

**JULY 13, 2004
RACELAND, LOUISIANA**

**STATE OF LOUISIANA
PARISH LAFOURCHE**

A REGULAR MEETING OF THE LAFOURCHE PARISH COUNCIL, PARISH OF LAFOURCHE, STATE OF LOUISIANA, WAS SCHEDULED FOR TUESDAY, JULY 13, 2004, AT 7:00 P.M., IN THE COUNCIL MEETING ROOM AT THE LAFOURCHE PARISH COUNCIL BARRIOS CENTER, 1612 HWY. 182, SUITE 100, RACELAND, LOUISIANA.

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

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

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

ABSENT: None

Chairman Lindel Toups stated that Mr. Lawrence Mounic was present. Mr. Camille Morvant, District Attorney, and Ms. Lisa Orgeron were also present.

Chairman Toups announced that the opening prayer would be led by Mr. Michael Matherne. The Council then recited the Pledge of Allegiance led by Council Member Mr. Tommy Lasseigne.

APPROVAL OF MINUTES

The first item (1) on the agenda was the approval of the minutes of the June 8, 2004, Lafourche Parish Council Regular Meeting. A **motion** was offered by Mr. Brent Callais and seconded by Mr. Tyrone Williams to amend the June 8, 2004 Regular Meeting minutes, to state that on item (31) on page 16, Mr. Tyrone Williams voted yea instead of nay. The amended minutes were **approved** by a vote of nine (9) yeas and zero (0) nays.

The next item (2) on the agenda was the approval of the minutes of the June 22, 2004, Lafourche Parish Council Special Meeting. A **motion** was offered by Mr. Mark Atzenhoffer and seconded by Mr. Brent Callais to accept the June 22, 2004 Special Meeting minutes. The minutes were **approved** by a vote of nine (9) yeas and zero (0) nays.

The next item (3) on the agenda was the approval of the minutes of the July 2, 2004, Lafourche Parish Council Special Meeting. A **motion** was offered by Mr. Mark Atzenhoffer and seconded by Mr. Michael Matherne to accept the July 2, 2004 Special Meeting minutes. The minutes were *approved* by a vote of nine (9) yeas and zero (0) nays.

**APPROVAL OF MINUTES AND RECOMMENDATIONS OF
COMMITTEE MEETINGS:**

The next item (4) on the agenda was to approve the minutes and recommendations of June 8, 2004 Solid Waste Subcommittee meeting. A **motion** was offered by Mr. Phillip Gouaux, Chairman of the Solid Waste Subcommittee, and seconded by Mr. Michael Delatte to accept the minutes of the Solid Waste Subcommittee meeting. The minutes were *approved* by a vote of nine (9) yeas and zero (0) nays.

Proceedings of the June 8, 2004 Solid Waste Subcommittee Meeting are as follows:

**JUNE 8, 2004
RACELAND, LOUISIANA**

**STATE OF LOUISIANA
PARISH OF LAFOURCHE**

THE LAFOURCHE PARISH COUNCIL SOLID WASTE SUBCOMMITTEE, PARISH OF LAFOURCHE, STATE OF LOUISIANA, WAS SCHEDULED FOR TUESDAY, JUNE 8, 2004, AT 6:00 P.M. IN THE COUNCIL ROOM AT THE LAFOURCHE PARISH COUNCIL BARRIOS CENTER, 1612 HWY. 182, SUITE 100, RACELAND, LOUISIANA.

Mr. Phillip Gouaux, Chairman of the Solid Waste Subcommittee, called the meeting to order at 6:33 P.M. Proceedings of the meeting were called to order with the following:

PRESENT: Mr. Michael Delatte, Co-Chair
Mr. L. Phillip Gouaux, II - Chairman
Mr. Brent Callais
Mrs. Charlotte Randolph, Parish President
Mr. Lindel Toups, Council Chairman

ABSENT: None

DISCUSSIONS

The first item (1) on the agenda was a discussion concerning the feasibility of implementing a pickup station in the Raceland area. Mr. Phillip Gouaux stated that this item was addressed at a previous meeting and had discussions with management. He said that they were looking at having an engineer to determine a design of a pickup station in the Raceland area that would be feasible. After doing research, he determined that the numbers would not be attractive by signing a contract with River Birch. Mr. Gouaux then stated that it would be a more attractive contract by selecting the other dump site, being that of Colonial. Mr. Lindel Toups stated his opinions on the issue. Mr. Larry Picciola, Engineer, stated that he talked to Mr. Gouaux and Mr. Jerome Danos, Solid Waste Manager, about the feasibility and cost of a pickup station. He said that more data was available through Solid Waste Disposal Inc.(SWDI). Then, Mr. Picciola stated the importance of coordinating

the dump station, the land fill, and the garbage collector, before making any commitments. Discussions continued about studies and reviewing of data from SWDI. Mr. Lindel Toups stated that River Birch gave a price for a five year contract at eleven dollars a ton cheaper than was previously being paid. Mr. Picciola stated that the cost of pickup, transferrals, and disposals should be considered as areas of concern and that transportation is one of the biggest costs. Mr. Roddie Matherne with SWDI stated that you have to look at future expansions to see what would be more feasible. President Randolph spoke of several options that were being looked at regarding the Solid Waste contract. She stated that various aspects in the contract could be changed in the future.

The next item (2) on the agenda was a discussion concerning the deadline for submitting proposals for pickup and disposal of solid waste. Mr. Gouaux stated that they advertised for pickup and disposal, received a response from three companies, being that of BFI, Waste Management and SWDI. He also stated that Mr. Danos met with representatives from the three companies at a pre-bid conference last Wednesday, June 2, 2004. Mr. Gouaux stated that it needs to be determined where the Parish will go with its waste before any negotiations would be made for a pickup contract. He went on to say that two companies are interested in the disposal of solid waste, that being of River Birch and Colonial. Mr. Gouaux suggested extending the solid waste pickup collection contract. He stated that the objective is to get the full Council's approval of a proposal on the collection contract no later than the first full Council meeting in November, and no later than the first full Council meeting in September for the disposal contract. Mr. Gouaux mentioned that the disposal contract has a sixty day termination clause and that there was no need for an extension. He stated that it would be necessary to make certain of a deadline, to give enough time to the pickup contract to purchase or refurbish the equipment, to start services. A **motion** was offered by Mr. Michael Delatte and seconded by Brent Callais, to present to the full Council a proposal on the collection contract no later than the first full Council meeting in November and no later than the first full Council meeting in September for the disposal contract. The motion *carried* by a vote of three (3) yeas and zero (0) nays.

ADJOURNED

On motion by Mr. Brent Callais, seconded by Mr. Michael Delatte, and with no further business, the Lafourche Parish Council Solid Waste Subcommittee of June 8, 2004, adjourned at 6:50 P.M.

**PHILLIP GOUAUX, CHAIRMAN
LAFOURCHE PARISH SOLID WASTE
SUBCOMMITTEE**

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

The next item (5) on the agenda was to approve the minutes and recommendations of June 22, 2004 Public Works and Solid Waste Committee meeting. A **motion** was offered by Mr. Mark Atzenhoffer, Chairman of the Public Works and Solid Waste Committee, and seconded by Mr. Brent Callais to accept the minutes of the Public Works and Solid Waste Committee meeting. A brief discussion ensued about items (15) and (17) on page 8 of the minutes. The minutes were *approved* by a vote of nine (9) yeas and zero (0) nays.

Proceedings of the June 22, 2004 Public Works and Solid Waste Committee Meeting are as follows:

**JUNE 22, 2004
RACELAND, LOUISIANA**

**STATE OF LOUISIANA
PARISH OF LAFOURCHE**

THE LAFOURCHE PARISH COUNCIL PUBLIC WORKS AND SOLID WASTE COMMITTEE, PARISH OF LAFOURCHE, STATE OF LOUISIANA, WAS SCHEDULED FOR TUESDAY, JUNE 22, 2004, IMMEDIATELY FOLLOWING THE SPECIAL LAFOURCHE PARISH COUNCIL MEETING SCHEDULED TO BEGIN AT 5:45 P.M. IN THE COUNCIL MEETING ROOM AT THE LAFOURCHE PARISH COUNCIL BARRIOS CENTER, 1612 HWY. 182, SUITE 100, RACELAND, LOUISIANA.

Mr. Mark Atzenhoffer , Chairman, stated that the Public Works and Solid Waste Committee was ready for the transaction of business at 6:50 P.M.. Proceedings of the meeting were called to order with the following:

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

ABSENT: None

PUBLIC TO ADDRESS THE COMMITTEE

Chairman Atzenhoffer asked if anyone from the public wished to address the Committee. Mr. Wayne Serigny, *item (1)*, stated that he attended the meeting to discuss his flooding problems. He said that the Parish built levees north and south of him and he did not receive any assistance with his flooding problems. Mr. Michael Matherne asked Mr. Serigny what he thought the Council should do? President Randolph stated that an estimate was done by a surveying company in February of this year to get a cost to fix the site. She also said that further research is being done, studied, and the legalities, in which to protect the area. Mr. Brent Callais asked for Mr. Ray Cheramie, Public Works Director, to make comments on his findings after going to the site several times. Mr. Cheramie mentioned receiving some calls and complaints. He stated that on his follow ups that he found some of the complaints to be false. His discussion continued by stating that it appears that one of the biggest problems is that of family disputes. Research is being done for the right-of-ways as requested after a previous meeting with the Drainage District and the Council. A letter was found through research, that the Pittmans granted right-of-way to do some work on the levees in question. Mr. Serigny continued with his argument over the right-of-way to get to the pump and his land, being that of one estate. Mr. Cheramie asked Mr. Serigny about signing over a right-of-way to the Parish, so that they can better assist him in his problem. Mr. Serigny responded by stating that if the Parish came with some shells, that he would sign the right-of-way. Mr. Phillip

Gouaux asked Mr. Serigny about his interest in the property or what percentage of ownership was his. Mr. Serigny responded that he inherited his dad's share, and then bought his aunt's share. He stated that he would consider himself as having the majority of ownership of the property. Mr. Cheramie asked Mr. Serigny how long ago had he placed his trailer on the other side of the canal. Mr. Serigny stated that it was probably in 1998, but he has always lived on the property, his house was there longer. He then went on by stating that Mr. George Ledet said that it is the Parish's responsibility to assist him because the erosion was caused by the pump. Mr. Mark Atzenhoffer spoke about the research that is being done of what is legal and what is not legal regarding the site and the right-of-ways. Discussions continued by Mr. Atzenhoffer stating that this Council is a different Council than that of which Mr. Serigny had previously met with to discuss his problem, but that this Council is doing what is legal and necessary to assist him. Mr. Phillip Gouaux suggested that the Administration look into the legal matters of the situation. President Randolph gave her assurance, on behalf of the Administration, that there will be a report to the Council and will continue working till the problem is resolved.

Ms. Holly Donahue, owner of Holly Marie's Seafood Market, addressed the Council on her opinions of people selling seafood on the sides of the roads and that she felt an ordinance should be passed to regulate these vendors. Mr. Mark Atzenhoffer gave his assurance that the Council is already researching those types of concerns, and that St. Charles, Jefferson, and Terrebonne Parishes are working with the Council to get information on how the other Parishes are handling roadside vendors and how to model a similar program.

PUBLIC WORKS DIRECTOR'S REPORT

Mr. Ray Cheramie reported on some of the work being done:

1. Converting the Bayou Boeuf Pump Station to a combination of electrical and natural gas, engine and gear box has been delivered to Region "A" Barn, waiting on permits for culverts at the St. Lawrence Church and the gate of the 80-Arpent Canal, met with **Mr. Michael Delatte** on the in-house projects of installing the additional pumps in the Ward 6 area.

