

STATE OF LOUISIANA
PARISH LAFOURCHE

A REGULAR MEETING OF THE LAFOURCHE PARISH COUNCIL, PARISH OF LAFOURCHE, STATE OF LOUISIANA, WAS SCHEDULED FOR TUESDAY, JUNE 12, 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 5:03 p.m.

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

PRESENT:

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

ABSENT:

Mr. Michael Delatte
Mr. Michael Matherne (*entered the meeting at a later time*)

APPROVAL OF COUNCIL MINUTES

[The first item \(1\) on the agenda was a motion to accept the minutes of the May 22, 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 (7) yeas, (0) nays, (2) absent, that being of Mr. Michael Delatte and Mr. Michael Matherne, and (0) abstentions.

PUBLIC WISHING TO ADDRESS THE COUNCIL

[The next item \(2\) on the agenda was Mr. Wayne Serigny to discuss concerns in regards to a Parish employee.](#) *Mr. Serigny was not present.*

[Reverend Randy Bourgeois addressed the Council in detail regarding his concerns pertaining to flood zones.](#) He spoke of property obtained by the church to build new facilities, as well as a brief history of the current church they occupy. He spoke in detail regarding the matter, including the required flood elevations of the area where the new facilities were to be built. He continued to speak on the matter in detail and at length. Reverend Bourgeois posed various questions, including asking if the Parish was going to adopt new flood maps to be issued and whether the elevations would be reconsidered. President Charlotte A. Randolph stated that at the point and time when the new flood

maps came out it would be a decision either way the decision would be rather flood insurance was wanted as those maps would be the maps that would have to be accepted. Reverend Bourgeois stated that the resolution regarding the matter the elevations had to be adopted by the parishes and communities. Chairman Lasseigne stated that the Parish had no choice whether or not to adopt the new maps, but that they had had a choice to adopt advisory base flood elevations maps. He said that the advisory base flood elevation maps had been adopted by the Parish. Chairman Lasseigne then informed Reverend Bourgeois that there was to be a meeting held on June 28, 2007 where in the permanent maps would be addressed. He said that it maybe that some of the levees in the area would be recognized, but added that he would not be too optimistic. Chairman Lasseigne stated he thought that the area being spoken of by Reverend Bourgeois had previously recognized, to which Reverend Bourgeois agreed. Chairman Lasseigne continued to speak on the matter in detail. Reverend Bourgeois asked if there was any possibility of an "AR" coming into affect of a recovery, explaining that an "AR" was a recovery to regain back to another flood zone and have the levees re-certified. Chairman Lasseigne informed Reverend Bourgeois that they were being talked about. President Randolph stated that the process was through an amendment process and that an appeal would have to be gone through. She stated that the new maps were anticipated to come in by the fall. Reverend Bourgeois continued to pose various questions and detailed discussions ensued. Reverend Bourgeois concluded by asking if it was possible that he could meet with any of the Council members to which he was advised to telephone them.

EXECUTIVE SESSION

The next item (3) on the agenda was an Executive Session to discuss settlement of Nadine Gray.

[A motion was made by Mr. Mark Atzenhoffer, seconded by Mr. Phillip Gouaux, to enter into Executive Session.](#) The motion *carried unanimously* by a vote of (7) yeas, (0) nays, (1) absent, that being of Mr. Michael Delatte, and (0) abstentions. Mr. Toups asked if this Executive Session to discuss settlement could take place without the Legal Advisor being present to which affirmative responses were given. It should be noted for the record that Mr. Cullen Curole, Parish Administrator and Mr. Bernie Breaux with FARA were present in the Executive Session, and further that Chairman Lasseigne and Mr. Mark Atzenhoffer did not enter into Executive Session.

[A motion was made by Mr. Michael Matherne, seconded by Mr. Brent Callais, to reconvene the meeting. Mr. Michael Matherne offered a motion to allow FARA, third party administrator, to negotiate a waiver on receipts on claim # 531766, seconded by Mr. Phillip Gouaux.](#) The motion *carried* by a vote of (6) yeas, (0) nays, (1) absent, that being of Mr. Michael Delatte, and (2) abstentions, that being of Dr. Tommy Lasseigne and Mr. Mark Atzenhoffer.

ADMINISTRATIVE REPORT(S)

[The next item \(4\) on the agenda was the presentation of WOW candidates and the Employee of the Month for May 2007.](#) President Randolph announced that the recipients of the Wonderful Outstanding Worker (WOW) awards were Mrs. Tara LeBlanc in Purchasing and Mrs. Janette Favors with Head Start. She then announced that Mr. Gary Washington, Sr. from the Public Works Department was the Employee of the Month for May 2007.

[The next item \(5\) on the agenda was Mr. Brennan Matherne to present Buildings and Maintenance report.](#) He began his report by informing the Council that had provided a handout of his report (*attached hereto as Exhibit 1*) prior to the current meeting and he then briefly explained the same. Mr. Matherne stated that if any of the Council members had a question that they could contact him. Mr. Brent Callais inquired as to the Cut Off Walking Track, saying that he noted that it would be delayed until July. He said that the Parish had burned one pile of trees in the area, but that there was a larger pile

of trees still present. Mr. Callais stated that people were using the pile of trees as a “junk pile” as there was no one present at night. He stated that there were sofas and other things that were being thrown on top of the piles of trees. **Mr. Matherne stated that he would speak to Mr. Ray Cheramie, Department of Public Works, upon his return and would have him move on the problem. He went on to say that they would also put up a project sign, so that the public would know that the Parish would be starting work in the area.** Mr. Callais stated that the pile of trees could barely been seen at the present time because the grass was tall and **asked that this be “bulldozed”.**

The next item (6) on the agenda was a report regarding the length of time in obtaining permits. Mr. Lindel Toups stated that he had spoke to the Administration regarding this and explained that he thought that they had been having meetings with the Permit Department. He stated that he had spoken with the Permit Department on Monday (June 11, 2007). Mr. Toups voiced that the issue was not just with the Permit Department, but also with South Central Planning and Development, adding that he thought was being straightened out. He stated that he wanted to have the Administration aware of the issue, and voiced that he thought this was being worked on to try and speed the process. Chairman Lasseigne stated that he and Mr. Atzenhoffer had met with Mr. Curole for a length of times and had attempted to try and “iron” some of things out; and further that they had some proposed ordinance changes on the current meeting agenda. He stated that he had meet with South Central Planning and Development on June 11, 2007, saying that they had a couple of things that may be legitimate and some things that make for obvious problems being had. Chairman Lasseigne stated that he thought process was being made, saying that it had been known that this was not going to be a seamless transition. Mr. Curole spoke of receiving edits from South Central Planning and Development and had made some of the edits in the proposed ordinances. Chairman Lasseigne stated that the Council may want to read over the proposed ordinance changes regarding the matter before the next meeting of the Council, that being of June 26, 2007, as there would be more discussion held at that time regarding the issue. **Chairman Lasseigne stated upon Mr. Kevin Belanger’s (South Central Planning and Development) request, that he be placed on the next meeting agenda.** Mr. Curole stated that he thought important to know that the building officials’ ordinance was probably the more controversial one and that South Central Planning and Development was not necessarily in favor of it. He said that he thought that the ordinance was one that everyone needed to study, adding that he would be happy to answer any questions with regards to it.

The next item (7) on the agenda was a status report regarding proposed expropriation of the D’Arcangelo Property. Mr. Toups asked for a status on the matter, to which Mr. Curole stated that he did not currently have a report on it and voice the reasons for same. **He stated that he would check into the matter and let Mr. Toups know.** Mr. Toups stated that this had been voted on over a year prior and that as far as he was aware no one had spoken to the individuals involved. He stated that this matter had been in the hands of the District Attorney and that he had met with the individuals. Mr. Toups voiced that this would not be done by talking and that the Parish would have to do something. **He said that he would continue to put this matter on the agenda until he received an answer.** Mr. Toups stated that approximately \$800,000 had been spent on this project and it would be for nothing if the drainage could not be gotten. **He stated that he wanted the Administration to provide the Council with a report on the matter for the next meeting, that being of June 26, 2007.**

The next item (8) on the agenda was an ABFE/LRA Update:

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

Mr. Atzenhoffer requested that the report given to the Council which was provided by Mrs. Gretchen Caillouet, Grants and Economic Development, be made a part of the record and therefore is *attached hereto as Exhibit 2*. Mr. Atzenhoffer voiced his understanding of some of the Councilmen's tiredness of hearing of the issue at every meeting. He said that based on some of the information heard at the beginning of the meeting that he thought that the Council needed to be aware of the decision which was made. **Mr. Atzenhoffer stated that he would have the ABFE/LRA update be on a monthly basis and asked that the Council Clerk put the update on the agenda for the first meeting of every month.** A brief discussion ensued. Mr. Atzenhoffer stated that there had only been one change on the update, saying that a project had been removed because the match could not be met. Mr. Callais voiced his feelings that it was time to move on and that he did not mind getting the update reports and that he read them every time it was received. He said that there was no need to keep the matter on the agenda for every meeting. Mr. Callais continued to voice his feelings on the matter.

Chairman Lasseigne stated that he had requested the costs on the Charlie Wallace property. He stated that he was not sure if there was title to the project, but that he was aware of what the project was. Chairman Lasseigne stated that Mrs. Shannon Chiasson, Finance Director, had stated that they could not get the information requested from the Department of Public Works. **He said that he would ask the Administration if he could find out approximately what were the costs.** Chairman Lasseigne stated that he was not sure if the Council knew what was being spent, but that he could say that it would over \$100,000. He continued to speak about the expenses. Chairman Lasseigne stated that the Council should be able to get a cost of what was being spent and added that to be told that, "everything was being charged to Charlie Wallace" was unacceptable. He said that when something, such as a truck going from point A to point B, should be coded to a job; saying that he knew that the Parish had that capacity as Mr. Cheramie had presented a detailed analysis on the time spent on the Veterans' District. President Randolph stated that all of the dirt that was involved in building the project was donated by Raceland Sugars, which she said meant that the costs were reduced considerably. She said that the people who lived near the Intracoastal in Larose were in Lafourche and she thought they needed to be protected. President Randolph said that they had sandbagged the area for Hurricane Rita and had also sandbagged the area the year prior. She said that now the area would have permanent protection. She voiced that she did not understand the questioning of the project. Chairman Lasseigne stated that he was not questioning the project, but wanted to know the costs. Discussions ensued between President Randolph and Chairman Lasseigne regarding details of the project and the costs being requested by Chairman Lasseigne. Mr. Phillip Gouaux stated that Chairman Lasseigne should also request that the costs over the last ten (10) years for the make shift levees that had been made every time there was a threat of a storm. He said that the Parish had bought thousands of dollars of sand and visquine to make make-shift levees to protect the area. Mr. Gouaux voiced that he would say that thousands of man-hours had also been contributed, saying that should be an additional review that Chairman Lasseigne should want to see. Chairman Lasseigne voiced that all he wanted to know was what the costs were and not the merits of the project.

