the agenda was an update on derelict structures. This item was pulled.

The next item (11) on the agenda was an ABFE/LRA Update:

- a. The number of residents that have applied for Hazard Mitigation Funds.
- b. List of projects submitted by Lafourche Parish.
- c. List of projects approved.
- d. List of Projects funded.
- e. Total dollars of funded projects.
- f. Total number of building permits year to date with a comparison of same time last 2 years.

Mr. Gretchen Caillouet, Grants and Economic Development, stated with regards to the Hazard Mitigation Funds she wanted to remind everyone that for Hurricane Katrina there had been \$600,000 in Hazard Mitigation Funds and that it could only be used for residential acquisition, elevation and reconstruction. She stated that with the Katrina funding there was four (4) acquisition projects, one (1) reconstruction project and three (3) elevation projects. Mrs. Caillouet stated that the Hurricane Rita allocation federal dollars were \$2.4 million and could be used for acquisition, elevation, reconstruction and retro-fitting only. She said that with that there were seven (7) project for acquisitions, one (1) project for reconstruction, four (4) elevation projects, and added that Lady of the Sea General Hospital had one (1) retro-fitting project, the Town of Golden Meadow had three (3) retro-fitting projects, Town of Lockport had one (1) retro-fitting project, City of Thibodaux had four (4) retro-fitting projects and Peltier Lawless had one (1) retro-fitting project. She then reported that Lafourche Parish Government had twenty-four (24) locations listed such as the Sheriff's Offices, Head Starts, libraries, senior citizens centers, the Raceland Government Complex, the Raceland EOC and the Larose Civic Center. She stated that all of these applications were in review by the State Office of Emergency Preparedness. Mrs. Caillouet then explained that the process was that the Office of Emergency Preparedness would review all of the applications and once it was felt that all documents were attached the applications would be sent to FEMA. She stated that once FEMA reviewed the applications award notification letters would be sent out. Mrs. Caillouet stated that once award notification letters were received any of the projects that were elevations, acquisitions or reconstruction would have to have the completed design work done, whether they were being demolished, elevated or reconstructed. She then said that it would have to go out for bid. Mrs. Caillouet stated that none of the projects were "dollars in hand" given to the Parish and were all reimbursable. **Mr. Atzenhoffer asked that the Council receive a spreadsheet regarding this matter, to which Mrs. Caillouet stated that she could not give names but could give the**

**numbers. Mr. Atzenhoffer stated that was fine.** Mrs. Calliouet stated that these applications may be in review for some time so that may be all that would be shown on each spreadsheet. **Mr. Atzenhoffer stated that this matter would be on every agenda.**

Mr. Callais stated that he had noticed on a handout provided to the Council prior to the meeting that second notices had been sent out regarding derelict structures. He then asked what would be done after the second notice was out? Mr. Callais asked if the a committee would be needed to have public hearings? He said it seemed like the Parish was sending out notices but that people were not responding. Mr. Curole explained in detail when he had become aware that the update request was on the April 10, 2007 agenda and that the employee in charge had not been able to make it to the present Council meeting to discuss this item. He said that he had asked the employee involved to make arrangements to be present at the next meeting of the Council, that being April 24, 2007. Mr. Curole stated that a short answer to the question would be that the only time that the Council would be involved would be when a resident requested an appeal. He said that if the citizens were not getting the notices then things would stall. Mr. Curole stated that if citizens were getting notices and did not fight the matter then the Parish would start demolition. He stated that he had gotten the impression from a brief conversation that the Parish was getting estimates on two (2) demolition projects. Mr. Curole continued to briefly speak on the matter. He then stated that when agenda items were called into the Council Clerk that it would be appreciated if the Administration would be given a "heads up". He continued to briefly speak on the matter. Mr. Callais then voiced his aggravation with the quickness of the Town of Golden Meadow dealing with the same problem and the longevity of the Parish's attempts. He said that this matter needed to be moved forward with. Mr. Callais continued to voice his feelings on the matter.

Mr. Delatte asked Mr. Curole for an update regarding permits in the Choupic area, to which Mr. Curole stated that activity had been had on the issue. He recalled that the Council had approved the hiring of Mr. Scott Nesbit, Consultant. Mr. Curole stated that Mr. Nesbit had been in the field the week of April 2, 2007 and had walked the levee from Mr. Jake Giardina through the school area. He said that he had asked Mr. Nesbit to prioritize the area so that progress could be seen. He stated that the northern side was a little more problematic so he had asked that the southern side be concentrated on at the current time. Mr. Curole stated Mr. Nesbit was supposed to be getting him a time line as to when he would be submitting something to the Corps of Engineers on behalf of the Parish. He said that of course Mr. Nesbit would have to meet with him before that would happen but that Mr. Nesbit had promised that something would be had in the next few days with regards to the time line. Mr. Curole then informed the Council that he would be out of town for a couple of weeks so he would hope to have it in the next few days or that he would have to do it via e-mail. He continued to speak on the matter in detail and discussions ensued. Mr. Curole informed Mr. Delatte that Mr. Nesbit would be coming back with some recommendations on perhaps better locations for the "gaps". He stated that if it was recalled when the levee was built there had been no gaps and that in 2004 when the Corps of Engineers and the EPA had looked into the matter that one thing that had been required was that gaps be installed. Mr. Curole stated that the Parish had wanted at the time something more substantial, mentioning culverts with gate valves but that the it had been said that it was not known what would be done and that nothing substantial should be put at that time. He then informed the Council that one of the latest comments on that matter was that they wanted the Parish to have the gaps with more substantial structures, which he said was what the Parish had wanted from the beginning. Discussions ensued regarding the time taken at the present time to close the gaps when needed , with Mr. Cheramie voicing in detail the amount of money each of the structures being spoken about by Mr. Curole would costs. Mr. Delatte voiced that what he thought was needed in the area was some type of permanent pumps and then elaborated on same. Discussions ensued.

Mr. Callais then asked Mr. Brennan Matherne, Department of Parks, Recreation and Public

Facilities, for an update regarding the Cut Off walking track. Mr. Matherne explained that they were currently still designing the walking track, saying that they were looking at the original survey done on the land. He said that he was working with Mr. Terry Arabie on the matter and that they were trying to figure everything out and that this project was being done in-house. Mr. Matherne stated that they hoped to have something within the next thirty (30) days to go out to bid with.

Mr. Callais then mentioned to President Randolph with regards to the Louisiana Department of Transportation and Development a turning lane at Tarpon Pass by the South Lafourche Bridge. He stated that that the Council had passed several resolutions requesting the same and asked that in any future contact with them that this was something desperately needed. Mr. Callais stated that also digging of the road side ditches along Louisiana Highway 3235 was needed, stating that that would alleviate a lot of the problems in the area. He briefly spoke on the matter. President Randolph stated that as Mr. Callais had mentioned the Louisiana Department of Transportation and Development had recently done some digging in that area as well as some culvert cleaning. She said with regards to the turn lane at the bridge mentioned by Mr. Callais earlier, that was something that was in their annual request to the department and was something that had accompanied the resolutions.

Mr. Callais then asked with regards to the movie to be filmed in Lafourche Parish in the Council Chambers as to how long the Council would be displaced? Mrs. Gretchen Caillouet, Grants and Economic Development, informed Mr. Callais that filming was scheduled for twelve (12) days and that a week before was needed for prep work and a week after was needed to restore the room back to its original condition. She stated that they had met with them last week at the Raceland office and that the tentative dates for filming would start June 8<sup>th</sup>, surmising that it would be approximately the last week of May and the month of June. Mrs. Caillouet stated that those dates were not final dates and that the final dates were to be gotten to her in the week of April 9, 2007. Mr. Callais asked what type of revenue would be received by the Parish? Mrs. Caillouet stated that \$25,000 had been offered as payment. Mr. Callais then asked if that would have to be done in the form of a contract, to which Mrs. Caillouet stated yes and that information was to be gotten to her to have the matter on the next Council agenda. Mr. Callais then voiced his concerns on the matter, asking what type of damage deposit would be had if the filming crew would be ripping things up and moving things around? Mrs. Caillouet said that they would rent from the Parish for \$25,000, would pay to have the room taken apart and to have it restored to its original condition. She stated that she had also spoken to persons at Laurel Valley as they have had numerous films filmed there, saying that a copy of the contract used by them had been given to her so that she could compare it to the one to be received. Mrs. Caillouet stated that they had also given her good suggestions as to payment before the cameras started rolling. She stated that anything that the Parish moved out, such as the television cameras, would be in their best interest to have taken down the Parish's staff and reinstall by the Parish's staff, adding that it was her understanding that the Parish could possibly get paid for that as well. Mrs. Caillouet stated that was what she was working on and that hopefully she would have that for the next meeting of the Council. Mr. Callais continued to voice his concerns in detail on the matter. Discussions ensued.

**Mr. Lorraine stated that he wanted to send a thank you letter to the Louisiana Department of Transportation and Development, saying that approximately a year prior the Council had passed a resolution to clean out Louisiana Highway 3235 from Golden Meadow to Taylors, adding that the Department had gone above that. He said that he wanted to also send a thank you letter to Senator Reggie Dupre, Jr. and Representative Loulan Pitre, Jr.** Mr. Lorraine stated that resolutions had been sent in regarding red lights on stop signs that intersected from Cote Blanche and Larose, saying that no response had been received. He stated that fatalities were still being had in the area. Mr. Lorraine voiced that in the Fourchon there were these stop signs with the red lights on top of them, as well as in Abbeville at a three-way stop sign recently erected.

He said that he had already sent in a resolution regarding the request but that he would be sending another one. Mr. Lorraine then commented on Mr. Callais statements regarding the turning lane previously spoken of, saying that that had been being discussed for the last twenty (20) years and that nothing had been done.

Mr. Cheramie stated that he had a brief visual presentation which he wished to show the Council and explained that it spurred from a radio station conversation had on April 9, 2007. He stated that a constituent had had reservations about the Parish's recommendation of culvert sizing. Mr. Cheramie stated that the wanted to show the Council what the department was faced with. He then presented a power point presentation on France Chauvin Subdivision which included slides of various size culverts in the area being spoken of as well as their distance from each other. He explained each slide in detail as well as explaining why the size culvert which had been recommended by the Department had been recommended.

