

APRIL 13, 2004
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 13, 2004, AT 7:00 P.M., IN THE COUNCIL ROOM AT THE LAFOURCHE PARISH COUNCIL BARRIOS CENTER, 1612, HWY. 182, SUITE 100, RACELAND, LOUISIANA.

The Parish Council was duly convened as the governing authority of said Parish by Mr. Lindel Toups, Chairman, who then stated that the Parish Council was ready for the transaction of business at 7:00 P.M.

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

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

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

ABSENT: None

Chairman Toups noted that Constable Dwayne LeBoeuf, Assistant District Attorney Lisa Orgeron, and Golden Meadow Councilman Mounic were present. The Parish President was also present.

APPROVAL OF MINUTES

The first item (1) on the agenda was the approval of the minutes of the March 8, 2004, Lafourche Parish Council Regular Meeting. A motion was offered by Mr. Mark Atzenhoffer and seconded by Mr. Brent Callais to accept the March 8, 2004 Regular Meeting minutes. The minutes were **approved** by a vote of nine (9) yeas and zero (0) nays.

The next item (2) on the agenda was the approval of the minutes of the March 8, 2004, Lafourche Parish Council Special Meeting. A motion was offered by Mr. Brent Callais and seconded by Mr. Michael Matherne to accept the March 8, 2004 Special Meeting minutes. The minutes were **approved** by a vote of nine (9) yeas and zero (0) nays.

The next item (3) on the agenda was the approval of the minutes of the March 23, 2004, Lafourche Parish Council Special Meeting. A motion was offered by Mr. Michael Matherne and seconded by Mr. Phillip Gouaux to accept the March 23, 2004 Special Meeting minutes. Mr. Daniel Lorraine stated that the name of the attorney for the Executive Session was **Carlton Cheramie**, not Carl Chauvin. The minutes were **approved** by a vote of nine (9) yeas and zero (0) nays.

**APPROVAL OF MINUTES AND RECOMMENDATIONS OF MARCH 23, 2004,
COMMITTEE MEETINGS:**

The next item (4) on the agenda was to approve the minutes and recommendations of the March 23, 2004 Public Works and Solid Waste Committee meeting. A motion was offered by Mr. Mark Atzenhoffer, Chairman of the Public Works and Solid Waste Committee, and seconded by Mr. Brent Callais to accept the minutes of the Public Works and Solid Waste Committee meeting. The minutes were *approved* by a vote of nine (9) yeas and zero (0) nays.

Proceedings of the March 23, 2004 Public Works and Solid Waste Committee Meeting are as follows:

**MARCH 23, 2004
RACELAND, LOUISIANA**

**STATE OF LOUISIANA
PARISH OF LAFOURCHE**

THE LAFOURCHE PARISH COUNCIL PUBLIC WORKS AND SOLID WASTE COMMITTEE, PARISH OF LAFOURCHE, STATE OF LOUISIANA, WAS SCHEDULED FOR TUESDAY, MARCH 23, 2004, FOLLOWING THE SPECIAL LAFOURCHE PARISH COUNCIL MEETING SCHEDULED TO BEGIN AT 6:00 P.M., IN THE COUNCIL ROOM AT THE LAFOURCHE PARISH COUNCIL BARRIOS CENTER, 1612 HWY. 182, SUITE 100, RACELAND, LOUISIANA.

Mark Atzenhoffer , Chairman, stated that the Public Works and Solid Waste Committee was ready for the transaction of business at 6:27 P.M.. Proceedings of the meeting were called to order with the following:

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

ABSENT: None

A motion was offered by Mr. Lindel Toups, seconded by Mr. Brent Callais, and *carried* to deviate from the agenda and move to the 2/3 Agenda by a vote of nine (9) yeas and zero (0) nays.

2/3 AGENDA

The first item (1) on the 2/3 Agenda was a motion to enter into Executive Session to discuss litigation pertaining to the lawsuit entitled, Lafourche Parish Council et al vs. #97953, Charles R. Banta, III et al. A motion was offered by Mr. Brent Callais , seconded by Mr. Lindel Toups, and *carried* by a vote of nine (9) yeas and zero (0) nays.

Next, a motion was offered by Mr. Tommy Lasseigne, seconded by Mr. Phillip Gouaux, and *carried* to return from Executive Session. A **motion** was offered by Mr. Brent Callais, seconded by

Mr. Lindel Toups, and *carried* to authorize District Attorney Camille A. Morvant, II to act on the Council's behalf regarding the pending litigation by a vote of nine (9) yeas and zero (0) nays.

The next item (2) on the 2/3 Agenda was a motion to discuss any outstanding accounts payables which are not involved in pending litigation. Mr. Tommy Lasseigne commented on the David Heck Supreme Court decision and its arbitration award regarding the Rita project. He also commented on attorney fees not included in pending litigation and negotiations with Lloyd Lunceford. President Randolph mentioned that the administration will ask the Council to authorize the appropriation of the necessary funds for each issue.

A motion was offered by Mr. Lindel Toups, seconded by Mr. Brent Callais, and *carried* that the committee return to the regular agenda by a vote of nine (9) yeas and zero (0) nays.

PUBLIC TO ADDRESS THE COMMITTEE

Chairman Atzenhoffer asked if anyone from the public wished to address the committee. Hearing none, he moved to the next item.

PUBLIC WORKS DIRECTOR'S REPORT

The first item (1) on the agenda was a presentation of a report regarding the canals/ditches that were dug in each Councilmatic District and the equipment used to dig the canal/ditch. Ray Cheramie presented a handout with the information to the committee for their review. Chairman Atzenhoffer suggested that any questions be addressed at the next full council meeting. Mr. Daniel Lorraine discussed the issue of utilizing the equipment between all districts fairly and asked that the Parish President address this issue. Mr. Cheramie mentioned that there are only 3 excavators to be shared by the nine districts and asked that Mr. Lorraine give the Public Works Department time to show that they will be fair to all districts. Mr. Lorraine replied that work orders he submitted for ditches to be dug were not yet taken care of. He said that the equipment he was referring to was the 2 bobcats, not the excavators, and added that they were being used to clean the road side ditches in only certain areas.

MOTIONS

The next item (2) on the agenda was a motion to submit Ellen DeCuir Mobile Home Park (3) mobile home spaces, District 8, Ward 10, to be presented before the March 25, 2004, Planning Commission meeting. Chairman Atzenhoffer announced that Mr. Michael St. Martin nor Pat Matherne were at the meeting. A **motion** was offered by Mr. Brent Callais and seconded by Mr. Tommy Lasseigne to defer items (2) through (5) until the next Public Works & Solid Waste committee meeting but to still allow these items to go before the Planning Commission. A lengthy discussion ensued regarding the process of submitting subdivisions to the Planning Commission. The motion was *withdrawn* by both Mr. Callais and Mr. Lasseigne. A **motion** was offered by Mr. Brent Callais and seconded by Mr. Lindel Toups to submit item (2) to the Planning Commission requesting that the Planning Commission defer taking any action on this item until an explanation could be given at the next Public Works & Solid Waste committee meeting. The committee *approved* the motion by a vote of nine (9) yeas and zero (0) nays.

The next item (3) on the agenda was a motion to submit Legendre's Bon Vivant Subdivision (13) lots, District 2, Ward 1, to be presented before the March 25, 2004, Planning Commission meeting. A motion was offered by Mr. Mike Delatte and seconded by Mr. Lindel Toups. The committee *approved* the motion by a vote of nine (9) yeas and zero (0) nays.

The next item (4) on the agenda was a motion to submit Re-division of Lot 10A-1 and 10A-2 being a portion of Lot 10 of White Rose Plantation, Addendum No. 1 (2) lots, District 4, Ward 4, to be presented before the March 25, 2004, Planning Commission meeting. Mr. Toups stated that it should be District 6. A motion was offered by Mr. Lindel Toups and seconded by Mr. Phillip Gouaux. The committee *approved* the motion by a vote of nine (9) yeas and zero (0) nays.

The next item (5) on the agenda was a motion for a variance request on the Re-division of Lot 10A-1 and 10A-2 being a portion of Lot 10 of White Rose Plantation, Addendum No. 1. The variance is being requested for Lot 10A-2 for the minimum lot size requirements. The reason for the request is that there will be no sewer discharge from this lot since the property will be used for billboard advertising. A motion was offered by Mr. Lindel Toups and seconded by Mr. Mike Delatte. The committee *approved* the motion by a vote of nine (9) yeas and zero (0) nays.

The next item (6) on the agenda was a motion to enter into discussion concerning the digging of a lateral ditch near the Choctaw Volunteer Fire Department in order to help the water flow from the Choctaw Road to the new pump. Mr. Mike Delatte mentioned that this work could be done using in-kind services, not costing the parish any money.

The next item (7) on the agenda was a motion to enter into discussion concerning the installing of flood gates at the corner of the St. James Canal and Bayou Onion. Mr. Mike Delatte discussed the flood problem in the area and the need for these flood gates to assist in minimizing the flooding of Sugar ridge and the Chackbay/Choupic area. He added that Ray Cheramie said that welders are available to work on the project. Mr. Delatte then referred to the injunction which does not allow the cleaning/digging of ditches but mentioned that the parish will be meeting with the Corps and the EPA on April 18, 2004 to solve this problem. A **motion** was offered by Mr. Mike Delatte, seconded by Mr. Lindel Toups, and *carried* allowing materials to be purchase for the construction of the flood gates.

The next item (8) on the agenda was a motion to enter into discussion concerning the placing of culverts from the Choctaw Road to the main force drainage canal located near the super port pipeline. Mr. Mike Delatte stated that these culverts have already been purchased but have not yet been installed. He added Mr. Bill Taylor has agreed to give the parish a needed right-of-way. Mr. Delatte requested that David Poincon assist in getting any necessary information regarding this right-of-way.

The next item (9) on the agenda was a motion to enter into discussion concerning the Highway Exchange Program on Highway 652 and Highway 653. Mr. Mark Atzenhoffer mentioned that both of these highways, which cross Hwy 90, have overpasses that go over them. He discussed the issue of keeping the overpasses separate from Highway 652 and Highway 653 in the Highway Exchange Program so that the state could continue to maintain the overpasses. President Randolph addressed the issue, saying that the parish could negotiate with DOTD. A **motion** was offered by Mr. Mark Atzenhoffer, seconded by Mr. Phillip Gouaux , and *carried* to allow the administration to negotiate with DOTD regarding the Highway Exchange Program on Highway 652 and Highway 653, whereas, the overpasses are excluded from the program and continue to be maintained by the state by a vote of eight (8) yeas and one (1) nay, being that of Mr. Lindel Toups.