Mr. Brent Callais asked that the Administration prepare for the next meeting of the Council, that being of June 26, 2007, a break down of the Road Bonds, so that it could be known exactly what was spent on roads. He stated that he was aware that a lot of the road projects were over budget. Mr. Callais stated that he would like to know what was left of the funds bonded out for the project. Mr. Curole informed Mr. Callais that he was almost finished such a list, but was not quite finished it yet. A brief discussion ensued.

Mr. Gouaux voiced that since changing the meeting time to 5:00 that he would request that the "Public Wishing To Address the Council" section be moved down on the Agenda, explaining that a lot of people who wished to speak, as well as a constituent being present, could not make the 5:00 p.m. time period. Mr. Phillip Gouaux stated that he would like to give his constituent some time to address the

Council, which was seconded by Mr. Daniel Lorraine. Mr. Callais inquired as to whether a motion was needed to move the Public Wishing to Address the Council section lower on the agenda and after a brief discussion Chairman Lasseigne stated that he could move it without a motion.

[Mr. Forest Travaca, III addressed the Council in detail regarding his concerns with the Veterans Memorial Monument.](#) He explained that he had been in discussions regarding Veteran's issue regarding Heroes Parks or monuments. Mr. Travaca stated that he would share some light with the Council from the prospective of a Veteran, a Law Enforcement Officer and a former Volunteer Fireman; all three of which he said he has been. He then elaborated on the same. Mr. Travaca spoke of rumors circulating regarding law enforcement personnel or firemen having to pay to have their names or names of loved one or friends memorialized in a Veterans' Park, voicing his thoughts that it was ridiculous and atrocious. He continued to speak at length of his concerns on the issue and voiced his thoughts that a Heroes Park should be have representatives from the Citizenry, the Fire Department, Sheriff's Office and the Veterans and further that they should not co-mingle on the same plaques. Mr. Travaca asked that the Council consider that all of these individuals were heroes and that neither one nor the other should be shunned and that they should be treated equally.

ENGINEERING AND ARCHITECT REPORT(S)

[The next item \(9\) on the agenda was a status report from David Heck, P.E. regarding the Meadowland and Lake Long Drive projects.](#) *Mr. David Heck was not present.*

A report from Larry J. Picciola, Inc. was provided to the Council by a Representative for Mr. Larry Picciola.

A brief discussion then ensued as to neither Mr. David Heck, nor a representative of his, being present at the meeting. Mr. Atzenhoffer stated that a day or two (2) after the last meeting of Council, that being May 22, 2007 he had e-mailed a request that Mr. David Heck be available at the current meeting, that being the June 12, 2007 meeting, because of some concerns that he has about two (2) projects, that being Meadowlands Subdivision and Lake Long Drive. He asked if Mr. Heck had been communicated with, to which President Randolph stated yes, saying that he had been communicated with twice, not personally but with his office. Mr. Atzenhoffer stated that the Meadowland Subdivision had been paid for with the re-arrangement of the contracts and that Lake Long Drive had been reassigned in March and that both projects were "no where". He said that he would really like to fire a couple of people at the present time and a brief discussion then ensued. Mr. Atzenhoffer stated that he may have a Two-Thirds item to put on the Agenda before the end of the meeting because everyone was aware that he had wanted this information and further that he had expressed that at the last meeting of the Council. He said that he did not think it very difficult for someone to say "your project is no where and this why". Mr. Atzenhoffer stated that he did not appreciate the person being paid two (2%) percent to oversee the projects to not be present at the meeting to advise that nothing was being gotten. He voiced his feelings that both should be fired at the present meeting.

Discussion ensued regarding Mr. Picciola having representation at the current meeting. Mr. Gouaux stated that he would think that Legal Council should be sought regarding that matter and that what grounds or process was needed to assure the Contractors appear at the meetings and if they did not, what would be the next steps. Mr. Atzenhoffer continued passionately voicing in detail his frustrations over the matter. Mr. Gouaux clarified that what he was saying that if the Parish was to do something about this matter, that it should be done the right way, so that it did not "come back to bite the Parish". Mr. Atzenhoffer voiced that he understood Mr. Gouaux's concerns and then stated that he would defer any action on the matter until the Council enter into the Two-Thirds Agenda.

[Chairman Lasseigne inquired as to the LeFort By-Pass Road,](#) saying that Duplantis Design Group had presented a revised right-of-way exhibit for the project and that it had been sent to the

Administration for a right-of-way acquisition. He asked for the progress on the matter, to which Mr. Curole stated that he had the map for Chairman Lasseigne on Friday, June 8, 2007, but that they had never began a discussion on the matter and that the right-of-way people present would make contact with "him". He said that they had commented to the Administration that they had made contact with "him" four (4) to five (5) years ago, saying the last time the road was being considered for pavement. Mr. Curole stated that it was being doubted that "he" would be very interested in giving the Parish a right-of way. He went on to say that Chairman Lasseigne had suggested that he knew the individual involved and would help the Parish with regards to the matter. Mr. Curole stated that they would be contacting Chairman Lasseigne within a week or two to go and visit with the Gentleman who owned the property in question. He then advised Chairman Lasseigne that he could e-mail to him the diagram being spoken of if Chairman Lasseigne so wished. A brief discussion ensued. President Randolph then informed Chairman Lasseigne that they had had a meeting on June 12, 2007 with the Parish's Right-of-way Coordinator to see if assistance could be given.

[Mr. Joseph Picciola, II, Picciola & Associates, Inc. next reported to the Council regarding Road Sales Tax District No. 2 - Phase 4C, Ward 6-Senior Center Walking Trail and the Manchester Manor Area - Hydraulic Study.](#) He provided the Council with a written report on the matter, which he then went on to explain in detail (*attached hereto as Exhibit 3*).

[Mrs. Heather Klingman, Duplantis Design Group, reported on the Marydale Waterline project and the Gheens Pump station improvements.](#) She stated with regards to the Marydale Waterline Project that the Contractor was substantially completed. Mrs. Klingman stated that the Substantial Completion date was granted May 1, 2007, recalling to the Council that they had been granted 90 days in the first Change Order done. She explained that the 90 days had brought their contract completion date to March 3rd. Mrs. Klingman stated that the actual substantial complete was May 1st, adding that would put the Contractor over approximately 59 days. She stated that of those 59 days that there had been 10 rain days in January that were over the allotted days for rain and in the specs. Mrs. Klingman stated that they had submitted a Change Order to Council and voiced that she was not sure if it was on the current agenda or not. She explained that if the Council would grant the additional rain days, the Contractor would be left with 49 days over the contract time and would amount to \$98,000 in liquidated damages if the Council decided to assess them. Mrs. Klingman reiterated that the Contractor was complete and that punch list items were being worked on, saying that they had a punch list generated and had submitted the same. She then reported on the Gheen's Pump Station improvements, saying that at the present time that they were having surveying and geo-technical borings done. Mrs. Klingman stated that the geo-technical crew was supposed to go the area on June 12, 2007, but reported that their rig had broken down; adding that she thought the crew could go to the area on June 13, 2007. Mr. Toups inquired as to what was going to be done, to which Mrs. Klingman responded that soil borings were being taken in order to get soil capacity, so that the pilings could be designed for the station. Mr. Toups clarified that the project had not gone out for bid, to which Mrs. Klingman responded "no". Mr. Toups then asked what was taking so long, recalling that there had been a meeting approximately six months prior. Mrs. Klingman agreed that there had been a meeting and that they had submitted a proposal. She stated that they had just received the signed contract back approximately two to three weeks prior. Mr. Toups requested that the project be speeded up, saying that that pump station was in bad shape. He continued to voice his request to have this project speeded up. Discussions then ensued. Mr. Curole stated that the Change Order mentioned by Mrs. Klingman had come in after the agenda deadline and added that it should be ready for the next meeting of the Council.

[Mr. Toups stated that he a question regarding Project 3G, saying that \\$108,000 had been cut off it, and then asked if a report would be given as to what had been cut on the concrete street project.](#) President Randolph informed Mr. Toups that in some instances cracks would be sealed because it would

not require replacement. She stated that she thought that Fantastic and Robin was the two main and she then interrupted herself. Mr. Toups asked if sealing versus replacement would hold up, to which Mr. Curole stated that he thought it would give years out of what was basically a costs savings measure. He stated that he did not think that in Mr. Picciola's original thoughts was going to replace as many panels as the Engineer Mr. John Plaisance proposed to replace. A detailed discussion ensued.

Mr. Toups then inquired as to the status of the Parish hiring its own Engineer, saying that he thought a Parish Engineer could have caught the problems being incurred and saved money. Mr. Curole stated an advertisement had gone out and recently ended; and that no one had applied for the Engineer position. A discussion ensued regarding the hiring and paying of an engineer. **Mr. Callais referred to the letting total noted on Mr. Larry Picciola's report and asked if it included or did not include engineering, to which Mr. Curole stated that he would have to let Mr. Callais know.**

Mr. Callais then inquired about the Larose/Cut Off Drainage Project, saying that a Cooperative Endeavor Agreement had been done with the Drainage District. He informed Mr. Curole that the Drainage District had sent him a letter, adding that the money had never been sent. Mr. Curole stated that they would be discussing that on June 22, 2007, saying that they had received an e-mail inquiring about the same. He said that the District had never requested the money, which he was aware of. A brief discussion ensued. President Randolph then asked Mr. Callais how much money did the Drainage District appropriate for the project, to which Mr. Callais stated that he was not sure and did not know the exact amount, but would say approximately \$75,000.

[Chairman Lasseigne asked if the Ag Building was going to bid](#), to which President Randolph stated "yes" and "bids had been received". Mr. Curole stated that bids had been opened on June 7, 2007 and they had all been over bid. He stated that they would have to come back with whatever was decided to be done with it. President Randolph stated about \$100,000 to \$150,000 over bid. A brief discussion ensued.

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.*

[Next, a motion was offered by Mr. Mark Atzenhoffer, seconded by Mr. Lindel Toups to open the Public Hearing & Ordinances for Ratification.](#) The motion *carried unanimously* by a vote of (7) yeas, (0) nays, (1) absent, that being of Mr. Michael Delatte, and (0) abstentions.

