

MAY 8, 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, MAY 8, 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 6:06 p.m.

**PRESENT:**

Mr. Tyrone Williams  
Mr. Michael Delatte  
Mr. Michael Matherne  
Dr. Tommy Lasseigne  
Mr. Mark Atzenhoffer  
Mr. Lindel Toups  
Mr. Phillip Gouaux  
Mr. Brent Callais  
Mr. Daniel Lorraine  
President Charlotte A Randolph

**ABSENT:**

None

Chairman Lasseigne announced that the [invocation](#) would be led by Mr. Mark Atzenhoffer. The Council then recited the [Pledge of Allegiance](#) led by Mr. Tyrone Williams. Proceedings of the meeting were called to order with the following:

**APPROVAL OF COUNCIL MINUTES**

[The first item \(1\) on the agenda was a motion to accept the minutes of the April 24, 2007 Regular Session meeting.](#) A **motion** was made by Mr. Mark Atzenhoffer and seconded by Mr. Brent Callais. [The](#) motion *carried unanimously* by a vote of (9) yeas, (0) nays, (0) absent, and (0) abstentions.

**PUBLIC WISHING TO ADDRESS THE COUNCIL**

The next item on the agenda was the Public to address the Council.

[Mr. Charles Beasley, addressed the Council regarding subdivisions and regulations.](#) He said that in speaking with Chairman Lasseigne that he had spoke about FEMA stating something about a seven (7) feet elevation but that he had a recommendation from a real estate developer that the subdivision should have at least a six (6) feet elevation so that problems similar to a subdivision had in Mr. Delatte's area would not be had. Mr. Beasley then stated that he also wanted to take issue with one (1) of the councilmen who had referred to subdivision developers as "fat cats". He explained in detail what developers had to purchase, the services and things to

be done to the property purchased and the costs involved, as well as the benefits of development of subdivisions to the Parish and State. Mr. Beasley continued to voice his feelings on the matter. A detailed exchange then ensued between Mr. Beasley and Mr. Toups.

Mr. Rodney Vizier, a Cut Off resident, next addressed the Council regarding Old Bully Camp Canal. He began by explaining that Old Bully Camp Canal was as wide as the Council Chambers and further that the water sat and stayed stagnate. He spoke of the insects and varmints in the canal. Mr. Vizier asked if there was anything that the Council could do about the problems being incurred. Mr. Callais recalled to Mr. Cheramie that they had spoken about this canal prior to the storms and then recalled that Mr. Vizier's neighbor to the north had incurred problems with drainage when dirt dug had been placed and caused a "levee" to be built which did not allow the neighbor to drain into Bully Camp Canal. He stated that it had been talked about to maybe fill in Bully Camp Canal but that then the storms had come and nothing had happened. Mr. Callais then asked if the Parish had a right-of-way on the Canal, mentioning the names of the owners of the property. Mr. Ray Cheramie, Department of Public Works, stated no in response to Mr. Callais' question, adding that he had been in touch with Mr. Jerry Savoie, and had spoken to him. He said that Mr. Savoie had verbally stated that he did not have a problem with the possibility of giving the Parish a right-of-way where they could drain part of it back to the pump station going to the South Lafourche Levee District pumps. Mr. Callais stated that the Parish would have to clean it out first, saying that the Canal could be walked across due to the amount of debris in it. Mr. Cheramie voiced his agreement with Mr. Callais, adding that he thought that part of the Canal had been filled in. He continued to speak on the matter in detail, including the possible depth of the Canal and possible solutions to the problem. Detailed discussions ensued. **Mr. Cheramie informed Mr. Vizier that he would have one of the Parish's right-of-way inspectors contact him so that the owners of the property could be contacted.** Discussions continued. Mr. Vizier then asked as to the status of the speed bumps that their neighborhood had signed a petition for. Mr. Callais informed Mr. Vizier that the Council did not handle that matter, explaining that the Sheriff's Office did a traffic study. He stated that he did not know if the Sheriff's Office had completed the traffic study or not but that he was aware that the Sheriff's Office was working on several streets in Mr. Lorraine' and his own district. Detailed discussions ensued.

Mr. Thomas Tabor, addressed the Council and thanked the Council for the resurfacing of streets in the Choupic area. He then voiced complaints about speeding vehicles on the streets. Mr. Tabor stated that he wanted this matter brought to the attention of the Council and asked if something could be done about it, mentioning speed limit signs. A brief discussion ensued. Mr. Delatte clarified that there were currently no speed limit signs in the area being spoken of by Mr. Tabor, to which Mr. Tabor responded no. **Mr. Delatte stated that the matter would be looked into.** He went on to say that he thought with all of the streets being blacktopped that the same problems were being incurred, saying that once the roads were made right then speeding would occur.

## PRESENTATIONS

The next item (2) on the agenda was Ambulance Service District No. 1, who presented their board's annual report. Mrs. Deborah Gautreaux, Administrator, prior to addressing the Council, handed out to each Councilman the board's annual report, which she explained in detail. The annual report included but was not limited to the following topics, the contents of the report being the board's yearly budget, yearly audit, all board meeting agendas and minutes, the board's

financial stability, the services provided by the District, the purchase of three (3) new ambulances, the offering of EMT Basic education programs to seniors at South Lafourche High School, the scholarship program available to their employees who wished to further their education, the increase of use of services provided by the District, response times, the addition of a service called L.A.D. (Lafourche Alert Device), the tax base providing approximately one-third of the District's operating budget and the remainder being funded by third party and private billing, various associations and organizations the District is a member of, some accomplishments of the District in 2006, the District's receipt of a HRSA (Health Resources and Services Administration) Grant, as well as some goals for the year 2007. Mr. Matherne inquired as to whether the District was still providing services at the Lafourche Parish Detention Center, to which Mrs. Gautreaux responded yes, and explained that it was getting better. Chairman Lasseigne then stated that in the District's budget \$2.15 million was noted under "Earnings from Operations" and \$1.075 million was noted under "Bad Debt Allowance". He asked if there was a difference between the billings and what the District would not be reimbursed for and the like? Mrs. Gautreaux explained that the "Bad Debt Allowance" included the non-allowables from Medicare, Medicaid and insurances. A brief discussion continued. Mr. Callais then asked how things were going with the transporting of the Veterans, to which Mrs. Gautreaux responded in the positive.

[Mr. Cheramie spoke in detail about the stealing and/or vandalism of speeding signs in a particular area and showed several signs which had been vandalized in the area within 48 hours, as well as the recent installation of a three \(3\) way stop in another subdivision wherein it was witnessed that no one was stopping at the stop signs.](#) Mr. Toups asked if cameras could be put in the area so that the individuals vandalizing the signs could be caught. He said that he had attended a meeting in the subdivision being spoken about and then explained the situation being incurred. Mr. Gouaux voiced his support of the use of cameras, explaining that he had had similar problems with signs in a subdivision but that after the instillation of cameras the signs had not been tampered with again. He continued to briefly elaborate on the matter.