The next item (10) on the agenda was a motion to enter into discussion concerning the Town of Golden Meadow's request to use the parish road grader. Mr. Daniel Lorraine mentioned that the mayor of the Town of Golden Meadow sent a letter, dated March 3, 2004, to Ray Cheramie requesting the use of the parish road grater. Chairman Atzenhoffer requested that Mr. Lorraine give

a copy of the letter to the Council Clerk. A motion was offered by Mr. Daniel Lorraine, seconded by Mr. Mike Delatte, and *carried* requesting the administration to allow the Town of Golden Meadow to use the parish road grater by a vote of nine (9) yeas and zero (0) nays.

The next item (11) on the agenda was a motion to enter into discussion concerning the mosquito abatement program. Mr. Brent Callais inquired from the Parish President the status of the parish's current mosquito abatement program. President Randolph stated that money is budgeted for the program, which is not in effect. She added that this issue was discussed with several firms but no decision has yet been made and that once a plan is chosen, it will be brought before the Council. President Randolph mentioned that the program, which is budgeted at a cost of \$350,000 and has varying levels, would cost \$450,000. Mr. Daniel Lorraine suggested that once a plan is chosen, that the public be given the opportunity to express their opinions on the pros and cons of the program. President Randolph said that the parish faces a dilemma of also protecting those who have a problem with the spraying.

The next item (12) on the agenda was a motion to enter into discussion concerning the possibility of contracting work to clean roadside ditches. Mr. Brent Callais mentioned that there is a back log of work orders from the previous administration at the Region D Barn that need to be taken care of before any work orders from this Council/administration can be processed. He said that he was told that it will not be until November until the back log is completed so suggested using contract workers. Mr. Lindel Toups suggested letting the barn employees work overtime on Fridays, instead of hiring engineering firms. A discussion ensued regarding both suggestions and the need to find a solution for the problems with the road side ditches. A **motion** was offered by Mr. Brent Callais, seconded by Mr. Michael Matherne, and *carried* that a letter be sent through the Parish President or Department of Public Works to all contractors/engineers in the parish asking how much they would charge per foot to clean out a road side ditch and an outfall canal by a vote of nine (9) yeas and zero (0) nays.

The next item (13) on the agenda was a motion to enter into discussion requesting the Department of Public Works to submit to each Council member an accurate up-to-date list of all streets in the parish system. Mr. Brent Callais said that the parish is entering Phase 4 of the RSTD project and has requested this information since the parish has several different lists of roads that are considered to be in the parish system. A **motion** was offered by Mr. Brent Callais and seconded by Mr. Daniel Lorraine requesting the Department of Public Works to submit to each Council member an accurate up-to-date list of all streets in the parish system. Mr. Phillip Gouaux announced that Mr. Terry Arabie had the accurate up-to-date list, which was presented to the committee. The motion was *withdrawn* by both Mr. Callais and Mr. Lorraine.

The next item (14) on the agenda was a motion to enter into discussion concerning the process of how work orders are filed. Mr. Brent Callais suggested that the Councilmen be able to rank, from 1-10, the priority of the job on the work order which could assist in processing the work orders quicker. He mentioned that some work orders may have a higher priority than those that are received at an earlier date.

RESOLUTIONS

The next item (15) on the agenda was a resolution requesting the Louisiana Department of Transportation and Development to clean out the culverts and catch basins crossing Louisiana Highway 1 located at West 202nd Street. A motion was offered by Mr. Daniel Lorraine, seconded by Mr. Phillip Gouaux, and *carried* to **adopt** said resolution by a vote of nine (9) yeas and zero (0) nays.

RES. NO. 04-024

DOTD CLEAN CULVERTS WEST 202ND STREET

OTHER BUSINESS

The next item on the agenda was any other business. Mr. Lindel Toups mentioned that Mr. Jack Culver, General Manager of Coastal Amphibious Services, was cutting trees from Lockport to Matthews free of charge and suggested that a letter be sent thanking him for his services. A **motion** was offered by Mr. Lindel Toups, seconded by Mr. Phillip Gouaux, and **carried** authorizing the Administration to look into hiring Mr. Jack Culver to dig the 40 Arpent Canal by a vote of nine (9) yeas and zero (0) nays.

Next, Mr. Phillip Gouaux discussed the Highway Exchange Program, describing a nameless road on LA 1 in Larose that is in deplorable condition that was a service road built by the state to construct a bridge. He added that since this road is used by the shipyard industry, residents, and a fire station, that the parish consider overlaying this road as a priority, stating that it would cost approximately \$18,000. A **motion** was offered by Mr. Phillip Gouaux and seconded by Mr. Brent Callais to include this road in President Randolph's negotiation of the Highway Exchange Program. Mr. Gouaux clarified that he wants the Exchange Program to pay for the cost of overlaying the road. Mr. Daniel Lorraine suggested that the road may get paved quicker if the parish get permission from the state to use monies from RSTD 2. An **amendment** was offered by Mr. Phillip Gouaux, seconded by Mr. Daniel Lorraine, and **carried** that if permission is granted by the state, that the parish be allowed to overlay the road using available monies from RSTD 2 by a vote of nine (9) yeas and zero (0) nays. The committee **approved** the motion as amended by a vote of nine (9) yeas and zero (0) nays.

ADJOURN

On motion by Mr. Phillip Gouaux and seconded by Mr. Mike Delatte and with no further business the Lafourche Parish Council Public Works and Solid Waste Committee of March 23, 2004, is adjourned at 7:36 pm.

**MARK ATZENHOFFER, CHAIRMAN
LAFOURCHE PARISH PUBLIC WORKS
AND SOLID WASTE COMMITTEE**

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

The next item (5) on the agenda was to approve the minutes and recommendations of the March 23, 2004 Board of Appointment and Permits Committee meeting. A motion was offered by Mr. Michael Matherne, Chairman of the Board of Appointment and Permits Committee, and seconded by Mr. Mark Atzenhoffer to accept the minutes of the Board of Appointment and Permits Committee meeting. The minutes were **approved** by a vote of nine (9) yeas and zero (0) nays. ***Proceedings of the March 23, 2004 Board of Appointments and Permits Committee Meeting are as follows:***

**MARCH 23, 2004
RACELAND, LOUISIANA**

**STATE OF LOUISIANA
PARISH OF LAFOURCHE**

THE LAFOURCHE PARISH COUNCIL BOARD OF APPOINTMENTS AND PERMITS COMMITTEE WAS SCHEDULED TO MEET ON TUESDAY, MARCH 23, 2004, IMMEDIATELY FOLLOWING THE PUBLIC WORKS & SOLID WASTE COMMITTEE

MEETING TO BE HELD IN THE COUNCIL MEETING ROOM AT THE LAFOURCHE PARISH COUNCIL BARRIOS CENTER, 1612 HWY. 182, SUITE 100, RACELAND LOUISIANA.

Mr. Michael Matherne, Chairman, stated that the Board of Appointments and Permits Committee were ready for the transaction of business following the close of the Public Works & Solid Waste Committee Meeting. Proceedings of the meeting were called to order at 7:45 P.M. with the following:

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

ABSENT: None

MOTIONS

The first item (1) on the agenda was a motion to take appropriate action to appoint any interested Council members to the Office of Community Action Administering Board. Mr. Tyrone Williams, a board member, suggested that six Council members be appointed to the board to assist in the board’s control. President Randolph mentioned that this board meets bi-monthly. A **motion** was offered by Mr. Tyrone Williams and seconded by Mr. Mark Atzenhoffer to appoint Mr. Lindel Toups, Mr. Michael Matherne, Mr. Mark Atzenhoffer, Mr. Tyrone Williams, Mr. Daniel Lorraine, and Mr. Phillip Gouaux. The Committee *recommended the appointments* of **Mr. Lindel Toups, Mr. Michael Matherne, Mr. Mark Atzenhoffer, Mr. Tyrone Williams, Mr. Daniel Lorraine, and Mr. Phillip Gouaux** to the **Office of Community Action Administering Board** by a vote of nine (9) yeas and zero (0) nays. An announcement was made that the next meeting will be on March 30, 2004 and are usually held at Western Sizzlin.

The next item (2) on the agenda was a motion to take appropriate action or appoint three (3) Community Representative Alternates to the Lafourche Parish Head Start Policy Council Board/advertised. A motion was offered by Mr. Mark Atzenhoffer, seconded by Mr. Lindel Toups, and *carried to defer item (2) to the next committee meeting* by a vote of nine (9) yeas and zero (0) nays.

The next item (3) on the agenda was a motion to take appropriate action to appoint one (1) individual to the Bayou Blue Fire Protection District of the Parishes of Terrebonne and Lafourche, due to the resignation of Ms. Pansy C. Chauvin/re-advertised. A motion was offered by Mr. Mark Atzenhoffer, seconded by Mr. Brent Callais, and *carried to defer item (3) to the April 13, 2004 Lafourche Parish Council meeting* by a vote of nine (9) yeas and zero (0) nays.

The next item (4) on the agenda was a motion to take appropriate action to fill three (3) vacancies to the Lafourche Parish Drainage District No. 6 Board (Ward 6)/advertised. Mr. Mike Delatte announced that no applications were received for this board. A **motion** was offered by Mr. Mike Delatte and seconded by Mr. Lindel Toups to re-advertise for the (3) vacancies. A discussion ensued regarding the cost and process used for advertising. Mr. Phillip Gouaux said that Drainage District No. 6 does not collect a millage. He added that it could become the parish’s responsibility if no one

wants to serve on the board and suggested that the Parish President investigate the possibility of eliminating the board, with the permission of Councilman Delatte and his constituents. The committee *approved* the motion to **re-advertise** for the three (3) vacancies to the Lafourche Parish **Drainage District No. 6** Board (Ward 6) car by a vote of nine (9) yeas and zero (0) nays.

