

STATE OF LOUISIANA
PARISH LAFOURCHE

A REGULAR MEETING OF THE LAFOURCHE PARISH COUNCIL, PARISH OF LAFOURCHE, STATE OF LOUISIANA, WAS SCHEDULED FOR TUESDAY, OCTOBER 23, 2007 AT 5:00 P.M., AT THE LAFOURCHE PARISH COUNCIL BARRIOS CENTER, 1612 HIGHWAY 182, SUITE 100, RACELAND, LOUISIANA.

The Lafourche Parish Council was duly convened as the Governing Authority of said Parish by Dr. Tommy Lasseigne, Chairman, who then stated that the Lafourche Parish Council was ready for the transaction of business at 5:02 p.m.

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

ROLL CALL: Mr. Tyrone Williams
Mr. Michael Delatte
Mr. Michael Matherne
Dr. Tommy Lasseigne, Chairman
Mr. Mark Atzenhoffer
Mr. Lindel Toups
Mr. Phillip Gouaux
Mr. Brent Callais
Mr. Daniel Lorraine, Vice-Chair
Ms. Charlotte Randolph, Parish President

ABSENT: None

Chairman Lasseigne announced that the invocation would be led by Mr. Michael Delatte. The Council then recited the Pledge of Allegiance led by Mr. Tyrone Williams.

APPROVAL OF COUNCIL MINUTES

The first item (1) on the agenda was a motion to accept the minutes of the October 9, 2007 Regular Session meeting. A **motion** was offered by Mr. Atzenhoffer, seconded by Mr. Delatte, and **carried** by a vote of (9) yeas and (0) nays.

PUBLIC WISHING TO ADDRESS THE COUNCIL

The next item on the agenda was the Public to address the Council. Kris Gaudet of East 38th Street in Cut Off addressed the Council, saying that it was in great honor and with the utmost respect that he stood before them. He thanked the Council for the opportunity and thanked the voters for their support on October 20th. He said that his name is Kris Gaudet and that he was seeking the office of Councilman for District 8. Mr. Gaudet stated that it was his intention, as the next Councilman, to work with the Council and the Administration in a professional and orderly manner to achieve the good for those of the Parish. He expressed that he wanted to be a negotiator, not a fighter; that when there was a fight that there was usually a winner and a loser, and that in most cases the constituents end up on the losing end. Mr. Gaudet said that when things are negotiated, reaching a common ground for the good of the people, we all win, in that the Parish wins, and that

was his intentions. Mr. Gaudet then stated that he wants to make drainage his number one priority. He said that on October 22nd that there was a tremendous amount of rainfall throughout the Parish, in particular the South Lafourche area. Mr. Gaudet said that it was very saddening to hear one of our constituents, being a 61 year old man who is a lifelong resident of Lafourche Parish, saying that he has had enough, that he was ready to sell his house, pack up and move out of the Parish. Mr. Gaudet continued by saying that his goal as the next Councilman was to work to bring people into the Parish, to make this Parish their home, the place where they build their businesses, so they could develop economically. Mr. Gaudet expressed that he wanted to be part of that growth. He said that he was ready to work with the powers that be, to solve the issues in the best way possible. Mr. Gaudet stated that he was a man who studies the situations, does his homework, gets the facts, gets to the bottom of the issues, and finds solutions that work in the most efficient manner possible. He stated that Kirk Cheramie said it best “that a good politician is someone who understands the order of compromise and the struggle for scarce resources”. Mr. Gaudet reiterated that he was ready to join the Council in serving the public. He again thanked the Council for the opportunity; and then asked the public to keep him in mind on November 17th for Councilman of District 8.