## EXECUTIVE SESSION

[A motion was made by Mr. Brent Callais seconded by Mr. Mark Atzenhoffer to enter into Executive Session for the following:](#)

The next item (3) on the agenda was an executive session regarding claim No. 9370 – Gulf South Risk Services (on behalf of the library) VS Michael Abadie.

A brief discussion ensued as to the Legal Advisor not being present, as well as no other attorneys on the matter being present. Mr. Mark Atzenhoffer *removed* his second and Mr. Brent Callais *removed* his motion.

## ADMINISTRATIVE REPORT(S)

[The next item \(4\) on the agenda was the presentation of WOW candidates and the Employee of the Month for April 2007.](#) President Randolph announced that Ms. Connie Duet, Finance, Ms. Faye Smith, Property Risk Management, and Ms. Allison. Winston, Department of Public Works, were all recipients of the WOW (Wonderful Outstanding Worker) awards. President Randolph then announced that the Employee of the Month for April 2007 was Mr. Terry Ledet, Permits and Planning.

[The next item \(5\) on the agenda was Mrs. Charlotte Randolph, Parish President, who presented her President's Report.](#) She informed the Council that in front of them was a copy of

the Lafourche Parish Homeland Security and Emergency Preparedness Guide, adding that the State now had the plan. President Randolph stated that there had been one (1) councilman who had asked questions regarding it, and added that there was still an opportunity for the Council to provide input if they so desired. She stated that they were looking to have the final draft after it came back from the State. President Randolph then stated on May 9, 2007 and May 10, 2007, they would be working in conjunction with the State on a hurricane drill to test everyone's readiness prior to the season beginning on June 1<sup>st</sup>. She explained that it was important to have the Council look over the guide over the next few weeks or months and that if there was anything they would like to ask a question about or propose to the Administration to them something that had not been covered that they could do so.

Mr. Cheramie then gave a visual presentation on accomplishments and works done by the Department of Public Works, which he explained in detail and which included the following:

**DPW Presentation**

**Ray Cheramie, Director, 5/8/07**

**Diplomat Way Outfall**-District 1. Spreading wood chips. Main outfall leading from Diplomat Way to Eighty Arpent Canal.

**St. Bernard St.**- District 1. Digging road side ditches both above and below the old railroad bed.

**Elmo Lane**-District 2 – maintaining road side ditch

**Abby Canal**-District 3. Digging one of the main outfalls draining Abby Plantation from the Forty Arpent Road to Eighty Arpent Canal.

**Lafourche Drive**-District 3. Fixing end of street with used asphalt and fixing pot holes with cold mix. Just above the City limits in North Thibodaux.

**Constant Drive**-District 4. Cleaning culvert

**Hollywood Canal**-District 4. Digging Hollywood canal near Burma and Lefort By-Pass.

**Kleinpeter Estates**-District 4. digging outfall ditch leading from the end of Kleinpeter Drive to the Twenty Eight Arpent Canal.

**Lefort Bypass Road**-District 4. Digging ditch as general roadside ditch maintenance.

**Beaujouis Subdivision Outfall**-District 4. Leveling dirt and general maintenance digging main outfall behind Marcello Drive.

**Terre Haute**-District 4. Maintenance road side ditches Marybeth and Terre Haute Drives

**District 3 of 12**-District 5. Levee along District 3 of 12 reservoir

**Maintenance**-District 5. Raceland. General road side maintenance

**Alidore**-District 6. Dirt hauled behind Alidore Pump Station.

**Larose Landing Outfall**-District 7. Main outfall from Larose Landing Subdivision to Forty Arpent Canal

**Delmar Levee**-District 7. Closing voids on pipelines with dirt

**East 19<sup>th</sup> Outfall**-District 7. Labruzzo Subdivision

**Maintenance**-District 8. General maintenance road side ditches

**Mobley Levee**-District 9. Filling in Mobley Reservoir and redefine it in an effort to eliminate constant erosion.

**Pershing Street**-District 9. Cleaning ditches in Golden Meadow

**Veterans Culverts**-District 9. Putting dirt over culverts at Veteran's Memorial site.

Mr. Callais inquired as to 88<sup>th</sup> Street and spoke about problems being incurred, explaining that a job had been started but had never been finished. He said that 87<sup>th</sup>, 88<sup>th</sup>, 89<sup>th</sup> and 90<sup>th</sup> streets were to be done but that no one had been back to the area for approximately a month. Mr. Callais asked if there were plans to get back to the area anytime soon? Mr.

Cheremie stated yes and explained that they would return to the area and complete the whole section. He said that they had incurred other problems and stated that the project being done on 25<sup>th</sup> and 23<sup>rd</sup> streets was that it did not go far enough to the front to catch the worst part of it. Mr. Cheremie stated that they would probably be moving on that problem in trying to make sure that the lowest section of the subdivision where people were actually flooding, to do some of the work on-house to assist. He said that the department had been “picking and choosing” in trying to get the worst and critical areas done with regards to drainage. Mr. Callais then spoke of East 40<sup>th</sup> Street, saying that there had been a contractor hauling dirt who had started to crack one of the new blacktop streets. He stated that at the present time there were no weight limits on Parish streets. **Mr. Callais voiced that he was thinking that within the next month that Administration could come up with some recommendations regarding the matter or whether an engineer needed to be hired to determine a weight limit to put on the streets.** Mr. Callais stated that this problem was being incurred on a lot of the new cement streets in his district. He continued to briefly speak on the matter. Mr. Cheremie stated that when Mr. Callais had spoken to him about this matter that they had called the contractor and asked him to discontinue for the possibility that he could be held accountable for the damages and then had to go back and tell him that the Parish really could not make him stop but that it was something he may want to consider. He said that the contractor had decided on his own that he would discontinue but that he did have a problem with quite a few streets that were being damaged by oil field trucking, sugarcane hauling, etc. Mr. Cheremie stated that they had contacted the engineer and were trying to see if the road in question was warranted or not to see if the Parish could have the contractor to come back and fix the spot. He pointed out that the spot was present before the dirt had been being hauled. Mr. Cheremie continued to briefly speak on the matter, including agreeing with Mr. Callais in that there were no weight limits on streets and no way to enforce anything as there were no rules or regulations regarding the matter. He continued to speak on the matter in detail, including offering recommendations of putting higher standards with regards to resurfacing roads. Mr. Atzenhoffer inquired about Hospital Drive and stated that the field side of the road was caving in. A brief discussion then ensued as to when that road had been done. **Mr. Atzenhoffer asked that a solution be figured out for the road.** Mr. Cheremie stated that the road had gotten worse and was for a longer stretch. He said that he had looked into the matter and had meet with the engineer and that the only thing agreed upon to stop the problem was to put culverts the whole length of the road. He continued to elaborate on the matter in detail. Mr. Atzenhoffer asked what was the warranty on the road being spoken of, to which a response of one (1) year was given.