The next item (5) on the agenda was a motion to take appropriate action to fill three (3) vacancies to the Lafourche Parish Fire Protection District No. 8 Board (Ward 6)/advertised. Mr. Mike Delatte announced that no applications were received. A **motion** was offered by Mr. Mike Delatte, seconded by Mr. Brent Callais, and *carried* to **re-advertise** for the three (3) vacancies to the Lafourche Parish **Fire Protection District No. 8** Board (Ward 6) car by a vote of nine (9) yeas and zero (0) nays.

The next item (6) on the agenda was a motion to take appropriate action to fill two (2) vacancies to the Lafourche Parish Recreation District No. 5 Board (Ward 6)/advertised. Mr. Mike Delatte announced that no applications were received. A **motion** was offered by Mr. Mike Delatte, seconded by Mr. Mark Atzenhoffer, and *carried* to **re-advertise** for the two (2) vacancies to the Lafourche Parish **Recreation District No. 5** Board (Ward 6) car by a vote of nine (9) yeas and zero (0) nays.

The next item (7) on the agenda was a motion to take appropriate action to fill two (2) vacancies to the Lafourche Parish Game and Fish Management Commission (parish-wide), due to the resignations of Mr. Alvin Arceneaux, Jr. and Mr. Marcus Danos/advertised. A motion was offered by Mr. Lindel Toups, seconded by Mr. Brent Callais, and *carried* to appoint **Mr. Daniel Chiasson** and **Mr. Dwayne Martin** to the **Lafourche Parish Game and Fish Management Commission** by a vote of nine (9) yeas and zero (0) nays. Mr. Chiasson introduced himself and asked for the Council's support.

The next item (8) on the agenda was a motion to take appropriate action to fill two (2) vacancies to the Lafourche Parish Recreation District No. 8 Board (Ward 8), due to the resignation of Mr. Dale Toups, Jr. and Mr. Tony Breaux/advertised. A **motion** was offered by Mr. Lindel Toups, seconded by Mr. Phillip Gouaux, and *carried* to **re-advertise** for the two (2) vacancies to the Lafourche Parish **Recreation District No. 8** Board (Ward 8) car by a vote of nine (9) yeas and zero (0) nays.

The next item (9) on the agenda was a motion to take appropriate action to authorize advertisement for one (1) vacancy to the Lafourche Parish Hospital Service District No. 1 Board (Ward 10), due to the Ms. Mary Lewis' term expiring May 2004. A motion was offered by Mr. Brent Callais, seconded by Mr. Daniel Lorraine, and *carried* to **advertise** for the vacancy to the Lafourche Parish **Hospital Service District No. 1** Board in the Daily Comet and the Lafourche Gazette by a vote of nine (9) yeas and zero (0) nays.

The next item (10) on the agenda was a motion to take appropriate action to authorize advertisement for one (1) vacancy to the Lafourche Parish Fire Protection District No. 9 Board (Ward 8), due to Mr. Daniel Clause no longer a resident of Ward 8. A motion was offered by Mr. Lindel Toups, seconded by Mr. Mark Atzenhoffer, and *carried* to **advertise** for the vacancy to the Lafourche Parish **Fire Protection District No. 9** Board (Ward 8) by a vote of nine (9) yeas and zero (0) nays.

The next item (11) on the agenda was a motion to enter into discussion concerning previously requested information from parish boards. Mr. Mark Atzenhoffer gave a brief report on the boards who complied with the request and those that are still pending, after be allowed 30days to comply. The boards which are pending are as follows: Central Lafourche Ambulance Service District, Fire Protection District # 8, Recreation Districts # 3, 4, 5, & 11. Mr. Mark Atzenhoffer stated that the Council has no authority over the Terrebonne Fire Protection District # 6, which had not complied with previous deadline. A **motion** was offered by Mr. Mark Atzenhoffer and seconded by Mr.

Phillip Gouaux requesting that the boards who have not yet turned in the requested information be given until 10:00 A.M on March 26, 2004 to submit the information to the Council Clerk, and added that if the boards do not meet the deadline, that the members be removed from the board and the duties of that board be given to the Lafourche Parish Committee that best serves the board until new board members can be appointed. These boards are as follows: Central Lafourche Ambulance Service District, Fire Protection District # 8, Recreation Districts # 3, 4, 5, & 11. Mr. Mark Atzenhoffer stated that the Council has no authority over the Terrebonne Fire Protection District # 6, which had not complied with previous deadline. Mr. Daniel Lorraine suggested that the committee first check to see whether or not the board received the letter by having the Council Clerk call each of the boards who have not complied. A discussion ensued regarding the new deadline. An **amendment** was offered by Mr. Daniel Lorraine, seconded by Mr. Lindel Toups, and **carried** to contact the Chairman of the non-compliant board with a certified letter requesting the information and extend the deadline to April 12, 2004, the day before the next Council meeting by a vote of nine (9) yeas and zero (0) nays. A discussion ensued regarding what would be done with the information, and if anyone had looked at the information yet. The committee **approved** the motion as amended by a vote of eight (8) yeas and one (1) nay, being that of Mr. Lindel Toups.

The next item (12) on the agenda was a motion to enter into discussion concerning the boundaries of Lafourche Parish Fire District No. 8 (Ward 6). Mr. Mike Delatte stated that Fire District No. 8 consists of the Choupic, Chackbay, Choctaw, and Bayou Bouef communities. He added that these communities want to be divided into three separate districts because none of the fire departments in the Ward 6 area receive tax monies or millages from the parish, state, or federal government. He added that these fire stations are operated by fund-raises, such as fairs and bingos. Mr. Delatte then discussed the ratings of the individual fire departments and added that currently, they are rated as together as a district. He further discussed the issue redistricting since some communities want to allow its residents to vote on the option of collecting millages or other tax revenues. Mr. Delatte mentioned that Fire Protection District No. 8 has approved the redistricting and added that several of the fire departments approved it by resolution. Mr. Delatte stated that a proposed ordinance changing the boundaries will be introduced at the next Council meeting.

PUBLIC TO ADDRESS THE COMMITTEE

The next item on the agenda was Public to address the Committee. Sharleen Hotard questioned the term limit of board member who has been appointed due to a resignation. Mr. Phillip Gouaux stated that it depended upon the by-laws of the particular board and the state statute which governs the board.

OTHER BUSINESS

The next item on the agenda was any business be addressed. A motion was offered by Mr. Lindel Toups, seconded by Mr. Phillip Gouaux, and **carried** that the Council Clerk automatically advertise when notified of a board vacancy.

Next, a motion was offered by Mr. Mark Atzenhoffer, seconded by Mr. Brent Callais, and **carried** to move to a 2/3 agenda.

2/3 AGENDA

The first (1) item on the 2/3 Agenda was a motion to discuss the appointment of a Lafourche Parish Library Board of Control liaison. A motion was offered by Mr. Mark Atzenhoffer that the Parish President appoint a liaison. President Randolph appointed Mr. Phillip Gouaux as the Library Board of Control liaison. A discussion ensued on whether or not the appointment had to be ratified by the Council. Mr. Daniel Lorraine relinquished his time to Sharleen Hotard, who informed the committee that the Library Board suggested that Mr. Lindel Toups, Mr. Brent Callais, Mr. Mark

Atzenhoffer, or Mr. Daniel Lorraine be considered as the liaison to the Library Board of Control. President Randolph said that Mr. Chiquet informed her of who he did not want appointed as the liaison. Mr. Mark Atzenhoffer relinquished his time to board member Donovan Toups, who stated that he was never asked to recommend a liaison or had never voted on a liaison. A motion was offered by Mr. Mark Atzenhoffer, seconded by Mr. Lindel Toups, and *carried* to approve President Randolph's appointment of Mr. Phillip Gouaux as the Library Board of Control liaison by a vote of seven (7) yeas and two (2) nays, being that of Mr. Daniel Lorraine and Mr. Tommy Lasseigne.

A motion was offered by Mr. Mark Atzenhoffer, seconded by Mr. Brent Callais, and *carried* to return to the regular agenda by a vote of nine (9) yeas and zero (0) nays.

ADJOURN

On motion by Mr. Mike Delatte, seconded by Mr. Mark Atzenhoffer, and with no further business the Lafourche Parish Council Board of Appointments and Permit Committee of March 23, 2004, is adjourned at 8:21 P.M.

**MICHAEL MATHERNE, CHAIRMAN
BOARD OF APPOINTMENTS AND
PERMITS COMMITTEE**

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

The next item (5a) on the agenda was a discussion regarding an appointment to the Bayou Blue Fire Protection District Board. A motion was offered by Mr. Mark Atzenhoffer, seconded by Mr. Daniel Lorraine, and *carried to defer* this item until the end of the meeting by a vote of nine (9) yeas and zero (0) nays.

The next item (5b) on the agenda was a discussion regarding the appointment of Mr. Adley Peltier, Mr. Huey Stein, and Mr. Robert Benoit, to the Drainage District No. 6 Board (Ward 6). A motion was offered by Mr. Mike Delatte and seconded by Mr. Phillip Gouaux to appoint **Mr. Adley Peltier, Mr. Huey Stein, and Mr. Robert Benoit**, to the *Drainage District No. 6 Board (Ward 6)*. Mr. Mike Delatte mentioned that all appointees have previously served on the board. The Council *approved* the appointments by a vote of nine (9) yeas and zero (0) nays.

The next item (5c) on the agenda was a discussion regarding the appointment of Mr. Craig Rink and Mr. Bryan Zeringue to the Lafourche Parish Fire District No. 8 Board (Ward 6). A motion was offered by Mr. Mike Delatte, seconded by Mr. Phillip Gouaux, and *carried* to appoint **Mr. Craig Rink and Mr. Bryan Zeringue** to the *Lafourche Parish Fire District No. 8 Board (Ward 6)* by a vote of nine (9) yeas and zero (0) nays.

The next item (5d) on the agenda was a discussion concerning those boards who did not respond to the Council's information request. Mr. Mark Atzenhoffer stated that all boards that were sent secondary letters to have responded and added that two of the Recreation Districts did not turn in their annual audit and copies of some minutes. A motion was offered by Mr. Mark Atzenhoffer to **defer to the Board of Appointments Committee meeting.**

The next item (6) on the agenda was to approve the minutes and recommendations of the March 23, 2004, Finance and Legislative Committee meeting. A motion was offered by Mr. Tommy Lasseigne, Chairman of the Finance and Legislative Committee, and seconded by Mr. Daniel Lorraine to accept the minutes of the Finance and Legislative Committee meeting. The minutes were *approved* by a vote of nine (9) yeas and zero (0) nays.