Mr. Thomas Tabor of Highway 3185 in Thibodaux addressed the Council. He requested everyone’s attention to a matter that was very important to him. Mr. Tabor questioned as to why a person must be a registered voter to qualify to be a member on a Board of Commissioners for the Parish of Lafourche. He stated that he believed it to be considered as an infringement on a person’s constitutional right, the right to vote is not mandatory in this Country, that it was a right to vote. Mr. Tabor said that a person votes if he or she wants to vote. He said that he understood that voters were the ones that put politicians in office, who in turn run the Country, but it was that person’s constitutional right to vote. Mr. Tabor expressed that he hated to say it, in no offense to anybody, but it was politicians that sent soldiers in harms way, not the soldier, that it was the politicians that started the problems, and it was the soldiers that had to go straighten things out by putting their life on the line. He said that he could also understand a politician only wanting to help a person who votes, with the thinking that the person would vote for him or her at voting time, but they do not realize that non-voters can not vote against them, that they lost nothing. Mr. Tabor stated that his problem was that he had a Vietnam Combat Veteran who had put his life on the line for 12 months, that he was shot at, that mortars were thrown at him; and that he stayed because his Country told him that he had to. He said that people say that we are living under a Democratic form of Government, then saying that the Vietnam Combat Veteran now refuses to vote and that his right was taken away from him. Mr. Tabor requested that the Council or its Legal Advisor show him in the Charter, the Constitution, or whatever legal paperwork that says that this Vietnam Combat Veteran or any Citizen has to be a registered voter to be on a Board of Commissioners for the Parish of Lafourche. He expressed that if the Council refuses his application on these grounds that they were taking away his constitutional right not to vote.

Mr. Delatte stated that he was not aware of that when they voted on the ordinance creating the Veterans District. He said that he totally agreed with Mr. Tabor, in that he did not believe that you should have to be a registered voter to serve on the Board, and that it is your right to vote or not to vote, or to register or not to register, in that it was a legal right. Mr. Delatte stated that he would like to find out more about that also, saying that it may have been put in the ordinance by using a generic form with it already being in there, but he would also like the answer to Mr. Tabor’s question. He then asked Mr. Tabor if the particular person he mentioned met all of the other qualifications, in which he was not a convicted felon or in any way banned from voting by other laws in the Country; with Mr. Tabor responding as “No Sir”. Mr. Delatte then stated that there was no conflict there; with Mr. Tabor agreeing as “nothing”. Mr. Delatte further expressed that it may indeed be possible that it is unconstitutional, just because he was not a registered voter. Mr. Tabor

stated that the particular person's application was one of the first that was sent in, so if the Council voted on the resolution on the Agenda appointing 4 more Commissioners as Veterans that he was going to be left out. He said that he was one of the first guys to send in his application, but it was denied. Mr. Tabor requested that the Council defer the voting until they could get it straight, reiterating that if not, he would not be allowed to be on the Board of Commissioners.

Mr. Matherne explained that it was in the ordinance that the applicant has to be an elector, which means that you have to be a voter, but he was not sure if it was in all of their ordinances for Boards and Commissions, or whether it was specific to the one in question. He said that he was sure that when the Legislation was drafted that they had just copied it off of a standard form. Mr. Matherne expressed that he kind of had feelings both ways about it, that he certainly understood Mr. Tabor's position, but he believed that the Board would be eventually in charge of some funding and may ask people to vote on taxes and that it may be hard to ask other people to vote on taxes when you can't vote on them yourself. He reiterated that he understood both sides of it. Mr. Matherne said that he thought what had happened, from what he was told by Mr. Tabor and the gentleman that had applied, was that there was a box on the application to check off whether or not if you were registered to vote and that it was not checked off, which the Administration had then caught that. He then stated that he believed that Administration was just going by the letter of the ordinance, so they could have conversations about whether they think that they ought to change that ordinance or change all of the ordinances, and he thought that it would be worth good discussion to figure out which way to go.

Mr. Tabor stated that he had spoke to the Administration and he was told that they really did not know, that they could not advise him one way or the other, and that was why he was present to ask the Council.

Mr. Callais said that he had looked at the ordinance that created the Beachfront Development District, in that the State Statute which allows Parish Councils to create Districts is what states that it must be an elector. He then said that he did not know if the Legislature that allowed the Veterans Districts to be created has to follow the same guidelines, which they would have to check into it.