[The next item \(6\) on the agenda was Mr. Brennan Matherne who presented a visual Public Facilities and Recreation Report, which he explained in detail and which included the following topics:](#)

***Parks & Recreation***

Abby Recreational Site

**Bonneval Construction**

**Painting next week**

**Complete by May 18**

**Grand Opening – Week of May 19**

Marydale Recreational Site

**Bonneval Construction**

**Court to be Painted**

**Playground Equipment**

**Benches**

**Pavilion**

Bayou Blue Picnic Pavilions

**Bonneval Construction**

**Picnic Tables to be added to each Pavilion**

**Should be complete by next week**

Ward 6 Walking Track

**Sealevel Construction**

**START – May 7**

**END – June 6**

Larousse Boat Launch

LRD #5 Basketball Goals

Cut Off Walking Track

Currently in design phase-*Hope to have plans/specs on Market by June*

LRD #3 Storm Repairs

***Public Facilities***

Animal Shelter

Block Building Renovations

**Thomassie Construction**

**Contract Ends May 29**

**Beneficial Occupancy issued for next week (furniture)**

**2 Change Orders expected**

Courthouse Annex Chiller

**Vollute, Inc.**

**Installation Contract began April 30, 2007**

**Contract Ends – June 28, 2007**

Pending Capital Projects

**New South Lafourche Office**

Currently awaiting plans from JBC/AIA

Will advertise for bids once final plans are received

**Raceland Ag Building**

Advertisement for Bids starts Friday, May 11

Bids opened at 3:00 P.M. on Thursday, June 7

**Detention Center Additions**

Currently in the design phase

(Holloway/Gossen Architects)

Region "A" Field Office

Region "D" Field Office

Mr. Matherne, before beginning his visual presentation, spoke about changes and improvements to the Summer Arts and Craft programs, including better quality arts and crafts items as well incorporating physical activity. Mr. Callais inquired about the South Lafourche Annex Office, saying that the last time Mr. Joseph B. Caillouet had reported on the matter to the Council he had stated that plans had been finalized. He voiced that now the plans were not finalized. Mr. Matherne stated that the plans were finalized but that they were waiting on the specs to be finished, saying that he would guess that the drawings were finalized but that Mr. Caillouet still had to write out a spec packet for it and get it out to advertisement. Mr. Matherne said that basically they were waiting on Mr. Caillouet to provide them and let them know that he was ready to go to bid. Mr. Matherne stated that the last thing they had heard on the matter was approximately two (2) weeks prior, saying that he had spoken with the electrician and that that had been laid out for the project. Mr. Matherne continued to speak on the matter briefly. **Mr. Callais asked that Mr. Matherne have a report from Mr. Joseph Caillouet JBC/AIA or someone as to what was going on for the next meeting of the Council.** Discussions ensued.

**Mr. Atzenhoffer commented about the change orders mentioned and then officially asked that Mr. Joseph Caillouet be present at the next meeting of the Council, that being May 22, 2007 to discuss change orders.** Mr. Lorraine stated that they had attended a town meeting in Golden Meadow and that the Mayor had stated that they were close to signing an agreement pertaining to the park to renew a lease, commenting that it seemed that it would be for thirty (30) years. He continued to briefly speak and then asked Mr. Matherne how much money had been spent on repairs for Lafourche Recreation District No. 3 storm damage, to which Mr. Matherne stated that he was not sure but knew it was more than \$100,000. Mr. Lorraine clarified the recentness of the repairs done and then voiced his thoughts that money had been spent on the Lafourche Recreation District No. 3 park but that it had been stated that a lease was “not up to par” before anything could be done at the boat launch. He voiced that if money could be spent on the recreation district at that time that the boat launch should be able to be taken care of. Mr. Matherne gave an update on the matter to Mr. Lorraine. Discussions continued. Mr. Michael Matherne asked about the search for a director for Lafourche Recreation District No. 4, to which Mr. Brennan Matherne stated that Mr. Kirk Chiasson, a Parish employee, had been hired as the director. He then added that it was his understanding that Lafourche Recreation District No. 3 had also hired a director on May 7, 2007. Mr. Michael Matherne then asked about the replanting of trees that had been cut down next to the Library Headquarters. Mr. Brennan Matherne voiced that it had kind of slipped their minds, but that they would be getting to it. A brief discussion ensued. Chairman Lasseigne asked why there was no flag in front of the courthouse? Mr. Brennan Matherne explained that it was his understanding that the old one was tattered and torn and it had been decided to get a new one. He said that he also thought there had been a problem with the flag pole. **Mr. Brennan Matherne stated that he did not know exactly why the flag was not up at the present time but that he could make sure that the problem was addressed.** Mr. Callais, after speaking of the reminding of the grass needing to be cut at the South Lafourche Annex, stated that the grass needed to be cut again at the South Lafourche Annex. Mr. Brennan Matherne stated that it was his understanding that the grass had been cut on May 8, 2007.

[The next item \(7\) on the agenda was a status report regarding the Arm of the Galliano Bridge.](#) Mr. Lorraine inquired as to the progress on the making of a new arm for the bridge in question. Mr. Cheramie stated that after the last meeting of the Council the welder in charge of the project had questioned him about some other problems he thought were present. He said that not only would the arm need to be changed but that all of the “padeyes” would need to be changed, as well as the posts that the arm swung on. Mr. Cheramie stated that they were trying to address these issues when school would be out. He said that the bridge would have to be put out of commission for a few days, so they would hold the project up and try to change out the arm before it broke.

[The next item \(8\) on the agenda was a status report regarding elevations of 5 mobile homes in South Lafourche.](#) Mr. Lorraine inquired as whether progress was being made, to which President Charlotte A. Randolph stated yes.

[The next item \(9\) 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.