Proceedings of the March 23, 2004 Finance and Legislative Committee Meeting are as follows:

**MARCH 23, 2004
RACELAND, LOUISIANA**

**STATE OF LOUISIANA
PARISH OF LAFOURCHE**

THE LAFOURCHE PARISH COUNCIL FINANCE & LEGISLATIVE COMMITTEE, PARISH OF LAFOURCHE, STATE OF LOUISIANA, WAS SCHEDULED FOR TUESDAY, MARCH 23, 2004, IMMEDIATELY FOLLOWING THE BOARD OF APPOINTMENTS AND PERMITS COMMITTEE MEETING, IN THE COUNCIL ROOM AT THE LAFOURCHE PARISH COUNCIL BARRIOS CENTER, 1612 HWY. 182, SUITE 100, RACELAND, LOUISIANA.

Mr. Tommy Lasseigne, Chairman, stated that the Finance and Legislative Committee was ready for the transaction of business following the Board of Appointments and Permits Committee. Proceedings of the meeting were called to order at 8:22 with the following:

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

ABSENT: None

PRESENTATIONS

The first item (1) on the agenda was Mr. Dirk Barrios with Lafourche Parish Water District No. 1 to present his annual report. Mr. Dirk Barrios, the General Manager, briefly discussed completed projects and those that are in still in progress. Completed projects discussed include the following: the water line replacement program, the installation of by-crossings, the dismantlement of two tank sites, and a 500,000 gallon storage tank that was built in the North Lafourche area and improvements made to the south plant. He said that 2 other water line replacement jobs are still in progress and added that some projects are still in the design phase. A discussion ensued regarding how an engineer is selected for a particular job, if there was plans for lower Bayou Blue to receive another water tower, water availability in the Bayou Blue area, the installation of a booster pump in the Gheens area, the monitoring of salt water and sewage, the replacement of waterlines under 3", and the cost for such a project, and the lack of bonding capabilities to fund the project. Mr. Barrios said to fund the project of replacing undersized water lines would probably cost well over \$50 million. Chairman Lasseigne suggested that any Councilmen who have not met with Mr. Barrios do so.

MOTIONS

The next item (2) on the agenda was a motion to enter into discussion concerning zoning. Mr. Phillip Gouaux requested that the Parish President include some form of zoning when formulating a master plan and to inform the Council as to what type of zoning it will be so that they could give their input. President Randolph stated zoning would not be addressed without the Council's input.

RESOLUTIONS

The next item (3) on the agenda was a resolution supporting the petition filed by the Southern Shrimp Alliance to restrict the import of shrimp; and request that a member of the Lafourche Legislative Delegation file a bill in the Louisiana State Legislature to require that restaurant owners disclose the source of shrimp served in their place of business. A motion was offered by Mr. Daniel Lorraine and *unanimously seconded* to adopt said resolution.

RES. NO. 04-025 SHRIMP ALLIANCE PETITION RESTRICTING IMPORTING SHRIMP

The next item (4) on the agenda was a resolution supporting the actions of the Southern Shrimp Alliance in the filing of a petition with the International Trade Administration, the United States Department of Commerce and the United States International Trade Commission for the imposition of Antidumping Duties, pursuant to Section 732 of the Tariff Act of 1930, as amended. A motion was offered by Mr. Brent Callais and *unanimously seconded* to adopt said resolution.

RES. NO.04-026 SHRIMP ALLIANCE PETITION OPPOSING ANTIDUMPING DUTIES

PUBLIC TO ADDRESS THE COMMITTEE

The next item on the agenda was Public to address the Committee. Hearing none, Chairman Lasseigne moved to the next item.

OTHER BUSINESS

The next item on the agenda was any business be addressed. Mr. Brent Callais requested that the Finance Director present at the April 13, 2004 Council meeting a report on the parish surplus. Chairman Lasseigne entertained a motion to adjourn.

ADJOURN

On motion by Mr. Mark Atzenhoffer, seconded by Mr. Mike Delatte, and with no further business the Lafourche Parish Council Legislative and Finance Committee of March 23, 2004, was adjourned at 8:40 P.M.

**TOMMY LASSEIGNE, CHAIRMAN
LAFORCHE PARISH FINANCE
AND LEGISLATIVE COMMITTEE**

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

A motion was offered by Mr. Mark Atzenhoffer , seconded by Mr. Mike Delatte, and *carried* to deviate from the agenda and move to item (65) by a vote of nine (9) yeas and zero (0) nays.

PROCLAMATION

Item (65) on the agenda was a proclamation designating May 15, 2004 as “Peace Officers’ Memorial Day” and the week of May 9-15, 2004 as “National Police Week”. Mr. Mark Atzenhoffer stated that the Councilmen received a copy of the proclamation, which he then preceded to read. He then relinquished his time to Mr. Gary Foret. Mr. Foret stated that the proclamation was to raise awareness of what the law enforcement people do for the parish. A motion was offered by Mr. Mark Atzenhoffer and *unanimously seconded* to adopt the proclamation.

A motion was offered by Mr. Phillip Gouaux, seconded by Mr. Mark Atzenhoffer, and *carried* to go back to the original agenda by a vote of nine (9) yeas and zero (0) nays.

PRESIDENT REPORT

The next item (7) on the agenda was a presentation of monthly report by the Parish President as required by the Lafourche Parish Home Rule Charter, Article II, Section B, Item 2, which states:“The president shall submit monthly reports to the governing authority on parish finances and

may require any parish officer or employee to report to the governing authority when necessary for the proper administration of the parish. Shannon Chiasson, Finance Director, mentioned that the Councilmen were provided handouts to help explain her report in simpler terms. She addressed the "surplus myth," stating that to better understand the parish budget and its relationship to the perceived spendable monies, the department has shown the use of both dedicated and undedicated funds. She stated the five governmental fund types in the budget and gave a brief explanation of each. The funds are as follows: general, special revenue, debt service, capital projects, and enterprise. Mrs. Chiasson addressed the general and special revenue funds, stating what comprises its dedicated and undedicated funds. She stated that the total budget was \$46.1 million, adding that the minimum recommended general fund balance is 5% of the total budget, or \$2.3 million, but said that Lafourche Parish maintains a slightly higher general fund balance to offset natural disasters. Mrs. Chiasson then discussed budget figures. The unaudited ending 2003 General Fund balance (\$4.1 million) was \$200,000 more than the projected fund balance of \$3.9 million. The total projected General Fund expenditures for 2004 are \$5.8 million. The projected General Fund balance at the end of 2004 is \$3.8 million. The projected ending fund balances were used to create the 2004 budget, which was made on estimations and unaudited numbers, and will not be finalized until the audit is complete, at which time the adjustments will be made. Mrs. Chiasson described some of the considerations within the General Fund balance and then discussed the 2003 unaudited Special Revenue funds. She announced that the auditors are scheduled to arrive this week. Mrs. Chiasson ended her report by saying she will address the Capital, Debt Service, and Enterprise funds in the future. She mentioned that the balance statement for the period ending March 31, 2004 was also provided and that the department would try to provide the Councilmen with any requested reports in a more user friendly manner. A brief discussion ensued regarding when the audit would be complete. Mr. Lindel Toups was told that the definitions included in the packet were from the Audited 2002 budget, and that some of the projects could have been completed. Another discussion ensued regarding the audit. Then, discussions ensued regarding the Solid Waste fund, Road Sales Tax District No. 2, and the Royalty Road fund. President Randolph addressed the concern of the Solid Waste fund, saying that negotiations are being made with landfills, which may help to save the parish up to \$2 million.

PRESENTATIONS/REPORTS:

The next item (8) on the agenda was a presentation Mr. Archie Chiasson with the Bayou Lafourche Fresh Water District. Mr. Chiasson started by stating some simple facts, then said that his presentation would include information on the district, a short photo tour, and an outline of challenges the board is faced with. He added that he would answer any questions asked by the Council. He began his report by discussing the following: the board, including the members and how they are appointed; the Walter Lemman Memorial Pump Station in Donaldsonville, the four 48" pumps and its maximum pumping capabilities; the head waters of Bayou Lafourche and the problems the northern area is faced with, which include limited channel width and sedimentation; the problems with aquatic vegetation, which is largely due to high drilling; mechanical harvesters on lease from the Corps of Engineers which are effective in cutting grass but are very slow; equipment restrictions; water inspectors who issue clean up letter notices to residents who may have trash piles, rubbish, etc. that could possibly enter the bayou, giving examples of such situations; and water processors. Mr. Chiasson announced that in a few weeks, a meeting was being sponsored by EPA, which has the ultimate solution for Bayou Lafourche called "The Mississippi River Reintroduction to Bayou Lafourche Project." He further described the project in more detail, stating its function and the potential benefits of the project. He stated that the project was in the design and engineering phase, adding that it could cost between \$72 million and \$92 million. Mr. Chiasson then

discussed the cost of dredging the bayou, salt water intrusion, and the Company Canal Salt Water Control Structure. Mr. Chiasson announced meeting dates as follows:

04-22-04 South Central Planning Committee Building in Gray at 6:30 p.m.

04-26-04 Ascension Catholic Highschool in Donaldsonville at 6:30 p.m.

04-27-04 Larose Civic Center at 6:30 p.m.

04-28-04 Napoleonville Community Center at 12:30 p.m.

04-28-04 Thibodaux Civic Center at 7:30 p.m.

The next item (9) on the agenda was Blue Ribbon Committee members to present their report. Mr. Jake Giardina stated that the purpose of this committee was to review the 64 parish boards and make recommendations. He then announced the committee members and said whether or not they were present. Basic questions asked to all boards included the following: purpose, area, source of income, use of funds, financial statements, number of board members, short-term goals, medium goals, long-term goals, and quantity of employees. He stated that the various boards are a myriad of state agencies, actual subdivisions of the parish government, and mandated agencies. Mr. Giardina noted that the committee specifically addressed the subdivisions of the parish government. The Blue Ribbon Committee said the most important thing was to reorganize the parish government, which could be achieved by doing master planning for the parish. A recommendation was made that the Parish President's job be full time and the salary be an average base salary of the Sheriff, District Attorney, Clerk of Court, and Assessor.