Mr. Tabor expressed that his feelings were that if you were a convicted felon, go to prison, that you have more rights that a Combat Veteran.

Mr. Toups stated that he was always a firm believer of that if you don't vote, don't complain; but in this situation they were talking about a Vietnam Veteran. Mr. Tabor said that he agreed, and if you don't vote, don't complain about who got elected or the job that he is doing.

Mr. Lorraine asked Mr. Tabor if the gentleman mentioned was actually refusing to register to vote; with Mr. Tabor replying as "Yes Sir". Mr. Lorraine stated that it would be a lot easier and a lot simpler to go that route instead of the Council changing everything, just let him go register to vote, and saying that everybody has the right to change their mind. Mr. Tabor said that Mr. Lorraine was right, but his thinking was that he could probably talk him into registering, but the point was that if he decided not to, which was his right not to, and nobody should be able to force him to do so. Mr. Lorraine said that he understood; that he did not know how the ordinance was written, that he would have to look it up, but it would be a lot easier for him just to go ahead and register, instead of the Council changing all this. He continued by saying that he knew for sure that to serve on a District Board, regardless of where it was at, that you had to live in the District, but he probably does live in the District. Mr. Lorraine then said that it would be like a compromise with the Council, that it would be a lot easier and done a lot quicker, saving the Council a lot of trouble.

Mr. Tabor stated that he was not asking for them to change it, but to look it up to see what it says, in that there may be a possibility that it may not have to be changed. He said that they would work with the Council, but he wanted to see it in writing that he has to be a registered voter.

Mr. Lorraine then clarified that he was not saying that anybody had to do anything, but on a compromise, if it was in there saying that you had to be an elector, it would be a lot easier for this

gentleman just to go register to vote, and take care of it. Mr. Tabor continued by expressing his feelings on if things should be mandatory.

Mr. Tabor reiterated that he just wanted it to be looked into. Mr. Matherne stated that he would do so.

[Mr. Charlie Callais](#) of West 41st Street in Cut Off, next addressed the Council in regards to drainage on his street. He requested that the Council see what they can do about the flooding on West 41st Street. Mr. Callais said about 4 years ago that he had spoken to some newly elected Parish Councils, Mrs. Randolph as Parish President, and Mr. Brent Callais as his District Councilman, calling them to his street which was flooded, just as it had done yesterday. He said that history has again repeated itself, almost 4 years to the day. Mr. Callais said that he was currently trying to get to where they can get some drainage done on West 41st Street, which he had met with Mrs. Randolph and Councilman Callais telling them about a certain solution that he had that could have alleviated that problem. He stated that it can still be done, that all it was going to need was a few hundred feet of PVC piping, a little pump, and a few other items. Mr. Callais continued by saying that the pump could take the water from the middle of West 41st Street, bring it up at least 3 feet and pump it into the bayou, which would help out the street.

Mr. Charlie Callais then said that he would appreciate it if he could also address the Parish President. Chairman Lasseigne asked in regards to which item and that if it was the coastal erosion item that he could not address them again because he had already addressed them 3 times, saying that he could call President Randolph, but he could not do it again at the meeting because they have By-Laws to follow.

PRESENTATIONS

No presentations were given.

EXECUTIVE SESSION

[The next item \(2\) on the agenda was an Executive Session: GEN-CON, Inc Vs. No. 107448 Lafourche Parish Government.](#) A **motion** was made by Mr. Atzenhoffer and seconded by Mr. Delatte to *enter into Executive Session*. After a brief discussion as to who should be in attendance, it is noted for the record that Parish President Charlotte Randolph, Parish Administrator Cullen Curole, Attorney Lee Callais, and Library Director Paul Chiquet were present in the Executive Session. The motion then **carried** by a vote of (9) yeas and (0) nays.