2. Picciola and Associates is drafting a platform to advertise for bids to add an additional 48 inch pump at the natural gas pump station in Gheens, **Mr. Lindel Toups**.

3. Picciola and Associates is drafting a platform to advertise for bids to add 2-36 inch additional pumps at Fantastic Acres Pump Station in Lockport, **Mr. Lindel Toups**.

4. Adding 2 additional pumps at Edgar Guidry Pump Station (between Valentine and Larose on HWY 1), advertising started on June 16, will advertise on June 25, and July 1, 2004,

Mr. Phillip Gouaux.

5. Completing the upgrades/repairs at the Leighton Pump Station (FEMA-Allison), awaiting for contractor to install cross bracing on pump station building to complete FEMA project, **Mr. Tyrone Williams, Mr. Mike Delatte, and Mr. Michael Matherne.**

6. Eighty (80%) percent complete on cleaning and digging the Theriot Canal between Hwy. 1 side of Bayou Lafourche and Bayou Folse in Raceland, work being done with North Lafourche Levee District equipment and a parish employee, **Mr. Mark Atzenhoffer and Mr. Tommy Lasseigne.** Will move machine to Cyprien Pump reservoir to re-dig canal, **Mr. Mark Atzenhoffer.**

7. Elevating 2 homes from Tropical Storm Allison: Bayou Blue 95% complete, **Mr. Mark Atzenhoffer,** and Lockport 75% complete, **Mr. Phillip Gouaux.**

8. Nolan Toups Drainage Grant project construction to begin in June, bid has been awarded and right-of-ways obtained, **Mr. Phillip Gouaux**.

9. Lockport Boat Launch Grant upgrade to begin on June 11, **Mr. Lindel Toups**.

10. West Thibodaux FEMA Drainage bidding started on June 4, 2004, meeting with Picciola and Associates on Wednesday, June 23 at 8:00 a.m. to finalize bidding specs, **Mr. Tyrone Williams, Mr. Michael Delatte, and Mr. Michael Matherne**.

11. Relocating Ludeveine Levee because it is starting to fall into the canal, work done by Lafourche Basin Levee District excavators (2 machines) and Lafourche Parish dozer, **Mr. Phillip Gouaux and Mr. Lindel Toups**.

12. New Komatsu excavator digging outfall canal in Cut Off, East 59th Street area, completed, **Mr. Brent Callais**. Moved to Chateau Estates for a 2 week job, will move to Nelson Cheramie Canal in Golden Meadow, still waiting on right-of-ways, property disputes, **Mr. Daniel Lorraine**.

13. Drainage District No. 1 excavator completed digging outfall canal, Brunet and Danos Property in Galliano, **Mr. Daniel Lorraine**. Working on West 54th Street area, completed, **Mr. Brent Callais**. Presently working on Cloverly Road to dig James Matherne Canal, **Mr. Brent Callais**.

14. New Komatsu long reach excavator digging the 40 Arpent Canal next to the Brule Guillot Road in Thibodaux, completed, **Mr. Mike Delatte**. Transferred June 8 to old Valentine Pump Station to clear debris from pump station rake, completed. Transferred to Coastal Pump Station in Lockport to re-dig 40 Arpent Canal towards Raceland, levee needs to be heightened for elevation and keyed due to seepage through the levee, **Mr. Lindel Toups**.

15. Joe Picciola and myself to meet to determine the culvert size for the Blanchard Ditch, and to visit and evaluate installation on a pump at the Bayou Blue Elementary School with a levee along the Hollywood Canal from HWY 182 to the Prospect Connection at Mark's convenience, **Mr. Mark Atzenhoffer**.

16. Met with Byron Talbot to research installation of pump with levee system in Bayou Vista area. David Poincon will meet with Byron Talbot to shoot elevation of area and determine amount of acreage, **Mr. Tommy Lasseigne**.

17. Daewoo excavator completed work on Louisa Street, now working on Jefferson Street, **Mr. Tyrone Williams**.

18. Met with Administration, area Councilmen and Drainage District No. 1 representatives to discuss Serigny/Mobley Pump System with concerns of right-of-ways and levee improvements, different names were given to research the right-of-way agreements, which we do have letters. In the process of cleaning the area and obtaining bids to clean the levees, recommended that the levees be cleared throughout and fill in any bad areas, and that the bulk of the levee work be done after hurricane season, **Mr. Daniel Lorraine**.

19. At the request of the Councilmen at a Council meeting held on May 11, 2004, the Department of Public Works held meetings at Regions A, B, C, and D, to prioritize special projects in each area with recommendations from each Barn Supervisor and the area Councilman. Mr. Mike Delatte was on vacation, Mr. Phillip Gouaux had legal matters to attend to in Houston, and thanked Mr. Tyrone Williams for attending the meeting at Region A.

Mr. Daniel Lorraine stated that the Nelson Cheramie Canal had been dug at least 3 times in the last 20 years and thought that some of the right-of-ways that were being asked of were too much

property. He suggested that Mr. Cheramie look into getting a one-time right-of-way, because he felt that the canal really needed to be dug and it helps drainage issues for about four streets. Mr. Cheramie stated that they had no right-of-ways to do so at the moment because Mr. Cheramie had died. He continued by saying that there are some conflicts about the property lines and ownerships, to get the right-of-ways, but it is being seriously researched. Mr. Tommy Lasseigne asked for an update on the status of the dump trucks. Mr. Cheramie said that the single wheel, single axis dump trucks are in Mississippi getting the dump bodies installed onto them and will be delivered at the end of the week or Monday at the latest. He stated that the tandems were ordered 2 or 3 weeks later, but may still be delivered right behind the dump trucks. Mr. Tommy Lasseigne asked if work was actually being done on Fridays at the Barns. Mr. Cheramie answered yes that work is being done and that the employees work 2 or 3 Fridays and then take a day off, but someone is always there working on a Friday.

PRESENTATIONS

The next item (2) on the agenda was a presentation by Ms. Amy Martinez, Representative of Entergy for Lafourche Parish, to address the Committee. Ms. Martinez stated that she was introducing herself to the Council as the new Customer Service Manager, replacing Mr. Ken Desatell, and she had just recently moved to the Lockport area from Baton Rouge. Mr. Michael Matherne asked if there were any programs that Entergy manages that could help the Parish to evaluate the energy efficiency of the parish owned buildings. Ms. Martinez stated that there were programs to assist the research on the efficiency and that she would get that for the Council. Mr. Daniel Lorraine thanked Ms. Martinez for helping him out with a situation he previously had.

The next item (3) on the agenda was a presentation by Mr. Tim Osborn, Representative of NOAA, on elevation surveying in Lafourche Parish by NOAA. This item was *deferred* to the next Committee meeting.

The next item (4) on the agenda was a presentation to update the Council on the Donaldsonville to the Gulf of Mexico Feasibility Study which was given by Mr. Frank Duarte with the U.S. Army Corp. of Engineers and Project Manager, Mr. Randy Trosclair and Mr. Aubrey Gravois with the Lafourche Basin Levee District, and Mr. Oneil Malbrough with Shaw Coastal Inc. Mr. Aubrey Gravois began by thanking the Council for the opportunity for being able to introduce themselves to the Council and Administration. He mentioned a few projects that were being worked on and would be of interest, especially to the people of Lafourche. Mr. Frank Duarte, U.S. Army Corp of Engineers, spoke of some projects that were being worked on and the areas that were being studied. His presentation began with saying that the western boundary of the Donaldsonville to the Gulf of Mexico Feasibility Study is Bayou Lafourche, and on the eastern and northern boundaries is the west bank of the Mississippi River. There are six parishes in the study area and there are two more levee alignments that will bring in West Jefferson, Orleans, and Plaquemine Parishes. Mr. Duarte said how much he appreciated the Lafourche Basin Levee District and the Louisiana Department of Transportation and Development for working really well with the Corp. of Engineers. He spoke of the phases of the Study Cycle. The first phase is a reconnaissance phase and then the next phase is the feasibility phase. Mr. Duarte mentioned that the study is the feasibility phase right now and it will take another 3 and a half years before this stage is complete. Pre-engineering and design is then the next phase. The last phase is the construction phase. He stated that this project will take about seven years and that the total study cost is \$7,000,000. The Department of

Transportation and Development and the Lafourche Basin Levee District are sponsors, and will pay fifty percent of the cost and do fifty percent of the study. The other fifty percent would be paid by the Federal Government, and the Corp. of Engineers will do the other fifty percent of the study. The completion date is June 2006 for the Feasibility Phase. The primary focus of the project is that of hurricane protection. Hurricane levee alignments and interior drainage were discussed and how they work. Eco-system restorations were mentioned because the cypress trees and canals needs to be preserved for the areas natural beauty. Salt water intrusion, wildlife habitat, and commercial and recreational fishing were discussed. Mr. Duarte went into detail about levee systems that were being considered, where they would be built, and the areas they would benefit. He showed how the overall levee system will benefit South Louisiana. He spoke of water diversion structures, the affects and benefits to the area. Mr. Oneil Malbrough with Shaw Coastal, Inc. stated that he was asked by the Lafourche Basin Levee District to attend the meeting and to speak in reference of the coalition of levee districts. He went into detail of the different levee districts in the coalition. Mr. Phillip Gouaux thanked the Lafourche Basin Levee District and Representative David Orgeron for all the help in the last four years that they came forth with. Mr. Lindel Toups also extended his thanks to the Lafourche Basin Levee District for doing such a good job.

MOTIONS

The next item (5) on the agenda was a motion to submit Crepe Myrtle Place Subdivision, Addendum No. 1 (20) lots, District (2), Ward (1) of Lafourche Parish, to be presented before the May 27, 2004, Planning Commission meeting. (Sketch/Preliminary Plat Approval) (DEFERRED FROM 05-25-04 MEETING) Mr. Michael St. Martin stated that after the deferment of last month's meeting, that this item went before the Planning Commission where it was discussed and considered without respect to the Council's recommendation at that time, they reviewed and accepted it as it was presented, and now before the Council to review it again as requested. The constituents/neighbors that were previously concerned about the development and drainage were in agreement that the plan would be adequate. A **motion** was offered by Mr. Phillip Gouaux, seconded by Mr. Lindel Toups, and **carried** to approve, by a vote of nine (9) yeas and zero (0) nays.

The next item (6) on the agenda was a motion to submit Blue Trace Subdivision (105) lots, District (4), Ward (11) of Lafourche Parish, to be presented before the June 24, 2004, Planning Commission Meeting. (Sketch Plat Approval) Mr. Michael St. Martin stated that the item was in the sketch phase and that the 105 lots are off of the Bayou Blue Road. He discussed item (8) along with this item. The subdivision comes in off of HWY 316 and the land gets wider as it goes just beyond the 1200 feet regulations, which would require a cross street. A 55 feet variance is needed from where the cross street would be placed. Mr. Mark Atzenhoffer asked where the lots were in Bayou Blue. Mr. St. Martin stated that it was just southeast from where HWY 90 comes in, just northwest of the Bayou Blue Church. A **motion** was offered by Mr. Michael Matherne, seconded by Mr. Brent Callais, and **carried** to approve, by a vote of nine (9) yeas and zero (0) nays.

The next item (7) on the agenda was a motion to submit Re-subdivision of Tract "B" into Tracts "B-1" and "B-2" and Tract "A-1" being a Lot Extension (2 lots, 1 lot extension), District (2), Ward (1) of Lafourche Parish, to be presented before the June 24, 2004, Planning Commission Meeting. (Sketch/Final Plat Approval) Mr. Michael St. Martin stated that the item was on Emerald Park Drive, west of Thibodaux, that all is in order and it is on an existing public street to re-divide some lots. A **motion** was offered by Mr. Mike Delatte, seconded by Mr. Phillip Gouaux, and **carried** to approve, by a vote of nine (9) yeas and zero (0) nays.