The summary of Board Hearings are as follows, in order of importance:

- | | |
|---------------------------------------|---|
| Drainage and Levee Districts: | activities should come under one department of parish government; boards could then become advisory boards; get out of the Lafourche Basin Levee District |
| Water District: | change mandate so that the water board is responsible to insure adequate water supply for fire protection and future parish growth |
| Fire Districts: | remain as is; should meet with the water board semi-annually to lower fire ratings throughout the parish |
| Communications District: | consolidate with one or more agencies to ensure lower costs and higher degree of service |
| Ambulance Service Districts: | use one ambulance service for the entire parish |
| Recreation: | districts should be a department of parish government; hire a qualified full time Recreation Administrator |
| Sewerage: | consolidate all sewer districts |
| South Lafourche Airport District: | dissolve district and merge into the Port Commission |
| Hospital Service District: | maintain present structure; in the future, operate under one administration and management if necessary |
| Game & Fish Commission: | have Council assign activities to parish administration |
| Nuisance Alligator Hunters: | have Council assign activities to parish administration |
| Coastal Zone Management: | existence of committee required by the state |
| Home Mortgage Authority: | consider terminating in 2014, the year the bond debt will be paid off |
| Council on Aging: | remain as is; required to receive federal and state funding |
| Special Education Dist. No. 1 | expand to entire parish |
| Tourist Commission: | state agency requirement |
| North Lafourche Revitalization Board: | dissolve, since it has the power to tax without going for a vote |

The following boards did not appear: (some were not called)

Bayou Lafourche Fresh Water District	Board of Health
Boat Launch Search Committee	Coastal Commission–Louisiana
Community Mental Health	Emergency Medical Services Council
Garbage District No. 2 Advisory Board	Garbage District No. 3 Advisory Board
Housing Authority of Lafourche Parish	Industrial Development Board
Juvenile Justice Commission	Community Action Administering Board
Lafourche Commission for Women	Library Board of Control
Lafourche Parish Planning & Zoning Commission	Recreation District No. 3
Southeast Louisiana Emergency Medical Services Council, Inc.	

A discussion ensued regarding the Blue Ribbon Committee report and its recommendations. Mr. Daniel Lorraine requested that the Council be provided with the minutes from all the Blue Ribbon Committee meetings. Next, Mr. Mark Atzenhoffer requested that those board who did not appear before the Blue Ribbon Committee attend the next Board of Appointments and Permits Committee. Mr. Giardina mentioned that some boards did not appear before the Committee due to scheduling problems and some were not even contacted. A discussion ensued regarding an analysis of boards/commissions in Lafourche Parish compared to neighboring parishes. Next, Alfred Delaune, Jr. discussed the funds/finances of several boards and made a statement regarding audits. Mr. Lorraine was told that whether or not the Library Board had been contacted by the Blue Ribbon Committee was unknown. A discussion ensued regarding the Library Board and Recreation District No. 3. Chairman Toups thanked the Blue Ribbon Committee.

Next, a motion was offered by Mr. Phillip Gouaux, seconded by Mr. Mike Delatte, and **carried** to **open the Public Hearing section** of the meeting.

PUBLIC HEARING & ORDINANCES FOR RATIFICATION

The next item (10) on the agenda was an ordinance to accept into the parish system the subdivision known as the “Re-division of Property Belonging to Charles E. Beasley & Doris R. Beasley (Lot Extensions), Ward 11, District 4 of Lafourche Parish. A motion was offered by Mr. Tommy Lasseigne and seconded by Mr. Phillip Gouaux. No one from the public wanted to speak on the proposed ordinance. The Council **adopted** said ordinance by a vote of nine (9) yeas and zero (0) nays.

ORD. NO. 3394 ACCEPT CHARLES BEASLEY SUBDIVISION

The next item (11) on the agenda was an ordinance to accept into the parish system the subdivision known as the “Adrian Legendre Subdivision”, Ward 4, District 7 of Lafourche Parish. A motion was offered by Mr. Phillip Gouaux and seconded by Mr. Mark Atzenhoffer. No one from the public wanted to speak on the proposed ordinance. The Council **adopted** said ordinance by a vote of nine (9) yeas and zero (0) nays.

ORD. NO. 3395 ACCEPT ADRIAN LEGENDRE SUBDIVISION

The next item (12) on the agenda was an ordinance to accept into the parish system the subdivision known as the “Grace Court Estates Subdivision”, Ward 5, District 4 of Lafourche Parish. A motion was offered by Mr. Tommy Lasseigne, seconded by Mr. Daniel Lorraine, and **carried** to **defer** said ordinance by a vote of nine (9) yeas and zero (0) nays.

The next item (13) on the agenda was an ordinance to accept into the parish system the subdivision known as the “Joey Falgout Subdivision and Lot Extension”, Ward 4, District 6 of Lafourche Parish. A motion was offered by Mr. Phillip Gouaux and seconded by Mr. Mike Delatte. No one from the public wanted to speak on the proposed ordinance. The Council **adopted** said ordinance by a vote

of nine (9) yeas and zero (0) nays.

ORD. NO. 3396 ACCEPT JOEY FALGOUT SUBDIVISION

The next item (14) on the agenda was an ordinance to accept into the parish system the subdivision known as the “Re-division of Tract 1-H of David Robichaux, Jr. Subdivision Property Belonging to Henry & Christie Scott, III, Ward 3, District 4 of Lafourche Parish. A motion was offered by Mr. Tommy Lasseigne and seconded by Mr. Phillip Gouaux. No one from the public wanted to speak on the proposed ordinance. The Council *adopted* said ordinance by a vote of nine (9) yeas and zero (0) nays.

ORD. NO. 3397 ACCEPT DAVID ROBICHAUX SUBDIVISION

The next item (15) on the agenda was an ordinance to accept into the parish system the subdivision known as the “David Hodson Subdivision”, Ward 4, District 6 of Lafourche Parish. A motion was offered by Mr. Phillip Gouaux and seconded by Mr. Mark Atzenhoffer. No one from the public wanted to speak on the proposed ordinance. The Council *adopted* said ordinance by a vote of nine (9) yeas and zero (0) nays.

ORD. NO. 3398 ACCEPT DAVID HOLDEN SUBDIVISION

The next item (16) on the agenda was an ordinance to accept into the parish system the subdivision known as the “Evangeline Heights Subdivision, Addendum No. 1, Phase D2”, Ward 11, District 5 of Lafourche Parish. A motion was offered by Mr. Mark Atzenhoffer and seconded by Mr. Phillip Gouaux. No one from the public wanted to speak on the proposed ordinance. The Council *adopted* said ordinance by a vote of nine (9) yeas and zero (0) nays.

ORD. NO. 3399 ACCEPT EVANGELINE HEIGHTS SUBDIVISION, ADD 1, PH D2

The next item (17) on the agenda was an ordinance to accept into the parish system the subdivision known as the “Blocks 3 & 4, Re-division of Tina Guidry Property”, Ward 11, District 5 of Lafourche Parish. No one from the public wanted to speak on the proposed ordinance. A motion was offered by Mr. Mark Atzenhoffer and seconded by Mr. Phillip Gouaux. No one from the public wanted to speak on the proposed ordinance. The Council *adopted* said ordinance by a vote of nine (9) yeas and zero (0) nays.

ORD. NO. 3400 ACCEPT TINA GUIDRY, BLOCKS 3& 4

The next item (18) on the agenda was an ordinance to accept into the parish system the subdivision known as the “Highlands Subdivision”, Ward 10, District 8 of Lafourche Parish. No one from the public wanted to speak on the proposed ordinance. A motion was offered by Mr. Brent Callais and seconded by Mr. Daniel Lorraine. No one from the public wanted to speak on the proposed ordinance. The Council *adopted* said ordinance by a vote of nine (9) yeas and zero (0) nays.

ORD. NO. 3401 ACCEPT HIGHLANDS SUBDIVISION

The next item (19) on the agenda was an ordinance to regulate a speed limit of 25 miles per hour on all motor vehicles traveling on Live Oak Lane, Ward 6, District 2 of Lafourche Parish; to require the placement of “Speed Limit” and “Children at Play” signs; and providing penalties for the violation thereof. A motion was offered by Mr. Mike Delatte and seconded by Mr. Tyrone Williams. No one from the public wanted to speak on the proposed ordinance. The Council *adopted* said ordinance by a vote of nine (9) yeas and zero (0) nays.

ORD. NO. 3402 25 MPH LIVE OAK LANE

The next item (20) on the agenda was an ordinance to regulate a speed limit of 25 miles per hour on all motor vehicles traveling on Samantha Drive, Ward 6, District 2 of Lafourche Parish; to require the placement of “Speed Limit” and “Children at Play” signs; and to provide penalties for the violation thereof. A motion was offered by Mr. Mike Delatte and seconded by Mr. Phillip Gouaux. No one from the public wanted to speak on the proposed ordinance. Mr. Michael Matherne asked if the Sheriff’s Office was contacted to see what an appropriate speed limit would be. Mr. Delatte answered no, but said that the residents requested the speed limit be reduced from 35 mph. He

to exclude the purchases of the Schwab Law Office Building in Thibodaux, to relocate Headquarters, \$387,000, the Baudoin Super Market Building in Lockport to relocate the present Lockport Library, \$187,000, and two acres of land from Mr. Gaston Rodrigue in Chackbay for \$50,000. Mr. Phillip Gouaux said a stronger effort should have been made to consolidate Terrebonne Parish with Lafourche Parish, as similar to the Fire District, and then spoke in opposition to leasing property that does not belong to the parish. Mr. Mark Atzenhoffer spoke in favor of the ordinance, saying the library would be in an ideal location. Mr. Daniel Lorraine mentioned that Terrebonne already has a library across from Troop C, and said that it was unlikely that they would want or need another one. A discussion ensued regarding the cost estimate of \$680,000. Mr. Gouaux discussed the parish's public school libraries, the issue of transportation, and access to the internet. The Council **adopted** the **amendment** by a vote of eight (8) yeas and one (1) nay, being that of Mr. Phillip Gouaux. Chairman Toups clarified that Ordinance 3138 would be rescinded. Next, the Council **adopted** the **ordinance**, as amended, rescinding Ordinance No. 3138 and allowing the Lafourche Parish Public Library to accept a lease offer from the Lafourche Parish School board for three (3) acres of land in Bayou Blue for fifty (50) years at a cost of \$100 per year in order to construct a permanent building not to exceed \$680,000 by a vote of eight (8) yeas and one (1) nay, being that of Mr. Phillip Gouaux.