PUBLIC HEARING AND ORDINANCES FOR RATIFICATION

[The next item \(10\) on the agenda was an ordinance amending Ordinance No. 3441: Lafourche Parish School Board lease of property to the Lafourche Parish Public Library; correcting Section 1 - Ordinance lease amount from \\$1.00 per year to \\$10.00 per year as stipulated in the lease.](#) 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. Mr. Toups inquired as to why the amount had gone from \$1.00 to \$10.00, to which a response that it was a correction was given by Mr. Mark Atzenhoffer. The motion *carried unanimously* by a vote of (7) yeas, (0) nays, (1) absent, that being of Mr. Michael Delatte, and (0) abstentions.

ORD. NO. 4069 AMEND ORD. NO. 3441; SCHOOL BOARD LEASE

[The next item \(11\) on the agenda was an ordinance amending Ordinance No. 1621 to reduce the Twenty \(20\) miles per hour speed limit to Fifteen \(15\) miles per hour on Coteau Lane, Ward \(6\), District \(2\), Parish of Lafourche, State of Louisiana; providing for the placement of "Speed Limit", "Speed](#)

[Checked by Radar](#)”, and [“Children at Play” signs; and providing penalties for the violations thereof.](#) Chairman Lasseigne asked three times if anyone from the public wanted to speak on the proposed ordinance. Hearing none, Chairman Lasseigne moved for a motion. A **motion** was made by Mr. Brent Callais and seconded by Mr. Mark Atzenhoffer. The motion *carried unanimously* by a vote of (7) yeas, (0) nays, (1) absent, that being of Mr. Michael Delatte, and (0) abstentions.

ORD. NO. 4070 REDUCE SPEED LIMIT; COTEAU LANE

[The next item \(12\) on the agenda was an ordinance to provide for 2007 Supplemental Appropriation Number Thirteen \(13\) for the 2007 Operations and Maintenance Budget and the 2007 Capital Budget to purchase a vehicle for the Recreation Department as provided for by Article VI of the Lafourche Parish Home Rule Charter.](#) Chairman Lasseigne asked three times if anyone from the public wanted to speak on the proposed ordinance. Hearing none, Chairman Lasseigne moved for a motion. A **motion** was made by Mr. Lindel Touns and seconded by Mr. Mark Atzenhoffer. Mr. Callais asked, “What’s the need for another vehicle in the Recreation Department?” Mr. Brennan Matherne explained in detail that when he was hired that there had been two trucks, one he said which was a lot older and the other had just been purchased. He went on to say that he and his assistant both use the vehicle often for various reasons. Mr. Matherne stated that at the time they were sharing the older recreation vehicle with the Solid Waste Department. He said that the Solid Waste Department had budgeted for a new vehicle the following year and in the mean time, while he was waiting on the following year to arrive, the vehicle broke down and was no longer useable. He explained that his Department had made do for year because they had not budgeted for a vehicle, that in the current he had intended to budget for a new vehicle, but that there had been so many recreation projects that it seemed the department could wait. Mr. Matherne stated however, due to some unforeseen circumstances in the current year and the number of projects, that it had become absolutely necessary for his Assistant to have the vehicle. He said that he and his Assistant were sharing the vehicle. He continued to speak on the matter in detail. The motion *carried* by a vote of (6) yeas, (2) nays, that being of Dr. Tommy Lasseigne and Mr. Brent Callais, (1) absent, that being of Mr. Michael Delatte, and (0) abstentions.

ORD. NO. 4071 SUPPLEMENTAL APPROPRIATION NO. 13

[The next item \(13\) on the agenda was an ordinance amending and re-enacting \(Ordinance No. 4037\) Sections 15:82\(A\)\(1\) and \(E\) of Sub-Chapter “E” of Chapter 15 of the Lafourche Parish Code of Ordinances relative to barriers across man-made canals and natural waterways; permitting requirements.](#) Chairman Lasseigne asked three times if anyone from the public wanted to speak on the proposed ordinance. Hearing none, Chairman Lasseigne moved for a motion. A **motion** was made by Mr. Phillip Gouaux and seconded by Mr. Mark Atzenhoffer. Mr. Touns asked for an explanation of the proposed ordinance. Mr. Gouaux explained that it was basically moving from the Council to Coastal Zone Management. Mr. Curole stated that it had been previously a month prior to Coastal Zone Management. He said that he had raised the concern after that by naming Coastal Zone Management having to get State and Federal approval would be triggered through the Coastal Zone Program. Mr. Curole stated that Federal Government through the State gave the Parish money for the Coastal Zone Program, but that not for the current matter. He said that what he was saying was, that instead of naming Coastal Zone Management, that they name the Department, saying that the Parish may still use the same exact person to tend to the matter, but that by getting Coastal Zone out of the name that the Parish did not have to the State and Federal Government to approve the matter. Mr. Touns clarified that a barrier could not be put across a natural waterway, to which Mr. Curole stated that the ordinance had been in place for a decade or more. A detailed discussion ensued. The motion *carried unanimously* by a vote of (7) yeas, (1) nay, that being of Mr. Daniel Lorraine, (1) absent, that being of Mr. Michael Delatte, and (0) abstentions.

ORD. NO. 4072 BARRIERS ACROSS CANALS/WATERWAYS

The next item (14) on the agenda was an ordinance removing item “D” and amending and re-enacting item “E” under Section 9:100 of Sub-Chapter “C”, Nuisance Abatement, of Chapter 9 of the Code of the Ordinances for the Lafourche Parish Council as it pertains to littering prohibited. 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. Phillip Gouaux and seconded by Mr. Mark Atzenhoffer. Mr. Gouaux requested that the matter be deferred for two weeks, saying that he had a question on some of the verbiage that he wanted legal confirmation on. Mr. Matherne stated that he had a constituent inquire as to whether this would include the throwing of the free newspaper and phone books in people’s yard. A brief discussion ensued. Mr. Phillip Gouaux offered a **motion to defer** this item, second by Mr. Lindel Touts. The motion **carried unanimously** by a vote of (8) yeas, (0) nays, (1) absent, that being of Mr. Michael Delatte, and (0) abstentions.

ORDINANCE DEFERRED

Next, a motion was offered by Mr. Mark Atzenhoffer, seconded by Mr. Brent Callais, to close the Public Hearing and Ordinances for Ratification. The motion **carried unanimously** by a vote of (8) yeas, (0) nays, (1) absent, that being of Mr. Michael Delatte, and (0) abstentions.

PROPOSED ORDINANCES

The next item (15) on the agenda was a proposed ordinance amending Section 5:99-121 of Chapter 5, Sub-Chapter B of the Lafourche Parish Code of Ordinance relative to the role of the building official within the Lafourche Parish Building Code. A **motion** was offered by Mr. Mark Atzenhoffer to introduce the above stated proposed ordinance.

PROPOSED ORDINANCE ROLE OF BUILDING OFFICIAL; BUILDING CODE

The next item (16) on the agenda was a proposed ordinance amending Sections 100 and 104 of Chapter 5, Sub-Chapter B of the Lafourche Parish Code of Ordinance relative to third party inspectors and testing requirements within the Lafourche Parish Building Code. A **motion** was offered by Mr. Mark Atzenhoffer to introduce the above stated proposed ordinance.

PROPOSED ORDINANCE 3RD PARTY INSPECTORS/TESTS REQUIREMENTS

The next item (17) on the agenda was a proposed ordinance amending Sections 108 and 113 of Chapter 5, Sub-Chapter B of the Lafourche Parish Code of Ordinance relative to permit fees and fees for violation of the Lafourche Parish Building Code. A **motion** was offered by Mr. Mark Atzenhoffer to introduce the above stated proposed ordinance.

PROPOSED ORDINANCE PERMIT FEES/VIOLATIONS OF BUILDING CODE

The next item (18) on the agenda was a proposed ordinance amending Section 5:105 of Chapter 5, Sub-Chapter B of the Lafourche Parish Code of Ordinance relative to work exempt from permits the Lafourche Parish Building Code and permit schedule. A **motion** was offered by Mr. Mark Atzenhoffer to introduce the above stated proposed ordinance.

PROPOSED ORDINANCE WORK EXEMPT FROM PERMITS; BUILDING CODE

The next item (19) on the agenda was a proposed ordinance authorizing Change Order No. 2 of the existing contract (Ordinance No. 3516) between Lafourche Parish and SWDI, LLC, adjusting the number of producer units from 29,650 to 30,465; and authorizing the Parish President to sign related documents. A **motion** was offered by Mr. Phillip Gouaux to introduce the above stated proposed ordinance.

PROPOSED ORDINANCE CHANGE ORDER NO. 2; SWDI, LLC

The next item (20) on the agenda was a proposed ordinance to provide for 2007 Supplemental Appropriation number Ten (10) for the 2007 Operations and Maintenance Budget and the 2007 Capital Budget to address Carry Forwards/De-obligations from the 2006 Budget and other necessary adjustments from the 2006 Budget 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 #10

The next item (21) on the agenda was a proposed ordinance approving the Servitude Agreement between Howie J. Guidry and Annette Berthelot Guidry 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 AGREEMENT; HOWIE/ANNETTE GUIDRY

The next item (22) on the agenda was a proposed ordinance providing a Variance from the Lafourche Parish Subdivision regulations on Shelby Estates Subdivision at Greenwood Plantation Estates, Ward (5), District (2) as recommended by the Lafourche Parish Planning Commission at their May 31, 2007 Meeting. A **motion** was offered by Mr. Michael Matherne to introduce the above stated proposed ordinance.

PROPOSED ORDINANCE VARIANCE; SHELBY ESTATES SUBDIVISION AT GREENWOOD PLANTATION ESTATES

The next item (23) on the agenda was a proposed ordinance accepting the Subdivision known as Paradise Cove Subdivision into the Parish System. A **motion** was offered by Mr. Mark Atzenhoffer to introduce the above stated proposed ordinance.

PROPOSED ORDINANCE ACCEPTING PARADISE COVE SUBDIVISION

The next item (24) on the agenda was a proposed ordinance accepting the Subdivision known as the Oak Manor Subdivision, Addendum No. 2 into the Parish System. A **motion** was offered by Mr. Mark Atzenhoffer to introduce the above stated proposed ordinance.

PROPOSED ORDINANCE ACCEPTING OAK MANOR SUBDIVISION, ADDN #2

The next item (25) on the agenda was a proposed ordinance accepting the Subdivision known as the Plaisance - Duet Lot Extensions into the Parish System. A **motion** was offered by Mr. Mark Atzenhoffer to introduce the above stated proposed ordinance.

PROPOSED ORDINANCE ACCEPTING PLAISANCE - DUET LOT EXTENSIONS

The next item (26) on the agenda was a proposed ordinance accepting the Subdivision known as the Reynolds Duet Subdivision into the Parish System. A **motion** was offered by Mr. Mark Atzenhoffer to introduce the above stated proposed ordinance.