The next item (8) on the agenda was a motion to request a variance for Blue Trace Subdivision for a cross street exceeding the 1200' as required in the subdivision regulations due to the location of the property line, District (4), Ward (11) of Lafourche Parish. A **motion** was offered by Mr. Tommy Lasseigne, seconded by Mr. Brent Callais, and *carried* to approve, by a vote of nine (9) yeas and zero (0) nays.

The next item (9) on the agenda was a motion to authorize the "Request for Quotes" to conduct a master drainage survey for Lafourche Parish to include GPS and elevations of roadways and waterways. A motion was offered by Mr. Phillip Gouaux and seconded by Mr. Daniel Lorraine to discuss the item. Mr. Mark Atzenhoffer stated that this item was a request for quotes, with the intention of Lafourche Parish to get a map that states the elevation based on GPS of roadways and waterways, to help with drainage conversations when needed to be addressed. Mr. Tommy Lasseigne mentioned that he would put in the RFQ that it be open to engineers and surveyors. Mr. Atzenhoffer stated that the RFQ will have no cost to the Parish. A **motion** was offered by Mr. Mark Atzenhoffer, seconded by Mr. Tommy Lasseigne, and *carried* by a vote of nine (9) yeas and zero (0) nays.

DISCUSSIONS

The next item (10) on the agenda was a discussion concerning the Highway Exchange Program. Mr. Cullen Curole, Parish Administrator, began this presentation by stating facts on prior Administration's not accepting the highways into the parish system and that Lafourche had a 33.4 lane/mile deficit. The Department of Transportation and Development asked the parish to look into making that deficit up and the Council suggested getting back into the graces with DOTD. He stated that the list of streets recommended to be included in the Highway Exchange Program are:

LA 631, highway in Des Allemands, runs from HWY 90 to the old bridge, about .43 miles, District 2, Mr. Mike Delatte.

LA 307, Kraemer Road, section from just east of the bridge through HWY 182, about 9.4 miles, District 2, Mr. Mike Delatte.

LA 652, Raceland prairie area.

LA 653, Raceland prairie area, only the northeastern section of the highway.

LA 655 and LA 655 S, streets in Lockport that connect LA 308 to LA 1.

LA 657, Delta Farm Road, about 1.86 miles.

Mr. Curole stated other roads that could be considered, but why they should not. He said that another 10 miles need to be looked at. He then mentioned that in the normal resolution it suggests that the state bring the roads up to state standards. The standard resolution would request a 2 inch overlay, but the Lafourche Parish Council should ask for a 3 inch overlay, negotiations could then be made up or down from there. Mr. Curole mentioned that Mr. Delatte suggested the Kraemer Road Highway, LA 307, because there are no shoulders in some places, and that could be a condition of accepting that area in the program. Mr. Gouaux suggested that instead of a 2 inch overlay, ask that the roads be brought up to the state standards, then negotiate from there. Mr. Toups asked when was the last time that LA 307 was black topped. Ms. Sharleen Hotard replied with the early 80's. Mr. Roy Francis spoke of his opinions and made some suggestions.

The next item (11) on the agenda was a discussion concerning levee repairs needed behind Larose in the vicinity of Andy Martin's camp site. Mr. Phillip Gouaux stated that there was a serious problem with the levee. He mentioned that the old canal was dredged recently, all the way up to the toe of the levee, and now there is water on both sides of the levee without a toe. Mr. Gouaux said

that Mr. Joe Picciola, Mr. Ray Cheramie, and himself went look and access the situation about a year ago. He recommended that the Administration get an engineer to go out there and give a recommendation. Mr. Gouaux emphasized that if the levee breaks, that there would be flooding from Larose to Lockport. Mr. Joe Picciola said that he remembered the problem being that of the levee being very steep on both sides and that there was no berm on either side. He offered a solution of adding a berm with a toe protection on the flood side and possibly another berm on the other side. Mr. Gouaux gave a suggestion of sheet pilings because of the depth of the old bayou that was re-dredged and of the depth of the 40 Arpent Canal. Mr. Picciola stated that would help the toe of the levee and to establish a berm with minimal amounts of material. A **motion** was offered by Mr. Phillip Gouaux and seconded by Mr. Lindel Toups for the Administration to look into the problem and of getting an engineering firm or in-house to get a solution. Mr. Gouaux asked if this problem would fall under the North Lafourche Levee District and said that the spoil is not classified as a levee system. He then went on stating that the NLLD has no problem looking at the levee, but the Parish should have a plan and a solution. Mr. Toups asked how much of the levee would need sheet pilings. Mr. Gouaux replied with 40/50 feet wide. Motion *carried* by a vote of nine (9) yeas and zero (0) nays.

The next item (12) on the agenda was a discussion concerning the status of David T. Heck's engineering contract for Road Sales Tax District's 3, 5 and 6. Item 12 was **removed**.

The next item (13) on the agenda was a discussion concerning derelict structures and the classification of property. Mr. Phillip Gouaux stated that he spoke to Ms. Lisa Orgeron, Assistant District Attorney, about derelict structures and she will have a document put together that will somewhat mirror the state statute. He requested the Council's blessing to ask her to work on classifications of some property. Mr. Gouaux passed out some pictures that showed overgrown sections of property that were close to homes and proposed problems of rodents. The pictures showed an area in Valentine and one in Larose. A motion was offered by Mr. Phillip Gouaux and seconded by Mr. Brent Callais to ask the District Attorney to get the Parish some language for classification of farm land. Mr. Lindel Toups asked about the people who can not afford to clean up their property. Mr. Dwayne LeBouef, Constable, asked about the derelict structures and what will be done about them. Mr. Gouaux stated that he spoke with legal sources to find out if an architect was needed to legally classify a structure as derelict. The **motion** to ask the District Attorney to provide the Parish some language for classification of farm land was *carried* by a vote of eight (8) yeas and one (1) nay, that being of Mr. Michael Matherne.

RES. NO. 04-051 DA'S, CLASSIFICATION OF FARMLAND

The next item (14) on the agenda was a discussion concerning no wake zones versus idle only. Mr. Lindel Toups asked the Administration to check into the state law to find out the difference between a no wake zone and an idle only sign.

The next item (15) on the agenda was a discussion concerning a status report regarding the sidewalk from West 135th to West 134th Street. Mr. Daniel Lorraine asked for a motion requesting the Administration to get a price on getting the sidewalk. Mr. Ray Cheramie, Director of Department of Public Works, stated that it was advertised, the area marked, and no one was interested. He said he had spoke with someone from Houma and gave the Administration a price which was above \$7,000. Mr. Cheramie continued by saying that he needed to know if the Administration wanted to spend the money to fix the sidewalk or to remove them due to safety reasons. Mr. Tommy Lasseigne asked if the sidewalk repairs could be done in-house. Mr. Cheramie said that there was not enough

personnel because it would take a lot of time to complete the project and that a chain wall would be needed to be built along the side because the sidewalk is falling into the ditch. A **motion** was offered by Mr. Daniel Lorraine, seconded by Mr. Brent Callais requesting the Administration to get a price on fixing the sidewalk, and **carried** by a vote of nine (9) yeas and zero (0) nays.

The next item (16) on the agenda was a discussion concerning the Serigny-Lee Levee, Mobley Levee, and the Wayne Serigny Levee. Mr. Daniel Lorraine began his discussion by stating that he did some research on the three levees and that you can not receive public funds for private property.

The next item (17) on the agenda was a discussion concerning Phase 4 of Road Sales Tax District No. 2. Mr. Daniel Lorraine stated that in 1997, the Parish attempted to go out for a 1 cent sales tax in two separate areas and that one passed and the other had failed. He said that RSTD#2 passed and it being of a ten year tax. In 1998 another district, RSTD#3, was formed, and was successful in passing as a fifteen year sales tax. Then, in 1999 RSTD#5 and RSTD#6 was created and passed. Mr. Lorraine then went on saying that RSTD#2 had promised the people 4 phases and had completed 1, 2, and 3 so far. He then stated that RSTD#2 has approximately 2 million dollars in the funds and would like the Administration to move forward on Phase 4 because the money is there. President Randolph stated that she believed that after the Council's hearing of this concern, that it will probably have sped up the process. Mr. Daniel Lorraine referred to litigations of RSTD#3, 5, and 6, and that RSTD#2 had nothing to do with those litigations, therefore he thought RSTD#2 should be able to move forward. The Parish President said that if the District Attorney says to go on with the project, that they will. She said that she would find out on the day after the meeting. A **motion** was offered by Mr. Daniel Lorraine and unanimously seconded to move forward after clarification with the District Attorney was done and to put it on the next agenda for Council to approve. The motion was **carried** by a vote of nine (9) yeas and zero (0) nays.

The next item (18) on the agenda was a discussion concerning culvert and catch basin requirements. Mr. Brent Callais stated that a revision needed to be made because the culverts are being ordered by the wrong size and for the Council to review it and make necessary changes. Mr. Phillip Gouaux said that the parish has a servitude to dictate the size of the culverts and that he believed that we did not need an ordinance. He agreed that the Council needed some engineering specs to dictate what size culvert should be placed. Mr. Brent Callais stated that a lady in his district had bought the specified culvert and it was too small and had to get an attorney involved, the attorney had came back demanding that there was no proof. He said that he wanted to make it official. Mr. Daniel Lorraine stated that he remembered voting on an ordinance on culverts, being 15 inches, steel pipe could be used, and every 50 feet a catch basin. This item (18) was **moved** to the next agenda.

RESOLUTIONS

The next item (19) on the agenda was a Resolution requesting the Louisiana Department of Transportation and Development to continue the drainage work on Louisiana Highway 308 from the construction site of the new T-Bois Bridge north to help with drainage. A **motion was offered** by Mr. Phillip Gouaux, **seconded** by Mr. Brent Callais, **and carried** by a vote of nine (9) yeas and zero (0) nays.

RES. NO. 04-052

DOTD, HWY 308 DRAINAGE WORK

OTHER BUSINESS

The next item on the agenda was any other business. Ms. Tricia Judice dropped off some information on roadside sales of vendors.

Mr. Michael Matherne asked that Council members put their items on the agenda as a motion if they know that they will be asking for one because it will help to expedite the meeting and proper research could be done.

ADJOURN

On motion by Mr. Daniel Lorraine, seconded by Mr. Brent Callais, and with no further business, the Lafourche Parish Public Works and Solid Waste Committee meeting of June 22, 2004, adjourned at 9:12 pm.

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

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

The next item (6) on the agenda was to approve the minutes and recommendations of the June 22, 2004 Board of Appointment and Permits Committee meeting. A motion was offered by Mr. Michael Matherne, Chairman of the Board of Appointment and Permits Committee, and seconded by Mr. Mark Atzenhoffer to accept the minutes of the Board of Appointment and Permits Committee meeting. The minutes were *approved* by a vote of nine (9) yeas and zero (0) nays.

Proceedings of the June 22, 2004 Board of Appointments and Permits Committee Meeting are as follows:

**JUNE 22, 2004
RACELAND, LOUISIANA**

**STATE OF LOUISIANA
PARISH OF LAFOURCHE**

THE LAFOURCHE PARISH COUNCIL BOARD OF APPOINTMENTS AND PERMITS COMMITTEE WAS SCHEDULED TO MEET ON TUESDAY, JUNE 22, 2004, IMMEDIATELY FOLLOWING THE PUBLIC WORKS & SOLID WASTE COMMITTEE MEETING TO BE HELD IN THE COUNCIL MEETING ROOM AT THE LAFOURCHE PARISH COUNCIL BARRIOS CENTER, 1612 HWY. 182, SUITE 100, RACELAND LOUISIANA.