ORD. NO. 3406 LIBRARY ACCEPTS LEASE FROM SCHOOL BOARD FOR LAND IN BAYOU BLUE The next item (24) on the agenda was an ordinance amending Ordinance No. 3138 to reflect only the upgrade of the Lafourche Parish Library System to include the purchases of the Schwab Law Office Building in Thibodaux, to relocate Headquarters, \$387,000, the Baudoin Super Market Building in Lockport to relocate the present Lockport Library, \$187,000, and two acres of land from Mr. Gaston Rodrigue in Chackbay for \$50,000; and **to enact a new ordinance that would allow the Lafourche Parish Public Library to accept a lease offer from the Lafourche Parish Recreation District No. 8 for a plot of land in Gheens for ninety-nine (99) years at a cost of \$100 per year in order to construct a portable building measuring 24' x 40' for a cost not to exceed \$50,000**; and to authorize the signing of all pertinent documents associated with the ordinance. A **motion** was offered by Mr. Brent Callais and seconded by Mr. Mark Atzenhoffer. No one from the public wanted to speak on the proposed ordinance. An **amendment** was offered by Mr. Brent Callais and Mr. Mike Delatte to exclude the purchases of the Schwab Law Office Building in Thibodaux, to relocate Headquarters, \$387,000, the Baudoin Super Market Building in Lockport to relocate the present Lockport Library, \$187,000, and two acres of land from Mr. Gaston Rodrigue in Chackbay for \$50,000. The Council **adopted** the **amendment** by a vote of eight (8) yeas and one (1) nay, being that of Mr. Phillip Gouaux. Next, the Council **adopted** the **ordinance**, as amended, rescinding Ordinance No. 3138 and allowing the Lafourche Parish Public Library to accept a lease offer from the Lafourche Parish Recreation District No. 8 for a plot of land in Gheens for ninety-nine (99) years at a cost of \$100 per year in order to construct a portable building measuring 24' x 40' for a cost not to exceed \$50,000 by a vote of eight (8) yeas and one (1) nay, being that of Mr. Phillip Gouaux.

ORD. NO. 3407 LIBRARY ACCEPTS LEASE FROM LRD 8 FOR LAND IN GHEENS

The next item (25) on the agenda was an ordinance amending Ordinance No. 3138 to reflect only the upgrade of the Lafourche Parish Library System to include the purchases of the Schwab Law Office Building in Thibodaux, to relocate Headquarters, \$387,000, the Baudoin Super Market Building in Lockport to relocate the present Lockport Library, \$187,000, and two acres of land from Mr. Gaston Rodrigue in Chackbay for \$50,000; and **to enact a new ordinance that would allow the Lafourche Parish Public Library to accept a lease offer from the Lafourche Parish Recreation District No. 2 for a plot of land in Raceland for a period of fifty (50) years with an option to renew for an additional fifty (50) years at a sum of \$100 per year in order to**

construct a permanent building not to exceed \$680,000; and to authorize the signing of all pertinent documents associated with the ordinance. A **motion** was offered by Mr. Mark Atzenhoffer and seconded by Mr. Mike Delatte. No one from the public wanted to speak on the proposed ordinance. Mr. Atzenhoffer said that this was similar to the one in Bayou Blue. An **amendment** was offered by Mr. Mark Atzenhoffer and Mr. Mike Delatte to exclude the purchases of the Schwab Law Office Building in Thibodaux, to relocate Headquarters, \$387,000, the Baudoin Super Market Building in Lockport to relocate the present Lockport Library, \$187,000, and two acres of land from Mr. Gaston Rodrigue in Chackbay for \$50,000. The Council **adopted** the **amendment** by a vote of eight (8) yeas and one (1) nay, being that of Mr. Phillip Gouaux. Next, the Council **adopted** the **ordinance**, as amended, rescinding Ordinance No. 3138 and allowing the Lafourche Parish Public Library to accept a lease offer from the Lafourche Parish Recreation District No. 2 for a plot of land in Raceland for a period of fifty (50) years with an option to renew for an additional fifty (50) years at a sum of \$100 per year in order to construct a permanent building not to exceed \$680,000 by a vote of eight (8) yeas and one (1) nay, being that of Mr. Phillip Gouaux.

ORD. NO. 3408 LIBRARY ACCEPTS LEASE FROM LRD 2 FOR LAND IN RACELAND

The next item (26) on the agenda was an ordinance requiring all contractors and land owners to provide an expansion joint between the property line and the parish servitude when building a driveway or sidewalk. A **motion** was offered by Mr. Phillip Gouaux and seconded by Mr. Mike Delatte. Douglas Cheramie spoke in opposition of the ordinance. The Council **adopted** the ordinance by a vote of six (6) yeas; two (2) nays, being that of Mr. Daniel Lorraine and Mr. Mark Atzenhoffer; and one (1) absent at the time of voting, being that of Mr. Brent Callais.

ORD. NO. 3409 EXPANSION JOINTS DRIVEWAYS/SIDEWALKS

A motion was offered by Mr. Daniel Lorraine, seconded by Mr. Mark Atzenhoffer, and **carried** to take a **5 minute recess** by a vote of nine (9) yeas and zero (0) nays.

A motion was offered by Mr. Mark Atzenhoffer, seconded by Mr. Mike Delatte, and **carried** to **reconvene** the meeting by a vote of nine (9) yeas and zero (0) nays.

The next item (27) on the agenda was an ordinance approving the issuance, sale and delivery of not exceeding \$40,000 in the form of revenue Anticipation Notes, Series 2004, of the Veterans Memorial District (Ward 10) of the Parish of Lafourche, and other matters relating thereto. A **motion** was offered by Mr. Brent Callais and seconded by Mr. Daniel Lorraine. No one from the public wanted to speak on the proposed ordinance. Mr. Atzenhoffer was told that these monies were going to be used for the purchase of vans. The Council **adopted** said ordinance by a vote of nine (9) yeas and zero (0) nays.

ORD. NO. 3410 ANTICIPATION NOTES FOR VMD

The next item (28) on the agenda was an ordinance approving the issuance, sale and delivery of \$750,000 of Certificates of Indebtedness, Series 2004, of the Veterans Memorial District (Ward 10) of the Parish of Lafourche, and other matters relating thereto. A **motion** was offered by Mr. Brent Callais and seconded by Mr. Daniel Lorraine. Mr. Cecil Watt questioned the validity of the Veterans Memorial District (VMD). Mr. Brent Callais clarified that the Council serves as the Board of Directors for the VMD and the advisory board has no power, they just make recommendations to the Commissioners of the Board, which is comprised of the Councilmen. Ms. Rosie Galjour then spoke on behalf of the advisory board, saying the major priorities of the board was to purchase vans and to buy land to build the memorial. A discussion ensued regarding the \$750,000, which Ms. Galjour said will be used for the memorial. Mr. Callais said the monies will be received when the bond is sold, and that the revenues would be collected while the millage is expired. He added that the first priority was to purchase vans to get the veterans to the VA hospital, after which, the

Commission would proceed into looking into building the memorial. Mr. Callais then said that the adoption of this ordinance would allow Mr. Bewley to put the bonds out for sale. Mr. Lasseigne mentioned that the bonds could be authorized but do not have to be issued when authorized; they can be held. A discussion ensued on the purchasing of land for the monument. The Council *adopted* said ordinance by a vote of nine (9) yeas and zero (0) nays.

ORD. NO. 3411 CERTIFICATES OF INDEBTEDNESS FOR VMD

The next item (29) on the agenda was an ordinance approving the holding of an election in Recreation District No. 3 of the Parish of Lafourche, State of Louisiana, on Saturday, July 17, 2004, to authorize the levy of a special tax therein. A **motion** was offered by Mr. Daniel Lorraine and seconded by Mr. Tommy Lasseigne. Mr. Brent Callais referred to an opinion from the Attorney General and District Attorney stating that he has to recuse himself from voting since his father works for the Cut Off Youth Center and would be a violation of ethics if he voted on the ordinance. Reverend Lloyd Wallace asked if this election could be held in conjunction with other elections to cut down on the expenses. Mr. Lorraine said this election was time sensitive, which is why a separate election needed to be held. Ms. Rosie Galjour then addressed the Council, speaking in favor of the election and in opposition of the moratorium. Mr. Douglas Cheramie then inquired on the amount of the millage and the disbursement of the funds. Mr. Lorraine stated that four organizations, in addition to the recreation district, will each receive 20% of the funds. He added that according to the Bonding Attorney, Lonnie Bewley, a cooperative endeavor agreement from the recreation district is legal. Ms. Jolie Sapia was told that the representative from Lafourche Parish Recreation District No. 3 (LRD 3) came before the Council regarding this matter. President Randolph mentioned that discussions concerning the election have been prolonged so that she could propose an opportunity to analyze the millages already on the books, saying that she, at no time, advocated that the people of the parish should not vote, but instead that the election be postponed until a later date. President Randolph then mentioned her pledge to attempt to find the monies to assist the district so that no programs will go without funding. Mr. Daniel Lorraine mentioned that if this item is put on the July 17th ballot, and passes, that, according to the assessor, it can be put on the 2004 tax rolls. Mr. Mark Atzenhoffer also inquired about the cooperative endeavor agreement, which will be done after the money is received. Mr. Mike Delatte spoke against millages but in favor of allowing the election. Mr. Michael Matherne said that he was going to vote against the ordinance because the Council, although requested, had not received a financial statement from LRD 3, which would show how their monies are spent and the need for the new monies. Ms. Rosie Galjour then discussed the Centroplex's need for the money. Mr. Lindel Toups said he will support the Parish President's request for a moratorium and stated that he supports cutting millages and taxes in Lafourche Parish. President Randolph mentioned that the monies the administration is seeking will not come from the parish only, but that applications have also been sent to the federal and state government for additional monies to help fund some programs. Mr. Lorraine requested that Mr. Henri Boulet, Director of the Larose Civic Center, provide cooperative endeavor agreements at the next Finance and Legislative Committee meeting. A roll call vote was taken as follows:

- YEAS:** Mr. Daniel Lorraine
 Mr. Tommy Lasseigne
 Mr. Mike Delatte
- NAYS:** Mr. Phillip Gouaux
 Mr. Tyrone Williams
 Mr. Mark Atzenhoffer
 Mr. Michael Matherne
 Mr. Lindel Toups
- ABSTAINS:** Mr. Brent Callais

The ordinance *failed* by a vote of three (3) yeas, five (5) nays, and one (1) abstention.