Chairman Lasseigne inquired as to an e-mail received on Donald Drive. Mr. Cheramie stated that he had visited the area on April 10, 2007 in the rain and had measured the water that was standing next to something on his property, adding that at the most there was one (1") inch of water that stayed in the corner. He said that if the resident's catch basin, which he said was next to his mail box, was not with a hill protecting the water from going into his catch basin the resident might have a one-quarter (1/4") of an inch of water in the area. Mr. Cheramie stated that it would take at least two (2) days with three (3) men to go and break the box, remove all of the culverts and lower them to remove the one (1") inch of water that stood in the corner. He reiterated that that if the resident's catch basin was not behind a hill of dirt that there may only be one-quarter (1/4") of an inch of water. Mr. Cheramie stated that he had told the resident that the Parish would possibly do what he stated earlier, adding that he did not think it to be a critical issue at the present time with all of the other issues had with installing culverts and catch basins.

Chairman Lasseigne then inquired about C-Port and Golden Motors, asking how was the Parish proceeding with reimbursing them with regards to the Enterprise Zone issue? President Randolph stated that at the current time the School Board was reviewing invoices and would be preparing to send the checks as soon as all invoices were verified.

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

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

Mr. Joseph C. Picciola, II, Picciola & Associates, Inc. reported on Road Sales Tax District No. 2, Phase 4C and the Ward 6 Senior Center Walking Trial. (*Attached hereto as Exhibit 1*) A brief discussion ensued regarding when the contracts would be recorded and signed regarding the Ward 6-Senior Center Walking Trial. Mr. Callais inquired as to a project but due to technical difficulties the specific name of the project was not recorded. In response to Mr. Callais' question, Mr. Picciola responded that the project should go to bid fairly soon, to which Mr. Callais asked if it would be by the end of the current month? Mr. Picciola stated yes. *Upon a request by Mr. Lorraine, the following discussion is transcribed verbatim.*

Mr. Lorraine:

Yeah, Joe, uh we, we met in uh your office. The Administration and us and we amended this resolution back, came to this Council November 14, 06. Here were are April 07. We have approximately 2 or 3 million dollars in the bank that we can use and this project's gone be \$1.373 million dollars. Uh, I want to know from this Administration if that's gonna be signed to go? I think I'm, you know, I'm tired of waiting. We talk about how long it takes to do things. This is a good example. Money's no problem in Road Sales Tax 2 but yet we gonna sit here six

months before we can even start a project. This project should've been done. Not get started, it should've been done. And we sat in your office and we came to this Council and we, we went over this thing and I can't see why we still don't have this thing ready to go. Is this Administration gonna get the proper paperwork so we can get this thing bid out or not? I'm asking either Charlotte or Cullen?

President Randolph  
Mr. Lorraine  
President Randolph  
Mr. Lorraine

Yes.

When?

As soon as it's presented to us.

As soon as it's presented? When we met was there any other streets added to this besides what's was in this that was approved by this Council?

Mr. Picciola  
Mr. Lorraine  
Mr. Picciola

You asking me?

Yeah

Uh, no. I haven't got any revisions since we uh. To, to , since that app-, amendment was approved by the Council. When we sat down and we made some minor changes and we came to this Council and we vote-, this is it, I got three or four copies, nothing was added?

Mr. Lorraine

Not since the amendment was sent to us last.

Mr. Picciola  
Mr. Lorraine

Okay. And your saying that you gonna give him the green light?

President Randolph  
Mr. Lorraine

(Inaudible)

Thank you. One more thing, it's not my district but, the Cote Blanche Bridge, how much money would it take to fix it right way, the right way instead of putting a band-aid on it?

Mr. Picciola  
Mr. Lorraine  
Mr. Picciola  
Mr. Lorraine  
Mr. Picciola

I, I think our estimates were about 2.3, 2.4 million.

2.3 would be up to parr?

Yes.

\$750,000 what would that get cha?

Well, uhm, we met with the Administration and tried to figure out what was the most critical items to be done as far as uh safety and uh you know that's was-

Mr. Lorraine

So actually \$750,000 we would have it a lot safer but you still would be putting a band-aid but if you put 2.1 million you'd have it done the right way. Am I correct in saying that?

Mr. Picciola

Well, I, I don, I don't think that spending \$750,000 would be putting a band-aid on it. I, I think of putting a band-aid on it is something that you just temporarily fix until you can come back later and fix it right. Well, we would fix it right uh, we just not fixing everything.

Mr. Lorraine

What, what, what strikes me in my mind when you gonna tell me 2.1 or 2.2 to do a complete job and then we gonna cut it to \$750 that tells me a lot of things are not gonna be done. You gonna get the 750 done, the money's gonna go elsewhere and then you gonna have more problems to fix it again.

Mr. Picciola

Well, if you spend the \$750,000 now then you'll replace the, the timber decking and you replace the apron ramps okay, but no work will be done on the pontoons.

Mr. Lorraine  
Mr. Picciola

I understand that.

And no work will be done to the mechanical or electrical system.

Mr. Lorraine  
Mr. Picciola

I understand that.

So, so you right, you gonna have some problems in the future but at least it will be safe for traffic to go on.

Mr. Lorraine

I understand that but you, you fixing it partial. Why don't

we do something right and fix it correct and get it over with.

Mr. Picciola  
Mr. Lorraine

I'm all for doing that. But.  
Okay, thank you.

Mr. Callais then asked that Mr. Picciola stay at the current meeting as he would be asking him questions later when an item on the agenda was discussed. Mr. Picciola agreed.

Mrs. Heather Klingman, Duplantis Design Group, PC, next reported on the Marydale Waterline Project. She stated that the project was not yet finished but that they were getting very close. Mrs. Klingman stated that since the last time she had reported on the matter they had completed pressurizing the line and had done so successfully. She went on to report that the chlorination of the line had been done and that a good sample had been received back from the Board of Health. Mrs. Klingman stated that boring of all of the service connections had been done. She said that at the present time they were currently in the process of transferring services on all of the meters. Mrs. Klingman stated that water was flowing and circulating through the area and that fire hydrants would have water flowing through them. She stated that they anticipated that by Friday, April 20, 2007 all of the meters would be transferred and at that point in time she would think that substantial completion could be granted. Mrs. Klingman stated that she would think that at the next meeting of the Council that she would have a substantial completion request for the Council's approval and either at that time or when a final payment request was gotten a balancing change order would be done.

Chairman Lasseigne asked if Mrs. Klingman would be reporting to the Council with regards to the Lefort Bypass Road project? Mrs. Klingman stated no, explaining that she had not been involved in any of those conversations.

Mr. Edmond Cheramie, Cheramie and Bruce Architects, next reported on the Whitney Building/Ferd Block Building. He stated that the project was going along well and that the contractor was approximately sixty (60%) percent complete with the work. Mr. Cheramie stated that the time frame was also about sixty (60%) percent complete. He said that substantial completion was scheduled for May 29, 2007. Mr. Cheramie stated that the carpet would be being delivered to the site during the week of April 9, 2007 and also the ceiling tiles. He said that things were coming together well with the project. Mr. Cheramie then reported on the Raceland Ag Building. He said that they were currently putting plans together and then spoke about the possibility of having funding for additional things. Mr. Cheramie stated that if that happened that they would incorporate those items into the project if they could. He said that they were looking to have the plans ready for market by the end of the month of April.

Mr. Matherne inquired as to whether anything was being done with the outside of the Ferd H. Block Building, to which Mr. Cheramie stated no, and went on to say that they were doing a couple of repair issues to the slate roof and to the wood shingle roof. He then spoke about a bad gutter section that had been taken care of by the contractor. Mr. Cheramie then mentioned a possible change order. Mr. Matherne then asked Mr. Brennan Matherne if the Parish had any plans to clean or paint the outside of the building? Mr. Brennan Matherne stated that he thought that they would make sure the new name of the building was put on the building and that that would be being done shortly. He said that he was aware that there was in-house plans to look at some of the shutters and repair them. Mr. Brennan Matherne said that if Mr. Matherne has some suggestions with regards to painting the building that he should send them to Mr. Brennan Matherne's office.

Mr. Callais then inquired about the Galliano Annex project, mentioning that Mr. Joseph Caillouet was not present but asked that someone give a status report. Mr. Brennan Matherne explained that JBC/AIA had sent the final drawings to his office, which he said he believed he had received April 6, 2007 or April 9, 2007. He stated that he had spoken to Mr. Caillouet the morning

of April 10, 2007 and had approved the final changes. Mr. Matherne stated that what JBC/AIA had left to do was to make the changes that were made on the floor plan through the electrical drawings. He said that once that was done it would be ready to go to bid. Mr. Matherne reiterated that he had extended their approval on the final drawings on April 20, 2007. Mr. Callais then asked if the matter would be going to bid by the end of the month of April, to which Mr. Matherne stated that he would hope so and that it was "in the hands" of JBC/AIA. He said that he would hope that something would be gotten to the Parish within two (2) to three (3) weeks.

Mr. Atzenhoffer referred to a report given to the Council on the road projects. He then asked if any of the concrete panel projects had been done? Chairman Lasseigne stated that there had been two (2) different projects, saying that the Thibodaux project was 99.9 percent done. Mr. Atzenhoffer then asked what had happened with the concrete that had been ripped up? He said that he would like to know where it was as there had been discussions about getting that back to use as rip rap for other projects. **Mr. Curole stated that he would check as he was not familiar with that.** Mr. Atzenhoffer stated that he thought that was one of the uses they had had so that disposal would not have to be paid. Discussions then began as to where Mr. Atzenhoffer wanted to put and/or use the concrete rip rap and an existing agreements had.

Mr. Callais stated that instead of the Ferd H. Block Building, that the building the Council was currently in needed to be washed badly.