PROPOSED ORDINANCE ACCEPTING REYNOLDS DUET SUBDIVISION

The next item (27) 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 East 148th Street in accordance with Ordinance No. 1123 which established a Fifteen (15) miles per hour speed limit on East 148th 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 ADDITIONAL SIGNAGE; EAST 148TH STREET

The next item (28) on the agenda was a proposed ordinance establishing a Ten (10) miles per hour speed limit on First Street, Ward (6), District (2), Parish of Lafourche, State of Louisiana; providing for the placement of "Speed Limit", "Speed Checked by Radar", and "Children at Play" signs; and providing penalties for the violations thereof. A **motion** was offered by Mr. Michael Matherne to introduce the above stated proposed ordinance.

PROPOSED ORDINANCE SPEED LIMIT - 10 MPH - FIRST STREET

The next item (29) on the agenda was a proposed ordinance authorizing the Parish President to sell property having been declared as surplus and belonging to the Lafourche Parish Government to the highest qualified bidder; and authorize the Parish President to sign, execute and administer associated documents. A **motion** was offered by Mr. Lindel Toups to introduce the above stated proposed

ordinance.

PROPOSED ORDINANCE

SELLING DECLARED SURPLUS PROPERTY

RESOLUTIONS

The next item (30) 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. Lindel Toups and seconded by Mr. Michael Matherne. Mr. Toups questioned how an airboat and an operator could be hired for \$150.00 a day. Mr. Curole stated that he could get Mr. Toups the information, saying this was a deal that Parish Personnel had searched for someone to do seismic inspections and this was the best price that employee found. Discussions continued. Mr. Curole spoke about difficulties being incurred with the showing of insurance coverage, but after the matter being deferred he stated the Contractor had shown proof of insurance coverage, and due to technical difficulties, that it was not recorded in its entirety. Mr. Toups continued to question the amount being charged for the running of the air boat with an operator and discussions ensued. Mr. Atzenhoffer voiced that in looking at the contract it did not specify that this included a boat. Mr. Curole stated that he did not know if the inspector had to be in an airboat as that was just the name of his company. Mr. Atzenhoffer read from the contract reading that the work to be performed by the contractor included all inspection services generally performed by contractor in contractors' usual line of business for the inspection of seismic work being performed in the southern part of Lafourche Parish. He reiterated that he did not see anything in the contract that the Parish would not have to provide him with a means of transportation not in the area. A brief discussion ensued. Mr. Gouaux spoke of proposals he had previously came up regarding work done in marshes or wet land environment that an inspection firm would be hired and then elaborated on the same. He stated that he may need to bring that proposal back up. Mr. Atzenhoffer then read from Section 19:654 Inspections of the Lafourche Parish Code of Ordinances, Sub-Paragraph (D), stating that arrangements for transportation to, from and at the work location for said Parish inspection agent shall be the responsibility of the applicant who shall bare all costs involved. He continued to briefly speak on the matter. Discussions again ensued. The motion **carried unanimously** by a vote of (7) yeas, (0) nays, (2) absent, that being of Mr. Michael Delatte and Mr. Brent Callais, and (0) abstentions.

RES. NO. 07-160 INSPECTION SERVICES OF SEISMIC EXCHANGE WORK

The next item (31) on the agenda was a resolution approving a Transfer of Appropriation for the purpose of funding the remaining portion of renovations to the Ferd H. Block building; and authorizing the Parish President to sign, execute and administer said transfers. A **motion** was made by Mr. Michael Matherne and seconded by Mr. Mark Atzenhoffer. The motion **carried unanimously** by a vote of (7) yeas, (0) nays, (2) absent, that being of Mr. Michael Delatte and Mr. Brent Callais, and (0) abstentions.

RES. NO. 07-161 TRANSFER; FERD H. BLOCK BUILDING RENOVATIONS

The next item (32) on the agenda was a resolution accepting the Low Bid and Change Order No. 1 of Byron Talbot Contractors for the project entitled "2005 Series, Road Sales Tax District No. 3, Road Improvements, Phase 3G - Concrete Streets" in the amount of Eight Hundred Ninety-Seven Thousand, Seven Hundred Forty-Nine and 00/xx (\$897,749); and authorizing the Parish President to sign, execute and administer all associated documents. A **motion** was made by Mr. Lindel Toups and seconded by Mr. Michael Matherne. The motion **carried unanimously** by a vote of (7) yeas, (0) nays, (2) absent, that being of Mr. Michael Delatte and Mr. Brent Callais, and (0) abstentions.

RES. NO. 07-162 ACCEPT LOW BID & C.O. # 1; R.S.T.D#3, PHASE 3G

The next item (33) on the agenda was a resolution approving the purchase of a vehicle for the Recreation Department and awarding the bid to the lowest qualified bidder in an amount not to exceed nineteen thousand, one hundred eighty-eight (\$19,188.00), plus all applicable fees associated with the purchase; and authorizing the Parish President to sign, execute and administer all associated documents.

A **motion** was made by Mr. Lindel Toups and seconded by Mr. Mark Atzenhoffer. Mr. Gouaux clarified that the budget had been amended and a brief discussion ensued. Chairman Lasseigne asked why the particular vehicle looking to be purchased was being gotten, and Mr. Brennan Matherne explained the same in detail. Chairman Lasseigne asked why not wait to get something normal and Mr. Brennan Matherne stated that was up to the Council and then spoke about what would have to be done if the matter was voted down. Mr. Brennan Matherne continued to speak in detail of the need for the vehicle and timing of the purchasing of the same. Mr. Curole stated that he thought the answer to Chairman Lasseigne's question was that it was the beginning of the summertime and that was when the vehicle was that much more needed. He went on to say that the State purchasing would not be available again until August or September, saying that was the cycle of the State purchasing process. He continued to speak on the matter. Detailed discussions then began regarding other vehicles obtained by the Parish and/or had by the State and their current dispositions. The motion *carried* by a vote of (6) yeas, (2) nays, that being of Dr. Tommy Lasseigne and Mr. Brent Callais, (1) absent, that being of Mr. Michael Delatte, and (0) abstentions.

RES. NO. 07-163 PURCHASING VEHICLE; RECREATION DEPARTMENT

The next item (34) on the agenda was a resolution approving the 2007/2008 Contract with the Louisiana Department of Labor to have the LAT Workforce Investment Board, Inc. provide services to youth, adult and dislocated workers in Lafourche, Assumption and Terrebonne; and authorizing the Parish President to sign, execute and administer contract and associated documents and amendments. A **motion** was made by Mr. Mark Atzenhoffer and seconded by Mr. Lindel Toups. The motion *carried unanimously* by a vote of (8) yeas, (0) nays, (1) absent, that being of Mr. Michael Delatte, and (0) abstentions.

RES. NO. 07-164 2007/2008 CONTRACT; LA. DEPT. OF LABOR - LAT WORKFORCE

The next item (35) on the agenda was a resolution approving a Memorandum of Understanding between Southern University LA Asset Building Initiative and Lafourche Parish Government office of Community Action. This agreement details a cooperative partnership related to Louisiana Asset Building Initiative match savings program. A **motion** was made by Mr. Mark Atzenhoffer and seconded by Mr. Michael Matherne. The motion *carried unanimously* by a vote of (8) yeas, (0) nays, (1) absent, that being of Mr. Michael Delatte, and (0) abstentions.

RES. NO. 07-165 MEMO OF UNDERSTANDING; SOUTHERN UNIVERSITY LA ASSET

The next item (36) on the agenda was a resolution approving an Intergovernmental Agreement between the North Lafourche Conservation, Levee & Drainage District (NLCLDD) and Lafourche Parish Government; and authorizing the Parish President to sign, execute and administer said agreement and any and all related documents. A **motion** was made by Mr. Michael Matherne and seconded by Mr. Mark Atzenhoffer. Mr. Lorraine requested that this item be explained and then asked if the Parish would be paying for maintenance to equipment bought by the District. President Randolph stated that they had adjusted that down considerably. Mr. Callais stated that he was aware that when the Drainage District bought equipment, that it was donated to the Parish, and it became Parish equipment, and then asked if that would take place in the current matter or would the Drainage District own it, to which Mr. Gouaux stated that it would be owned by the District. Mr. Callais clarified that the Drainage District would own the equipment and that it was not Parish equipment. Mr. Curole stated that what was said was that routine maintenance would be conducted by and he then interrupted himself by saying that the responsibility of the Parish, but that major repairs, other than routine maintenance, would be the Levee District. Chairman Lasseigne asked what would be the cost, to which President Randolph voiced that it would cost approximately \$300,000 to \$400,000 a year and voiced her reasons for saying the same. She stated that the actual piece of equipment being spoken about was a million dollar piece of equipment that could work anywhere in the Parish. Discussions then began as to where the equipment could be and could not be used in the Parish. Detailed and lengthy discussions ensued regarding the equipment

looking to be purchased as being too large to work in some parts of the Parish, the purchasing of smaller equipment and the possibility of changes of work schedules. During the detailed discussion, Mr. Toups inquired as to whether Mr. Ray Cheramie, Department of Public Works, agreed with the purchasing of the equipment, to which President Randolph stated that Mr. Cheramie was the one who said that a smaller piece of equipment may be more flexible. Discussions continued. Mr. Callais stated that on Friday, June 8, 2007 the South Lafourche Levee District had gotten a new dragline excavator and had hired two (2) employees who would work a seven and seven shift. He said that the District had also purchased a pick up truck to keep on the Levee to do fuel runs, so that work could be done around the clock. Mr. Callais said that he thought the same offer should be opened to the South Lafourche Levee District as was being done with the North Lafourche District, saying that if two new employees were already hired, a \$1.2 million dollar piece of equipment and a \$20,000 truck with employees working seven days a week, that "what's good for the goose, it's good for the gander". He continued to voice his reasons for saying that same offer should be made to the South Lafourche Levee District. Mr. Atzenhoffer asked where the piece of equipment looking to be purchased was slated to begin working at, to which President Randolph responded probably Larose to Lockport. She went on to say that this was the same agreement that was had with the District's piece of equipment that had been working in Bayou Blue and also the Parish paid the fuel for the South Lafourche Levee District and the pump stations as well. Mr. Atzenhoffer stated that the long reach excavator that the Parish had purchased was dedicating a line item on the budget so that it could be purchased. He said that he had asked where the piece of equipment looking to be purchased would begin working at because he said where it will start is where it would finish, saying that it would be a two or three year project. Mr. Atzenhoffer continued to speak on the matter, including stating that the piece of equipment looking to be purchased could not be moved around for any other job and that it would be in one spot for the next two or three years. He said that if the piece of equipment was too large for what was needed, then he would not think the prudent thing would be being done by approving the contract. He continued to speak on the matter in detail, including speaking about soil composition, concerns of Mr. Ray Cheramie and the size of the equipment, as well as stating his reasons as to why this matter should be voted down. Mr. Matherne asked who would direct the use of the equipment, to which President Randolph stated that it would be the Parish for the most part, saying that the Levee District did not have employees and therefore this would be under the Department of Public Works' charge. Chairman Lasseigne then read Section IV *Utilization* of the agreement stating that the Drainage District and the Parish agreed that all decisions concerning the utilization of the above-described equipment on any and all projects would be made on a priority basis, as a joint venture between the Drainage District and the Parish, with input from both the project priority committee of the Drainage District and the Parish's Public Works Director or his designee, but that it also stated that however the final decision concerning utilization of the equipment on any and all projects would be made solely at the discretion of the Drainage District. Mr. Toups voiced his feelings that he thought this matter should be waited on and asked President Randolph if they were given more time if they could re-negotiate the matter to come back with a better deal for the Parish. President Randolph stated that they had been negotiating for approximately six months and then mentioned that the District was holding a Special Meeting scheduled for June 13, 2007. She also stated that she thought the clause being spoken of in the agreement had been removed. Discussions ensued in regards to deferring this item, the size of the piece of equipment in question, and with various Council Members voicing their thoughts on the matter. President Randolph stated that Mr. Callais had mentioned that the South Lafourche Levee District purchasing a machine at half of the price and at half of the capacity, saying that if they deemed it sufficient at that size to increase the size of the South Lafourche Levees, then she would think the Parish would be better off asking for two. She continued to speak briefly on the matter. **Mr. Callais recommended that since this matter was to be deferred, in order for**