The next item (10) on the agenda was an ABFE/LRA Update Total number of building permits year to date with a comparison of same time last 2 years. Mr. Atzenhoffer stated that he would address items (9) and (10) at the same time. He stated that he had noticed that none of the numbers on the present report given had changed from the previous report given. Mr. Atzenhoffer then stated that with regards to Item (10) he did not see building permit numbers. Mr. Cheramie explained that they had gone back and compared April of 2005, saying there had been 80 permits. He said that in 2006 there had been 123 and 2007, January to April, there had been 84. Mr. Atzenhoffer stated that they had received a report from South Central Planning that had stated there were 307 in Terrebonne Parish, 50 or so in St. James Parish, and Lafourche had 11 in the month of April. He said that St. James was a third of the size of Lafourche Parish and that he was trying to understand whether there was a problem with not issuing permits needed or if third party permits were not being forwarded to South Central Planning. He continued to speak on the matter in detail. President Randolph stated that in a conversation with the Permits Department, she had been asked the same question as Mr. Atzenhoffer had been. She said that they had said that they were providing each person requesting a permit with the information about South Central Planning, as well as separate third party contractors. President Randolph stated that people were making their own decisions concerning it. Lengthy discussions ensued regarding permits and the numbers provided by Mr. Cheramie and possible reasons for the number had by Lafourche Parish. Mr. Atzenhoffer then asked who in Lafourche Parish was a certified inspector for all aspects of third party inspections? An unidentified audience member responded and then a brief discussion ensued regarding the name given by the audience member and that the individual had tested. Discussions ensued. Mr. Atzenhoffer asked if follow-up was being done with regards to getting documentation proving that inspectors were certified, to which President Randolph stated that the fire marshal was following up as well. Mr. Atzenhoffer asked if the Parish was getting documentation, as it was his understanding that if someone built a house and everything was done through South Central Planning that when it was done there would be a list that certain things had been inspected by a certain person and would show that the inspections were done. He asked with regards to the third party inspectors if that same protocol was in place or if they were just being given a sheet a paper and was told what had to be done. President Randolph stated that an occupancy permit could not be had until a person presented the fact that all the inspections necessary had been done. Discussion ensued. Mrs. Gretchen Caillouet, Department of Grants and Economic Development, stated that she wanted to make a clarification on the Hazard Mitigation Grant program report, and explained in detail as to why the numbers on the report she had furnished to the Council had not changed, saying that on every application that had been submitted they had been asked to supply additional information. Mrs. Caillouet stated that they had until May 31<sup>st</sup> to provide the additional documentation, explaining that they were working on every one of those applications to get what was needed done. She then informed the Council that in speaking with Mr. Chris Landry about the flag pole that it was her understanding that Entergy had to be called to have an Entergy truck come in as it was tall enough to replace the flag. A brief discussion ensued.

Mr. Lorraine explained that a problem was being had with the Raphael Bridge, saying that Mr. Wendell Curole with the South Lafourche Levee District had contacted him recently regarding the bridge and had voiced that the bridge was in very bad shape. He said that he did not think that fuel trucks could even pass on the bridge in question as it would be dangerous. Mr. Lorraine stated that if fuel could not be gotten to the pump in the back and a volume of rain was received that a large area would be affected. He went on to say that that Mr. Wendell

Curole had voiced that he would like to have a cost sharing agreement including the drainage district, the Council, the levee district and the land owner. **Mr. Lorraine asked that the Administration check into the matter and contact Mr. Curole about the matter.** He continued to speak on the matter briefly. President Randolph stated that the Administration had not been contacted by the Levee District but that Mr. Callais had informed them of this issue. She went on to say that Mr. Cheramie had contacted “Mr. Badeaux” and continued to speak and stated that no formal request had been received. Mr. Lorraine voiced problems that could be incurred if fuel could not be gotten to pumps and if rain was received in the area being spoken of. Mr. Cheramie explained that he had gotten prices on specific size railroad cars. He said that he had attended a Drainage District No. 1 meeting but that no one was present, nor had addressed the issue. Mr. Cheramie stated that he contacted Mr. Jimmy Badeaux and explained that Mr. Badeaux had basically said that no one had gotten back with him to try and formalize a plan of action or who would be doing what. Mr. Cheramie continued to speak on the matter at length, as well as explaining that he thought that the problem being incurred was with the timbers that went from piling to piling underneath the bridge. He then explained a suggested temporary fix to the problem. Mr. Callais inquired as to a cost amount of the railcars spoken of by Mr. Cheramie, to which Mr. Cheramie responded that only an approximate amount had been given as the mileage had to be checked. He said that the estimated amount given to him was at least \$14,000 a piece, saying that would be a total of \$28,000 for the two (2) railcars, as well as all other materials needed. He continued to speak at length on the matter. Discussions ensued. President Randolph stated that this matter was on the South Lafourche Levee District’s agenda for its next meeting. Mr. Callais voiced his thoughts on how the matter should be handled. Discussions continued.

## **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. No engineers or architects were present.

## **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 DISCUSISON AND RATIFICATION**

The next item (11) 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. A **motion** was made by Mr. Daniel Lorraine and seconded by Mr. Brent Callais. The motion *carried unanimously* by a vote of (9) yeas, (0) nays, (0) absent, and (0) abstentions.

### **ORD. NO. 4052 NO PARKING FIRE LANE; WEST 196<sup>TH</sup> STREET**

The next item (12) on the agenda was an 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 made by Mr. Mark Atzenhoffer and seconded by Mr. Brent Callais. Mr. Toups inquired as to whether this was the same ordinance from the previous meeting pertaining to the

library and the rolling forward of their millage? Chairman Lasseigne stated that this was the ordinance pertaining to the library and then stated that the numbers had not been changed, saying that it would have to be amended if it was the intent to roll forward. He said that if the current ordinance was approved it would be at the same rate from last year. Mr. Callais inquired as to whether at the last meeting of the Council if the amount had not been higher? A brief discussion ensued as to the amount being higher on the letter pertaining to the matter then what was contained in the ordinance. Mr. Toups clarified that the collection amount would be the same as in the previous year. The motion *carried* by a vote of (8) yeas, (1) nay, that being of Mr. Michael Matherne, (0) absents and (0) abstentions.

**ORD. NO. 4053      LEVY/ROLL FORWARD TAXES 2007**

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

**PUBLIC HEARING AND ORDINANCES FOR RATIFICATION**

The next item (13) on the agenda was an ordinance approving the Servitude Agreement between the Estate of Lawrence Barrilleaux 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 **motion** was made by Mr. Brent Callais and seconded by Mr. Daniel Lorraine. The motion *carried unanimously* by a vote of (9) yeas, (0) nays, (0) absent, and (0) abstentions.

**ORD. NO.4054      SERVITUDE; ESTATE OF LAWRENCE BARRILLEAUX**

Mr. Callais inquired as to whether specific streets would be tied into the above matter and whether the water would be deflected one way instead of another. Mr. Cheramie stated that the outfall canal would be even with West 22<sup>nd</sup> and that they would try and tie into help eliminate some of the waters going back towards West 25<sup>th</sup> if they could get part of the subdivision to include the Larose/Cut Off School and maybe going toward the north instead of all going to the side. Discussions ensued.

The next item (14) on the agenda was an ordinance accepting the Subdivision known as the "Elmwood Estates, Addendum No. 3, Phase 2 " into the parish system. 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 made by Mr. Mark Atzenhoffer and seconded by Mr. Michael Delatte. The motion *carried unanimously* by a vote of (9) yeas, (0) nays, (0) absent, and (0) abstentions.