The next item (12) on the agenda was a report from JBC/AIA regarding the Library Projects. During earlier discussions Mr. Joseph B. Caillouet, JBC/AIA entered the April 10, 2007 meeting. Mr. Callais asked Mr. Caillouet about the Galliano Annex. Mr. Caillouet introduced himself and stated that he represented the Parish on the libraries, health unit and the Government Complex in Galliano, Louisiana. A brief discussion ensued as to what was on the April 10, 2007 agenda and what wanted to be discussed with Mr. Caillouet. Mr. Caillouet reported on the libraries first. He stated that with regards to the Galliano project there had been a meeting on Tuesday, April 3, 2007 or possibly Wednesday, April 4, 2007. Mr. Caillouet stated that they were pleased to have the contractors' representatives present, as well as Mr. Paul Chiquet, Mrs. Beverly Arabie, himself, his engineers and then reported that everyone had been in a unanimous feeling that the project was done. He stated that the project had been completed and BETCO had requested the release of their retainage money and had given a clear lien certificate. Mr. Caillouet stated that he had corresponded with the Administration on April 10, 2007 and added that the release of the retainage would probably come up at the next meeting of the Council. He stated that it had been a long haul but that it was an absolutely fabulous facility for the Galliano and South Lafourche portion of the Parish. Mr. Caillouet stated that with regards to the other three (3) projects, that being the Sixth Ward, Raceland and Bayou Blue facilities, that he had corresponded with GEN-CON regarding the projects, which he said were basically a summation of the report that had been given to them from the Administration on the monies. He stated that he had indicated to GEN-CON to come back to the Council and state their position on where they felt with the re-evaluation, if possible, with change orders and/or that they would have to state their position on where they stand on those orders and the issues with the Council. Mr. Caillouet said that the Larose Library had been completed, saying the specifications and the plans were being brought to the printer on April 11, 2007 so that they could get two (2) sets distributed to the Library, Mr. Cantrelle, and to the Parish Council for their final review. He explained that typically they normally got bulk printing of twenty (20) or so sets and then any comments made from the Council or the Library Board and/or the Fire Marshal was incorporated into an addendum. Mr. Caillouet stated in the current instance that the Council would like to review the drawings before they went out for final printing. He stated that he was aware that the bid date was set and that he believed that the first advertisement was April 17, 2007, April 24, 2007 and May 1, 2007. Mr. Caillouet stated that the pre-bid date was May 17, 2007 and the bid date would be May 24, 2007 at 2:00 p.m. in the Administration's office. He went on to say that with the

Lockport facility they continued to do design work on it and had gone ahead and began the process of doing a separate bid package for the site preparation due to the fact of what the soil borings had come back with. He said that all indications were that three (3) to four (4) feet of fill would be needed to put on the site. Mr. Caillouet stated that they had been encouraged to fill the site and let it settle as long as possible before actual construction was started. He explained that this would not delay them in the design nor in the construction but was to get it out there and get a contract out on fill for site preparation. Mr. Caillouet went on to say that this was not uncommon to do on projects of this sort. He then spoke about a similar project done in Pierre Part for Assumption Parish. After questioning, Mr. Caillouet stated that with regards to the Thibodaux facility that they were still awaiting for a program for square footages and exactly what was entailed with that. He continued to briefly speak on the matter. Mr. Matherne noted that the Notice To Proceed had been gotten by Mr. Caillouet and then asked who would the program come from, asking if it was the Library Board? Mr. Caillouet stated that the Library Board, himself and other interested parties needed to meet and hash out a program based upon the dollar values that were allocated to the project. He continued to briefly speak on the matter.

Mr. Callais inquired about the Galliano Annex. Mr. Caillouet stated that they had revised the drawings and that the floor plan had been somewhat “flipped-flopped” and backwards, but that they had a doable and workable floor plan that he said had been approved. He said that they would be re-designing the lighting layout with the air conditioning layouts and all the electrical and mechanical that was associated with the project to bring it up to where they were with the other floor plan. Mr. Caillouet then voiced his feelings about delays in projects. Mr. Caillouet said that he thought that a final floor plan was had and that that was it for the changes, saying that there would be no more changes. He said that they would be proceeding “ASAP” with two (2) individuals, which he named, to get the project engineered and put out to bid. Mr. Callais asked if this would be done by the end of the month, to which Mr. Caillouet stated that he had come to the conclusion that when the Council asked for dates that they held him to them. He then went on to say that it was no so much the architectural portion to get completed but it was to get the engineers, explaining that there was a lot of working going on out there. Mr. Caillouet stated that they would push to get it to the end of this month but asked that he not be held to that date. He continued to briefly speak on the matter. Mr. Caillouet reiterated that they would push to get the project out, adding that the project should have gone out in the current month but it had not come out. He said that they were anxious to get it out. Mr. Caillouet stated that they had Larose out and would be getting Lockport immediately following it. He said that a sequence of events would be the site preparation for Lockport going out simultaneously with the Galliano Annex project, which he said would hopefully be in the next thirty (30) days or by the end of the current month. Mr. Caillouet said that this would be followed by the Lockport project full construction documents. Mr. Callais then inquired as to estimated project costs, to which Mr. Caillouet responded that he could not answer that at the present time and continued to elaborate on the same. He explained that it was a renovation job and that it would be hard to say. Mr. Caillouet stated that he believed the Administration had set a budget of a certain amount. He said that he would caution that the biggest issue would be the condition of the units on the roof top. Mr. Caillouet stated that the condition of the units were very vague, adding whether they would function or whether they would last five (5) hours versus five (5) months or five (5) years. He said that they were proceeding with it to get it to bid to get it into a good contractor’s hand and get a good price. Mr. Caillouet said that hopefully they would get three (3) bids on the project which would tell them it was a good market.

Mr. Lorraine said that Mr. Caillouet had stated earlier that everything was up to parr at the South Lafourche Library. Mr. Caillouet stated that to his understanding that it was. Mr. Lorraine asked about the sprinkler system and everything to which Mr. Caillouet stated the sprinkler system and everything. Mr. Lorraine then asked how many times Mr. Caillouet had worked on the drawings

on the Parish's side of the building in the South Lafourche Library? Mr. Caillouet stated that it had been a couple of times, saying that they had evolved. He went on to say that there had been a time when the whole side of the building had been used and that there had been a time when they were thinking about a district judgeship being located there. Mr. Caillouet stated that there had been a time when he thought Community Action wanted the whole back of the building. He said that he had done several plans but that he thought that it had finally been decided through everyone working together that they had come up with which he said he thought would be doable within the costs of the funds available. Mr. Lorraine stated that Mr. Caillouet had said that he had done several plans, to which Mr. Caillouet agreed. Mr. Lorraine stated that he was sure that Mr. Caillouet had not done them for nothing, to which Mr. Caillouet stated that to correct Mr. Lorraine, that he thought he had done it for one (1) fee. Mr. Lorraine asked Mr. Caillouet if he was sure, to which Mr. Caillouet stated that he was pretty sure of that. Discussions ensued. Mr. Caillouet stated that they had worked hard to get a good plan, which he said he thought would compliment the library and the whole facility, saying that it gave a little more property to develop over the years with the changes of Public Works or anyone else. Mr. Lorraine stated that the big question would be as Mr. Caillouet had stated earlier, that the units were not good. He said that he could almost promise Mr. Caillouet that they were not good and would not last five (5) minutes much less five (5) hours or five (5) days. Mr. Caillouet stated that he had a feeling that that was what was going to happen but that until they were plugged in and turned on it would not be known. Mr. Lorraine thanked Mr. Caillouet for getting the project done. A brief discussion ensued.

Mr. Atzenhoffer inquired as to the Lockport facility, asking if the site bid would be separate, to which Mr. Caillouet stated that it was a separate bid package that would be advertised and put out to contractors to bid on the project. He explained that it basically entailed bringing fill to surcharge the site. Mr. Atzenhoffer asked if that fit into the construction budget, to which Mr. Caillouet stated that it was all part of the construction budget.

Chairman Lasseigne requested that Mr. John Plaisance, J. Wayne Plaisance Engineers, approach the Council as Mr. Callais had a question for him. Mr. Callais asked that Mr. Plaisance give the Council a brief status of the Larose/Cut Off drainage project. Mr. Plaisance stated that Mr. Callais was referencing the West 25<sup>th</sup> Drainage project that he said Lafourche Parish Drainage District No. 1 was actually handling although the Parish had provided a lot of funding for the project. He explained that the contractor had gotten on site on Wednesday, April 4, 2007 with his material and had started to survey. Mr. Plaisance stated that he thought that digging had begun on April 10, 2007 although he said he was not absolutely sure of that. He said that they expected to be finished in forty-five (45) to sixty (60) days.

Chairman Lasseigne then inquired about project 3F in Bayou Blue, reading something that stated that contracts had been sent to the contractors for execution. He said that had also been on the report at the last meeting, saying that it must be any day now that the contracts were to come back. A brief discussion ensued with Mr. Curole stating that he thought that those contracts had gone through and his inquiring as to whether the Council Clerk recalled it. President Randolph stated that she had signed some contracts on April 9, 2007 and that one of them was probably for project 3F. Chairman Lasseigne informed Mr. Atzenhoffer that another concrete project would be receiving bids so that there would be more concrete available. Discussions then ensued regarding the disposal of concrete.

### **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.

### **ORDINANCES FOR DISCUSSION AND RATIFICATION**

The next item (13) on the agenda was an ordinance establishing a “No Parking-Fire Lane” on West 196<sup>th</sup> Street in Golden Meadow for its entire length on the north side, and a “No Parking-Fire Lane” for its entire length on the south side, Ward (10), District (9), of Lafourche Parish, State of Louisiana; installing the necessary “No parking-Fire Lane” signs; and providing for penalties for violations thereof. This item was deferred until such time as an opinion is received on the matter from the District Attorney.

**ORDINANCE DEFERRED UNTIL D.A. OPINION RECEIVED**

A **motion** was offered by Mr. Mark Atzenhoffer, seconded by Mr. Phillip Gouaux to *open* the Public Hearing and Ordinances for Ratification, and *carried* by a vote of eight (8) yeas, zero (0) nays and one (1) absent, that being of Mr. Lindel Toups.

**PUBLIC HEARING AND ORDINANCES FOR RATIFICATION**

The next item (14) on the agenda was an ordinance approving the Servitude Agreement between DME Holdings LLC and the Lafourche Parish Council; and authorizing the Parish President to sign, execute and administer said agreement. Chairman Lasseigne asked three times if anyone from the public wanted to speak on the proposed ordinance. Hearing none, Chairman Lasseigne moved for a motion. A lengthy and detailed discussion ensued between Mr. Lorraine and Mr. Cheramie regarding the culverts involved in the matter and surrounding culverts in the area, as well as right-of-ways had and/or not had by the Parish. A **motion** was offered by Mr. Daniel Lorraine, seconded by Mr. Brent Callais and *carried* by a vote of eight (8) yeas, zero (0) nays and one (1) absent, that being of Mr. Lindel Toups.

**ORD. NO. 4031 SERVITUDE; DME HOLDINGS LLC**

The next item (15) on the agenda was an ordinance approving an agreement with Shell Pipeline Company, LP allowing Lafourche Parish Government, Department of Public Works to dredge the Forty Arpent canal near their pipeline; and authorizing the Parish President to sign, execute and administer said agreement. Chairman Lasseigne asked three times if anyone from the public wanted to speak on the proposed ordinance. Hearing none, Chairman Lasseigne moved for a motion. A **motion** was offered by Mr. Phillip Gouaux, seconded by Mr. Mark Atzenhoffer and *carried* by a vote of eight (8) yeas, zero (0) nays and one (1) absent, that being of Mr. Lindel Toups.