further discussions, he would recommend that the Administration contact the South Lafourche Levee District and find out what could be done. He said that with the current piece of equipment that the Parish would be paying for the majority of it, but if the Parish could help the Levee District paying half of any employee or paying an employee or fuel anything. He said that the better everyone worked together, the better it would be for the Citizens. **Mr. Callais stated to contact the South Lafourche Levee District and Mr. Curole to find out if the agreement could be amended to include both Districts.** Mr. Gouaux explained in detail the reasons as to why some of the Members of the District had voiced why the equipment being suggested was being suggested. He said that he thought it wise to speak to the District to make sure the piece of equipment could be used all over the Parish, mentioning that it would have to be disassembled to move it around the Parish. Mr. Gouaux continued to speak on the matter in detail. Mr. Mark Atzenhoffer *removed* his second, and Mr. Michael Matherne *removed* his motion. Mr. Lindel Toups offered a **motion to defer** and was seconded by Mr. Mark Atzenhoffer. The motion **carried** by a vote of (7) yeas, (1) nay, that being of Mr. Phillip Gouaux, (1) absent, that being of Mr. Michael Delatte, and (0) abstentions. **RESOLUTION DEFERRED**

The next item (37) on the agenda was a resolution authorizing the Parish President to remove the Gheens Facilities Improvements Project from the project lists within the Lafourche Parish 2007 Capital Budget and approving a Transfer of Appropriation back to the Recreation Fund (Fund 110) to fund the project as a grant. A **motion** was made by Mr. Lindel Toups and seconded by Mr. Mark Atzenhoffer. The motion **carried unanimously** by a vote of (8) yeas, (0) nays, (1) absent, that being of Mr. Michael Delatte, and (0) abstentions.

RES. NO. 07-166 REMOVING GHEENS FACILITIES IMPROVEMENT PROJECT

The next item (38) on the agenda was a resolution requesting an Opinion from the Lafourche Parish District Attorney to determine whether or not the Lafourche Parish Council can pass an Ordinance prohibiting the use of Jake brakes in residential areas of Lafourche Parish. A **motion** was made by Mr. Phillip Gouaux and seconded by Mr. Lindel Toups. The motion **carried unanimously** by a vote of (8) yeas, (0) nays, (1) absent, that being of Mr. Michael Delatte, and (0) abstentions.

RES. NO. 07-167 D.A. OPINION; ORDINANCE PROHIBITING JAKE BRAKES

The next item (39) on the agenda was a resolution requesting the Louisiana Department of Transportation and Development (LADOTD) research methods of straightening the curve entering the town of Lockport traveling South on Louisiana Highway 1. A **motion** was made by Mr. Lindel Toups and seconded by Mr. Phillip Gouaux. Mr. Toups spoke of the amount of wrecks being had in the area and the area's location. He went on to state that had spoken to Senator Dupre and stated that he had said that it was possible that the land could be purchased to straighten the curve out. Mr. Toups said that Senator Dupre had stated that he would also work on it. The motion **carried unanimously** by a vote of (8) yeas, (0) nays, (1) absent, that being of Mr. Michael Delatte, and (0) abstentions.

RES. NO. 07-168 LA DOTD; STRAIGHTEN CURVE ENTERING LOCKPORT

The next item (40) on the agenda was a resolution requesting the Louisiana Department of Transportation and Development (LADOTD) to clean-out road side ditches along Louisiana Highway 3185 to assist with badly needed drainage. A **motion** was made by Mr. Michael Matherne and seconded by Mr. Mark Atzenhoffer. The motion **carried unanimously** by a vote of (8) yeas, (0) nays, (1) absent, that being of Mr. Michael Delatte, and (0) abstentions.

RES. NO. 07-169 LA DOTD; CLEAN OUT LA HWY. 3185 - ROAD SIDE DITCHES

The next item (41) on the agenda was a resolution requesting the Louisiana Department of Transportation and Development (LADOTD) to designate a "No Passing" zone on Louisiana Highway 316 from Louisiana Highway 182 to Evangeline Street Ward (11), District (5) of Lafourche Parish, State of Louisiana. A **motion** was made by Mr. Mark Atzenhoffer and seconded by Mr. Phillip Gouaux. The motion **carried unanimously** by a vote of (8) yeas, (0) nays, (1) absent, that being of Mr. Michael Delatte, and (0) abstentions.

RES. NO. 07-170 LA. DOTD; NO PASSING ZONE, LA. HWY. 316

The next item (42) on the agenda was a resolution amending Resolution No. 07-146 requesting that the Lafourche Parish Council approve and authorize the Library to settle claim #9370 for a total of \$9,660.75 \$10,024.75; to include salvage revenue of \$1,200.00. A **motion** was made by Mr. Lindel Toups and seconded by Mr. Michael Matherne. Mr. Atzenhoffer abstained and stated his reasons for the same. The motion *carried* by a vote of (6) yeas, (0) nays, (1) absent, that being of Mr. Michael Delatte, and (2) abstentions, that being of Dr. Tommy Lasseigne and Mr. Mark Atzenhoffer.

RES. NO. 07-171 AMEND RES. NO. 07-146; LIBRARY SETTLEMENT AMOUNT

The next item (43) on the agenda was a resolution authorizing the Director of the Lafourche Parish Public Library to apply for a Grant from the Louisiana Decentralized Arts Funding Program for the fiscal year 2008 for the project entitled “Be A Star – Read”. A **motion** was made by Mr. Phillip Gouaux and seconded by Mr. Michael Matherne. The motion *carried unanimously* by a vote of (8) yeas, (0) nays, (1) absent, that being of Mr. Michael Delatte, and (0) abstentions.

RES. NO. 07-172 AUTHORIZE APPLICATION; LIBRARY GRANT

MOTIONS

The next item (44) on the agenda was a motion to appoint an Official Journal for the Lafourche Parish Council for the period of July 1, 2007 to June 30, 2008. A **motion** was made by Mr. Phillip Gouaux and seconded by Mr. Mark Atzenhoffer. Discussions began as to no quotes being submitted for this matter. Mr. Mark Atzenhoffer offered a **motion** that the “lafourchegov.org” parish website be the Official Journal for Lafourche Parish, as no bids had been received for the work, seconded by Mr. Phillip Gouaux. Discussions then began as to whether this matter had been advertised and as to whether the matter was legal. Mr. Atzenhoffer voiced that State Law stated that if there is none available, and then a website could be used, adding that no one had submitted a bid. He stated that he realized that there was one entity that fit the requirements, but if they did not submit a bid (and was then interrupted by Mr. Toups who suggested amending the motion to check with the legal advisor in order to make sure it is legal). Discussions continued on the matter. Mr. Atzenhoffer then voiced his thoughts on the current Official Journal of the Council. He stated that this was advertised and no one responded. Discussions continued. Mr. Gouaux stated that this matter should be deferred until a legal opinion could be gotten from the Legal Advisor. Mr. Atzenhoffer stated that if that was done, that he would strongly urge that the Council did not take any further bids because the time period was over, saying it would not take anything now for someone to advise an entity that they had not submitted any bids. Discussions continued. Mr. Matherne then spoke of his concerns regarding not having a hard copy of the Official Journal. He spoke of advantages of having things archived and hard copied and in the newspaper. Mr. Matherne voiced that the Libraries were not constantly opened to access the website for persons who did not have a computer, but that a newspaper box could be gone to. Mr. Matherne continued to voice his thoughts on the matter, stating that he thought the right thing to do was to get the only qualifying newspaper, which he said was the Daily Comet. Detailed discussions ensued. Clarification was sought as to what the motion to be voted on was, to which Mr. Atzenhoffer stated that since there had been no bids received to appoint the Official Parish Website, that being lafourchegov.org, as the Official Journal for Lafourche Parish. Discussions continued. The motion *failed* by a vote of (2) yeas; (6) nays, that being of Mr. Tyrone Williams, Mr. Michael Matherne, Mr. Lindel Toups, Mr. Phillip Gouaux, Mr. Brent Callais and Mr. Daniel Lorraine; (1) absent, that being of Mr. Michael Delatte; and (0) abstentions. Mr. Phillip Gouaux offered a **motion to request a Legal Opinion on how to proceed with the matter since the Council was mandated by Law to have an Official Journal and have not received any quotes** and seconded by Mr. Brent Callais. The motion *carried* by a vote of (7) yeas, (1) nay, that being of Mr. Mark Atzenhoffer, (1) absent, that being of Mr. Michael Delatte, and (0) abstentions.