A **motion** was made by Mr. Toups, seconded by Mr. Matherne, to *reconvene the meeting*, and **carried** by a vote of (7) yeas, (0) nays, and (2) absent from the room, that being of Mr. Atzenhoffer and Mr. Callais. *No actions were necessary or taken.*

ADMINISTRATIVE REPORT(S)

[The next item \(3\) on the agenda was Ms. Chastity Himel, Finance Director, to present a Finance Report.](#) Ms. Himel began by saying that the September Financial Reports were provided to the Council, and that they were just given the Operating Statements and the Fund Recap. She said that the Royalty Report was sent to them on October 15th and that the Sales Tax Reports were sent on October 10th. Ms. Himel stated that all of the financial information could be found on the Parish's website (www.lafourchegov.org), underneath the Finance Department. She then presented a PowerPoint presentation of her report (*see Exhibit "A"*). Ms. Himel stated that the Royalty Revenues for September totaled \$471,992 and in comparison with the month ending of September 2006 that it had an increase in collections of \$951,948. She reported that Road Sales Tax District #2 collected \$517,630 and in comparison to 2006 that there was an overall increase of \$608,538. Then,

Road Sales Tax District #3 collected \$131,725 and in comparison to 2006 it has increased by \$304,921. Next, Road Sales Tax District #5 had collections of \$92,414 and in comparison to 2006 the collections have decreased by \$47,378. Ms. Himel reported that Road Sales Tax District #6 had collections of \$95,933 and total collections have increased since 2006 by \$39,828. She reported that Solid Waste had collections of \$604,320 in September and compared to last year it has increased by \$412,708. Ms. Himel reported that the refunding of Districts 3, 5 and 6 went as scheduled. She then stated that if anyone had any questions regarding the 2008 Budget that they should not hesitate to call her.

[Mr. Curole](#) mentioned that they continue to report Road Sales Tax Districts 3, 5, and 6 separately, even though that as of October 1st they were formerly consolidated, saying that the School Board was still reporting things separately, so he thought that they would continue to do so through to the end of the year. He said that they can start as of January 1st to report them as the Consolidated District A.

[President Randolph](#) stated that she had a proclamation, declaring **October 22 -27, 2007** as **Red Ribbon Week** in Lafourche Parish.

ENGINEERING AND ARCHITECT REPORT(S)

The next item on the agenda was a presentation of planned, presently on going, recently completed or other projects by appropriate engineering firms engaged by the Parish. *No presentations were given*, but a report was submitted for Larry J. Picciola, Inc. (*see Exhibit "B"*).

LEGAL ADVISOR REPORT

The next item on the agenda was to relinquish time to the Lafourche Parish Legal Advisor. *The Legal Advisor was not present.*

BUDGET HEARINGS

[The next item \(4\) on the agenda was to schedule 1st Budget Public Hearing.](#) After brief discussions, it was decided that the first hearing would be held at the **November 13th Regular Council meeting**, to discuss the "simple" funds, being the ones that could not really be changed.

[The next item \(5\) on the agenda was to schedule 2nd Budget Public Hearing.](#) After continued discussions, it was decided that the second hearing would be a *Special meeting*, which was to be held at **5 p.m. on November 20th**, to discuss the "most difficult" funds, being that of Drainage, Public Works, etc.

[The next item \(6\) on the agenda was to schedule enactment of Budget Ordinance.](#) After ongoing discussions, it was decided that the enactment of the Budget Ordinance would be done at the **November 27th Regular Council meeting**. It was also discussed that they would be presenting any amendments at the November 27th meeting.

ORDINANCES FOR DISCUSSION AND RATIFICATION

[The next item \(7\) on the agenda was an ordinance approving the attached Servitude Agreement between Vernice Morvant Lirette and the Lafourche Parish Council; and authorizing the Parish President to sign, execute and administer said agreement.](#) A **motion** to *defer* this item to the November 27th meeting was offered by Mr. Delatte, seconded by Mr. Gouaux, and *carried* by a vote of (9) yeas and (0) nays. **DEFERRED**

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

PUBLIC HEARING AND ORDINANCES FOR RATIFICATION

The next item (8) on the agenda was an ordinance reducing the speed on Belle Isle Drive, Ward (1), District (3), Parish of Lafourche, State of Louisiana from thirty five (35) miles per hour to fifteen (15) miles per hour; providing for the placement of speed limit and children at play signs; and providing penalties for the violations thereof. A **motion** was offered by Mr. Matherne. Chairman Lasseigne asked three times if anyone from the public wanted to speak on the proposed ordinance. Hearing none, Chairman Lasseigne moved for a second, which was made by Mr. Delatte, and *carried* by a vote of (9) yeas and (0) nays.