**ORD. NO. 4032 AGREEMENT; SHELL PIPELINE COMPANY, LP**

The next item (16) on the agenda was an ordinance providing a Variance from the Lafourche Parish Subdivision Regulations at Paradise Cove, Addendum No. 1 Subdivision, Ward (11), District (4) as recommended by the Lafourche Parish Planning Commission at their February 26, 2007 meeting. Chairman Lasseigne asked three times if anyone from the public wanted to speak on the proposed ordinance. Hearing none, Chairman Lasseigne moved for a motion. A **motion** was offered by Mr. Mark Atzenhoffer and seconded by Mr. Michael Delatte. Mr. Atzenhoffer stated that he saw that this was just for street lights and that there was a need to exceed the distance of 250 feet. He then stated that he did not see how much further then 250 feet the street lights were wanted to be put. Mr. Atzenhoffer voiced his concerns with the distance of streets and later request for street lights once the subdivision was accepted. Mr. Cheramie explained that only a couple of extra feet were being looked at, nothing to an extreme he said, adding that it was approximately 252 feet to 253 feet. **Mr. Atzenhoffer asked the next time such requests were had that the Planning Commission give more detail.** The motion *carried* by a vote of seven (7) yeas, one (1) nay, that being of Mr. Mark Atzenhoffer and one (1) absent, that being of Mr. Lindel Toups.

**ORD. NO. 4033 VARIANCE; PARADISE COVE, ADD. NO. 1 SUBDIVISION**

The next item (17) on the agenda was an ordinance to provide for 2007 Supplemental Appropriation Number Two (2) for salary adjustments of Parish employees within the Lafourche Parish 2007 Operation and Maintenance Budget as provided for by Article VI of the Lafourche

Parish Home Rule Charter. Chairman Lasseigne asked three times if anyone from the public wanted to speak on the proposed ordinance. Hearing none, Chairman Lasseigne moved for a motion. A **motion** was offered by Mr. Mark Atzenhoffer, seconded by Mr. Phillip Gouaux and *carried* by a vote of eight (8) yeas, zero (0) nays and one (1) absent, that being of Mr. Lindel Toups.

**ORD. NO. 4034 SUPPLEMENTAL APPROPRIATION NO. 2**

The next item (18) on the agenda was an ordinance to provide for 2007 Supplemental Appropriation Number Three (3) for adjustments within the 2007 Operations and Maintenance Budget to address insurance liability allocations and within the 2007 Capital Budget to address new needs and project overages as provided for by Article VI of the Lafourche Parish Home Rule Charter. Chairman Lasseigne asked three times if anyone from the public wanted to speak on the proposed ordinance. Hearing none, Chairman Lasseigne moved for a motion. A **motion** was offered by Mr. Mark Atzenhoffer and seconded by Mr. Phillip Gouaux. Mr. Atzenhoffer informed the Council that there had been a proposed amendment included in the packet but that he would not be moving forward with it. A brief discussion ensued. Mr. Brent Callais then offered an **amendment** as follows:

**FUND 108 ROYALTY**

To free **Theriot Lock Project** moneys not needed in 2007

1. a decrease in the TRANSFER OUT - to 181 in the amount of \$1,250,000
2. a decrease in the TRANSFER IN – fm 108 in the amount of \$1,250,000

To fund necessary repairs on the **Cote Blanche Bridge**

1. an increase in the TRANSFER OUT – to 299 CAPITAL PROJECTS in the amount of ~~\$750,000~~ **\$1,250,000**

**PART II – 2007 CAPITAL BUDGET**

**FUND 299 CAPITAL PROJECTS FUND**

To free **Theriot Lock Project** moneys not needed in 2007

1. a decrease in TRANSFER IN – 181 CZM in the amount of \$1,250,000 (Theriot Lock Project)

To fund necessary repairs to the **Larose Pump Station**

1. ~~an increase in TRANSFER IN - 104-DRAINAGE FUND in the amount of \$121,000~~
2. ~~the creation of a CONSTRUCTION line item in the name of the Larose Pump Station in the amount of \$121,000~~

To fund overages in the **Courthouse Annex Chiller Project**

1. ~~an increase in TRANSFER IN 102-BUILDING MAINTENANCE FUND in the amount of \$95,000~~
2. ~~an increase in the PROFESSIONAL SERVICES line item in the name of the Courthouse Annex Chiller Project in the amount of \$95,000~~

To fund urgent repairs on **Cote Blanche Bridge**

1. an increase in the TRANSFER IN – fm 108 ROYALTY FUND in the amount of ~~\$750,000~~ **\$1,250,000**

To fund urgent repairs at the **Parr Pump Station**

1. ~~an increase in the TRANSFER IN – fm 001 GENERAL FUND in the amount of \$142,000~~
2. ~~the creation of a CONSTRUCTION line item in the name of the Parr Pump Station in the amount of \$142,000~~

and seconded by Mr. Mark Atzenhoffer. After a brief discussion regarding an amendment dealing with a saltwater intrusion structure, it was clarified that that amendment had been pulled. Mr.

Matherne clarified that the proposed amendment removed the funds to replace the chiller at the Courthouse? Mr. Callais, Chairman Lasseigne and Mr. Lorraine stated from the current fund. Mr. Matherne stated that he would like to have some insight from Mr. Brennan Matherne as to how the amendment would affect that project. Mr. Brennan Matherne explained that at the present time that they had received bids to install the chiller, saying that the Parish had the chiller and that it was on site. He said that based on the amount that had already been spent on the chiller and the amount to be spent on the engineering on the project, the bids had come back much higher than original expectations. Mr. Brennan Matherne stated that these funds were needed in order to complete the project, saying that if the money wanted to be taken out of a different, and then interrupted himself by saying that this was what the Administration was proposing. He said that the project was an absolute necessity to replace the chiller. Mr. Matherne then stated that with regards to the Cote Blanche Bridge the rededication for Road Sales Tax District No. 2 would come into effect in 2008 and then asked if six (6) months could be waited when those fund would be available instead of taking it from the current fund being proposed? Mr. Callais stated that the \$1.5 million involved was for the Leon Theriot Lock project, saying that when the Parish had bonded out the \$15 million dollars three (3) years prior to the road projects \$1.5 million had been given to himself and Mr. Lorraine for the 10<sup>th</sup> Ward to do the Leon Theriot Lock project as part of the Parish bonding out the entire \$15 million dollars. He said that this money had been dedicated for the locks and stated that the Levee District involved was not in need of the money in the current year, saying that they may need the money in the next year to go forward with installation of the locks pending that they did not receive funding from other State sources. Mr. Callais stated that they were asking that this money be used as it was originally intended for himself and Mr. Lorraine. He said that they were asking that this money be used to fix the Cote Blanche Bridge, which he said the engineer had reported on previously, saying that school buses had been stopped from traveling on the bridge because it was in such dire need. Mr. Callais went on to say that they also had to stop certain trucks from passing on the bridge which he said was of dire need for the community. He said that this bridge was the second highest used bridge in the 10<sup>th</sup> Ward and that this bridge was a vital asset for the community of Cut Off. Mr. Callais stated that it needed to be fixed. He said that if the Parish did not fix the bridge in one shot it would never get fixed because shutting down the bridge for three (3) months and doing an repairing the aprons and then in the next year having to shut down the bridge again to do a barge repair and to do it again, would only piece-meal the project when it should be done all at once where the money had been originated from. He said that this project needed to be done all at once and to have a quality job done. Mr. Callais said that it was known that if this project was delayed that construction costs would increase and it would not be able to be done. He said yes, Road Sales Tax District No. 2 in 2008 will be able to use some of that money for bridges but that there were seven (7) bridges to maintain. Mr. Callais reiterated that this bridge was vital. He voiced that the Administration had stated that this was vital and had immediately lowered the weight limit. Mr. Callais stated that this was a vital need that they had to have. He said that it was disheartening to see that a lot of the \$1.5 million was being sent to other parts of the Parish to do projects when it had been promised to them prior. Mr. Callais said that they were just asking for the money that had been promised to them to be used in the area it had been promised to. Mr. Gouaux told Mr. Callais that he had a problem with him saying "Mr. Lorraine and me" because he was part of the 10<sup>th</sup> Ward as well. He said that secondly he fully agreed that the bridge was a key component for transportation in the 10<sup>th</sup> Ward and that there would be a lot of hardship if in fact the bridge was tended to the way Mr. Callais had explained it. Mr. Gouaux then stated that if the Parr Pump Station was delayed anymore and there was a storm there would be damage to homes and properties. He said that there was no way that the Parish could put that project off another minute. Mr. Gouaux stated that the money was absolutely needed for the area contrary to what Mr. Lorraine had stated about the pumping station, saying yes, there was different pumping areas but because of the elevation

along the 40 and along the backside from Lockport to Larose, if this levee broke in that particular area everything from Larose to Lockport would have water. He voiced passionately that there was no way that he would give the money up for the road. Mr. Gouaux said that he agreed with Mr. Callais in that the bridge was very important and that it needed to be looked at but that at this point the Parish could not afford to not get the money and start the current project. President Randolph stated that she was disappointed and stated that when the lock project had come up that the Council had vote nine (9) zero (0) because everyone up there had felt that it was necessary for Lafourche Parish. She said that now she was hearing that the money, which they had discussed with the South Lafourche Levee District would not be necessary for the project until 2008, was suddenly becoming personal money, district money rather than Lafourche money. President Randolph stated that she was truly disappointed in that because she looked at pump stations where people's lives could be in danger. She went on to say that they had attempted to set this up in such a way that they addressed the immediate concerns as quickly as possible. President Randolph said that the monies set aside for the lock project had come for the Royalty Fund, which she said benefitted all of Lafourche Parish. She said that they were attempting to address issues of grave concern, saying that they had attempted to go to the State to get money for the Cote Blanche project and had found that they could change the deteriorating parts of the bridge so that it was still passable. President Randolph said yes, traffic would be restricted but that there were other avenues for the traffic to pass on. She said that the Parish had the Parr Pump Station which was causing the levee to break. President Randolph said that she realized that they needed to address many different issues but that the Parish had put out monies for many different projects throughout the Parish. She said whether they were talking about the Choupic Levee, the LCO project or Serigny Mobily, all of the projects protected Lafourche Parish residents. President Randolph reiterated that she was disappointed that it was being designated now as area projects rather than protection for Lafourche Parish residents. President Randolph continued to voice in detail her disappointment and concerns on the matter. Mr. Curole stated that Mr. Brennan Matherne had addressed the chiller problem but that he wanted to say that he had said that it was urgent that the Parish not eliminate the funds. He went on to say that basically the Parish was renting equipment at the present time, saying that if the project was not completed the Parish would continue with what he believed to be a \$4,300 a month rental situation. Mr. Brennan Matherne corrected Mr. Curole by stating that the rental amount was \$3,400. Mr. Curole stated that it was a rental situation that would never end if the Parish did not finish the actual completion of the installation of the new chiller that had been purchased. He said that the new equipment was present and waiting to be installed, adding that yes, this project was costing way more than it should have, but that the Parish could not seem to control the bidders. Mr. Curole stated that if the project was not done it was plain and simple, the Parish would continue to rent. He then went on to say that his other concern with the amendment was that it did not balance, saying that the money was being taken from Royalty and/or General Fund and that was not being amended but that the sections where the monies were going to were being amended. He said that he thought if it was passed this way that there would be an audit problem. Mr. Curole stated that he did not know how a half of an entry was posted. He voiced that he was concerned with the format, saying that only part of the ordinance was being amended. Mr. Callais stated that it did not add up as of the present time, saying he had done this all weekend and that \$1.25 million was being taken out but that there was still \$131,000 missing. He said that the math of the supplemental originally before it was to be amended had not added up. Mr. Callais said that the monies being taken out and transferred to other funds did not add up. He said that before the supplemental was proposed to be amended it had not added up. Mr. Callais continued to voice that the supplemental appropriation regardless of the proposed amendment had not added up previously. Mr. Atzenhoffer stated that he did not like the position that the Parish had put itself in with a slate of projects as was being had. He said that he would admit that he had originally suggested that the Leon Theriot Flood Gate money could be