RES. NO. 07-173 DA OPINION; OFFICIAL JOURNAL MATTER

DISCUSSIONS

[The next item \(45\) on the agenda was a discussion concerning the elevation of five \(5\) mobile homes on the south side of the South Lafourche Levee System.](#) Mr. Lorraine stated that it had been requested previously that power and/or utilities would be turned off as these mobile homes were illegally placed, saying that three of the mobile homes were located under the bridge and two were on Louisiana Highway 1. He then asked if the electricity was still on, to which President Randolph stated that three Mobile homes under the bridge were scheduled for expropriation by the State and therefore would be removed. She said that the Attorney for the landowners had sent a letter requesting for additional days, but that the mobile homes were being moved anyway, adding that she thought that Mr. Lorraine had a copy of that letter. President Randolph went on to say that she had received a letter from the owner of the other two mobile homes and that the matter was being studied. Mr. Lorraine stated that the mobile homes would be being moved because the State was expropriating the property and that that was not an excuse. He then spoke in depth and detail as to how for two years the mobile homes had been illegally placed, jeopardizing the flood insurance for the Parish. Mr. Lorraine continued to speak on the matter in detail and at length; and some times a heated discussion ensued, including Mr. Lorraine reading from a letter received from “Mr. Vizier”. He mentioned that there weren’t any elevation certificates or Board of Health approvals. Mr. Lorraine explained that there were three main things which were needed when applying for a permit: a property description, elevation certificate, and Board of Health approval. He asked why was the elevation certificate not present in the current case, mentioning maybe it was because it was in a flood zone and that the mobile home was placed at two feet high. Mr. Lorraine continued to speak in detail on the matter. Mr. Lorraine voiced that he thought the power needed to be turned off at the mobile homes who had not complied. He continued to speak on the matter, stating that he had sent this matter to FEMA and that nothing had been done. He continued speaking briefly on the matter. Mr. Gouaux stated that he had never called FEMA as Mr. Lorraine had previously stated. He then spoke about variances approved by previous Councils and then voiced his frustration on the matter. Discussions then continued.

[The next item \(46\) on the agenda was a discussion regarding Eagle Island Road.](#) Mr. Toups stated that part of Eagle Island Road, where residents lived, was a public road; and he then asked what was going to be done about the situation. He said that the Parish maintains the road and asked if the Parish would or would not be blacktopping the roads. President Randolph stated that the Legal Advisor had given an Opinion on Eagle Island Road and that she could give Mr. Toups a copy of the same. A brief discussion ensued as to what the Legal Opinion was; including President Randolph stating that access to the road was through private property. Mr. Toups stated that where the residents lived, was a public road and they paid taxes. Mr. Toups stated that matter needed an answer once and for all, and also spoke of the residents being concerned about the matter. President Randolph stated that the Legal Advisor had met with the Residents of Eagle Island Road and have advised of his Opinion. Mr. Matherne asked why the road could not be given, to which Mr. Toups responded the owner did not want to. Discussions continued. **Mr. Toups stated that he needed an answer to his question and would appreciate the Administration getting it to him.**

[The next item \(47\) on the agenda was a discussion concerning cement ditch in Lockport Heights.](#) Mr. Toups stated that he had been trying to get this ditch dug for some time and then explained that a million dollars had been spent on this ditch and where it was located. He said that trees were growing in the ditch and that if something was not done soon the ditch would be lost. Mr. Toups stated that the cement would start cracking. He said that he had looked into the matter and that he thought there was a way to wash the ditch out or put a small machine in it to clean it out. He stated that he had spoken to the Parish Field Office about the ditch and to some of the workers. Mr. Toups stated that he had been

putting in Work Orders and added that he thought something needed to be done or that the Parish would lose the project. Mr. Toups continued to voice his concerns with the damage being done to the ditch. **He requested that the Administration look into the matter.**

The next item (48) on the agenda was a discussion concerning Home Rule Charter changes; wording of the ballot; effective date of changes, etc. Chairman Lasseigne asked if the Council could communicate with the Bond Attorney, saying that it seemed that was the person who was waiting on the Council to tell them exact wording, etc... He continued to question whether the Council could speak to the Bond Attorney. President Randolph stated that she thought that the Council Clerk was communicating with the Bond Attorney. Chairman Lasseigne stated that the Council Clerk was saying that the Council needed to have the exact wording that they wanted and to get it to the Bond Attorney. President Randolph stated that she thought it was fairly simple to submit what the Council wanted to the Bond Attorney and that they would turn it into a legal document. She said to e-mail what was wanted to the Bond attorney and that they would include it on the ballot. Mr. Gouaux stated that he thought a public meeting was going to be held on the verbiage and on the changes. He voiced that a Public Hearing was needed to find out what the public thought of it. Mr. Gouaux stated that he thought that a public meeting was going to take place and what the discussions had been. Chairman Lasseigne stated that he did not mind having a Public Hearing and that there had to be a Public Hearing because the changes would be done by Ordinance. He voiced that he did not want to run out of time for some of the proposed changes. Mr. Curole stated that he thought that the Council had passed Resolutions saying what they had wanted the changes to be. Chairman Lasseigne stated what he wanted to know was who was “running” with that. Mr. Curole stated that the Bond Attorney had been contacted and the Bond Attorney had contacted the Council Clerk. He voiced that he had not heard that there were any problems with the process, saying that the verbiage had come from the Resolutions of the Councilmen to work with the Council Clerk to put them into Ordinance form. Mr. Lorraine stated that he thought Mr. Curole was correct and that as a group the Council had voted on the Resolutions and that they should be sent to the Bonding Attorney to have them put into Ordinance form and have it come back to the Council. He said then a public hearing would be held when the Ordinances were presented and also that amendments could be made. **Mr. Matherne suggested that Chairman Lasseigne, the Council Clerk, President Randolph, and Mr. Curole should have a meeting with the Bond Attorney the week of June 18, 2007 and to then advise the Council what was best.**

Chairman Lasseigne stated that there were individuals who he would allow to address the Council, stating that they had arrived late.

Mrs. Deon Brown addressed the Council in detail regarding the Community of Rita. She spoke in regards to Community meetings which were held and attendees of the meetings. Mrs. Brown said that several efforts had been made, but that more help was needed. She spoke of the area still having several abandoned structures, abandoned properties, and junk in the area. Mrs. Brown spoke of the structural un-safeness of the abandoned buildings, as well as them posing a fire hazard and being a place for rodent and insect infestation, which she said caused a health nuisance to their Community. Mrs. Brown continued to speak in detail of the condition of the area and asked that this all be removed. Mr. Toups stated that a “clean-up day” had been held in the Community of Rita approximately a year ago and a lot of trash had been picked up. He said that the Parish Prisoners had been present to assist, but that the Sheriff’s Office had stopped the clean up process, advising that what was being done could not be done. Mr. Toups stated that the Legal Advisor had made an Opinion that it was illegal for the Parish to clean up old trailers that were on private property. He said that the area was a mess and needed to be cleaned up; adding that he wished that there was some sort of way to help this Community. Mr. Toups

continued to speak of their efforts to have another clean-up day. Mr. Gouaux stated that there was now the Nuisance Ordinance to go through, briefly explained the process, and then voiced that was what needed to be looked at. Mr. Gouaux continued to speak on the matter in detail. President Randolph stated that some of the properties of the area being spoken of had already been reported. Detailed discussions ensued.

Mr. Sylvester Spears next addressed the Council regarding the matter and explained the problems being incurred, as well as the mentioning of assistance he had received from some of the Councilmen. He said it seemed as though assessments had to be done on the properties, saying that a lot of owners lived out of town and left the Community. Mr. Spears expressed that it could not be said to just go on the properties and clean it up. Mr. Spears continued to speak of the number of people owning a piece of property living out of town and that being the current problem. He stated that another problem was that there were residents who kept adding junk to their properties. Mr. Spears spoke of his efforts to try and get something done, adding that it seemed to him that that pressure was needed to be put on the residents in the area to clean up. He continued to passionately speak on the matter in detail and at length, as well as speaking of the efforts which were made to clean up the area. Chairman Lasseigne asked if this matter had been addressed with the certified letters process of the Nuisance Ordinance. Mr. Gouaux stated that he had been actively involved in the issue and explained that what had happened with the ordinance passed was that there had been problems with the Parish workers with regards to interpretation. He explained that approximately two months prior that an Attorney had been hired to come in and assist with the legal aspects of the ordinance. Mr. Gouaux voiced that two months was a relatively short period of time for things to get moving and that there was two people doing the job. He voiced that he thought that the matter was moving forward and that he thought that in cases such as being spoken about, that once there was a legal procedure, then it would be like a “domino effect” and would start happening rather quickly. He continued to speak on the matter. Detailed discussions ensued, with various Councilmen voicing their thoughts and concerns on the matter and the Nuisance Ordinance. President Randolph spoke of the progress that has been made to date, as well as the slowness of the process. Detailed and lengthy discussions continued.

Mr. Jayce Triplett, next addressed the Council in detail regarding his concerns on the issues regarding the Community of Rita.

A motion was offered by Mr. Mark Atzenhoffer, seconded by Mr. Daniel Lorraine, to open a Two-Thirds Agenda. The motion *carried unanimously* by a vote of (8) yeas, (0) nays, (1) absent, that being of Mr. Michael Delatte, and (0) abstentions.

TWO-THIRDS AGENDA

The first item (1) on the Two-Thirds Agenda was a proposed ordinance approving the holding of an election in Recreation District No. 11 of the Parish of Lafourche, State of Louisiana, on Saturday, October 20, 2007, to authorize the levy of a special tax therein. A **motion** was offered by Mr. Mark Atzenhoffer to introduce the proposed ordinance.