**ORD. NO. 4055      ACCEPT; ELMWOOD ESTATES, ADD. NO. 3, PHASE 2**

The next item (15) on the agenda was an ordinance amending Ordinance No. 1123 to increase the Fifteen (15) miles per hour speed limit to Twenty-Five (25) miles per hour on Lydia Street, Ward (11), District (5), Parish of Lafourche, State of Louisiana; providing for the placement of Speed Limit 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 made by Mr.

Mark Atzenhoffer and seconded by Mr. Brent Callais. The motion *carried unanimously* by a vote of (9) yeas, (0) nays, (0) absent, and (0) abstentions.

**ORD. NO. 4056      SPEED LIMIT; LYDIA STREET**

Next, a **motion** was offered by Mr. Mark Atzenhoffer, seconded by Mr. Brent Callais, to *close* the Public Hearing and Ordinances for Ratification, and *carried* by a vote of (9) yeas, (0) nays, (0) absents and (0) abstentions.

## **PROPOSED ORDINANCES**

The next item (16) on the agenda was a proposed ordinance requesting the placement of additional Speed Limit, Children at Play, and Speed Checked by Radar signs be erected on West 217<sup>th</sup> Street in accordance with Ordinance No. 1123 which established a fifteen (15) miles per hour speed limit on West 217<sup>th</sup> Street, Ward (10), District (9), Parish of Lafourche, State of Louisiana and providing penalties for the violations thereof. A **motion** was offered by Mr. Daniel Lorraine to introduce the above stated proposed ordinance.

**PROPOSED ORDINANCE      SINAGE; WEST 217<sup>TH</sup> STREET**

The next item (17) on the agenda was a proposed ordinance approving the Servitude Agreement between Keith Crosby, Ruth Townsley Crosby, Mary Lou Mejia Townsley, Kenneth Mejia and the Lafourche Parish Council; and authorizing the Parish President to sign, execute and administer said agreement. A **motion** was offered by Mr. Daniel Lorraine to introduce the above stated proposed ordinance.

**PROPOSED ORDINANCE      SERVITUDE; CROSBY/TOWNSLY/MEJIA**

The next item (18) on the agenda was a proposed ordinance accepting the Subdivision known as the A 0.4691 Acre Tract of Land Carved out of Property belonging to Linda Adams, et al into the Parish system. A **motion** was offered by Mr. Mark Atzenhoffer to introduce the above stated proposed ordinance.

**PROPOSED ORDINANCE      ACCEPT; LAND CARVED OUT OF PROPERTY,  
LINDA ADAMS, ET AL**

The next item (19) on the agenda was a proposed ordinance accepting the Subdivision known as the A Portion of Tract F into Lots 1 and 2 of Tract F for William Constant into the Parish system. A **motion** was offered by Mr. Mark Atzenhoffer to introduce the above stated proposed ordinance.

**PROPOSED ORDINANCE      ACCPET; LOTS 1&2, TRACT F WILLIAM  
CONSTANT**

The next item (20) on the agenda was a proposed ordinance accepting the Subdivision known as the Rodney Daigle, A Revision of Lot Lines of the Rene Leblanc Subdivision into the Parish system. A **motion** was offered by Mr. Lindel Toups to introduce the above stated proposed ordinance.

**PROPOSED ORDINANCE      ACCEPT; REVISION OF LOT LINES, RENE  
LEBLANC SUBDIVISION**

The next item (21) on the agenda was a proposed ordinance accepting the Subdivision known as the Ram Esponge Subdivision into the Parish system. A **motion** was offered by Mr. Brent Callais to introduce the above stated proposed ordinance.

**PROPOSED ORDINANCE      ACCEPT; RAM ESPONGE SUBDIVISION**

The next item (22) on the agenda was a proposed ordinance accepting the Subdivision known as the 2 P's Farm into the Parish system. A **motion** was offered by Mr. Brent Callais to introduce the above stated proposed ordinance.

**PROPOSED ORDINANCE                      ACCEPT; 2 P'S FARM SUBDIVISION**

The next item (23) on the agenda was a proposed ordinance to provide for 2007 Supplemental Appropriation Number Seven (7) for the 2007 Operations and Maintenance Budget and the 2007 Capital Budget to Recreation District carry forwards and new needs as provided for by Article VI of the Lafourche Parish Home Rule Charter. A **motion** was offered by Mr. Mark Atzenhoffer to introduce the above stated proposed ordinance.

**PROPOSED ORDINANCE                      SUPPLEMENTAL APPROPRIATION NO. 7**

The next item (24) on the agenda was a proposed ordinance to provide for 2007 Supplemental Appropriation Number Eight (8) for the 2007 Operations and Maintenance Budget and the 2007 Capital Budget to address Grantor changes within the Community Action Fund as provided for by Article VI of the Lafourche Parish Home Rule Charter. A **motion** was offered by Mr. Mark Atzenhoffer to introduce the above stated proposed ordinance.

**PROPOSED ORDINANCE                      SUPPLEMENTAL APPROPRIATION NO. 8**

The next item (25) on the agenda was a proposed ordinance to provide for 2007 Supplemental Appropriation Number Nine (9) for the 2007 Operations and Maintenance Budget and the 2007 Capital Budget to address needs as provided for by Article VI of the Lafourche Parish Home Rule Charter. A **motion** was offered by Mr. Mark Atzenhoffer to introduce the above stated proposed ordinance.

**PROPOSED ORDINANCE                      SUPPLEMENTAL APPROPRIATION NO. 9**

The next item (26) 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; ALL PROPERTY SUBJECT TO TAXIATION**

## **RESOLUTIONS**

The next item (27) on the agenda was a resolution requesting the Administration to begin the process of expropriating property belonging to the Crosby family behind the Cut Off Elementary School and surrounding area in order to solve drainage problems. A **motion** was made by Mr. Brent Callais and seconded by Mr. Mark Atzenhoffer. The motion *carried unanimously* by a vote of (9) yeas, (0) nays, (0) absent, and (0) abstentions. President Randolph commented that Drainage District No. 1 had a \$400,000 statewide flood control grant to do this particular project and that the actual project involves the particular parcel of land being spoken of. She asked why would the Parish be involved in the expropriation if Drainage District No. 1 was in charge of the project?. Mr. Callais explained that the Drainage District did not have funds for expropriation, saying that they did have an amount he could not recall for acquisitions of right-of-ways. He stated that the District could not get the right-of-ways pertaining to this matter. Mr. Callais recalled that the Council had passed a resolution regarding this matter approximately a year prior and that now they were asking that it proceed. He stated that the District Attorney had stated that this needed to be negotiated and settled and then added that nothing had come out of that. Mr. Callais said that negotiations between the Drainage District and everyone else had not move forward. He said that the Parish needed to move forward and

get the matter done. Mr. Callais stated that he understood that the Drainage District had the grant but that the people of the area needed help and they needed help at the present time. He said that this matter could not wait any longer and that this matter needed to be moved forward with. President Randolph stated that the Drainage District has had the money for approximately a year-and-a-half but that nothing had been done on the project. She said that if the District was waiting on the expropriation to do the project that it may take a while longer.