Mr. Michael Matherne, Chairman, stated that the Board of Appointments and Permits Committee were ready for the transaction of business following the close of the Public Works & Solid Waste Committee meeting. Proceedings of the meeting were called to order at 9:20 P.M. with the following:

PRESENT: Mr. Tyrone Williams—Co-Chair
Mr. Michael Delatte
Mr. Michael Matherne—Chairman

Mr. Tommy Lasseigne
Mr. Mark Atzenhoffer
Mr. Lindel Toups
Mr. L. Phillip Gouaux, II
Mr. Brent Callais
Mr. Daniel Lorraine

ABSENT: None

DISCUSSIONS

The first item (1) on the agenda was a discussion concerning the requirements of boards serving under the Lafourche Parish Council. Mr. Phillip Gouaux stated that he researched the requirements for purchases, upgrades to facilities, etc.; and if bonds need to come to the Parish Council for ratification. He stated that he did not find any requirements. Mr. Gouaux asked that there be some type of restriction that the boards have to come to the Lafourche Parish Council with their plans and get the Parish to approve them. He then went on to ask that the Council members think about some type guidelines for the requirements. Mr. Michael Matherne asked if a dollar amount was on capital outlay projects and if there should be approval by the Council. Mr. Gouaux replied as absolutely and that he would also like to get a view point from the other members. Mr. Tommy Lasseigne asked of the distinction of boards and if they were established by legislators if they needed to come to Council for approvals. Mr. Mark Atzenhoffer stated that any board that has an operating budget of \$50,000 or greater is required to have an audit and to report to the Council on a by-annual basis. He recommended that the Council review the budgets and expenditures of the boards. Mr. Daniel Lorraine asked what happens if the board denies a Councilman a project and then the Councilman comes to address the Council, over riding the board, for approval. Mr. Matherne asked Mr. Gouaux what he thought should be considered of the board, coming back for approval or for them to come with information on what they are doing. Mr. Gouaux responded with any type of capital improvement and gave the example of the expansions done to the hospitals. He suggested that the boards should have informed the Lafourche Parish Council about the expansion because it would fall back on the Council if the expansion would not go as planned. Mr. Lasseigne stated that he was concerned about the Charity Hospital in Houma because three of the area hospitals are aligning themselves with another hospital to take it over. Mr. Matherne asked Mr. Lorraine if the rule of thumb should be that if a project involves bonded indebtedness that it come before Council and if being paid in cash, they need not. Mr. Lorraine stated that they supposed to and that they usually do not, and that the boards are audited and should be caught if something was not done right. Mr. Gouaux stated that he is not wanting to take over any boards and that he is only looking for accountability and information to be brought back to the Council for ratification.

The next item (2) on the agenda was a discussion concerning a liaison for Lafourche Parish Water District No. 1. Mr. Brent Callais stated that the Lafourche Parish Water District No.1 was interested in having a liaison appointed to their board from the Parish President, as a direct representative to the Parish Council, for awareness of what is going on with their board and any questions and/or concerns can be directed to the liaison to report back to the Council. He stated that the Council Clerk was helping him with the research necessary to make an amendment to the ordinance to create such a position and to hopefully have it ready for the next full Council meeting.

APPOINTMENTS

The next item (3) on the agenda was a motion to fill two of five vacancies on the Lafourche Parish Commission on Women Board/advertised (2 applications attached). A **motion** was offered by Mr. Brent Callais and seconded by Mr. Mark Atzenhoffer and Mr. Daniel Lorraine to appoint both, Ms. Gwen Cheramie and Ms. Kitty Toups, to the Commission for Women, and **carried** by a vote of nine (9) yeas and zero (0) nays.

The next item (4) on the agenda was a motion to fill a vacancy on the Lafourche Parish Coastal Zone Management Advisory Committee/advertised (1 application attached). A **motion** was offered by Mr. Daniel Lorraine and seconded by Mr. Brent Callais. Mr. Daniel Lorraine stated that Mr. Lonnie Rouse submitted his application on time for the position and Mr. Brent Constrantich also applied, but turned in his application after the deadline. Mr. Lorraine recommended to appoint Mr. Rouse and to keep Mr. Constrantich's application on file to be considered for future positions. The motion was **carried** by a vote of nine (9) yeas and zero (0) nays.

The next item (5) on the agenda was a motion to fill a vacancy on the Lafourche Parish Recreation District No. 5 board (Ward 6)/advertised (no applications received). Item (5) was **deferred** to the next committee meeting.

The next item (6) on the agenda was a motion to fill a vacancy on the Special Education District No. 1, due to Ms. Betty Cheramie's term expiring on July 20, 2004/advertised (1 application attached). Mr. Brent Callais motioned to reappoint Ms. Betty Cheramie to Special Education District No. 1, Mr. Daniel Lorraine seconded, and **carried** by a vote of nine (9) yeas and zero (0) nays.

The next item (7) on the agenda was a motion to appoint three members to the Veteran's Memorial District Land Subcommittee. Mr. Brent Callais recommended Mr. Linton Doucet, Mr. Vincent Doucet, and Mr. Raymond Plaisance to the VMDL Subcommittee with Mr. Daniel Lorraine, Mr. Phillip Gouaux, and himself. A motion was offered by Mr. Brent Callais, seconded by Mr. Daniel Lorraine, and **carried** by a vote of nine (9) yeas and zero (0) nays. Mr. Brent Callais briefly mentioned the proposal for land will be in the newspaper on Wednesday instead of Saturday, the scheduled July 1st meeting will instead be on July 5th, the proposals will be voted on by the subcommittee and recommendations will also be made at the meeting being held at the Greater Lafourche Port Commission's new office in Galliano at 7:00 pm.

PUBLIC TO ADDRESS THE COMMITTEE

The next item on the agenda was the Public to Address the Committee. Ms. Sharleen Hotard stated that in regards to the question that Mr. Phillip Gouaux asked earlier about the Home Rule Charter, that the information could be found on page 4 of 24 of the old HRC.

OTHER BUSINESS

A **motion** was offered by Mr. Mark Atzenhoffer, seconded by Mr. Brent Callais to go to a 2/3 agenda, and **carried** by a vote of nine (9) yeas and zero (0) nays. A **motion** was offered by Mr. Lindel Toups to appoint Andy LeBouef to the Recreation District No. 8, seconded by Mr. Tommy Lasseigne, and **carried** by a vote of nine (9) yeas and zero (0) nays.

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

Mr. Mark Atzenhoffer mentioned that a public meeting is being held at an engineers office for Sewerage District #2. Mr. Morvant suggested that the Council ask the Administration to move the meeting from a private office and to hold all future meetings in a public place.

ADJOURN

On motion by Mr. Brent Callais, seconded by Mr. Mark Atzenhoffer, and with no further business, the Lafourche Parish Board of Appointments and Permit Committee meeting of June 22, 2004, adjourned at 9:38 pm.

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

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

The next item (7) on the agenda was to approve the minutes and recommendations of the June 22, 2004, Finance and Legislative Committee meeting. A motion was offered by Mr. Tommy Lasseigne, Chairman of the Finance and Legislative Committee, and seconded by Mr. Daniel Lorraine to accept the minutes of the Finance and Legislative Committee meeting. The minutes were *approved* by a vote of nine (9) yeas and zero (0) nays.

Proceedings of the June 22, 2004 Finance and Legislative Committee Meeting are as follows:

JUNE 22, 2004

RACELAND, LOUISIANA

**STATE OF LOUISIANA
PARISH OF LAFOURCHE**

THE LAFOURCHE PARISH COUNCIL FINANCE & LEGISLATIVE COMMITTEE, PARISH OF LAFOURCHE, STATE OF LOUISIANA, WAS SCHEDULED FOR TUESDAY, JUNE 22, 2004, IMMEDIATELY FOLLOWING THE BOARD OF APPOINTMENTS AND PERMITS COMMITTEE MEETING, IN THE COUNCIL MEETING ROOM AT THE LAFOURCHE PARISH COUNCIL BARRIOS CENTER, 1612 HWY. 182, SUITE 100, RACELAND, LOUISIANA.

Mr. Tommy Lasseigne, Chairman, stated that the Finance and Legislative Committee was ready for the transaction of business following the Board of Appointments and Permits Committee. Proceedings of the meeting were called to order at 9:39 p.m. with the following:

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

ABSENT: None

MOTIONS

The first item (1) on the agenda was a motion to authorize the purchase of \$20,000 of limestone for the Clovelly Road. Mr. Brent Callais began by saying that this item was an agreement with the Greater Lafourche Port Commission to give \$25,000 a year for 4 years to place limestones on the Clovelly Road, not \$20,000. Mr. Callais stated that Mr. Ray Cheramie, Director of Department of Public Works, will handle this matter.

The next item (2) on the agenda was a motion to set an August 31, 2004 deadline for the Veteran's Memorial District to implement plans for the purchase of land and the memorial, and if not reached by deadline, the bonds be sold back, minus the funds necessary to purchase and maintain the vans previously approved and the millage rolled back to support the van program only. When said plan is enacted, the millage can be increased to support the payment of plan. Item (2) was *deferred* until next month's meeting.

The next item (3) on the agenda was a motion to request the Administration to move the \$100,000 from the "10th Ward Drainage" to "District No. 8 Drainage", and the \$48,000 from "Clearing 40-Arpent Canal" to "District No. 8 Drainage", totaling \$148,000 to be used for drainage in District No. 8. Mr. Brent Callais stated that this money was in the budget and he is requesting the Parish President to move the funds into one account, to be used for drainage in District No. 8. He also spoke to some engineers and contractors in the Parish who will try to get a matching grant, another \$150,000 from FEMA. A **motion** was offered by Mr. Brent Callais and seconded by Mr. Mark Atzenhoffer to move the funds into an account for use of drainage in District No. 8. Mr. Lindel Toups stated some concerns he had about moving money before plans were considered on how the money was going to be spent. Mr. Brent Callais clarified that the money will be used for the clearing of the 40 Arpent Canal on the east side of Bayou Lafourche and that matching funds could not be requested without first getting this money approved. Mr. Phillip Gouaux asked if this is for the same grant that T. Baker Smith was presently working on, which is for District No. 1, not District No. 8. Mr. Gouaux then suggested that the Administration should be in coordination with the moving of money and asking for grants. Mr. Callais said that he did speak with members of the Administration about moving the funds to be used in his District and that is why he was requesting the funds to be moved. Mr. Michael Matherne agreed with Mr. Callais and said that there would be an advantage of being able to be eligible to receive matching funds. The motion *carried* by a vote of nine (9) yeas and zero (0) nays.

DISCUSSIONS

The next item (4) on the agenda was a discussion concerning the \$100,000, Line Item #420300338 in the 2004 Maintenance and Operations Budget, for drainage work in District No. 9. Mr. Daniel Lorraine asked the Administration to look at the budget in order to hire an engineer to get a price on some flooding streets that need drainage work. A **motion** was offered by Mr. Daniel Lorraine and seconded by Mr. Brent Callais to give a list of streets to the Administration that \$100,000 could benefit, and for the Administration to get an engineer to find out how much of the work could be done. The motion *carried* by a vote of nine (9) yeas and zero (0) nays.