PROPOSED ORDINANCE ELECTION; RECREATION DISTRICT NO. 11

The next item (2) on the Two-Thirds Agenda was a resolution requesting that the Administration provide for an amendment to the Contract provided by Resolution 04-229 which would provide for the termination of Larry J. Picciola, Inc., after completion of Thirteen Million, Five Hundred Thousand dollars (\$13,500,000) in Road Projects in Road Sales Tax District 3, 5, and 6 where Larry J. Picciola, Inc. provided supervision and oversight of the Parish’s road construction and authorizing the Parish President to sign, execute and administer said document(s). A **motion** was made by Mr. Mark Atzenhoffer and seconded by Mr. Brent Callais. President Randolph asked why, to which Chairman

Lasseigne stated because the letter received from the Legal Advisor regarding the matter stated that there was no term. He said that it was his understanding that Mr. Picciola would get two percent (2%) of the \$13.3 million dollars that would be the approximate net proceeds from the \$15 million dollar bond issue. He said that he did not think that anyone ever intended it to be, if there was to be \$100 million dollars of road, which this would go into perpetuity. President Randolph stated that she had the Legal Advisor's Opinion and that it did not suggest that it be terminated. She said that the Opinion suggested that they identify the streets involved in the project so that would actually put an end time on the contract. Chairman Lasseigne stated that the Legal Advisor had advised that that was one avenue, and added that they had been trying to get a list of the streets, but that they had not. He said that he was requesting that this matter be addressed. Chairman Lasseigne stated the Parish did not have oversight provided for Road Sales Tax District No. 2. He said that everyone knew what the intent of the matter was and that it was time for this to be done. Chairman Lasseigne continued to voice his thoughts on the matter and then elaborated on the same, adding that a termination date was needed. President Randolph stated that the Engineer in question had been asked to attend the June 12, 2007 meeting and that he had not attended. She said that she thought that there was some validity to the fact that there needed to be some oversight. A brief discussion ensued as to whom the Engineer being spoken of was, that being Mr. David Heck, and as to why he had not attended. Chairman Lasseigne stated that he was not speaking of Mr. Heck and that a term was needed on the Contract. Mr. Toups stated that then if it wanted to be redone, it could be redone; to which Chairman Lasseigne stated that the Council could indeed approve another one and that he did not understand not having a term. He then said that the Contract had to end. President Randolph voiced her understanding of Chairman Lasseigne's request and then asked, "But why the \$13.5 million dollar figure?" Chairman Lasseigne replied, that if the original resolution was read, that it said that the proceeds from the \$15 million dollars in the bond issues; and that the proceeds from the \$15 million dollars bond issue would be approximately \$13.5 million dollars. Chairman Lasseigne continued by saying that what was the Council had understood, and that it was clear, that would be the term. He said because the Council had approved a contract with no contract attached and some addendums that were not attached, which he said the Legal Advisor had been trying to obtain the addendums with the streets and not received them; and he was then interrupted by President Randolph who stated that the Legal Advisor had indeed received the street lists. Chairman Lasseigne stated that there still was no term and that he was suggesting that the term should be the \$13.5 million and after that if the same engineer or another engineer wanted to be given a contract that it be re-done. Mr. Lorraine stated that the Parish had bonded out \$15 million, that there was presently \$13.5 million, and then asked if the projects were not up to \$19 million dollars. He questioned that if the Parish was up to \$19 million dollars, where had the other \$6 million dollars come from. A brief discussion ensued as to that issue being different from the current one. **Mr. Lorraine stated that he would that issue on the next agenda.** Mr. Gouaux stated that he thought that oversight was needed. He said that he had not voted for it specifically because of one engineer doing work, but had voted for it because oversight was needed to try and reduce costs. He voiced that it was understandable that if someone was to get a percentage of what a job costs, that it would be engineered in such a way to maximize money. Mr. Gouaux stated that he had agreed that a termination clause was needed in the contract, but that as long as there were road projects going on that oversight was needed from one Engineer. He continued to voice his thoughts on the matter and a brief discussion ensued. Mr. Gouaux then spoke of the obtaining of a Parish Engineer and that if that was to happen, then that would be when the current contract should be eliminated. Chairman Lasseigne stated that a Parish Engineer would not be hired offering what a carpenter could make, but that for \$270,000 for the last two years that he thought the Parish could have gotten an Engineer that could have overseen all of the Road Projects, some levees, pumps and other things. He said that he was saying that this needed to stop somewhere, that it was his understanding (and he thought most of the Council understands) that what he was suggesting was where the contract would stop when

it was initiated. Chairman Lasseigne continued to speak on the matter. Mr. Gouaux stated that the Parish would ultimately pay two percent (2%) of the project toward inspection, no matter who was doing it, and that he thought that Mr. Picciola had done a decent job. He said that as long as the money was there and the projects were moving, then interrupted himself by saying that he agreed with earlier statements that Road Sales Tax District No.2 was paying, that the two percent (2%) being paid should be being paid to someone that was doing oversight on the projects. Mr. Curole stated that barring any different direction from the Parish President, that it was intentions to bring an amendment to the Council basically following the Legal Advisor's advice, which he said in no manner, mentioned a \$13.5 million dollar figure. He said that it was his intention to bring an amendment, based on the direction and guidance of the Legal Advisor, adding that the current resolution was not necessary and not in line with the Legal Advisor's recommendation. Mr. Atzenhoffer clarified that this issue was not about Road Sales Tax District No. 2, Mr. Larry Picciola, his contract or the increased costs. He said that this issue was about one Councilman's recommendation to put an end to a contract, asking how did the contract terminate. Mr. Atzenhoffer stated that the Home Rule Charter was very specific in that open-ended contracts could not be made and that at the current time the contract in question was open-ended. He said that he thought it prudent for the Council to put some ending clauses in the contract. Mr. Atzenhoffer stated that Mr. Curole had said that he would, and that was great, but that he could also take the resolution being discussed, roll it up, and throw in the trash can because it was a resolution and did not have the effect and force of law. He said that the resolution did say that this is what the Council has said and that they believe it should be part of the determination to the end of the contract. Mr. Atzenhoffer continued to speak on the matter. Mr. Matherne asked if the percentage of the \$13.5 million dollar amount was currently over at the present time, and a brief discussion ensued. **Mr. Matherne asked that the Administration be allowed to come back with a suggestion to fix the problem.** The motion *carried* by a vote of (5) yeas; (3) nays, that being of Mr. Michael Matherne, Mr. Phillip Gouaux and Mr. Tyrone Williams; (1) absent, that being of Mr. Michael Delatte; and (0) abstentions.

RES. NO. 07-174 AMEND CONTRACT; ROAD PROJECTS - RSTD#'S. 3, 5 & 6

[The next item \(3\) on the Two-Thirds Agenda was a resolution approving Change Order No. 2 to Thomassie Construction, Inc. as an increase in contract price by \\$4,576.91; and authorizing the Parish President to sign execute and administer said change order.](#) A **motion** was made by Mr. Michael Matherne and seconded by Mr. Phillip Gouaux. A brief discussion ensued as to whether this was a Change Order for the Ferd H. Block Building and the mentioning that there not being any Change rders on that project. The motion *carried unanimously* by a vote of (8) yeas, (0) nays, (1) absent, that being of Mr. Michael Delatte, and (0) abstentions.

RES. NO. 07-175 APPROVE C.O. #2; THOMASSIE CONSTRUCTION, INC.

[The next item \(4\) on the Two-Thirds agenda was a resolution requesting the Administration and the Department of Public Works to begin the process of digging/cleaning the twenty \(20\) Arpent Canal from Valentine to the Brenton Canal.](#) A **motion** was made by Mr. Brent Callais and seconded by Mr. Mark Atzenhoffer. Mr. Brent Callais offered an **amendment** to delete ~~Valentine~~ and insert Valerie, and to delete ~~Brenton~~ Canal and insert Breton Canal, seconded by Mr. Mark Atzenhoffer. The motion *carried unanimously* by a vote of (8) yeas, (0) nays, (1) absent, that being of Mr. Michael Delatte, and (0) abstentions. The motion as amended *carried unanimously* by a vote of (8) yeas, (0) nays, (1) absent, that being of Mr. Michael Delatte, and (0) abstentions.

RES. NO. 07-176 BEGIN DIGGING/CLEANING OF 20 ARPENT CANAL

[The next item \(5\) on the Two-Thirds Agenda was a resolution to terminate the contracts with David Heck, P.E. and Larry Picciola, Inc. on June 28, 2007 unless they appear at the Lafourche Parish](#)

[Council meeting on June 26, 2007.](#) A **motion** was made by Mr. Mark Atzenhoffer and seconded by Mr. Brent Callais. Mr. Toups asked if the individuals named would attend the meeting, if they would keep their jobs, to which Mr. Atzenhoffer agreed. Mr. Curole stated that he would like to say that the message was communicated to Mr. Heck's staff and not to him personally, but also that Mr. Picciola had not been asked to attend the June 12, 2007 meeting. He said that Mr. Picciola had sent a representative and his report, but that he had been asked by the Council to attend a meeting once a month, which Mr. Curole stated he had done. He reiterated that Mr. Picciola had not been asked to attend the current meeting. **Mr. Atzenhoffer voiced that he would like to see at the next meeting of the Council, as there would be a resolution regarding Lake Long Drive and Meadowlands, saying that an answer would be come to at the next meeting or both of them would be "canned" and the matter would be started over.** President Randolph read from Resolution No. 05-097 which she said was a resolution requesting that Mr. Larry Picciola provide an updated progress schedule for each individual road project with detail date estimates for all phases of each proposed project to present to the Council at each regular meeting. Chairman Lasseigne stated that he thought the intent of the resolution was for Mr. Picciola to be present because they (the Council) could not call him and ask him questions. President Randolph stated that Mr. Picciola came to one meeting a month. Chairman Lasseigne re-read the resolution being presented. Mr. Gouaux stated that he thought that Administration should be asked to send a registered letter regarding the resolution and then spoke of legal grounds regarding the matter. Mr. Gouaux offered an **amendment** to ask the Administration to send a registered letter to Mr. David Heck, P.E. and Mr. Larry J. Picciola, Inc., which was seconded by Mr. Brent Callais. Detailed discussions then began as to whom would send out the registered letter. The **amendment carried** by a vote of (6) yeas; (2) nays, that being of Mr. Michael Matherne and Mr. Daniel Lorraine; (1) absent, that being of Mr. Michael Delatte; and (0) abstentions. The **motion** as amended **failed** by a vote of (4) yeas; (4) nays, that being of Mr. Phillip Gouaux, Mr. Daniel Lorraine, Mr. Tyrone Williams and Mr. Michael Matherne; (1) absent, that being of Mr. Michael Delatte; and (0) abstentions.

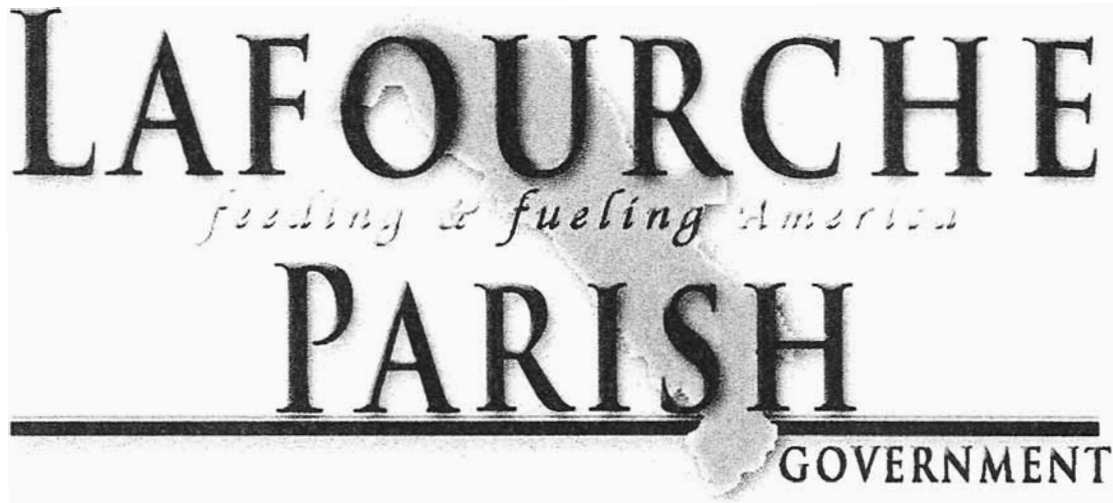
[A motion was offered by Mr. Mark Atzenhoffer, seconded by Mr. Brent Callais to close the Two-Thirds Agenda and return to the regular agenda.](#)

ADJOURNMENT

On **motion** by Mr. Daniel Lorraine and seconded by Mr. Mark Atzenhoffer, and with no further business, the Lafourche Parish Council Meeting of June 12, 2007 **adjourned** 7:35 p.m.