**RES. NO. 07-130 EXPROPRITE PROPERTY; CROBSY FAMILY PROPERTY**

The next item (28) on the agenda was a resolution appointing One (1) commissioner to the Lafourche Parish Juvenile Justice Commission. A **motion** was made by Mr. Mark Atzenhoffer and seconded by Mr. Michael Matherne. Mr. Mark Atzenhoffer *nominated* Ms. Cherie Bright, seconded by Mr. Daniel Lorraine. The motion *carried unanimously* by a vote of (9) yeas, (0) nays, (0) absent, and (0) abstentions.

**RES. NO. 07-131 APPOINTMENT; JUVENILLE JUSTICE COMMISSION**

The next item (29) on the agenda was a resolution appointing Two (2) commissioners to the Lafourche Parish Fire Protection District No. 6 Board. A **motion** was made by Mr. Michael Delatte and seconded by Mr. Mark Atzenhoffer. Mr. Michael Delatte *nominated* Mr. Stanley Mark Fontenot and Mr. Kenneth Wayne Dolen, seconded by Mr. Brent Callais. The motion *carried unanimously* by a vote of (9) yeas, (0) nays, (0) absent, and (0) abstentions.

**RES. NO. 07-132 APPOINTEMNTS; FIRE PROTECTION DISTRICT NO. 6 BOARD**

The next item (30) on the agenda was a resolution authorizing the Administration to request the Bond Attorney prepare an Amendment to the Proposed Ordinance when it comes up for adoption to include this Proposed Lafourche Parish Home Rule Charter Change as an individual ballot item for the October 2007 ballot. A **motion** was made by Mr. Michael Matherne and seconded by Mr. Mark Atzenhoffer. Mr. Matherne stated that the Council had been talking about making changes to the Home Rule Charter and have those changes go before the people. He said that one of the things he had been speaking to constituents about was term limits. Mr. Matherne said that people feel strongly both ways. He said that one of the first arguments that people spoke of was that there were term limits every four (4) years as they were called elections. He said that he thought that there was a strong movement in the Parish for term limits. Mr. Matherne continued to speak on the matter and then presented a visual presentation showing the percentage of constituents from each district who were in favor of term limits with regards to a 1995 election for legislative term limits. Mr. Matherne explained in detail the visual presentation which included the following:

**Term Limits for the Lafourche Parish Council**

Do People in Lafourche Want Them?

Results of 1995 Election

- Voters statewide were asked if they would like term-limits on State Legislators.

- Lafourche Parish Voters

- **FOR** term limits 76% 17,917
- Against 24% 5,734

76% of voters in Lafourche voted YES to term limits

Lafourche District 1- 70% of voters voted in FAVOR of term limits.

- 1324 FOR
- 555 against

Lafourche District 2- 72% of voters voted in FAVOR of term limits.

- 1979 FOR
- 764 against

Lafourche District 3- 78% of voters voted in FAVOR of term limits.

- 3077 FOR

- 826 against
  - Lafourche District 4- 80 % of voters voted in FAVOR of term limits.*
  - 2221 FOR
  - 526 against
  - Lafourche District 5- 77% of voters voted in FAVOR of term limits.*
  - 1597 FOR
  - 460 against
  - Lafourche District 6- 76% of voters voted in FAVOR of term limits.*
  - 1836 FOR
  - 561 against
  - Lafourche District 7- 74% of voters voted in FAVOR of term limits.*
  - 1721 FOR
  - 604 against
  - Lafourche District 8- 76% of voters voted in FAVOR of term limits.*
  - 2002 FOR
  - 610 against
  - Lafourche District 9- 72% of voters voted in FAVOR of term limits.*
  - 1907 FOR
  - 726 against
- Lafourche Voters in the past have approved term limits.  
 Let us let the good citizens of Lafourche decide whether they want term-limits for the Lafourche Parish Council.

Mr. Matherne stated that he would entertain amendments and further that he would like to have the Council have a discussion on the issue. He then reminded the Council that what was being spoken about at the present meeting was the passing of a resolution to send this to the bonding attorney. He said that if the Council was successful in doing that then an ordinance could be had and public hearings could be held, adding that he thought some strong constituent feelings would be gotten. Mr. Matherne continued to briefly speak on the matter. Mr. Brent Callais stated that he agreed with Mr. Matherne and was in favor of term limits when the original Home Rule Charter Commission had begun. He then voiced his opposition to four (4) consecutive terms for the Parish President and four (4) consecutive terms for Council members, saying he thought that to be a bit much. Mr. Callais stated that in the amendment he was to propose, that he had modeled what had been done with the State Legislature, that being two (2) terms for the Parish President and three (3) terms for a Parish Council members. Mr. Brent Callais made a **motion**, seconded by Mr. Mark Atzenhoffer to have the new verbiage read as follows:

G. TERM OF OFFICE

The President and each other Council member shall be elected for a term of four (4) years. The terms shall begin at 12:01 a.m. of January first in the year following the election. **No President shall serve more than two (2) consecutive terms or Council member shall serve no more than three (3) consecutive terms.**

Mr. Callais stated that this was to do as had been done by the State with regards to the Governor and the Legislative. He pointed out that the current resolution was to get the bond attorney to draft documentation, saying that the Council would have to vote on it again and then the public would have to vote on it. Mr. Atzenhoffer pointed out that District No. 4 had the highest support of term limits and then voiced his support of the amendment. Mr. Toups said that the term limits were every four (4) years when office was ran for, saying that the people should decide if someone was wanted or not. He continued to voice his reasons for being against term limits. Mr. Gouaux voiced that he thought that the public hearing part of this ordinance would tell the

Council how the people felt about the matter. He said that he would hope that it was the intent of the Council to have public hearings on the Home Rule Charter amendments? Chairman Lasseigne stated that the changes would be proposed as ordinances so there would be public hearings. Mr. Gouaux clarified that he was speaking of a separate meeting, to which Chairman Lasseigne voiced his support. Discussions ensued. Chairman Lasseigne stated that unless something was non-sensible that he would be for putting it before the people and then continued to briefly speak on the matter. Chairman Lasseigne clarified the amendment made. The amendment *carried unanimously* by a vote (9) yeas, (0) nays, (0) absent and (0) abstentions. The motion as amended *carried unanimously* by a vote of (9) yeas, (0) nays, (0) absent, and (0) abstentions.