utilized because the project was not going to go in the current year, which he said had freed up monies for some projects. Mr. Atzenhoffer said that in the past there had been some give and take from the Council as to projects to free up money. He said that a Hollywood Canal project had been freed up to purchase an excavator which he said had actually done the project. Mr. Atzenhoffer said that money had been moved around within recreation from one point to another to help purchase property and other things. He continued to give examples as to where monies had been moved around for other projects. Mr. Atzenhoffer said that maybe this was something that should have been done before, but that there may be some other projects in the Capital Budget that could be put off or moved around so that the money could be moved. He said that there was already \$100,000 into the chiller. He then spoke about the amount of money had for the renovations to the Raceland Ag Building and that his thoughts that the amount needed would be large. President Randolph corrected the amount stated by Mr. Atzenhoffer. Mr. Atzenhoffer continued to voice his feelings on the matter. He said that what he was saying was that there were things that were there that may be able to be shifted for a bit that would cover some of the costs and allow the Parish to do other projects. He continued to speak on the matter in detail and also suggested possibly looking at a short term bond for a couple of million dollars to do the bridge project and then elaborated on same. Mr. Lorraine stated that first of all the Parish had an intergovernmental agreement with the levee district and that it had been signed, documented and filed in the Clerk of Court' office, recordation number 982926. He said that the agreement stated that the Parish had agreed to furnish \$1.250 million through the Coastal Impact Assistance Program toward the construction of the project and that the Parish had agreed to provide additional funding for construction of the project in an amount not to exceed \$2 million. Mr. Lorraine said that his question was when the Road Royalty had been bounded out for \$15 million that was where the money had come from and so if the lock would have been done this current discusison would not be being had. He went on to voice that there was a problem present and that it was money and there not being enough. Mr. Lorraine stated that what scared him was there had not been a problem using the money for the bridge but that now all kind of things were being included. He said that the Council had not even talked about the Larose Pump Station which had \$140,000 for it, saying that the Council had spoke about the Parr Pump Station. He voiced that his scare was what if the current Administration was not present in the next year, saying that with the agreement the money had to be paid back. Mr. Lorraine then questioned what if all of the money was spent, adding that it was good projects, and there was no money to pay the money back, asking what would be done then? He referred back to the documentation he had read from earlier, saying that it stated that if the money was spent that it definitely would need to be paid back. Mr. Lorraine said that when the money had been bonded out of the Road Royalty that it had been to help everyone in the Parish. He said that the reason that streets were being done throughout the Parish was because the Road Royalty had been bonded out. Mr. Lorraine said that if it had not be bonded out there would have been very little done. He said that was why the Parish had streets being blacked topped because the Road Royalty had been bonded and then asked what they had gotten out of that? Mr. Lorraine asked what District 2 had gotten out of the money, answering himself by saying \$2 million out of \$15 million. He said that now all of a sudden it wanted to be taken and spent wherever. Mr. Lorraine reminded everyone that if they voted to spend the money it would have to be paid back. He continued to speak on the matter in detail. Mr. Lorraine said that he thought a pump station was very important but that he thought a bridge was very important too. He continued to speak on the matter in detail. Mr. Gouaux stated that he had no problems with the locks or spending money in the 10<sup>th</sup> Ward or Thibodaux on viable projects. He said that he agreed with Mr. Lorraine in that both of the projects were important but that the bottom line was that precedence would fall in the project where property and lives were at stake over convenience. Mr. Gouaux said that inconvenience of the bridge he felt for the people of the area, saying that he crossed the bridge quite often. He said that it would be a short inconvenience and that the money for the

locks had been found in the previous year and could be found again. Mr. Lorraine said that when there was money had and you were stewards of public funds that the funds had to be utilized in a responsible way. He said to keep the funds hoarded to themselves for specific projects that would happen in the following years and allow projects that would protect people and lives to go unattended was not the way to go. Mr. Gouaux said that personally if the money could be found for the bridge project he would vote for it, saying that the thought it was needed, adding but that it was a far cry from what was needed in the Larose/Valentine area. He said that he would ask that the Council vote no on the proposed amendment. President Randolph stated that she thought that this particular supplemental appropriation have found a way to accomplish both. She said that one of the statements Mr. Lorraine had made at the last meeting of the Council was that he had wanted an "iron clad" agreement, which she said they knew one existed and was why they had signed the agreement with the South Lafourche Levee District. She said that it was also why they had included in the supplemental that the money would be paid in 2008. President Randolph said that assured whoever was present in the Administration in the next year that the money would be paid to the project, saying that the intent all along had been to participate in that very, very important project. She said that had been why they had sat down with the engineer with the Cote Blanch Bridge project and asked how it could be done in phases. President Randolph said that the engineer's suggestion had been that the first phase would be the approaches to the bridge, saying that what was being shown, was his estimate as to how much that portion would cost. She said that they felt that this current supplemental appropriation could satisfy the needs of a couple of different projects all at once and was the reason they had suggested it the way it had been done. President Randolph stated that if there were additional projects that certainly that they could make other monies available if necessary. She said that they had certainly been fair to all portions of the Parish. Mr. Curole explained what was being reduced but due to technical difficulties it was not recorded. He went on to explain that the money would stay in Road Royalty and that the proposal was that three-quarters (3/4) of a million be sent to the Cote Blanche Bridge. He said that the remainder of the half of a million basically would stay in the Royalty Road. Mr. Curole said that the Larose Pump Station, the Parr Pump station and the chiller dollars were not coming from the project. He said that it had been said at the current meeting that they were taking those dollars and using them on the other three(3) projects. Mr. Curole stated that if the supplemental appropriation was looked at those dollars came from the General Fund so he said whatever was wanted to be done with the transfers they had not been proposing to take the Theriot Lock money and to use it on the Larose Pump Station, Parr Pump Station or the chiller. Mr. Curole stated that if the entirety of the amendment was read that those dollars were coming from the General Fund fund balance. Mr. Callais read from the supplemental appropriation which he read stated that it was to free the Theriot Lock project monies not needed, a decrease in transfer 181 to CZM in the amount of \$1,250,000 and that in the next sentence it stated to fund the necessary repairs to the Larose Pump Station and then elaborated on same. Mr. Callais asked how long had the Parr Pump station been in its current deplorable shape? Mr. Cheramie stated that he was not sure why it had been listed as the Parr Pump station saying that they were not looking at spending a nickel on the Parr Pump Station. He said that they were looking at re-bracing the existing bulkhead that held the levee where the pump station currently existed. Mr. Cheramie voiced that this needed to be done so that the levee did not break as had happened in 1985 in the 10<sup>th</sup> Ward when the pump station in back of Besson's Boat Launch, saying that it had been the weakest point, had broken and had flooded all of the 10<sup>th</sup> Ward. He said that this was the same thing that was happening in the current area, saying that the bulkhead where the discharge pipes went through to pump out the area, which he said was connected to the Parr Pump, was what was the weakest link. Mr. Cheramie stated that it was collapsing and pushing the pump station into the reservoir. He reiterated that the monies present were not to fix anything on the pump station but to fix what was pushing the pump station into the reservoir, which he said was the reason why they were not able

to run the pump station. Mr. Cheramie explained that they were concerned that the vibrations from the pumps would only make the situation worse. He stated that this issue was noticed approximately a month-and-a-half prior. Mr. Cheramie continued to speak on the matter in detail, as well as voicing his disappointment with statements made and his thoughts and feelings on the matter. He stated that he thought that the Cote Blanche Bridge needed to be totally repaired and not band-aided. Mr. Cheramie stated that the Parr Pump Station was just a band-aid until the North Lafourche Levee District started construction on the new pump station which he said would permanently fix the band-aid effect that the Parish was looking to do. Mr. Callais inquired about the Larose Pump Station. Mr. Cheramie explained that they had happened to pull one of the pumps for repair and that after inspecting the pilings it had decided not to put back the pump because that was how bad the pilings underneath the pump part of the pump station was. He said that the pilings underneath the engines were in good shape but that everyone of the pilings that held the pumps up were in deplorable shape, saying that they were cracked and split. Mr. Cheramie continued to elaborate on the matter. He said that he would not replace the pump until something was done to brace off the foundation that held the pumps. Mr. Atzenhoffer voiced his feelings that he was still in the same place he had been before the discussions, saying that the Parish had a shifting priority. He said that when the Council had passed the budget it was known that the budget was good up until about thirty (30) minutes into the new year as what was going to happen was never known. Mr. Atzenhoffer stated that he thought priorities had changed and that they needed to look at changing some of the priorities that were in the budget in the past. He went on to say that he did not like the two (2) options he was being given. Mr. Atzenhoffer stated that there was a longer term fix for the bridge and that he still thought that fixing it at one time and then interrupted himself by stating that \$1.2 million was not going to fix it and that it would only get it half way there. He continued to speak on the matter. Mr. Atzenhoffer stated that there were other funds available for the projects. He continued to voice his uncertainty on what to do and mentioned that he was seriously considering to ask the Council to vote against the entire matter and come back with a better option. Mr. Atzenhoffer then voiced his feelings that it was upsetting that it was pitting parts of the Parish against each other and then elaborated on same. He said that he knew that some of the projects were critical but that maybe that some of the projects that the Council had thought were critical in June of the previous year were not as critical at the present moment and that that funding could be used as well. President Randolph asked Mr. Atzenhoffer what he would suggest, saying that she looked at the list of projects slated to be done, and then proceeded to name a few, saying that all of those named were top priority. She said that they could not shift anything there and then spoke about looking at equipment, saying where there was some monies available in equipment but not enough to cover all of the projects. President Randolph said that she thought that if there was confusion as to what do on this issue that perhaps the way to start with the Cote Blanche Bridge was the way they had suggested, doing the first phase and that if in the process the engineer said that it would not be any better than it was before with just doing of the minimal amount of work to it then they could come back and said that it was time to bond out money and finish the project completely. She said that that would be early on in the project that determination could be made. President Randolph stated that quite frankly she felt that the only issue that should be in question was Cote Blanche because it was not funding enough of it. She said that she would rather see the whole thing funded and pull it down and take it out of commission until it was fixed completely, saying to her that was the better way to do it. President Randolph stated that at least this was a start in getting something done to the Cote Blanche Bridge as well as some other projects. Mr. Callais asked that Mr. Joseph C. Picciola, II, Picciola & Associates, Inc. approach the Council. Mr. Callais then clarified that the original estimates on the project had been approximately \$2.1 million and that Mr. Picciola had stated that those were super-inflated post-Katrina estimates and that bids would not come back higher than that. Mr. Picciola stated that he felt that their numbers were conservative and that they had made their estimates such that it was hoped that the