The next item (5) on the agenda was a discussion to determine a professional services rotation. Mr. Mark Atzenhoffer suggested a professional service rotation list to determine where engineering work could spread by using all of the professional services on a rotation. He mentioned the rotation from the Water District and that he thought it was working really well. Mr. Michael

Matherne agreed with Mr. Atzenhoffer that it would be fair and equitable to embrace a rotation like the Water District, and that he would help put something together. Mr. Atzenhoffer stated that at the beginning of the fiscal year, an ad should be put in the Parish Journal requesting qualifications on architects, engineers, or any other professional service that could be included in the rotation. Mr. Phillip Gouaux stated that some engineers do preliminary work on grants free of charge and when the Parish gets the grant, the engineer loses the job and the Parish loses that advantage. Mr. Tommy Lasseigne mentioned his thoughts on a leap frog technique, that may work to be fair and to get the best qualified for a particular job. Mr. Phillip Gouaux stated that if the Council did the rotation in the Parish, it would have to be done with all of the boards. He then went on to say that some of the boards are governed by state statute, having their own personal engineer, and that would not be a fair and equitable rotation process. Mr. Atzenhoffer suggested that all the Council members contribute their concerns to create something workable and come back to the next Committee meeting. Mr. Lindel Touns said that he thought that the Council should let the Administration use who they want and approve of what they would do. Mr. Daniel Lorraine suggested that in the proposal, it should have a clause to read that if a firm goes out for a grant and the Parish receives it, that they would do the job.

The next item (6) on the agenda was a discussion concerning the updating of the By-Laws of the Lafourche Parish Council. Mr. Phillip Gouaux discussed the updated/more correct version of the By-laws that was given to the Council members a few month's back. He stated that the By-laws has not been updated in over the last 6 years and that the Council is governed by the By-laws. Mr. Gouaux suggested that Council review the revisions of the By-laws before it is submitted as an ordinance to be adopted and to come back at the next meeting to make any necessary changes.

The next item (7) on the agenda was a discussion concerning the \$50,000, Line Item #400640671 in the 2004 Maintenance and Operations Budget, for the Galliano Annex. Mr. Brent Callais spoke about the Galliano Annex and that he filed a tall grass order complaint on the Annex. He went on to say that the grass has been cut a couple of months ago by some of the employees who work there and that the inmates or community service individuals who used to maintain the buildings are no longer there. Mr. Callais said that the grass is cut every six months or so by an employee who volunteers their time on the weekends to cut the grass. Mr. Callais asked if the Council needed a resolution to send a request to the Sheriff's Office requesting inmates to clean the Annex building. He said that it could be painted after getting some power washers, the grass cut, and the work could all be done with as little as \$2,000, making a major difference in appearance. Mr. Daniel Lorraine brought up possibilities of the spending of the \$50,000. He suggested that some of the money be used for the Wal-Mart location, if it would not be used for the Annex. Mr. Brent Callais asked if the Administration would go out to get quotes from contractors to do a basic face lift of the Annex building or what was the procedures of doing so. President Randolph suggested trying in-house first and if it that is not sufficient, another option could be taken. Mr. Callais asked if it was possible that Mr. Cullen Curole, Parish Administrator, send a letter to the Sheriff's Office asking for inmates to help maintain the building every so often. Mr. Curole stated that he already spoke with Ed Savoie, with Building and Maintenance, and he said that he was promised some community service workers and had not received them as of yet. Mr. Curole then stated that a letter would be appropriate. He also mentioned that the Health Unit was cleaned. Mr. Daniel Lorraine suggested that some trustees cut the grass at the Annex and get the flag pole white again so that the flag could be flown. Mr. Michael Matherne stated that he had the opportunity to visit the area, accompanied by Mr. Callais,

make a decision about this matter of the Centroplex. Her opinion was that it is one of the largest buildings in the Parish, that it does need help, and that it should be sold. She stated that a price could be disclosed after consulting with the legionnaires, that she did not have that information yet. Mr. Lindel Toups asked if it was definitely for sale? Ms. Galjour stated that common sense says that the best decision is to sell and that an offer was made to sell land to help the situation. She then stated that she would be open to negotiations. Mr. Daniel Lorraine stated his opinions on what should be done before considerations should be made. The resolution *carried* by a vote of seven (7) yeas and two (2) nays, that being of Mr. Phillip Gouaux and Mr. Lindel Toups.

RES. NO. 04-055 PURCHASING THE GALLIANO CENTROPLEX

PUBLIC TO ADDRESS THE COMMITTEE

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

OTHER BUSINESS

The next item on the agenda was any other business needing to be addressed.

A **motion** was offered by Mr. Mark Atzenhoffer, seconded by Mr. Phillip Gouaux to go to the 2/3 agenda, and *carried* by a vote of nine (9) yeas and zero (0) nays.

Mr. Brent Callais recused himself from voting on the issue on the 2/3 agenda because he works for the company that it will mention. The 2/3 agenda is that of a resolution granting Edison Chouest Offshore, Inc. a reasonable amount of time (four (4) to six (6) months) to vacate the premises of the Old Galliano Wal-mart and in return, Edison Chouest Offshore, Inc. has agreed to carry insurance on all of their contents in the building. A **motion** was offered by Mr. Daniel Lorraine, seconded by Mr. Mark Atzenhoffer for an amendment to read that the Parish would receive a hold harmless clause from ECO, and also to provide the Parish with an inventory of items stored in the building, and *carried* by a vote of eight (8) yeas, zero (0) nays, and one (1) abstained, that being of Mr. Brent Callais. A **motion** was offered Mr. Daniel Lorraine, seconded by Mr. Mark Atzenhoffer to approve the amendment, and *carried* by a vote of eight (8) yeas, zero (0) nays, and one (1) abstained, that being of Mr. Brent Callais.

RES. NO. 04-056 EDISON CHOUEST OFFSHORE, INC. TO VACATE THE OLD GALLIANO WAL-MART

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

Next, Mr. Ray Cheramie, Director of Public Works, said that it is tough to decide where to place some of the machines because plans need to be made ahead of time. He said that Councilmen are getting engineers to do work that was already in his schedule to have done. Mr. Cheramie said that he needs to prioritize the work, and that he needs the Council to let him know what other work will be taking place, so that he could have his machines where they need to be. Mr. Tommy Lasseigne agreed that work needs to be coordinated and that he encourages the Council members to do so because of the benefits. Discussions continued about submitting work to be done. President Randolph briefly stated that a priority list for the 2005 budget was requested and Council needs to send it in.

ADJOURN

On motion by Mr. Lindel Toups, seconded by Mr. Daniel Lorraine, and with no further business, the Lafourche Parish Finance and Legislative Committee meeting of June 22, 2004, adjourned at 10:30 pm.

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

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

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

A **motion** was offered by Mr. Mark Atzenhoffer, seconded by Mr. Brent Callais to enter into the Executive Session, and *carried* by a vote of nine (9) yeas and zero (0) nays. The Executive Session began at 7:12 P.M.

EXECUTIVE SESSION

The next item (9) on the agenda was a motion to enter into the Executive Session to discuss the (a) pending litigation regarding the Lafourche Parish Council v. Charles Banta, III, et al, No.97953. and (b) personnel matters relating to the Community Action Program.

A **motion** was offered by Mr. Michael Delatte, seconded by Mr. Daniel Lorraine, to go back to the original agenda, *carried* by a vote of nine (9) yeas and zero (0) nays.

Mr. Cullen Curole, Parish Administrator, stated that item (b) personnel matters relating to the Community Action Program was removed from the Executive Session, as per Ms. Michelle Williams' written request to have it be discussed at an open meeting. He said that Mr. Lindel Toups has the signed request from Ms. Williams. Mr. Curole began his presentation by giving out packets of what he was presenting, to explain the Community Action Agency and the problems in regards to the Administration and personnel of the Agency. He stated that the Lafourche Parish Home Rule Charter, states that the Parish Council, otherwise known as the governing authority, has control over local agencies and special districts. The Home Rule Charter also states that the Council has the ability to organize and structure the distribution of powers and functions. The Council can establish parish departments, officers, or agencies in addition to those that are already established in the Charter. Article IV, Section A, states that an Ordinance is necessary to establish a department or an agency. His presentation went on stating facts from the Home Rule Charter. Mr. Curole acknowledged that the Council approved the restructuring of the Community Action Board, by resolution (No. 03-035), from advisory to administering, in June of 2003. He continued by stating that he offered a good faith amendment for the By Laws of the Board at a meeting he attended on March 30th with the Community Action Board. Continuing his presentation, he said that assistance was offered, at three different attempts with no response, as to getting new funding. He stated that on the 28th a note was received basically saying that, "sorry I have no time right now, we will do it later". Ms. Williams attended only two of the staff meetings, which were held every other week. An amendment to the By Laws was requested from March to June with no response. At the June 1st meeting, the Community Action Board stated that the By Laws Subcommittee had met. Mr.

Curole stated that the public had no notice of the meeting and only certain members were notified. The Subcommittee decided to not make any amendments to the By Laws, with no consideration to the Board's vote, nor the public. Ms. Williams' response to a request/directive by Mr. Phillip Malcolm, Director of Community Services, was that she did not answer to the authority of the Department Director. Mr. Curole stated that Ms. Williams refused to sign the reprimand of Insubordination, that she had received on July 6th, because of her refusal to acknowledge a chain of command. Ms. Williams had a separate matter within the agency prompted a call by Ms. Williams on Friday, July 2nd to another employee warning that the employee should stay out of community action business. Ms. Williams stated to the employee "to watch your back". The nature of the offense is the threat by one employee to another. When represented with the reprimand, Ms. Williams acknowledged making the statement and said that she had been advised by Mr. Mack that she does not need to respond to anything said by Mr. Malcolm or Mr. Curole. Mr. Curole continued by saying that it is extremely important that these actions not diminish, but instead solidify the importance of advisory boards within Lafourche Parish Government. The structure provides meaningful participation and function of citizen advisors. Mr. Charles Mack, President of the Lafourche Parish Community Action Agency Advisory Board, stated that there were a lot of things in violation in the By Laws that were inherited by previous Administration. He spoke of the Community Services Block Grant policy, the budgets, and how it was monitored. Mr. Mack said that the Parish President is in charge of the Administration and that all of the employees of the Community Action Agency are Civil Service, except for the departmental heads. Then, he said that the members of the Lafourche Parish Community Action Agency do not work for the Parish, nor does the Parish pay their salaries. He also stated that grants are filed for with the Department of Labor, which the Council Chairman signs it and then it gets sent off. He said that the 2005 funds are already approved. Mr. Mack continued by stating facts of the Board and the By Laws. He stated that the Executive Director can be "hired or fired" only by the Council. Mr. Leo White, Treasurer of the Community Action Agency, stated that the Parish does not run the Community Action Agency and that no money is being funded through the Parish. He read a letter from the Department of Labor concerning the By Laws of the Lafourche Parish Community Action Agency and the responsibilities of the Lafourche Parish Council and the Community Action Board. The letter stated, "In view of the fact, the Lafourche Parish Community Action Agency is an agency of the Lafourche Parish Council, it is our position that the Council is a Governing Board for that agency. The responsibilities and power of the Governing Board, includes "hiring and firing" of the agency's Executive Director, to determine major personnel, physical program policies, final approval for all programs and budgets, assuring compliance with the conditions of Federal assistance, determinations of rules and procedures for the Governing Board, select the board officers and committee..." Mr. White said, in his opinion, that if the Council members sat on the board that they would have a better idea of the actions of the agency. The letter went on as to stating, "determination of overall plans and priorities, delegations of programs. The purpose of the Community Action Board is to act as an advisory board, to advise the governing board on the most effective ways of meeting the responsibilities. Further, the Community Action Board is necessary to meet the provisions of the CSBG Act under the required proposition represented from the public, private, and poor sectors of the Community." Mr. Jerry Jones spoke in reference to the Community Action Board following the guidelines of the CSBG. It was his opinion that the agency has a good staff and they have a good working relationship. Ms. Velma Avery was present, but stated that she had no comments. Rev. Jerry James