TOMMY LASSEIGNE, CHAIRMAN
LAFOURCHE PARISH COUNCIL

SHEILA B. BOUDREAUX, COUNCIL CLERK
LAFOURCHE PARISH COUNCIL



Department of Parks, Recreation & Public Facilities

June 12, 2007
Department Brief

Prepared by:
Brennan Matherne, Department Head

LPC Regular Session
June 12, 2007

EXHIBIT 1

I. Parks and Recreation

a. *Abby Basketball Court Site*

- i. Construction is complete at this site. Final construction includes a fenced-in basketball court with a gate at either side. There is a sign posted with court rules. Each gate is locked every night and unlocked everyday by a subdivision resident for safety and security purposes.
- ii. 2 Concrete Benches will be delivered to the site tomorrow (Wednesday), weather permitting.

b. *Marydale Subdivision Recreational Site*

- i. Construction of the basketball court is complete at this site. There is also a sign here with rules posted.
- ii. 4 Concrete benches will be delivered to this site tomorrow (Wednesday), weather permitting.
- iii. There is additional funding and additional plans to purchase a Playground Structure and small pavilion with picnic table for this site. We originally collected quotes and approved purchase through the Parish Council for the Playground Equipment. Since then, we have realized that we should have obtained sealed bids, and will therefore advertise for bids and return to council to purchase at the sealed bid price within a few weeks.

c. *Bayou Blue Pavilions*

- i. Construction is complete on 2 picnic table pavilions on the recreational grounds in Bayou Blue.

d. *Ward 6 Walking Track*

- i. Sealevel Construction has begun work at the Ward 6 Senior Center Site on this project. The Scheduled Contract End Date is July 6.

e. *Sanchez Boat Launch Ramps*

- i. After the last council meeting, there was a small problem in getting the insurance requirement straightened out with the contractor, but that has finally been resolved. The contractor has been given the go-ahead to proceed on this project.

f. *LRD #5 Facilities (Tennis Courts)*

- i. We plan to begin making the purchases for the equipment for these sites and attempt to get a quote to re-surface the Choctaw court. We hope to start this part of the project within 30 days.

g. *Cut Off Walking Track*

- i. Due to my recent illness this project may be slightly delayed. As reported in May, we hope to have plans on the market by the end of June. If not then, we hope by July at the latest.
- ii. We currently have the general shape of the track laid out. We need to work out any drainage concerns and type up Written Project Specifications before advertising for bids for this project.

h. *Hero's Park Walking Track*

- i. This project is temporarily on hold, but we are working with LRD #4 and their new director, Kirk Chiasson in order to begin this project before the end of the year.

II. Public Facilities

a. Ferd H. Block Building Renovations

- i. Substantial Completion has been issued for this project. It was issued within the contract timeline.
- ii. The contractor and architect have drawn up a punch-list which the contractor is currently addressing.
- iii. The District Attorney's office is currently moving in to the building this week and next, and they should be completely moved in by the end of next week.
- iv. A final change order for the project is on tonight's agenda.
- v. Today, the Building and Maintenance staff began pressure-washing the entire Building. We also plan to fix **and/or** remove any of the shutters that are currently broken.
- vi. Lettering to identify the name of the building ("FERD H. BLOCK BUILDING") will be placed on the building some time this week.

b. Courthouse Annex Chiller

- i. The installation of the chiller is complete at the Annex Building. The contractor finished approximately one month before the contract end date, which is June 28.

c. Courthouse A/C Problems

- i. The A/C is fixed now at the Courthouse in Downtown Thibodaux. Originally, the compressor had gone out and had to be replaced. This ended up leading to multiple items that had to be addressed in order to be able to run the new compressor and the A/C unit. These were all addressed and fixed as of yesterday (Monday).

d. Raceland Ag Building

- i. 4 Bids were received on Thursday June 7, but all were over budget. This was understood to be a problem going into the bid as the roof replacement was never considered as part of the project, but is a necessity.
- ii. The Low Bidder was M & H Builders in the Amount of \$310,000, which is approximately \$60,000 over budget. Currently, the administration is attempting to find a method of funding the additional monies necessary for the completion of this project.

e. New Galliano Parish Office (Old Wal-Mart Building)

- i. This project is currently being advertised for bids.
- ii. Bids will be opened in Thibodaux on June 26.

f. LPSO Detention Center

- i. As for the Jail Additions being funded by the 2007 Capital Budget...
 1. Many of the initial engineering reports have been obtained by the project architect, as well as initial cost estimates for the job. A meeting is being planned for the Parish and the LPSO to meet with the architects to discuss the next step in the plans for this project.
- ii. Secondly, a recent Fire Marshall's report uncovered a handful of concerns at the detention center. Ed Savoie and I met with **Marty Dufrene** (LPSO) today to discuss and make plans for addressing these issues as well as future plans for the detention center. We also discussed the further use of work crews to be made available to our department.

If any of you should ever have any questions regarding any project or a request about any building or recreation/park topic, do not hesitate to call my office, or more personally, on my cell at (985) 637-5207.

Thank you,

A handwritten signature in black ink that reads "Brennan M. Matherne". The signature is written in a cursive style with a long horizontal stroke at the end of the name.

Brennan M. Matherne
*Department Head,
Parks, Recreation & Public Facilities*

Update for MA on HMGP-Katrina Rita

	A	B	C	D	E	F
		In review process with state OEP office - as of 4/10/07, 4/24/07 - OEP has requested addtl info on all apps; 5/8/07 - state OEP office is obtaining addtl info for apps; 5/22/07 - still obtaining addtl info for state OEP; <i>submitted Requests for Information to state OEP on 4 projects - Katrina Acquisitions, Katrina Elevations, Rita Acquisifions and Rita Elevations on 5/31/07 and still obtaining addtl info on remaining parish applications (Rita Reconstruction, Katrina Reconstruction, Retrofitting Raceland/EOC and Retrofitting LPG public facillifies)</i>	In review process with FEMA regional office	Projects approved	Projects funded	Total amount of projects funded
1	Number of applicants for HMGP-Katrina/Rita funding					
2	Acquisition/buy-outs (Katrina) - 4 projects	4				
3	Reconstruction (Katrina) - 1 project	1				
4	Elevations (Katrina) - 3 projects	3				
5	Acquisition/buy-outs (Rita) - 7 projects	7				
6	Reconstruction (Rita) - 1 project	1				
7	Elevations (Rita) - 4 projects	4				
8	Total acquisition, elevation and reconstruction projects for Katrina & Rita allocations - 19					
9	Retrofitting (Rita only) - Lafourche Parish Government buildings - LPSO, Head Start, libraries, senior centers, etc. and Larose Civic Center facility - 24 project locations	24				

LPC Regular Session
June 12, 2007

Update for MA on HMGP-Katrina Rita

	A	B	C	D	E	F
10	Retrofitting (Rita only)- Lady of the Sea Hospital - 1 project	1	1			
11	Town of Golden Meadow - retrofitting of Town Hall and senior centers - 3 projects (Rita)- adopted ABFE's 8/21/06	3				
12	Town of Lockport - retrofitting of Town Hall - 1 project (Rita) - adopted ABFE's 9/26/06	1				
13	City of Thibodaux retrofitting 4 public buildings (Rita), Peltier-Lawless Development Center - retrofitting (w/in city limits of Thibodaux - Rita) - adopted ABFE's 10/3/06 - 5 projects total	was 5, now 4 <i>City of Thibodaux submitted RFI, state OEP office review; Peltier-Lawless withdrew its application - can't commit state funds to project</i>				
14	Total retrofitting projects for Hurricane Rita allocation - 34					



PICCIOLA & ASSOCIATES, INC.

CIVIL ENGINEERS • LAND SURVEYORS • NAVAL ARCHITECTS • MARINE ENGINEERS

J.C. PICCIOLA, II, P.E., L.S.

Lafourche Parish Government ENGINEERING REPORT June 12, 2007

Road Sales Tax District No. 2 – Phase 4C

We are currently advertising for bids. Bids will be received on June 19, 2007 at 10:00 am.

Ward 6 – Senior Center Walking Trail

The Contractor on this project is Sealevel Contruction, Inc. The Notice to Proceed was issued on May 7, 2007. The completion date for this Contract is July 5, 2007. The Contractor has poured the concrete for the basketball court, parking area and pavilion. They are scheduled to begin forming the concrete for the walking trail this week.

Manchester Manor Area – Hydraulic Study

We have scheduled a meeting with DPW to discuss the project. We will begin site surveying once we meet with DPW.

Submitted by:



Joseph C. Picciola, II, P.E., P.L.S.

LPC Regular Session
June 12, 2007

EXHIBIT 3

TO: Lafourche Parish Government
FROM: Joseph C. Picciola, II, P.E., P.L.S.
DATE: June 12,2007
SUBJECT: Status Report: Ward 6 Senior Center Walking Trail and Park Improvements
Contractor: Sealevel Construction, Inc.

The following is a status report of the activities for the above subject project as of June 12,2007:

1. Contract Sum status:
 - a. Original Contract Sum: \$109,314.80
 - b. Approved Change Order amount to date(*cumulative*):\$0.00
 - c. Current Contract Sum: \$109,314.80
 - d. Total Amount Completed & Stored to Date (including retainage):\$59,744.80
 - e. Total contract percentage **paid/pending**:55%

2. Contract Time status:
 - a. Notice to Proceed:May 7,2007
 - b. Contract Time (including extensions by change order):60 Calendar Days
 - c. Current Substantial Completion Date: July 5,2007
 - d. Days elapsed (as of June 12,2007):37 Calendar Days
 - e. Percent of Time Elapsed:62%

3. Pertinent Project Issues:
 - a. The storm drain pipe installation is complete.
 - b. The concrete for the basketball court, parking area and pavilion is complete.
 - c. The contractor is scheduled to begin forming and pouring the walking trail this week.
 - d. No cost overruns are anticipated at this time.