bids would come in underneath. Mr. Callais asked if pending 100% new mechanical equipment as had been originally talked about, if \$1,250,000 would get the entire project complete in Mr. Picciola's opinion? Mr. Picciola stated that he would hope for that amount of money they would get the aprons, ramps and pontoons done. He said that it would have to be looked at a lot closer. Mr. Callais said that that would be keeping the same equipment. Mr. Picciola stated that they would have to keep the same equipment and probably the same electrical also. Chairman Lasseigne stated that there had been a lot of debate on the amendment. President Randolph stated that she wanted to make one point of clarification. She stated that all of the money from the Coastal Zone Management for the Theriot Lock project on the bridge that none of the money was being transferred out to any of the other projects, saying that all the other projects were being funded by General Fund monies. She said, so if the amendment was use to \$1.25 million on the Theriot Lock that would not impact the rest of the projects being spoken of. President Randolph stated that the money had been transferred back into Royalty and that was where the money was for the Theriot Locks. The amendment *failed* by a vote of three (3) yeas, that being of Mr. Brent Callais, Mr. Daniel Lorraine and Dr. Tommy Lasseigne, five (5) nays and one (1) absent, that being of Mr. Lindel Toups. Mr. Callais voiced that what upset him the most about all of this was that it seemed that everything that the Council voted that at least one of the biggest projects was going to one (1) district. He continued to spiritedly speak on the matter in detail. Mr. Lorraine voiced that it seemed that since there was money in Road Sales Tax District No. 2 that the District was being gone to for everything. He said that now it was being said that a sales tax had been passed that would include bridges and roads in it and that the bridge could be fixed with that money. Mr. Lorraine stated that they keep paying and everyone else keep dipping. He continued to speak spiritedly on the matter and voice his feelings on the matter. Mr. Gouaux then voiced his feelings in detail on the matter. Detailed discussions on the matter ensued. Chairman Lasseigne asked that comments be kept in regards to ordinance being discussed. Discussions ensued, including Mr. Matherne and Chairman Lasseigne voicing their feelings in detail on the matter. The motion *carried* by a vote of six (6) yeas, two (2) nays, that being of Mr. Daniel Lorraine and Mr. Brent Callais and one (1) absent, that being of Mr. Lindel Toups.

**ORD. NO. 4035 SUPPLEMENTAL APPROPRIATION NO. 3**

Mr. Callais stated that he agreed with an earlier statement made by Mr. Atzenhoffer in that if a special meeting was wanted to be held to cut some projects and move them around that he would agree to that.

The next item (19) on the agenda was an ordinance approving the revised Lafourche Parish Government Policies and Procedures Manual. Chairman Lasseigne asked three times if anyone from the public wanted to speak on the proposed ordinance. Hearing none, Chairman Lasseigne moved for a motion. A **motion** was offered by Mr. Mark Atzenhoffer and seconded by Mr. Phillip Gouaux. Mr. Mark Atzenhoffer offered an **amendment** to make a "technical change" to have the title of the ordinance read as follows: **ORDINANCE AMENDING ORDINANCE NO. 3876 APPROVING THE REVISED LAFOURCHE PARISH GOVERNMENT POLICIES AND PROCEDURES MANUAL.**, seconded by Mr. Phillip Gouaux and *carried* by a vote of seven (7) yeas, one (1) nay, that being of Mr. Daniel Lorraine and one (1) absent, that being of Mr. Lindel Toups. The proposed ordinance as amended *carried* by a vote of seven (7) yeas, one (1) nay, that being of Mr. Daniel Lorraine and one (1) absent, that being of Mr. Lindel Toups.

**ORD. NO. 4036 APPROVE; POLICIES AND PROCEDURES MANUAL**

The next item (20) on the agenda was an ordinance amending and re-enacting Sections 15:82(A)(1) and (E) of Sub-Chapter "E" of Chapter 15 of the Lafourche Parish Code of Ordinances relative to barriers across man-made canals and natural waterways; permitting requirements. Chairman Lasseigne asked three times if anyone from the public wanted to speak on the proposed

ordinance. Hearing none, Chairman Lasseigne moved for a motion. A **motion** was offered by Mr. Phillip Gouaux and seconded by Mr. Mark Atzenhoffer. The motion *carried* by a vote of seven (7) yeas, one (1) nay, that being of Mr. Daniel Lorraine and one (1) absent, that being of Mr. Lindel Toups.

**ORD. NO. 4037      CODE OF ORDINANCES; BARRIERS**

The next item (21) on the agenda was an ordinance establishing a Ten (10) miles per hour speed limit on East 129<sup>th</sup> Street, Ward (10), District (9), Parish of Lafourche, State of Louisiana; providing for the placement of “Speed Limit”, “Speed Checked by Radar”, and “Children at Play” Signs; and providing penalties for the violations thereof. Chairman Lasseigne asked three times if anyone from the public wanted to speak on the proposed ordinance. Hearing none, Chairman Lasseigne moved for a motion. A **motion** was offered by Mr. Daniel Lorraine and seconded by Mr. Mark Atzenhoffer and *carried* by a vote of seven (7) yeas, one (1) nay, that being of Mr. Mark Atzenhoffer and one (1) absent, that being of Mr. Lindel Toups.

**ORD. NO. 4038      EAST 129<sup>TH</sup> STREET; SPEED LIMIT & VARIOUS SIGNAGE**

Next, a **motion** was offered by Mr. Mark Atzenhoffer, seconded by Mr. Phillip Gouaux, to *close* the Public Hearing and Ordinances for Ratification, and *carried* by a vote of eight (8) yeas, zero (0) nays and one (1) absent, that being of Mr. Lindel Toups.

**PROPOSED ORDINANCES**

The next item (22) on the agenda was a proposed ordinance amending Ordinance No. 2195 to increase the Fifteen (15) miles per hour speed limit to Twenty Five (25) miles per hour on all motor vehicles traveling on the Tiger Drive Extension across Talbot Avenue in front of the Thibodaux Area Technical Institute, Ward (2), District (3), Parish of Lafourche, State of Louisiana; providing for the placement of speed limit and speed checked by radar signs; and providing penalties for the violations thereof. A **motion** was offered by Mr. Tyrone Williams to introduce the above stated proposed ordinance.

**PROPOSED ORDINANCE      SPEED LIMIT; TIGER DRIVE EXTENSION**

The next item (23) on the agenda was a proposed ordinance amending Ordinance No. 1123 to reduce the Fifteen (15) miles per hour speed limit to Ten (10) miles per hour on East 174<sup>th</sup> Street, Ward (10), District (9), Parish of Lafourche, State of Louisiana; providing for the placement of Speed Limit Signs; and providing penalties for the violations thereof. A **motion** was offered by Mr. Daniel Lorraine to introduce the above stated proposed ordinance.

**PROPOSED ORDINANCE      REDUCE SPEED LIMIT; EAST 174<sup>TH</sup> STREET**

The next item (24) on the agenda was a proposed ordinance amending and re-enacting Sections 5:9 of Sub-chapter “A” of Chapter 5 of the Lafourche Parish Code of Ordinances relative to compliance with building and construction regulations. A **motion** was offered by Mr. Phillip Gouaux to introduce the above stated proposed ordinance.

**PROPOSED ORDINANCE      CODE; BUILDING/CONSTRUCTION REGULATIONS**

The next item (25) on the agenda was a proposed ordinance establishing a “No Parking-Fire Lane” on West 177<sup>th</sup> Street in Golden Meadow from the intersection of West 176<sup>th</sup> Street to the end of West 177<sup>th</sup> Street, on the North Side, Ward (10), District (9), of Lafourche Parish, State of Louisiana; installing the necessary “No parking-Fire Lane” signs; and providing for penalties for violations thereof. A **motion** was offered by Mr. Daniel Lorraine to introduce the above stated proposed ordinance.

**PROPOSED ORDINANCE      NO PARKING FIRE LANE; WEST 177<sup>TH</sup> STREET**

The next item (26) on the agenda was a proposed ordinance amending and re-enacting Section 2:200 (A) of Sub-Chapter “C” of Chapter 2 of the Code of the Ordinances for the Lafourche Parish Council by changing the time of the regular meetings from 6:00 pm to 5:00 pm. A **motion**

was offered by Mr. Michael Matherne to introduce the above stated proposed ordinance.

**PROPOSED ORDINANCE CHANGE LPC MEETING TIME TO 5:00 P.M.**

The next item (27) on the agenda was a proposed ordinance approving the Servitude Agreement between Ray Callahan and the Lafourche Parish Council; and authorizing the Parish President to sign, execute and administer said agreement. A **motion** was offered by Mr. Mark Atzenhoffer to introduce the above stated proposed ordinance.

**PROPOSED ORDINANCE SERVITUDE; RAY CALLAHAN**

The next item (28) on the agenda was a proposed ordinance approving the Servitude Agreement between Clyston A. Saucier and Anne Lorio Saucier and the Lafourche Parish Council; and authorizing the Parish President to sign, execute and administer said agreement. A **motion** was offered by Mr. Michael Delatte to introduce the above stated proposed ordinance.