spoke of pending litigations and reminded the Council of the continuing litigations. He stated his opinions on the matter. Ms. Michelle Williams, Interim Director of the Lafourche Parish Community Action Agency, spoke in reference to her reprimand. She made comments that the agency has to have its own letterhead through the Department of Labor. Guidelines need to be followed and certain information needs to be included on the letterhead in order to be in compliance with EO. She said that she felt like she was being harassed and discriminated against, in reference to the reprimand pertaining to the finance employee matter. Mr. Tommy Lasseigne asked Ms. Williams of a particular date that she had referenced to and if on that May 3 if something happened that Council needed to be aware of? Ms. Williams responded that was the day the Community Service Director began employment. Mr. Lindel Toups asked about a credit card that was previously mentioned? Ms. Williams responded that the credit card was under the Lafourche Parish Council. Mr. Lasseigne asked if any funding was done from the Parish and who does, if any, auditing for the agency? Ms. Williams responded that the parish does not do any funding and that the Federal Government does the auditing. Mr. Lasseigne asked what is the annual budget? Ms. Williams stated that it was approximately \$900 thousand, total. Mr. Mark Atzenhoffer asked Ms. Williams who does she report to now? Ms. Williams said that she reports to the Board Chairperson, Mr. Charles Mack. Mr. Atzenhoffer then asked who does Mr. Mack report to? Ms. Williams responded as to Mr. Lindel Toups, for the Council's behalf. Mr. Atzenhoffer suggested that a specific chain of command be determined. Rev. Jerry James made a statement in reference to the authority of chain of command. Mr. Curole made clarifications on the employees of the agency, being that of the Parish. Mr. Mack commented that all parish employees are Civil Service from Article 10 in the Home Rule Charter, all non-Civil Service employees are departmental heads. He made further statements on the matter. Mr. Gouaux asked if the employees receive any benefits, similar to the parish employees plans? President Randolph stated that they do, through a grant, and the parish being the physical agent for the funds. Mr. Atzenhoffer stated that the Parish is ultimately responsible for the financial decisions and the policy of Community Action. Discussions continued on the matter. President Randolph suggested a resolution to amend Resolution 03-035 and 03-053 to remove all reference to an Administering Board and return the status as an Advisory Board.

A **motion** was offered by Mr. Mark Atzenhoffer, seconded by Mr. Tyrone Williams, to *deviate* from the agenda to go to the 2/3 Agenda, and *carried* by a vote of nine (9) yeas and zero (0) nays.

2/3 AGENDA

The first item (1) on the 2/3 Agenda was a resolution as a declaration of public policy, the Lafourche Parish Council does hereby rescind Resolution 03-035 and 03-053; and does direct the Community Action Agency Board to amend its Bylaws removing all reference to an Administering Board and any restructuring suggested in the 2003 amendment of the Bylaws; to remove any requirement that the Agency Board "shall participate jointly and concur formally in the selection of the senior staff position;" and to return to its status as an Advisory board in both name and function. A **motion** was offered by Mr. Tyrone Williams and seconded by Mr. Phillip Gouaux to rescind Resolution 03-035 and 03-053. Mr. Daniel Lorraine stated that he wanted to be excluded from the vote. A brief discussion ensued. The motion *carried* by a vote of seven (7) yeas, one (1) nay, and one (1) abstained, that being of Mr. Daniel Lorraine.

The next item (2) on the 2/3 Agenda was a resolution as a declaration of public policy, the Lafourche Parish Council does hereby confirm the authority of the Lafourche Parish President, the Parish Administrator and the Director of the Department of Community Services to supervise, manage and when necessary direct the Community Action Agency and its Executive Director. A **motion** was offered by Mr. Mark Atzenhoffer, seconded by Mr. Brent Callais, to **defer** item (2) as a proposed ordinance at the next council meeting, and **carried** by a vote of nine (9) yeas and zero (0) nays.

The next item (3) on the 2/3 Agenda was a proposed ordinance amending the Code of Ordinances of the Lafourche Parish Council to standardize the organizational structure of local agencies and certain special districts that have Boards or Committees. A **motion** was offered by Mr. Tyrone Williams.

The next item (4) on the 2/3 Agenda was a resolution authorizing the Parish President to negotiate the terms for the relocation of the Bayou Blue Public Library with business interests having property rights with landowners at the location described in the resolution; and authorizing the Parish President to approve the negotiated contract and sign on behalf of the parish any and all documentation accepting assistance of business interests in expediting the relocation of the Bayou Blue Public Library. A **motion** was offered by Mr. Mark Atzenhoffer and seconded by Mr. Michael Delatte. Mr. Atzenhoffer explained the item in detail. The motion **carried** by a vote of seven (7) yeas and two (2) nays, that being of Mr. Brent Callais and Mr. Michael Matherne.

The next item (5) on the 2/3 Agenda was a resolution accepting ownership of whatever rights the Louisiana Department of Transportation and Development may own in and to the aforesaid portion of the State Routes described in the resolution as a binding agreement between the State of Louisiana and the Parish of Lafourche provided the Department of Transportation and Development complies with the conditions described herein within five (5) years of the adoption of this resolution (Highway 652, 653, 657, & 307). A **motion** was offered by Mr. Phillip Gouaux, seconded by Mr. Mark Atzenhoffer, to accept the resolution, and **carried** by a vote of eight (8) yeas, zero (0) nays, and one (1) absent, that being of Mr. Brent Callais.

The next item (6) on the 2/3 Agenda was a resolution accepting ownership of whatever rights the Louisiana Department of Transportation and Development may own in and to the aforesaid portion of the State Routes described in the resolution as a binding agreement between the State of Louisiana and the Parish of Lafourche provided the Department of Transportation and Development complies with the conditions described herein within five (5) years of the adoption of this resolution (Leeville and Fourchon area). A **motion** was offered by Mr. Phillip Gouaux and seconded by Mr. Mark Atzenhoffer to accept the resolution. Clarifications of the area and conditions of the agreements were made by Mr. Roy Francis. The motion **carried** by a vote of nine (9) yeas and zero (0) nays.

The next item (7) on the 2/3 Agenda was a resolution requesting an opinion from the Lafourche Parish District Attorney to clarify existing parish and state laws concerning roadside vending. A **motion** was offered by Mr. Mark Atzenhoffer and seconded by Mr. Brent Callais. Mr. Dwayne LeBouef, Constable, stated his opinions on the issue. The motion **carried** by a vote of nine (9) yeas and zero (0) nays.

A **motion** was made by Mr. Brent Callais, seconded by Mr. Mark Atzenhoffer, to go back to the original agenda (item #8), and **carried** by a vote of nine (9) yeas and zero (0) nays.

PRESIDENT'S REPORT

The next item (8) on the agenda was a presentation of monthly report by the Parish President as required by the Lafourche Parish Home Rule Charter. Parish President, Charlotte A. Randolph, gave a presentation, Lafourche in the Move, to review the last six months and to project ahead. She stated that the main goal was to continue moving forward and to keep the lines of communications open with the Council Members. President Randolph stated the importance of reports, new equipment, and projects being done quickly as a few keys to future success. She mentioned the renewed partnerships as being essential and cost efficient in getting jobs done quicker. Then, she stated that the pumps needed the renovations that would be necessary on getting the water out and the building of new ones. Also, that FEMA has four ongoing projects in the parish. She mentioned the grants that were awarded and the ones that were still pending. She addressed the ditches in Ward 10 and the amount of time it will take to get them cleaned. The mosquito abatement program was initiated on July 1st. The purchasing procedures were addressed in the finance department to make it more cost efficient. She spoke of the analysis of mileages and the supplemental appropriations. President Randolph mentioned the rapid response team that assist unemployed or laid-off people of the parish. She also talked about representing the shrimpers at the meetings to better the economy. President Randolph continued the presentation with information on employees and ongoing projects.

The Council meeting recessed for five minutes.

Next, a **motion** was offered by Mr. Brent Callais, seconded by Mr. Mark Atzenhoffer, and *carried* to **open the Public Hearing section** of the meeting.

PUBLIC HEARING & ORDINANCES FOR RATIFICATION

The next item (11) on the agenda was an ordinance to accept into the parish system the subdivision known as the "Roz Properties Subdivision", Ward 10, District 9 of Lafourche Parish. A **motion** was offered by Mr. Daniel Lorraine and seconded by Mr. Tommy Lasseigne. No one from the public wanted to speak on the proposed ordinance. The Council *adopted* said ordinance by a vote of nine (9) yeas and zero (0) nays.

ORD. NO. 3445 ROZ PROPERTIES SUBDIVISION

The next item (12) on the agenda was an ordinance to accept into the parish system the subdivision known as the "Re-subdivision of a Portion of the James and Elizabeth McGrew Property", Ward 3, District 5 of Lafourche Parish. A **motion** was offered by Mr. Mark Atzenhoffer and seconded by Mr. Tommy Lasseigne. No one from the public wanted to speak on the proposed ordinance. The Council *adopted* said ordinance by a vote of nine (9) yeas and zero (0) nays.

ORD. NO. 3446 RE-SUBDIVISION OF MCGREW PROPERTY

The next item (13) on the agenda was an ordinance to accept into the parish system the subdivision known as the "Prairie Ridge Subdivision Phase II", Ward 3, District 5 of Lafourche Parish. A **motion** was offered by Mr. Mark Atzenhoffer and seconded by Mr. Phillip Gouaux. An *amendment* to the ordinance was offered to include a twenty-five (25) miles per hour speed limit on said streets; requiring the placement of "Speed Limit" signs; and providing penalties for the violations thereof. (The speed limit was inadvertently left out of the ordinance.) A **motion** was offered by Mr. Mark Atzenhoffer and seconded by Mr. Michael Delatte. No one from the public

wanted to speak on the proposed ordinance. The Council *adopted* said amended ordinance by a vote of nine (9) yeas and zero (0) nays.

**ORD. NO. 3447 25 MPH SPEED LIMIT AMENDMENT
PRAIRIE RIDGE SUBDIVISION PHASE II**

The next item (14) on the agenda was an ordinance to accept into the parish system the subdivision known as the “Revision of Lot 10A into Lots 10A-1 and 10A-2 being a Portion of Lot 10 of White Rose Plantation Addendum No. 1”, Ward 4, District 5 of Lafourche Parish. A **motion** was offered by Mr. Mark Atzenhoffer and seconded by Mr. Tommy Lasseigne. No one from the public wanted to speak on the proposed ordinance. The Council *adopted* said ordinance by a vote of nine (9) yeas and zero (0) nays.

**ORD. NO. 3448 REVISION OF LOT 10 WHITE ROSE PLANTATION
ADDENDUM NO. 1**

The next item (15) on the agenda was an ordinance to accept into the parish system the subdivision known as the “Lot “A” of the Remainder of Tract “C” being a Lot and Tract of Land Owned by The Legendre Land Corporation”, Ward 1, District 2 of Lafourche Parish. A **motion** was offered by Mr. Michael Delatte and seconded by Mr. Tommy Lasseigne. No one from the public wanted to speak on the proposed ordinance. The Council *adopted* said ordinance by a vote of nine (9) yeas and zero (0) nays.