**RES. NO. 07-133 PROPOSED HOME RULE CHARTER CHANGE**

The next item (31) on the agenda was a resolution supporting House Bill No. 212 prohibiting a public servant from converting to personal use or allocating to his immediate family members in a preferential manner any property or resources of his governmental entity or property or resources which have been loaned to his governmental entity during a gubernatorially declared disaster or emergency. A **motion** was made by Mr. Daniel Lorraine and seconded by Mr. Phillip Gouaux. The motion *carried unanimously* by a vote of (9) yeas, (0) nays, (0) absent, and (0) abstentions.

**RES. NO. 07-134 SUPPORT HOUSE BILL NO. 212**

The next item (32) on the agenda was a resolution opposing Senate Bill No. 56 Group Benefits Program enables certain state employees and officials to continue membership in State Group Benefits Insurance Plan for payment of 100 % of premium after state service ends. A **motion** was made by Mr. Mark Atzenhoffer and seconded by Mr. Phillip Gouaux. Mr. Atzenhoffer explained that what Senate Bill No. 56 did was to allow someone who was in the Senate who was to be “termed out” to maintain their enrollment in the State health insurance program but that they would have to pay the premium. He explained that the problem was that when more people were added in the base rate the premium would increase. Mr. Atzenhoffer stated that would be an across the board rate increase on insurance premiums for the people in the system, whereas a State legislature who would be “termed out” would be able to keep the coverage. He said that such persons should not be able to keep it, saying it was a public service and not an entitlement program. Mr. Atzenhoffer stated that the individuals involved were all very wealthy and could afford their insurance elsewhere, adding that the State did not need to be saddled with more insurance costs, as that would be what this would be. He continued to speak at length on the matter. The motion *carried unanimously* by a vote of (9) yeas, (0) nays, (0) absent, and (0) abstentions.

**RES. NO. 07-135 OPPOSING SENATE BILL NO. 56**

The next item (33) on the agenda was a resolution requesting the Louisiana Department of Transportation and Development (LADOTD) to install caution lights or caution signs and a double solid yellow centerline a quarter mile North of Allied Shipyards to the South Lafourche Floodgate on Louisiana Highway 1 located below Golden Meadow, District (9) of Lafourche Parish. A **motion** was made by Mr. Daniel Lorraine and seconded by Mr. Phillip Gouaux. Mr. Daniel Lorraine made an **amendment** to delete ~~quarter mile~~ and to replace it with one (1) mile, seconded by Mr. Mark Atzenhoffer. Mr. Lorraine explained in detail his reasons for proposing the amendment. The motion *carried unanimously* by a vote of (9) yeas, (0) nays, (0) absent, and (0) abstentions. The motion as amended *carried unanimously* by a vote of (9) yeas, (0) nays, (0) absent, and (0) abstentions.

**RES. NO. 07-136 LADOTD; INSTALL TRAFFIC DEVICES; NORTH OF ALLIED SHIPYARD**

The next item (34) on the agenda was a resolution authorizing the Administration to apply for Grants that would repair or replace the swimming pool in Lockport; also requesting the Lafourche Parish Recreation District No. 1 and the Lafourche Parish School Board contribute funding to the pool repair or replacement. A **motion** was made by Mr. Lindel Toups and seconded by Mr. Phillip Gouaux. Mr. Toups explained that the Lockport pool was fifty (50) years old and had just been repaired. He voiced that the district was lucky in that it had costs the district \$10,000. Mr. Toups stated that the swim teams and Central Lafourche High School used the pool. He continued to briefly speak on the matter. Mr. Toups stated that he was asking that a resolution be sent to the School Board wherein if the students from Central Lafourche were to be using the pool that the school board should pay half of the costs. Detailed discussions then began as to where the pool being spoken of was located as well as the pool's age. Mr. Gouaux stated that there were only two (2) parish owned pools, saying that the Lockport Pool was one of them and that the other was in Thibodaux. He confirmed that the Lockport pool was fifty (50) years old. Mr. Gouaux then informed the Council that the Recreation District was doing soil testing beneath the pool to ensure that it was safe but that it was felt that the recent repairs would hold for at least three (3) years. Mr. Gouaux stated that this matter would have to be looked at. Chairman Lasseigne clarified that the pool located in Thibodaux was a Parish pool to which a brief discussion ensued that the pool in Thibodaux being spoken of was a city pool and not a Parish pool. Detailed discussions continued. The motion **carried unanimously** by a vote of (9) yeas, (0) nays, (0) absent, and (0) abstentions.

**RES. NO. 07-137 AUTHORIZE ADMINISTRATION; APPLY FOR GRANTS, LOCKPORT SWIMMING POOL**

The next item (35) on the agenda was a resolution recognizing that Mr. Francis X. Arcement, Jr. and Mr. Ralph Sapia did attend the March 31, 2007, Louisiana Chapter of the American Planning Association four hour training program. A **motion** was made by Mr. Mark Atzenhoffer and seconded by Mr. Michael Delatte. The motion **carried unanimously** by a vote of (9) yeas, (0) nays, (0) absent, and (0) abstentions.

**RES. NO. 07-138 RECOGNITION; ATTENDANCE OF TRAINING PROGRAM**

The next item (36) on the agenda was a resolution requesting and encouraging the Governor and State Legislature to recognize the importance of cypress forests by including funding for increased protection of cypress swamps through the purchase of Title or Easements from willing sellers in Louisiana. A **motion** was made by Mr. Brent Callais and seconded by Mr. Michael Delatte. The motion **carried unanimously** by a vote of (9) yeas, (0) nays, (0) absent, and (0) abstentions.

**RES. NO. 07-139 GOVERNOR/LEGISLATURE, RECOGNIZE IMPORTANCE OF CYPRESS FORESTS**

The next item (37) on the agenda was a resolution approving the hiring of Duplantis Design Group, PC to provide Civil Engineering Services for the construction of a new pump station in the Gheens area, also known as Jessie Dufrene Pump Station, and authorizing the Parish President to sign, execute and administer all related documents. A **motion** was made by Mr. Lindel Toups and seconded by Mr. Phillip Gouaux. The motion **carried unanimously** by a vote of (9) yeas, (0) nays, (0) absent, and (0) abstentions.

**RES. NO. 07-140 DUPLANTIS DESIGN GROUP, PC.; PUMP STATION IN GHEENS**

The next item (38) on the agenda was a resolution creating a Heros Monument Commission within the Parish of Lafourche, State of Louisiana, which Heros Monument Commission shall comprise and embrace all of that territory contained outside the boundaries of Police Jury Ward No. 10 of the Parish of Lafourche, State of Louisiana, as said boundaries are presently constituted. This item was pulled.