The next item (30) on the agenda was an ordinance placing a one year moratorium on any new millages in Lafourche Parish. A **motion** was offered by Mr. Mark Atzenhoffer and seconded by Mr. Phillip Gouaux. Charlene Rodriguez, Executive Director for the Lafourche Council on Aging, mentioned that the Council on Aging was also waiting for a millage, but was willing to wait for assistance from the parish for funding. An **amendment** was offered by Mr. Mark Atzenhoffer and seconded by Mr. Michael Matherne for the moratorium to end on December 31, 2004. Mr. Tommy Lasseigne stated that a moratorium is not needed, referring to the Council's ability to vote down a millage. Mr. Phillip Gouaux spoke in favor of the moratorium, saying it may indicate to some boards the need to readjust their funding for at least the rest of the year and that it may also keep boards from asking the parish for additional monies. A discussion ensued on reassessments. Mr. Mike Delatte was told that the moratorium would not affect any renewals. The Council **adopted** the **amendment** by a vote of six (6) yeas and three (3) nays, being that of Mr. Daniel Lorraine, Mr. Tommy Lasseigne, and Mr. Brent Callais. The Council **adopted** said **ordinance**, as amended, by a vote of six (6) yeas and three (3) nays, being that of Mr. Daniel Lorraine, Mr. Tommy Lasseigne, and Mr. Brent Callais.

ORD. NO. 3412

MILLAGE MORATORIUM

The next item (31) on the agenda was an ordinance declaring property belonging to the Lafourche Parish Council, Parish of Lafourche, as surplus property. A motion was offered by Mr. Mark Atzenhoffer and seconded by Mr. Tyrone Williams. No one from the public wanted to speak on the proposed ordinance. The Council **adopted** said ordinance by a vote of nine (9) yeas and zero (0) nays.

ORD. NO. 3413

SURPLUS PROPERTY

ORDINANCES FOR INTRODUCTION

The next item (32) on the agenda was a proposed ordinance establishing a "4-Way Stop" intersection at Silver Street and Division Street, Ward (11), District (5) of Lafourche Parish; authorizing the installation of 4-way stop signs; and providing for penalties of violations thereof. A motion was offered by Mr. Mark Atzenhoffer to introduce the above stated proposed ordinance.

The next item (33) on the agenda was a proposed ordinance establishing a 15 miles per hour speed limit on Silver Street, Sharnell Street, Division Street, and Dewey Street, Ward (11), District (5) of Lafourche Parish; authorizing the installation of speed limit signs, speed checked by radar signs and children at play signs; and providing for penalties of violations thereof. A motion was offered by Mr. Mark Atzenhoffer to introduce the above stated proposed ordinance.

The next item (34) on the agenda was a proposed ordinance establishing a "No Parking Zone" along the docks at the Clovelly Boat Launch, Ward (10), District (8) of Lafourche Parish; authorizing the installation of said signs; and providing for penalties of violations thereof. A motion was offered by Mr. Brent Callais to introduce the above stated proposed ordinance.

The next item (35) on the agenda was a proposed ordinance establishing "No Thru Traffic-Dead End" on East 28th Street and East 90th Street, Ward (10), District (8) of Lafourche Parish; authorizing the installation of "No Thru Traffic and Dead End Signs" with reflectors; and providing for penalties of violations thereof. A motion was offered by Mr. Brent Callais to introduce the above stated proposed ordinance.

The next item (36) on the agenda was a proposed ordinance establishing a "Dead End" on Avenue "A" of West 86th Street, Ward (10), District (8) of Lafourche Parish; authorizing the installation of "Dead End" signs with reflectors; and providing for penalties of violations thereof. A motion was offered by Mr. Brent Callais to introduce the above stated proposed ordinance.

The next item (37) on the agenda was a proposed ordinance establishing a "No Parking Fire Lane" on both sides of West 77th Street for its entire length, Ward (10), District (8) of Lafourche Parish;

authorizing the installation of said signs; and providing for penalties of violations thereof. A motion was offered by Mr. Brent Callais to introduce the above stated proposed ordinance.

The next item (38) on the agenda was a proposed ordinance establishing a thirty-five miles per hour speed limit on Bowie Road, Ward (2), District (3) of Lafourche Parish; authorizing the installation of “speed limit, speed checked by radar, and children at play” signs; and providing for penalties of violations thereof. A motion was offered by Mr. Tommy Lasseigne and Mr. Michael Matherne to introduce the above stated proposed ordinance.

The next item (39) on the agenda was a proposed ordinance amending Ordinance No. 3342 to remove the “3-Way Stop” at the intersection of Bermuda Place and Holiday Drive, and to authorize the installation of a “Stop” sign on Bermuda Place, Ward (2), District (4) of Lafourche Parish. A motion was offered by Mr. Tommy Lasseigne to introduce the above stated proposed ordinance.

The next item (40) on the agenda was a proposed ordinance amending Ordinance No. 3138 to delete the purchase of the Schwab Law Office Building in Thibodaux. A motion was offered by Mr. Michael Matherne to introduce the above stated proposed ordinance.

The next item (41) on the agenda was a proposed ordinance authorizing the Parish President to enter into a contract for a Parish Monitor to monitor pipeline construction activities and other related industrial development in Lafourche Parish. A motion was offered by Mr. Phillip Gouaux to introduce the above stated proposed ordinance.

The next item (42) on the agenda was a proposed ordinance to authorize the Parish President to review, negotiate, renew, and/or issue new leases for Head Start facilities; and to authorize the Parish President to sign said leases. A motion was offered by Mr. Tyrone Williams to introduce the above stated proposed ordinance.

The next item (43) on the agenda was a proposed ordinance to amend and re-enact the Code of Ordinances of the Lafourche Parish Council as it pertains to Parish Executive Departments. A motion was offered by Mr. Brent Callais to introduce the above stated proposed ordinance.

The next item (44) on the agenda was a proposed ordinance making it unlawful to negligently abandon any vessel, barge or other floating or sunken craft within the jurisdiction of the Lake Fields Preserve; making it unlawful to negligently leave unattended any vessel, barge or other floating or sunken craft moored or docked within the jurisdiction of the Lake Fields Preserve without written permission from the Lafourche Parish Game and Fish Management Commission; to further establish a procedure for the removal or seizure of abandoned or unattended vessels; and to provide penalties for violations thereof. A motion was offered by Mr. Mark Atzenhoffer to introduce the above stated proposed ordinance.

The next item (45) on the agenda was a proposed ordinance amending Ordinance No. 3205 as it pertains to derelict structures. A motion was offered by Mr. Phillip Gouaux to introduce the above stated proposed ordinance.

The next item (46) on the agenda was a proposed ordinance forming a Committee to re-write the subdivision and mobile home park regulations; setting date of final recommendation; and providing for its effective date. A motion was offered by Mr. Mark Atzenhoffer to introduce the above stated proposed ordinance.

The next item (47) on the agenda was a proposed ordinance to provide for a transfer of appropriation for the 2004 Maintenance and Operations Budget for the Lafourche Parish Council to increase the Executive Budget by \$2,013.54, to decrease Human Resources by \$5,203, to decrease Finance by \$3,759, to increase OEP by \$406.33, to decrease purchasing by \$3,959, to decrease Public works by \$61,793.69, to increase Planning by \$4,037.72, to increase 911 addressing by \$1,045.60, and to increase Roads and Bridges by \$76,512.76. A motion was offered by Mr. Tommy Lasseigne to introduce the above stated proposed ordinance.

The next item (48) on the agenda was a proposed ordinance to provide for a transfer of

appropriation for the 2004 Maintenance and Operations Budget for the Lafourche Parish Council to increase the Executive Department by \$32,514, to increase the Legislative Department by \$14,125, to decrease the Purchasing Department by \$20,000 and to decrease Human Resources by \$26,639. A motion was offered by Mr. Tommy Lasseigne to introduce the above stated proposed ordinance.

The next item (49) on the agenda was a proposed ordinance to provide for a transfer of appropriation for the 2004 Maintenance and Operations Budget for the Lafourche Parish Council to increase Recreation District No. 3 by \$133,784. A motion was offered by Mr. Tommy Lasseigne to introduce the above stated proposed ordinance.

The next item (50) on the agenda was a proposed ordinance establishing a "No Parking Fire Lane" on the left side for the entire length of Belle Terre Drive, Ward (6), District (2) of Lafourche Parish; authorizing the installation of the necessary signs; and providing for penalties for violations thereof. A motion was offered by Mr. Mike Delatte to introduce the above stated proposed ordinance.

The next item (51) on the agenda was a proposed ordinance amending Ordinance No. 1127 to reduce the speed limit of fifteen (15) miles per hour to ten (10) miles per hour on West 163rd Street, Ward (10), District (9) of Lafourche Parish; requiring the placement of "Speed Limit", "Speed check by Radar", and "Caution Children at Play" signs; and providing for penalties for the violations thereof. A motion was offered by Mr. Daniel Lorraine to introduce the above stated proposed ordinance.

The next item (52) on the agenda was a proposed ordinance accepting into the parish system a subdivision known as the "Greenway Estates Subdivision", Ward (6), District (2) of Lafourche Parish. A motion was offered by Mr. Mike Delatte to introduce the above stated proposed ordinance.

The next item (53) on the agenda was a proposed ordinance accepting into the parish system a subdivision known as the "Ludevine Plantation Subdivision", Ward (9), District (7) of Lafourche Parish. A motion was offered by Mr. Phillip Gouaux to introduce the above stated proposed ordinance.

The next item (54) on the agenda was a proposed ordinance accepting into the parish system a subdivision known as the "Brian and Gilbert Cheramie Subdivision", Ward (10), District (8) of Lafourche Parish. A motion was offered by Mr. Brent Callais to introduce the above stated proposed ordinance.