**PROPOSED ORDINANCE SERVITUDE; CLYSTON & ANNE SAUCIER**

The next item (29) on the agenda was a proposed ordinance approving the Servitude Agreement between Adeline Peterson Whitney Estate and the Lafourche Parish Council; and authorizing the Parish President to sign, execute and administer said agreement. A **motion** was offered by Mr. Mark Atzenhoffer to introduce the above stated proposed ordinance.

**PROPOSED ORDINANCE SERVITUDE; ADELINE WHITNEY ESTATE**

The next item (30) on the agenda was a proposed ordinance levying and imposing Taxes for Underlying Units of Lafourche Parish for 2007 and rolling forward those Taxes on all the property subject to taxation in the Parish of Lafourche. A **motion** was offered by Mr. Mark Atzenhoffer to introduce the above stated proposed ordinance.

**PROPOSED ORDINANCE LEVY/IMPOSE TAXES; UNDERLYING UNITS**

The next item (31) on the agenda was a proposed ordinance levying and imposing Taxes for 2007 on all the property subject to taxation in the Parish of Lafourche. A **motion** was offered by Mr. Mark Atzenhoffer to introduce the above stated proposed ordinance.

**PROPOSED ORDINANCE LEVY/IMPOSE TAXES; PROPERTY SUBJECT TO TAXATION**

The next item (32) on the agenda was a proposed ordinance levying and imposing Taxes for 2007 and rolling forward those Taxes on all the property subject to taxation in the Parish of Lafourche. A **motion** was offered by Mr. Mark Atzenhoffer to introduce the above stated proposed ordinance.

**PROPOSED ORDINANCE LEVY/IMPOSE TAXES; ROLL FORWARD TAXES ON PROPERTY**

The next item (33) on the agenda was a proposed ordinance levying and imposing Taxes for 2007 on all the property subject to taxation in the Parish of Lafourche. A **motion** was offered by Mr. Mark Atzenhoffer to introduce the above stated proposed ordinance.

**PROPOSED ORDINANCE LEVY/IMPOSE TAXES; PROPERTY SUBJECT TO TAXATION**

The next item (34) on the agenda was a proposed ordinance amending the 2007 Operation and Maintenance Budget as it pertains to fixing salaries of unclassified employees. A **motion** was offered by Mr. Mark Atzenhoffer to introduce the above stated proposed ordinance.

**PROPOSED ORDINANCE FIX SALARIES; UNCLASSIFIED EMPLOYEES**

**RESOLUTIONS**

The next item (35) on the agenda was a resolution requesting an opinion from the Lafourche Parish District Attorney to render an opinion determining whether or not Hospital Service District No. 2 is properly using their millage. A **motion** was made by Mr. Mark Atzenhoffer and seconded by Mr. Michael Delatte. Mr. Lorraine stated that he believed that Mr. Milton Bourgeois was present in the audience and was not aware whether Mr. Bourgeois wanted to address the Council or not. Mr.

Bourgeois responded but it was inaudible. Mr. Lorraine asked Mr. Bourgeois if he objected to the current resolution, to which Mr. Bourgeois stated no and continued to elaborate on the matter but it was inaudible. Mr. Atzenhoffer stated that the tax call was for the purpose of constructing, maintaining and operating the hospital facility of the district. He said as these conversations had already be had about tax calls and a statement had been made about the monies being used for wellness programs, which he said was not in the tax call. Mr. Atzenhoffer stated that he thought this needed to be brought up and that he was asking the District Attorney to look at the issue. He continued to voice his feelings on the matter. President Randolph commented that the Lafourche On The Move Program was very much supported by St. Anne Hospital as far as the wellness programs. She went on to explain that blood pressure checks and other health checks were done. President Randolph stated that also in today's society there was a way to tell if people were predisposed to diabetes, which she said was prevalent in the community. She said that all of these programs were part of a hospital's purview and was so because hospitals were not just there to make sick people well but also intended to find ways to help people stay well. President Randolph continued to elaborate on the matter, including stating that all of this was part of operations of a hospital as operations was not just curing the sick but keeping people well. Chairman Lasseigne pointed out that what was being discussed was whether or not the District Attorney would be asked for an opinion on the matter. Mr. Gouaux stated that he had received a letter prior to the meeting which evidenced that Hospital Service District No. 2 had requested an opinion similar to what the Council was asking for. He voiced that he thought efforts would be duplicated, adding that the Hospital's request for an opinion had already been sent and then continued to elaborate on the same. Mr. Gouaux suggested making an amendment to ensure that the Council received a carbon copy of the opinion requested by the Hospital District. Mr. Atzenhoffer stated that there had been just been a discussion about being good stewards of the public's fund, saying that the current millage being discussed was there to build a hospital. He said that now the hospital had a contract with a multi-billion dollar company for services at the hospital. Mr. Atzenhoffer stated that he was confident that nothing would be changed and that the same things would be being done as before. He said that the Council was doing nothing different then had been done when the District Attorney had been asked whether or not Road Sales Tax District No. 2 monies could be used to fix the Cote Blanche Bridge. Mr. Atzenhoffer continued to voice his concerns and feelings on the matter, as well as speaking about the upcoming expiration of the millage. Mr. Bourgeois stated that for a point of clarification that the tax had not been passed to build a hospital, saying that it was a maintenance tax and had been a renewal. He said that the tax to build the hospital had been passed in 1967 and paid out, saying that there had been two (2) taxes to build. He went on to say that this was a renewal. Mr. Milton stated that it had all been covered in the letter and that the Council had been carbon copied on the letter. He said that the tax was for construction, maintenance and operation. Mr. Milton stated that in all instances in health care that operations involved the operation of the hospital, saying that that wellness programs were a inerrable part of the mission of a hospital. He said that that was their position and was pretty much the position of every legal council that had looked into the matter. Mr. Bourgeois reiterated that they had requested an opinion, adding that the Council would be receiving a copy of the letter. He said that the letter indicated to the Council that this issue had been reviewed by many people already. Mr. Bourgeois stated that when the Council had requested the documents and he had testified before the Council in March of the previous year, he said that the documents had been provided to the District Attorney for his opinion. He said that the documents had been reviewed by the Attorney General. Mr. Bourgeois continued to speak on the matter in detail. Mr. Matherne briefly voiced his feelings on the matter. The motion *carried* by a vote of eight (8) yeas, zero (0) nays and one (1) absent, that being of Mr. Lindel Toups.

**RES. NO. 07-093 D.A. OPINION; HOSPITAL SERVICE DIST. NO. 2; MILLAGE USE**

The next item (36) on the agenda was a resolution approving an agreement between Tarpon

Appraisal Service and Lafourche Parish to provide appraisal services for the property and improvements thereon located at 17630 Highway 1, Galliano, and authorizing the Parish President to execute and administer relevant documents. A **motion** was made by Mr. Brent Callais and seconded by Mr. Michael Matherne. Mr. Callais inquired as to once this was appraised if it would be going out to public bid? After a brief discussion, Mr. Callais clarified that Mr. Curole had inaudibly answered his question. The motion **carried** by a vote of eight (8) yeas, zero (0) nays and one (1) absent, that being of Mr. Lindel Toups.

**RES. NO. 07-094      AGREEMENT; TARPON APPRAISAL SERVICE**

The next item (37) on the agenda was a resolution approving the Application(s) for Grant Funds from the Recreational Trails Program. A **motion** was made by Mr. Phillip Gouaux, seconded by Mr. Michael Matherne and **carried** by a vote of eight (8) yeas, zero (0) nays and one (1) absent, that being of Mr. Lindel Toups.

**RES. NO. 07-095      APPROVE APPLICATION; RECREATIONAL TRAILS PROGRAM**

The next item (38) on the agenda was a resolution to approve a Transfer of Appropriation within the Recreation (Fund 110) from the Capital Outlay line item of the 2007 Capital Budget to the Miscellaneous/Grants line item in the Operation and Maintenance portion of the 2007 Budget. A **motion** was made by Mr. Mark Atzenhoffer, seconded by Mr. Phillip Gouaux and **carried** by a vote of eight (8) yeas, zero (0) nays and one (1) absent, that being of Mr. Lindel Toups.

**RES. NO. 07-096      TRANSFER OF APPROPRIATION; RECREATION FUND 110 TO GRANTS**

The next item (39) on the agenda was a resolution requesting that the Lafourche Parish Council allow Picciola and Associates to conduct a Hydraulic Study of the Manchester Manor area; and authorizing the Parish President to sign, execute and administer said agreement. A **motion** was made by Mr. Michael Delatte and seconded by Mr. Mark Atzenhoffer. Mr. Donovan Toups addressed the Council and inquired as to how much this study would cost, to which a response was given but it was inaudible. Mr. Toups then spoke in detail about the authorization of a similar study in the Cut Off Elementary School area. He said that a survey had been done and that recommendations had been made by Picciola and Associates. Mr. Toups then explained that none of the recommendations had been followed or worked on as far he was aware. He went on to voice in lengthy heated detail that he thought this was a waste of money and then explained in detail the flooding being incurred in Cut Off and the lack of the things done about it. President Randolph stated that it was important to note that Drainage District No. 1 had received a grant for this particular project of over \$400,000 and that they were awaiting some resolution to a right-of-way issue. She said that the money was present to do the project. Clarification was sought as to which project was being spoken about, to which President Randolph stated the Cut Off project. Mr. Toups continued to voice his concerns on the matter. Discussions then began with regards to the obtaining of a needed servitude and the expropriation process. Mr. Lorraine then spoke about a Master Drainage Plan for the whole Parish or the lack thereof. Chairman Lasseigne pointed out the item currently up for discussion. Mr. Gouaux then voiced his suggestions with regards to the issue with the Cut Off drainage spoken of early. Chairman Lasseigne again pointed out the item for discussion and explained that Manchester Manor was a very long street and was in the northern most part of the Parish. He stated that the area did incur flooding and further that he thought that this one was where the 5<sup>th</sup> Ward Gravity Drainage District had agreed to help facilitate with the putting in of a pump. He continued to elaborate on the matter. Mr. Delatte stated that the 5<sup>th</sup> Ward Gravity Drainage District would be putting up some of the funds for the installation and the pump, adding that that opportunity did not want to be lost. Mr. Cheramie stated that he had requested that a hydraulic study be done and said that the reason was because he did not feel comfortable in recommending that a twenty (20") inch pump be put when the hydraulic study may show that a twenty-four (24") inch pump may be needed. He said that he thought that having a study to show

exactly what size pump was needed was worthy of the money being spent. The motion *carried* by a vote of eight (8) yeas, zero (0) nays and one (1) absent, that being of Mr. Lindel Toups.