#### **RESOLUTION PULLED**

The next item (39) on the agenda was a resolution approving a Contract with Teche Airboats, Inc. for Inspection Services of Seismic Exchange Work in and for the sum of \$150.00 per day. A **motion** was made by Mr. Brent Callais and seconded by Mr. Daniel Lorraine. Mr. Toups asked who would run an airboat for \$150.00 per day, asking if that was per hour? Discussions then began regarding the amount and the contract. Mr. Toups suggested that the Administration pull this item and study the matter more. Discussions ensued. Mr. Daniel Lorraine *removed* his second and Mr. Brent Callais *removed* his motion. This item was deferred.

#### **RESOLUTION DEFERRED**

The next item (40) on the agenda was a resolution approving a Contract between the State of Louisiana, Division of Administration and Lafourche Parish Government for the 2006/2007 Louisiana Government Assistance Program funding; and authorizing the Parish President to sign, execute and administer said agreement. A **motion** was made by Mr. Lindel Toups and seconded by Mr. Mark Atzenhoffer. The motion *carried unanimously* by a vote of (9) yeas, (0) nays, (0) absent, and (0) abstentions.

#### **RES. NO. 07-141 CONTRACT; 2006/2007 LA. GOV. ASSISTANCE PROGRAM FUNDING**

A **motion** was offered by Mr. Michael Matherne, seconded by Mr. Brent Callais, to *open* a Two-Thirds Agenda, and *carried* by a vote of (9) yeas, (0) nays, (0) absent and (0) abstentions.

Chairman Lasseigne stated that there were several Two-Thirds agenda items, one (1) which was typed and others that were not typed. He explained that item (38) on the regular agenda that had been pulled had a proposed ordinance on the Two –Thirds agenda. Chairman Lasseigne informed the Council that there were two (2) resolutions for a request for a District Attorney’s opinions.

### **TWO-THIRDS AGENDA**

The first item (1) on the Two-Thirds agenda was a resolution requesting an opinion from the Lafourche Parish District Attorney regarding the interpretation of the contract with Larry Picciola with regards to contract term and/or conformance of said contract with the Lafourche Parish Home Rule Charter. A **motion** was made by Mr. Mark Atzenhoffer and seconded by Mr. Michael Delatte. Mr. Matherne sought clarification as to the meaning of conformity, to which Chairman Lasseigne stated that meant whether it conformed to the Home Rule Charter, rhetorically asking if it was an open-ended contract or not. The motion *carried unanimously* by a vote of (9) yeas, (0) nays, (0) absent, and (0) abstentions.

#### **RES. NO. 07-142 D.A. OPINION; LARRY PICCIOLA CONTRACT**

The next item (2) on the Two-Thirds agenda was a proposed ordinance creating a Heros Monument Commission within the Parish of Lafourche, State of Louisiana, which Heros Monument Commission shall comprise and embrace all of that territory contained outside the boundaries of Police Jury Ward No. 10 of the Parish of Lafourche, State of Louisiana, as said

boundaries are presently constituted. A **motion** was offered by Mr. Michael Matherne to introduce the above stated proposed ordinance. Mr. Toups voiced that he had attended a meeting in Raceland and it had been stated that they were against this because they had their own monument. He then asked if there would be a millage for this, asking if the passage of a millage was being intended? Mr. Toups then asked of an audience member as to how much of a millage? Mr. Matherne explained that the way he had proposed the ordinance it would not allow the Commission to have taxation power in that they would have to come before the Council. He said that part of the Commission's charge would be to not only evaluate whether new monuments were needed but to also help take care of existing monuments. Mr. Toups stated that he was not against it but stated that the people of Central Lafourche thought this was just for Veterans. He said that Mr. Tommy Tabor had explained to him that it was for heroes and then stated that he wanted the Central Lafourche people to know about it. Mr. Toups continued to speak on the matter and seek information. Mr. Gouaux then voiced his concern that the 10<sup>th</sup> Ward memorial was for Veterans and if one was a police officer or fireman in the 10<sup>th</sup> Ward they would be eliminated from entering a Hero's Park per say but that if that person was north of the Intercoastal benefit would be gotten. He stated that when the 10<sup>th</sup> Ward Memorial was originally formed that the Council should have put more thought into it because now groups of heroes would be being left out. Mr. Gouaux stated that this matter needed to be thought out and that a way to include the 10<sup>th</sup> Ward should be found. He continued to speak briefly on the matter. Mr. Atzenhoffer stated that it was a State board and all that was needed was to have the Legislature expand it. Discussions ensued.

The next item (3) on the Two-Thirds agenda was a resolution requesting an opinion from the Lafourche Parish District Attorney to determine whether or not the residents on East 44<sup>th</sup> Street are in violation of a Parish ordinance by laying their waterlines in a parish roadside ditch. A **motion** was made by Mr. Brent Callais and seconded by Mr. Mark Atzenhoffer. The motion *carried unanimously* by a vote of (9) yeas, (0) nays, (0) absent, and (0) abstentions. President Randolph informed the Council that a letter had been sent to the residents.

**RES. NO. 07-143 D.A. OPINION; WATERLINE IN DITCH**

The next item (4) on the Two-Thirds agenda was a resolution requesting an opinion from the Lafourche Parish District Attorney to determine whether or not the Lafourche Parish Government has the right to dig the Twenty (20) Arpent canal that is currently maintained by the Lafourche Parish Council and the South Lafourche Levee district for the past thirty (30) years. A **motion** was made by Mr. Brent Callais and seconded by Mr. Daniel Lorraine. Mr. Callais explained that the canal had been dug in the 30's or 40's and has been dug by the Parish every five (5) to six (6) years. He said that the levee district had also dug it many times and had maintained it. Mr. Callais stated that the canal again wanted to be dug but that there was no official right-of-way in the courthouse that could be located. He said that the District Attorney was being asked if since there was State law that stated that because the Parish had maintained it for so many years, if the Parish could continue to maintain the ditch as is or if right-of-ways needed to be gotten. The motion *carried unanimously* by a vote of (9) yeas, (0) nays, (0) absent, and (0) abstentions.

**RES. NO. 07-144 D.A. OPINION; TWENTY ARPENT CANAL**

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

## **ADJOURNMENT**

On **motion** by Mr. Lindel Toups and seconded by Mr. Daniel Lorraine, and with no further business, the Lafourche Parish Council Meeting of May 8, 2007 **adjourned** at 7:49 p.m.

Mr. Matherne reminded Chairman Lasseigne to let everyone know that the time change regarding the Council meetings would be in effect at the next meeting of the Council, that being May 22, 2007 and therefore it would begin at 5:00 p.m.

President Randolph stated that May 16<sup>th</sup> was Bayou Day at the Legislature in Baton Rouge and that she encouraged everyone to be in Baton Rouge and speak to the Legislature on May 16<sup>th</sup>. She continued to briefly speak on the matter.

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TOMMY LASSEIGNE, CHAIRMAN  
LAFOURCHE PARISH COUNCIL

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SHEILA B. BOUDREAUX, COUNCIL CLERK  
LAFOURCHE PARISH COUNCIL