The next item (55) on the agenda was a proposed ordinance accepting into the parish system a subdivision known as the "Betty Benoit Subdivision", Ward (1), District (3) of Lafourche Parish. A motion was offered by Mr. Michael Matherne to introduce the above stated proposed ordinance.

The next item (56) on the agenda was a proposed ordinance accepting into the parish system a subdivision known as the "Francis Bourgeois, Sr., Subdivision", Ward (3), District (4) of Lafourche Parish. A motion was offered by Mr. Tommy Lasseigne to introduce the above stated proposed ordinance.

The next item (57) on the agenda was a proposed ordinance accepting into the parish system a subdivision known as the "Sugar Ridge West Subdivision, Addendum No. 3", Ward (6), District (2) of Lafourche Parish. A motion was offered by Mr. Mike Delatte to introduce the above stated proposed ordinance.

The next item (58) on the agenda was a proposed ordinance accepting into the parish system a subdivision known as the "Lake View Plantation Subdivision, Addendum No. 1", Ward (4), District (6) of Lafourche Parish. A motion was offered by Mr. Mark Atzenhoffer to introduce the above stated proposed ordinance.

RESOLUTIONS

The next item (59) on the agenda was a resolution opposing proposed legislation (Senate Bill No. 489) requiring every motorboat/vessel registered in the name of a person to have proof of liability

insurance coverage. Mr. Phillip Gouaux announced that Senate Bill Nos. 489 and 60, items (59) and (60) respectively, have been pulled from the Senate Committee and are now dead issues.

Item (60) on the agenda was a resolution opposing proposed legislation (Senate Bill No. 601) requiring owners of motorboats to obtain liability coverage or security in the same minimum amounts as required to comply with the Motor Vehicle Safety Responsibility Law.

The next item (61) on the agenda was a resolution requesting the Louisiana Department of Transportation and Development to install signs on the East and West sides of Louisiana Highway 3235 a sign identifying the direction and miles to Grand Isle, Fourchon, Leeville, Golden Meadow, Galliano, and Cut Off. Mr. Daniel Lorraine explained the need for the signs. A motion was offered by Mr. Daniel Lorraine, seconded by Mr. Brent Callais, and *carried* to adopt said resolution by a vote of nine (9) yeas and zero (0) nays.

RES NO. 04-027

DOTD INSTALL SIGNS HWY3235

The next item (62) on the agenda was a resolution of intention of the Lafourche Parish Council to redistrict Fire Protection District No. 8 so as to divide the District into three (3) separate fire protection districts; ordering and directing the Chairman of the Council to give due notice of the proposed redistricting of the District; and providing for the hearing of any and all objections thereto. A motion was offered by Mr. Mike Delatte, seconded by Mr. Mark Atzenhoffer, and *carried* to adopt said resolution by a vote of nine (9) yeas and zero (0) nays.

RES NO. 04-028

FIRE PROTECTION DISTRICT NO. 8 BOUNDARIES

The next item (63) on the agenda was a resolution rescinding Resolution No. 04-012 and enacting a new resolution to authorize the Parish President to negotiate all contracts pertinent to the Lafourche Parish Government; to execute and administer contracts for equipment, professional services, material, supplies and other services up to amounts budgeted in the approved maintenance and operating budget; to execute and administer contracts for projects, capital improvements and related professional services as specifically identified in the approved maintenance and operating budget or as subsequently authorized by the Council; to prepare, and submit for approval to the Council contracts for projects, capital improvements and related professional services not specifically identified in the maintenance and operating budget; and to execute and administer contracts for projects, capital improvements and related professional services not specifically identified in the approved maintenance and operating budget when approved by the Council. A motion was offered by Mr. Phillip Gouaux and seconded by Mr. Mark Atzenhoffer. Mr. Daniel Lorraine asked that *when approved by the Council* be changed to *shall be approved by the Council*. President Randolph noted that shall is not the appropriate word and suggested the wording remain as is to avoid changing the meaning of the resolution. A discussion ensued regarding the meaning of the resolution. President Randolph mentioned that Res. No. 04-012 was vague so the administration identified from other parishes the contract situation with the Parish Presidents. She stated that this resolution is being proposed by the administration to the Council for discussion. President Randolph said that it does not need to be voted on tonight, that it could be tabled to a committee meeting. Cullen Curole explained the resolution in more detail. A motion was offered by Mr. Mark Atzenhoffer, seconded by Mr. Tommy Lasseigne, and *carried* to **defer** item (63) to the next Finance and Legislative committee meeting by a vote of nine (9) yeas and zero (0) nays.

The next item (64) on the agenda was a resolution authorizing the Parish President to sign grant applications, contracts, and cooperative agreements and to administer signed grants, contracts and agreements for new and continuing programs including, but not limited to, coastal zone Management, Head Start and the Workforce Investment Program; and does not provide for authority in circumstances where the Council has taken action to maintain said authority in another body. A motion was offered by Mr. Phillip Gouaux and seconded by Mr. Tommy Lasseigne. Mr. Lasseigne asked what *not limited to* could include. A discussion ensued regarding the Parish President signing

off without Council approval, specifically on grant applications, contracts, and cooperative agreements which are signed by the Parish President on an annual basis. Mr. Lorraine suggested that the Home Rule Charter be looked at, specifically pertaining to the Parish President's authority. A motion was offered by Mr. Michael Matherne, seconded by Mr. Mark Atzenhoffer, and *carried* to **defer** item (64) to the next Finance and Legislative committee meeting by a vote of nine (9) yeas and zero (0) nays.

Chairman Toups announced that item (65) was already taken care of.

DISCUSSIONS

The next item (66) on the agenda was a motion to allow Parish President Charlotte Randolph to appoint a Department Head for the Community Services Director position. A motion was offered by Mr. Phillip Gouaux and seconded by Mr. Mark Atzenhoffer. President Randolph recommended Phillip Malcolm, Jr., who would oversee both Community Action and Head Start. Mr. Malcolm introduced himself and stated that his motto was to have a "commitment to excellence." President Randolph announced that the Mr. Malcolm has agreed to the budgeted salary of \$35,000. The Council appointed **Phillip Malcolm, Jr.** as the **Community Services Director** by a vote of nine (9) yeas and zero (0) nays.

The next item (67) on the agenda was a motion to enter into discussion concerning payment of attorney fees generated from the former Council. A motion was offered by Mr. Mark Atzenhoffer and seconded by Mr. Tyrone Williams. President Randolph stated the payment owed to the firm of Taylor, Porter, Brooks, & Phillips, LLP., was reduced from \$290,000 to \$265,000 and asked that the Council allow the parish to pay the fee of \$265,000, which include three lawsuits. Cullen Curole clarified that legal fees come from the general fund, adding that this fee does not come out of the 2004 budget and was booked as a payable, coming from the fund balance as opposed to the 2004 budget. The Council *approved* the motion to pay the firm Taylor, Porter, Brooks, & Phillips, LLP attorney fees in the amount of \$265,000 by a vote of nine (9) yeas and zero (0) nays.

The next item (68) on the agenda was a motion to enter into discussion regarding the Louisiana Community Development Block Grant Programs for community sewerage. Mr. Lindel Toups said that only Lafourche Parish receives this federal money to build a sewerage plant, which cannot be maintained due to lack of funding. He then referred to a grant Lafourche Parish will be receiving to replace a sewerage system in Marydale. Mr. Toups added that every 15 years the parish is responsible for the replacement costs of sewerage systems. He said that the issue of sewerage systems throughout the parish will be discussed further at the next Public Works and Solid Waste Committee meeting, particularly the parish not wanting federal funding for these sewerage systems.

The next item (69) on the agenda was a motion to enter into discussion concerning granting a variance to the residents of East 40th Street to allow the installation of a 2 or 3 inch water line in lieu of the 8 inch requirement. Mr. Brent Callais said that the residents toward the back of this street, also known as the Bayou Louis Subdivision, do not have running water and said water lines to their homes are needed. Mr. Callais informed the Council that the parish's 8" water line requirement would cost between \$450,000 and \$500,000 for this project. He said that to install the 2 or 3 inch water line would only cost \$80,000 and could be completed by the Water District. Mr. Callais also said that over the years, houses towards the back of the street have been abandoned since there was no running water. He continued by saying that if a subdivision were to be developed on the land, that the developer would be responsible for installing the 8" water line. Mr. Sidney Triche explained that an 8" waterline in this area would provide more gallons of water, per month, than could be used and would go bad, thus having to flush the lines. Mr. Callais stated that the Water District agreed to fund the 2" water line. Mr. Triche mentioned that in the case of a fire, a fire well will be installed,

and also said that the waterline will have to be re-rated. A **motion** was offered by Mr. Brent Callais and seconded by Mr. Mike Delatte granting a variance to the residents of East 40th Street to allow the installation of a 2 or 3 inch water line in lieu of the 8 inch requirement, strictly for water purposes, not fire protections, and regarding any future developments, the developer would be responsible for upgrading the waterline. The Council **approved** the motion by a vote of nine (9) yeas and zero (0) nays.

The next item (5a), which was deferred earlier, was a discussion regarding an appointment to the Bayou Blue Fire Protection District Board. A motion was offered by Mr. Mark Atzenhoffer, seconded by Mr. Brent Callais, and **carried** to appoint **John W. Culhane** to the **Bayou Blue Fire Protection District Board** by a vote of nine (9) yeas and zero (0) nays.

MONTHLY ENGINEERING REPORT

The next item (70) on the agenda was a presentation of planned, presently ongoing, recently completed or other projects by appropriate engineering firms engaged by the Parish. No engineers were present to give reports.

LEGAL ADVISOR REPORT

The next item (71) on the agenda was a motion to relinquish time to the Lafourche Parish Legal Advisor. No representative from the District Attorney's office was present.

PUBLIC WISHING TO ADDRESS THE COUNCIL

Chairman Lindel Toups announced that the next item was Public wishing to address the Council. No one from the public wished to address the Council.

ADJOURN

On motion by Mr. Mark Atzenhoffer and **unanimously seconded**, and with no further business, the Lafourche Parish Council Meeting of April 13, 2004, is now adjourned at 11:10 P.M.

**LINDEL TOUPS, CHAIRMAN
LAFOURCHE PARISH COUNCIL**

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