**RES. NO. 07-097 ALLOW HYDRAULIC STUDY; MANCHESTER MANOR AREA**

The next item (40) on the agenda was a resolution accepting the low quote of Volute, Inc. in the amount of One Hundred Thirty-Two Thousand Eight Hundred dollars and xx/100 (\$132,800.00) for the installation of the Chiller, approving all associated filing fees in conjunction with said project and authorizing the Parish President to sign, execute and administer associated documents. A **motion** was made by Mr. Michael Matherne, seconded by Mr. Phillip Gouaux and *carried* by a vote of eight (8) yeas, zero (0) nays and one (1) absent, that being of Mr. Lindel Toups.

**RES. NO. 07-098 ACCEPT LOW QUOTE; INSTALLATION OF CHILLER**

The next item (41) on the agenda was a resolution that the Lafourche Parish Government enter into a contractual relationship with the Louisiana Department of Public Safety and Corrections, Public Safety Services, Office of the State Fire Marshal; and authorizing the Parish President to sign, execute and administer associated documents. A **motion** was made by Mr. Mark Atzenhoffer, seconded by Mr. Phillip Gouaux and *carried* by a vote of eight (8) yeas, zero (0) nays and one (1) absent, that being of Mr. Lindel Toups.

**RES. NO. 07-099 CONTRACTUAL RELATIONSHIP; DEPT. OF PUBLIC SAFETY & CORRECTIONS; PUBLIC SAFETY SERVICES; OFFICE OF THE STATE FIRE MARSHAL**

The next item (42) on the agenda was a resolution objecting to the creation of a Dead End on the current four-lane highway due to the construction of a raised four lane bypass. A **motion** was made by Mr. Daniel Lorraine and seconded by Mr. Tyrone Williams. Mr. Gouaux sought clarification as to what the matter was about. President Randolph explained that this was with regards to Interstate 49. She stated that she thought a landowner was present in the audience. President Randolph explained that they were trying not to make the area adjacent to the new I-49 dead end. She explained that the way the roads were currently configured that Louisiana Highway 90 would not continue all the way through to Louisiana Highway 308. She continued to elaborate of her concerns on the matter. Mr. Curole stated that he had hoped to have had a map on this matter but he had not been able to receive it soon enough to have at the Council meeting. He explained that the I-49 proposal was being replaced with a raised four (4) lane and that for a seciton the existing four (4) lanes would be left. He then explained that there would only be one set of exit ramps so a dead end would be left, which he said would not make sense and would kill the opportunity for economic development of the area in question. Mr. Atzenhoffer stated that basically I-49 would be a little bit further north of the existing Louisiana Highway 90 and therefore Louisiana Highway 90 as it currently sat would become a service road. He then continued to give detailed specifications as to what the matter was with regards to and the locations being spoken of. Mr. Atzenhoffer stated that he thought it a good idea to try and find a way to make the road connect to Louisiana Highway 308 and that was what was being asked for. The motion *carried* by a vote of eight (8) yeas, zero (0) nays and one (1) absent, that being of Mr. Lindel Toups.

**RES. NO. 07-100 OBJECT; CREATION OF DEAD END**

The next item (43) on the agenda was a resolution amending Resolution No. 07-076 approving a contract amendment with Shaw Coastal, Inc. for professional engineering services for the Bayou Lafourche Saltwater control structure; and authorizing the Parish President to sign, execute and administer said contract, associated documents and amendment(s). This item was pulled.

**RESOLUTION PULLED**

The next item (44) on the agenda was a resolution providing for canvassing the returns and declaring the result of the special elections held in Road Sales Tax District No. 2 of the Parish of Lafourche, State of Louisiana, and Consolidated Sales Tax District A of the Parish of Lafourche,

State of Louisiana, on Saturday, March 31, 2007, to authorize the levy of sales and use taxes therein. A **motion** was made by Mr. Phillip Gouaux, seconded by Mr. Michael Matherne and *carried* by a vote of eight (8) yeas, zero (0) nays and one (1) absent, that being of Mr. Lindel Toups.

**RES. NO. 07-101 CANVASS RETURNS; RSTD NO. 2, MARCH 31, 2007 ELECTION**

Mr. Mark Atzenhoffer left the meeting at 8:55 p.m.

The next item (45) on the agenda was a resolution requesting Senator Reggie Dupre, Jr. and Representative Loulan Pitre, Jr. to pass a Local Bill that would change the domicile of at least one of the Seventeenth Judicial District Judgeships to the Southern part of the Parish, in particular at the new Galliano Annex. A **motion** was made by Mr. Brent Callais and seconded by Mr. Michael Delatte. Mr. Callais explained that according to the State Legislature it was up to the governing authorities of an individual parish to name the domiciles of the judgeship. He continued to elaborate on the matter. Mr. Matherne inquired as to whether this was the same issue that had been asked of the Supreme Courts in the previous year, to which Mr. Callais stated that it was something different. He then explained to Mr. Matherne the difference in the request. Chairman Lasseigne stated that he thought creation of judgeship was wanted in the previous request but that the current request would be to relocate a judgeship to the southern part of the Parish. The motion *carried* by a vote of six (6) yeas, one (1) nay, that being of Mr. Michael Matherne and two (2) absent, that being of Mr. Mark Atzenhoffer and Mr. Lindel Toups.

**RES. NO. 07-102 LOCAL BILL; CHANGE DOMICILE OF 17<sup>TH</sup> JDC JUDGESHIP**

The next item (46) on the agenda was a resolution requesting Senator Reggie Dupre, Jr. and Representative Loulan Pitre, Jr. to pass a local bill that would allow Public Buildings to be named in honor of a living person. A **motion** was made by Mr. Brent Callais, seconded by Mr. Daniel Lorraine and *carried* by a vote of five (5) yeas, two (2) nays, that being of Mr. Michael Matherne and Mr. Phillip Gouaux and two (2) absents, that being of Mr. Mark Atzenhoffer and Mr. Lindel Toups.

**RES. NO. 07-103 REQUEST LOCAL BILL; NAMING BUILDING AFTER LIVING PERSONS**

The next item (47) on the agenda was a resolution requesting an opinion from the Lafourche Parish District Attorney to determine whether or not Caillouet Land Company has the right to block a public road right-of-way on Fourchon Beach. A **motion** was made by Mr. Brent Callais and seconded by Mr. Daniel Lorraine. Mr. Matherne asked that Mr. Callais elaborate on this item. Mr. Callais explained that in the 60's the Parish had obtained a right-of-way from the Caillouet Land Corporation coming off of the base of the current Fourchon Bridge going into the Gulf of Mexico. He said that a few years prior that the Greater Lafourche Parish Port Commission had put "boudin bags" to stop erosion of the beach. Mr. Callais stated that the Port Commission's attorney after doing research and the request for the District Attorney that it had been felt that the Port Commission was violating and blocking vehicle right-of-ways. He said so, the Port Commission had removed the bags and had fixed the vehicle access. Mr. Callais stated that since that had been done the Caillouet family had began the process of driving of pilings across the road to prohibit vehicles from entering Fourchon Beach. He explained that he had pictures of the pilings as well as the original right-of-way signed by the Caillouet and that he had given the same to the Council Clerk and further they would be asking that District Attorney whether what was being done could legally be done on the Parish's right-of-way. Mr. Matherne clarified that what Mr. Callais was stating was that a second party was blocking the Parish's right-of-way, to which Mr. Callais stated that was correct and that they had been doing so for years. Mr. Matherne inquired as to under what pretenses, to which Mr. Callais stated that the Caillouet Land Company was saying that they had legal background that allowed them to prohibit vehicles from entering. He explained that the original right-of-way

extended approximately 300 feet and then took a right and went 200 feet. Mr. Callais stated that that has since been eroded and that as of the present time the right-of-way dead ended into the Gulf of Mexico. He said that the Caillouet family has blocked off both sides of the right-of-ways not allowing anyone to turn left or right onto the beach. Mr. Callais continued to briefly speak. Mr. Matherne asked who owned the beach, stating that the people owned the beach. Mr. Callais commented on what State law stated. Mr. Matherne reiterated that it was the people's beach. A brief discussion ensued. The motion *carried* by a vote of seven (7) yeas, zero (0) nays and two (2) absent, that being of Mr. Lindel Toups and Mr. Mark Atzenhoffer.

**RES. NO. 07-104 D.A. OPINION; BLOCK PUBLIC ROAD RIGHT-OF-WAY, FOURCHON BEACH**

Mr. Callais stated that in November of 2005 the Council had passed a resolution asking the Administration to begin the expropriation process with regards to the property behind the Crosbys, mentioning that he would be putting the matter back on the next meeting of the Council. He stated that he felt that enough time had elapsed. President Randolph stated that as soon as it had been discussed with the legal advisor for the Parish that he had discouraged them from doing so. Mr. Callais stated that he had spoken to the legal advisor on the issue and had suggested the hiring of a mediator and have the difference worked out. He went on to state that they had blocked a public right-of-way with access and that he thought that if the matter was mediated that they would be giving credibility for the case they had. Mr. Callais stated that he felt that the expropriation process needed to be started. He said that he would get everything prepared, adding that the drainage study done had been done for proof in court. Mr. Callais then spoke about "quick take" and regular expropriation powers, to which President Randolph responded that the Parish did not have "quick take" powers. A brief discussion ensued.

**DISCUSSIONS**

The next item (48) on the agenda was a discussion regarding the storage of FEMA trailers in Lafourche Parish. Chairman Lasseigne stated that he had seen an abundance of FEMA trailers on "Old Highway 90" and then inquired as to the same. President Randolph stated that it was individual contractor who was repairing or storing the trailers for a short period of time and then sending them to Baton Rouge for auction/sale or whatever needed to be done. She said that it was the same person doing this on Louisiana Highway 90 as was being done on Louisiana Highway 182. Chairman Lasseigne then asked if Mr. Delatte had any in his area, to which Mr. Delatte responded in Des Allemands. A brief discussion ensued.

**ADJOURNMENT**

On **motion** by Mr. Daniel Lorraine and seconded by Mr. Michael Delatte and with no further business, the Lafourche Parish Council Meeting of April 10, 2007 **adjourned** at 8:59 p.m.

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TOMMY LASSEIGNE, CHAIRMAN  
LAFOURCHE PARISH COUNCIL

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SHEILA B. BOUDREAUX, COUNCIL CLERK

LAFOURCHE PARISH COUNCIL