ORD. NO. 3449 THE LEGENDRE LAND CORPORATION, LOT “A”, TRACT “C”

The next item (16) on the agenda was an ordinance to accept into the parish system the subdivision known as the “Eugene Chiasson Subdivision”, Ward 10, District 9 of Lafourche Parish. A **motion** was offered by Mr. Daniel Lorraine and seconded by Mr. Brent Callais. No one from the public wanted to speak on the proposed ordinance. The Council *adopted* said ordinance by a vote of nine (9) yeas and zero (0) nays.

ORD. NO. 3450 EUGENE CHIASSON SUBDIVISION

The next item (17) on the agenda was an ordinance to accept into the parish system the subdivision known as the “Leopold Perque Subdivision”, Ward 6, District 2 of Lafourche Parish. A **motion** was offered by Mr. Michael Delatte and seconded by Mr. Phillip Gouaux. No one from the public wanted to speak on the proposed ordinance. The Council *adopted* said ordinance by a vote of nine (9) yeas and zero (0) nays.

ORD. NO. 3451 LEOPOLD PERQUE SUBDIVISION

The next item (18) on the agenda was an ordinance to authorize the Parish President to enter into an Act of Cash Sale to acquire property in the facilitation of the FY02 LCDBG Program, Morristown Community Sewer System, Raceland, Louisiana; and to execute any and all documents pertaining to said Act of Cash Sale. A **motion** was offered by Mr. Mark Atzenhoffer and seconded by Mr. Michael Delatte to *defer* item (18) to next Council meeting, and *carried* by a vote of nine (9) yeas and zero (0) nays.

The next item (19) on the agenda was an ordinance establishing “Light Traffic Only” and up to a Five (5) Ton load limit on Old Safari Heights, Ward 10, District 9 of Lafourche Parish; authorizing the installation of “Light Traffic Only” and “Load Limit” signs; and authorizing the penalties of violators thereof. A **motion** was offered by Mr. Daniel Lorraine and seconded by Mr. Brent Callais. No one from the public wanted to speak on the proposed ordinance. The Council *adopted* said ordinance by a vote of nine (9) yeas and zero (0) nays.

**ORD. NO. 3452 “LIGHT TRAFFIC ONLY” AND “LOAD LIMIT” SIGNS
ON OLD SAFARI HEIGHTS**

The next item (20) on the agenda was an ordinance amending the Code of Ordinances of the Lafourche Parish Council to state that all Lafourche Parish Council meetings begin at 6:00 p.m. A **motion** was offered by Mr. Daniel Lorraine and seconded by Mr. Tommy Lasseigne. A **motion** was made by Mr. Michael Matherne, seconded by Mr. Mark Atzenhoffer, to **amend** the ordinance to state that all Lafourche Parish Council meetings begin at 5:30 p.m. The Council **adopted** said amended ordinance by a vote of nine (9) yeas and zero (0) nays.

ORD. NO. 3453 CODE OF ORDINANCES STATING ALL LPC MEETINGS TO BEGIN AT 5:30 P.M.

The next item (21) on the agenda was an ordinance making it mandatory for a Parish Monitor to monitor all Oil and Gas Construction and/or Fabrication of oil and gas pipelines, gas compressor station, dredging of oil field canals and any other oil and gas project that shall have an impact on Lafourche Parish. This Parish Monitor will be selected by the Administration and funded by the contractor performing the work; and authorized the Parish President to sign any and all necessary documents. A **motion** was offered by Mr. Phillip Gouaux and seconded by Mr. Tommy Lasseigne to **defer** item (21) to next Council meeting, and **carried** by a vote of nine (9) yeas and zero (0) nays.

The next item (22) on the agenda was an ordinance abolishing Drainage District No. 13, Fisheries Advisory Board, Sewerage District No. 8, Sewerage District No. 9, Coastal Commission of Louisiana, Community Mental Health, South East Louisiana Emergency Medical Council, Emergency Medical Service Council, Government Complex Commission, and Boat Launch Search Committee, and directing all duties and responsibilities of the listed Boards/Agencies be transferred to the Administrative Offices of the Lafourche Parish Government; and to further abolish the South Lafourche Airport District due to the Greater Lafourche Port Commission acquiring the Airport. A **motion** was offered by Mr. Brent Callais and seconded by Mr. Daniel Lorraine. No one from the public wanted to speak on the proposed ordinance. The Council **adopted** said ordinance by a vote of nine (9) yeas and zero (0) nays.

ORD. NO. 3454 ABOLISHING BOARDS/AGENCIES

The next item (23) on the agenda was an ordinance amending Section 17:41, "Stopping, Standing or Parking Prohibited, in Specified Places", of Sub-Chapter "A of Chapter 17 of the Code of Ordinances of the Lafourche Parish Council, to prohibit parking directly across from a driveway or within ten (10') feet of the driveway on the same side of the street, to prohibit parking within forty (40') feet of an intersection and on all unimproved shouldered streets; and providing for penalties for violations thereof. A **motion** was offered by Mr. Phillip Gouaux and seconded by Mr. Mark Atzenhoffer. Cecil Watts, from the public, questioned the proposed ordinance. Councilman Dwayne LeBouef stated that it was his opinion that this was a good ordinance to pass. Discussions ensued on the specifics of the ordinance. The Council **adopted** said ordinance by a vote of six (6) yeas and three (3) nays, that being of Mr. Lindel Toups, Mr. Daniel Lorraine, and Mr. Tommy Lasseigne.

ORD. NO. 3455 AMENDING SECTION 17:41, PROHIBITING PARKING

The next item (24) on the agenda was an ordinance to provide for a **transfer** of appropriation for the 2004 Maintenance and Operations Budget for the Lafourche parish Council as provided for by Article V of the Lafourche Parish Home Rule Charter. A **motion** was offered by Mr. Mark Atzenhoffer, seconded by Mr. Brent Callais, and **carried** by a vote of nine (9) yeas and zero (0) nays. A **motion** was made by Mr. Mark Atzenhoffer, seconded by Mr. Brent Callais, for an **amendment** to change the word 'transfer' to 'supplemental' and to also take the \$10,000 from Civil Defense and put it into Legislative. The Council **adopted** said amended ordinance by a vote of nine (9) yeas and zero (0) nays.

ORD. NO. 3456 2004 MAINTENANCE AND OPERATIONS BUDGET

The next item (25) on the agenda was an ordinance to amend Section 2:207 of Chapter 2 of the Code of Ordinances to adopt a modified version of the State Travel Guideline for reimbursement of travel expenses for parish officials and employees. A **motion** was offered by Mr. Michael Matherne and seconded by Mr. Brent Callais. No one from the public wanted to speak on the proposed ordinance. The Council **adopted** said ordinance by a vote of nine (9) yeas and zero (0) nays.

ORD. NO. 3457 REIMBURSEMENT OF TRAVEL EXPENSES

The next item (26) on the agenda was an ordinance to accept into the parish system West 107th Place, Ward 10, District 8 of Lafourche Parish. A **motion** was offered by Mr. Brent Callais, seconded by Mr. Mark Atzenhoffer, and **carried** by a vote of nine (9) yeas and zero (0) nays. A **motion** was offered by Mr. Brent Callais, seconded by Mr. Mark Atzenhoffer, to **amend** the ordinance to state 300 feet. Mr. Joe Picciola spoke in reference to the street being up to parish standards. Mr. Phillip Gouaux asked Administration about any paperwork on the servitude of the street. President Randolph clarified some information for acceptance of the street. Mr. Cullen Curole also stated some facts and some opinions. The Council **adopted** said ordinance by a vote of nine (9) yeas and zero (0) nays.

ORD. NO. 3458 WEST 107TH PLACE

The next item (27) on the agenda was an ordinance to appoint a Board of Commissioners to serve as the governing authority of Fire Protection District No. 8-A of the Parish of Lafourche, State of Louisiana, and designating the domicile of said district. A **motion** was offered by Mr. Michael Delatte and seconded by Mr. Phillip Gouaux. No one from the public wanted to speak on the proposed ordinance. The Council **adopted** said ordinance by a vote of nine (9) yeas and zero (0) nays.

**ORD. NO. 3459 APPOINT A BOARD OF COMMISSIONERS,
FIRE PROTECTION DISTRICT NO. 8-A**

The next item (28) on the agenda was an ordinance to appoint a Board of Commissioners to serve as the governing authority of Fire Protection District No. 8-B of the Parish of Lafourche, State of Louisiana, and designating the domicile of said district. A **motion** was offered by Mr. Michael Delatte and seconded by Mr. Phillip Gouaux. No one from the public wanted to speak on the proposed ordinance. The Council **adopted** said ordinance by a vote of nine (9) yeas and zero (0) nays.

**ORD. NO. 3460 APPOINT A BOARD OF COMMISSIONERS,
FIRE PROTECTION DISTRICT NO. 8-B**

The next item (29) on the agenda was an ordinance to appoint a Board of Commissioners to serve as the governing authority of Fire Protection District No. 8-C of the Parish of Lafourche, State of Louisiana, and designating the domicile of said district. A **motion** was offered by Mr. Michael Delatte and seconded by Mr. Phillip Gouaux. No one from the public wanted to speak on the proposed ordinance. The Council **adopted** said ordinance by a vote of nine (9) yeas and zero (0) nays.

**ORD. NO. 3461 APPOINT A BOARD OF COMMISSIONERS,
FIRE PROTECTION DISTRICT NO. 8-C**

Next, a **motion** was offered by Mr. Daniel Lorraine, seconded by Mr. Michael Delatte, and **carried** to close the **Public Hearing** section of the meeting.

ORDINANCES FOR INTRODUCTION

The next item (30) on the agenda was a proposed ordinance to accept into the parish system the subdivision known as the Rachel Plantation, Addendum No. 3, Phase D, Ward (11), District (4) of Lafourche Parish. A **motion** was offered by Mr. Tommy Lasseigne to introduce the above stated proposed ordinance.

PROPOSED ORDINANCE **RACHEL PLANTATION, ADDENDUM NO. 3,
PHASE D**

The next item (31) on the agenda was a proposed ordinance to accept into the parish system the subdivision known as the Algiers Commercial Subdivision, Addendum No. 1, Ward (1), District (1) of Lafourche Parish. A **motion** was offered by Mr. Tyrone Williams to introduce the above stated proposed ordinance.

PROPOSED ORDINANCE **ALGIERS COMMERCIAL SUBDIVISION,
ADDENDUM NO. 1**

The next item (32) on the agenda was a proposed ordinance to accept into the parish system the subdivision known as the Lee Leger Subdivision, Ward (10), District (9) of Lafourche Parish. A **motion** was offered by Mr. Daniel Lorraine to introduce the above stated proposed ordinance.

PROPOSED ORDINANCE **LEE LEGER SUBDIVISION**

The next item (33) on the agenda was a proposed ordinance to accept into the parish system the subdivision known as the James Plaisance Subdivision, Ward (3), District (5) of Lafourche Parish. A **motion** was offered by Mr. Mark Atzenhoffer to introduce the above stated proposed ordinance.

PROPOSED ORDINANCE **JAMES PLAISANCE SUBDIVISION**

The next item (34) on the agenda was a proposed ordinance to accept into the parish system the subdivision known as the Gaspard Subdivision, Ward (9), District (7) of Lafourche Parish. A **motion** was offered by Mr. Phillip Gouaux to introduce the above stated proposed ordinance.

PROPOSED ORDINANCE **GASPARD SUBDIVISION**

The next item (35) on the agenda was a proposed ordinance to accept into the parish system the subdivision known as the Redivision of 1.118 Acres into Lots A, B, & C, Belonging to Jason Rodrigue, Ward (9), District (7) of Lafourche Parish. A **motion** was offered by Mr. Phillip Gouaux to introduce the above stated proposed ordinance.

PROPOSED ORDINANCE **REDIVISION OF LOTS, JASON RODRIGUE**

The next item (36) on the agenda was a proposed ordinance to accept into the parish system East 96th Place, Ward (10), District (9) of Lafourche Parish, State of Louisiana. A **motion** was offered by Mr. Daniel Lorraine to introduce the above stated proposed ordinance.

PROPOSED ORDINANCE **EAST 96TH PLACE**

The next item (37) on the agenda was a proposed ordinance to authorize the Parish President to sign a surface lease agreement with the Lafourche Parish School Board Office for the use of the Raceland Landfill property for a period of six (6) years with an option to renew for an additional five (5) years. A **motion** was offered by Mr. Daniel Lorraine to introduce the above stated proposed ordinance.

PROPOSED ORDINANCE **RACELAND LANDFILL PROPERTY
SURFACE LEASE AGREEMENT**

The next item (38) on the agenda was a proposed ordinance to amend and re-enact Section 15:26(A) of Sub-Chapter "B" of Chapter 15 of the Code of Ordinances of the Lafourche Parish

Council as it pertains to the rules and regulations governing fireworks in Lafourche Parish. A **motion** was offered by Mr. Daniel Lorraine to introduce the above stated proposed ordinance.

**PROPOSED ORDINANCE RULES AND REGULATIONS GOVERNING
FIREWORKS**

The next item (39) on the agenda was a proposed ordinance authorizing the Parish to acquire ownership of the Chackbay 101 Project from Lafourche Parish Drainage District No. 6 ; and authorizing the Parish President to sign any necessary documents. A **motion** was offered by Mr. Michael Delatte to introduce the above stated proposed ordinance.

PROPOSED ORDINANCE CHACKBAY 101 PROJECT

The next item (40) on the agenda was a proposed ordinance establishing a speed limit of fifteen (15) miles per hour on East 97th Street, Ward 10, District 9 of Lafourche Parish; requiring the placement of “Speed Limit”, “Speed Checked by Radar”, and “Caution Children at Play” signs; and providing penalties for the violations thereof. A **motion** was offered by Mr. Daniel Lorraine to introduce the above stated proposed ordinance.

PROPOSED ORDINANCE EAST 97TH STREET SIGNS

The next item (41) on the agenda was a proposed ordinance authorizing the Parish to acquire property from Mrs. Betty H. Boudreaux and Mrs. Dolly H. Gisclair for the Veteran’s Memorial District in order to build a monument at a cost of ____; and authorizing the signing of all pertinent documents associated with the ordinance. A **motion** was offered by Mr. Brent Callais to introduce the above stated proposed ordinance.

**PROPOSED ORDINANCE ACQUIRE PROPERTY FOR THE VMD TO BUILD
A MONUMENT**

RESOLUTIONS

The next item (42) on the agenda was a resolution requesting the Lafourche Parish District Attorney to approve the hiring of Mr. Lloyd Bourgeois to defend the Parish regarding the lawsuit entitled, “Donna Cheramie Cromer, et al v. South Lafourche Levee District, et al, No. 96920, at a rate of \$125.00 per hour. A **motion** was offered by Mr. Phillip Gouaux and seconded by Mr. Brent Callais. A brief discussion ensued. The motion *carried* to adopt said resolution by a vote of six (6) yeas and three (3) nays, that being of Mr. Lindel Toups, Mr. Mark Atzenhoffer, and Mr. Brent Callais.

RES NO. 04-057 HIRING OF MR. LLOYD BOURGEOIS

The next item (43) on the agenda was a resolution hiring Picciola and Associates for engineering services for Phase 4 of Road Sales Tax District No. 2; and authorizing the Parish President to sign all necessary documents. A **motion** was offered by Mr. Brent Callais, seconded by Mr. Daniel Lorraine, and *carried* to adopt said resolution by a vote of nine (9) yeas and zero (0) nays.

RES NO. 04-058 HIRING PICCIOLA AND ASSOCIATES

The next item (44) on the agenda was a resolution authorizing JBC/AIA a notice to proceed on the design of the Galliano Branch Library at the old Wal-mart Building; and authorizing the Parish President to sign all necessary documents. A **motion** was offered by Mr. Brent Callais and seconded by Mr. Mark Atzenhoffer. Mr. Tommy Lasseigne asked if there was a dollar amount estimate or a “ceiling” on the item. Mr. Paul Chiquet, Lafourche Parish Library Director, made some clarifications of the contract. The motion *carried* to adopt said resolution by a vote of nine (9) yeas and zero (0) nays.

RES NO. 04-059 THE DESIGN OF THE GALLIANO BRANCH LIBRARY

The next item (45) on the agenda was a resolution requesting the Louisiana Department of Transportation and Development to install three additional 45 miles per hour speed limit signs along Louisiana Highway 1 when leaving the Golden Meadow Corp limits heading south and two additional signs when heading north. A **motion** was offered by Mr. Daniel Lorraine and seconded by Mr. Brent Callais. Mr. Lorraine made a motion to **amend** the resolution to state that State Representative Reggie Dupre and Representative Loulan Pitre receive a copy of the resolution, and seconded by Mr. Brent Callais. The motion **carried** to adopt said amended resolution by a vote of nine (9) yeas and zero (0) nays.

RES NO. 04-060 INSTALL THREE ADDITIONAL 45 MPH SPEED LIMIT SIGNS

The next item (46) on the agenda was a resolution amending the Lafourche Parish Procurement Policy for all Louisiana Community Development Block Grant (LCDBG) Programs for the parish. A **motion** was offered by Mr. Phillip Gouaux and from lack of a second, the motion **dies**.

The next item (47) on the agenda was a resolution requesting the United States Coast Guard and other necessary entities establish maritime curfews on the following seven parish and state bridges in the South Lafourche community: Golden Meadow Lift Bridge, Galliano Pontoon Bridge, South Lafourche Lift Bridge, Cote Blanche Pontoon Bridge, Cut Off Lift Bridge, Larose Pontoon Bridge, and the Larose Draw Bridge from 7:00 a.m. to 8:30 a.m., 2:00 p.m. to 4:00 p.m., and from 4:30 to 5:30 p.m. on Monday through Friday during the regular school year to enhance vehicular traffic flow and allow maritime traffic to be informed of established curfews to assist them in traveling up and down Bayou Lafourche. A **motion** was offered by Mr. Daniel Lorraine and seconded by Mr. Brent Callais. Mr. Royce Doucet, Transportation Manager for the Lafourche Parish School Board Office, stated that he had requested that this item be on the agenda. He continued by saying that he had been working with the Greater Lafourche Port Commission and a few other groups to petition the Coast Guard to establish a bridge curfew for the South Lafourche area. Mr. Doucet explained that many of the roadways, near the bridges, do not have shoulders or turn lanes, and the traffic causes a gridlock or severely backlogged when the bridges are open to maritime traffic. He continued by explaining how the curfew hours were figured to be most beneficial to traffic. Discussions ensued on the maritime traffic flow and how it would affect them. Mr. Lorraine made a **motion** to **amend** the resolution to state that State Representative Reggie Dupre, Representative Loulan Pitre, and the Congressmen receive a copy of the resolution and seconded by Mr. Brent Callais. A brief discussion ensued. The motion **carried** to adopt said amended resolution by a vote of nine (9) yeas and zero (0) nays.

RES NO. 04-061 MARITIME CURFEWS

The next item (48) on the agenda was a resolution rescinding Resolution 04-033 as it pertained to authorizing the Parish President to negotiate all contracts pertinent to the Lafourche Parish Government; to execute and administer contracts for equipment, professional services, material, supplies and other services up to amounts budgeted in the approved maintenance and operating budget; to execute and administer contracts for projects, capital improvements and related professional services as specifically identified in the approved maintenance and operating budget or as subsequently authorized by the Council; to prepare, and submit for approval to the Council contracts for projects, capital improvement sand related professional services not specifically identified in the Maintenance and Operating Budget; and to execute and administer contracts for projects, capital improvements and related professional services not specifically identified in the

approved Maintenance and Operating Budget when approved by the Council. A **motion** was offered by Mr. Daniel Lorraine and seconded by Mr. Tommy Lasseigne. Mr. Lorraine explained the resolution and referenced previous resolutions (No. 04-012 & No. 04-033). He then offered a **motion** to an *amend* the resolution, for the Finance and Legislative Committee to supply Council with a list on how many contracts were issued since April, 2004, that Council is not aware of, at the next meeting, and seconded by Mr. Michael Delatte. A discussion ensued to clarify the amendment. The motion *carried* to adopt said amended resolution by a vote of five (5) yeas and four (4) nays, that being of Mr. Phillip Gouaux, Mr. Michael Matherne, Mr. Mark Atzenhoffer, and Mr. Lindel Touns. The original motion to rescinding Resolution 04-033 *carried* by a vote of eight (8) yeas and one (1) nay, that being of Mr. Phillip Gouaux.

RES NO. 04-062 RESCINDING RESOLUTION 04-033

The next item (49) on the agenda was a resolution authorizing the Parish President to negotiate contracts pertinent to the Lafourche Parish Government and thereafter present the final contract to the Council for final ratification. A **motion** was offered by Mr. Daniel Lorraine and seconded by Mr. Tommy Lasseigne. A brief discussion ensued. The motion *carried* to adopt said resolution by a vote of nine (9) yeas and zero (0) nays.

**RES NO. 04-063 NEGOTIATING PERTINENT CONTRACTS FOR
FINAL RATIFICATION**

The next item (50) on the agenda was a resolution approving the Parish President's appointment for Director of Department of Economic Development. President Randolph asked for Council's approval for Ms. Gretchen Caillouet to become the Parish's Economic Director, with a salary of \$30,000. A **motion** was offered by Mr. Phillip Gouaux and seconded by Mr. Michael Delatte. Mr. Callais asked for more time and information on appointments. President Randolph made some comments and clarified the position. The motion *carried* to adopt said resolution by a vote of nine (9) yeas and zero (0) nays.

**RES NO. 04-064 APPOINTMENT FOR DIRECTOR OF DEPARTMENT OF
ECONOMIC DEVELOPMENT, MS. GRETCHEN CAILLOUET**

MOTIONS

The next item (51) on the agenda was a motion to award the bid to the Daily Comet as the Official Journal for the Lafourche Parish Council for the period of July 1, 2004 to June 30, 2005 at the rate of \$5.50 per square for 100 words. A **motion** was offered by Mr. Phillip Gouaux and seconded by Mr. Michael Delatte. A brief discussion ensued. The motion *carried* by a vote of six (6) yeas and three (3) nays, that being of Mr. Mark Atzenhoffer, Mr. Brent Callais, and Mr. Tommy Lasseigne.

The next item (52) on the agenda was a motion to approve the appointment of a Head Start Director. A **motion** was offered by Mr. Tyrone Williams to nominate Ms. Martha Babin as Head Start Director, unanimously seconded, and *carried* by a vote of nine (9) yeas and zero (0) nays.

MONTHLY ENGINEERING REPORT

The next item (53) on the agenda was a presentation of planned, presently ongoing, recently completed or other projects by appropriate engineering firms engaged by the Parish. No engineers were present.

LEGAL ADVISOR REPORT

The next item (54) on the agenda was a motion to relinquish time to the Lafourche Parish Legal Advisor. The Lafourche Parish Legal Advisor was not present.

PUBLIC WISHING TO ADDRESS THE COUNCIL

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

ADJOURN

On **motion** by Mr. Mark Atzenhoffer, seconded by Mr. Brent Callais , and with no further business, the Lafourche Parish Council Meeting of July 13, 2004, **adjourned** at 11:00 P.M.

**LINDEL TOUPS, CHAIRMAN
LAFOURCHE PARISH COUNCIL**

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