ORD. NO. 4155 SPEED LIMIT – 35 MPH - BELLE ISLE DRIVE

The next item (9) on the agenda was an ordinance to provide for a 2007 Supplemental Appropriation for the 2007 Operations and Maintenance Budget for expending of revenue as provided for by Article VI of the Lafourche Parish Home Rule Charter. A **motion** was offered by Mr. Atzenhoffer. Chairman Lasseigne asked three times if anyone from the public wanted to speak on the proposed ordinance. Hearing none, Chairman Lasseigne moved for a second, which was made by Mr. Gouaux.

An *amendment* was offered by Mr. Atzenhoffer regarding the *effective date* of the Council on Aging, Meals on Wheels Program. Mr. Atzenhoffer explained that it was to make it effective *October 23, 2007*. The amendment was seconded by Mr. Gouaux, and *carried* by a vote of (9) yeas and (0) nays.

The *amended* ordinance then *carried* by a vote of (9) yeas and (0) nays.

ORD. NO. 4156 SUPPLEMENTAL APPROPRIATION – EXPENDING OF REVENUE

The next item (10) on the agenda was an ordinance to provide for a 2007 Supplemental Appropriation for the 2007 Operations and Maintenance and the 2007 Capital Budget for expending of revenue as provided for by Article VI of the Lafourche Parish Home Rule Charter. A **motion** was offered by Mr. Atzenhoffer. Chairman Lasseigne asked three times if anyone from the public wanted to speak on the proposed ordinance. Hearing none, Chairman Lasseigne moved for a second, which was made by Mr. Gouaux, and *carried* by a vote of (9) yeas and (0) nays.

ORD. NO. 4157 SUPPLEMENTAL APPROPRIATION – EXPENDING OF REVENUE

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

PROPOSED ORDINANCES

The next item (11) on the agenda was a proposed ordinance establishing a “four-way stop” at the corner of Oakview Drive and Cypress Street in Bayou Blue, Ward (11), District (5), Parish of Lafourche, State of Louisiana; authorizing the installation of signs; and providing penalties for violations thereof. A **motion** was offered by Mr. Atzenhoffer to introduce the above stated proposed ordinance.

The next item (12) on the agenda was a proposed ordinance establishing a **fifteen (15) miles per hour speed limit on North Willow Street, Ward (4), District (6), Parish of Lafourche, State of Louisiana; providing for the placement of speed limit signs; and providing penalties for the violations thereof.** A **motion** was offered by Mr. Toups to introduce the above stated proposed ordinance. Mr. Toups requested that Administration research if North Willow Street, the gravel part at the end, was indeed a Parish street and not a private street. He said that the Parish has been grading it and that there was Parish signs posted, but he wanted to make sure that it was accepted. Mr. Cheramie stated that his office had researched it and that it was indeed public.

The next item (13) on the agenda was a proposed ordinance **amending Ordinance No. 2336 changing West 217th Street, Ward (10), District (9), Parish of Lafourche, State of Louisiana, from a “one-way” street to a “two-way” street; requiring the placement of “two-way” street signs; and providing for penalties for violations thereof.** A **motion** was offered by Mr. Lorraine to introduce the above stated proposed ordinance.

The next item (14) on the agenda was a proposed ordinance **rescinding Ordinance No. 4013 as it pertains to the ABFEs.** A **motion** was offered by Mr. Atzenhoffer to introduce the above stated proposed ordinance. Mr. Matherne stated that he had the Attorney General’s Opinion, and then asked if they should ask for a Declaratory Judgment from a Judge to ensure that the Attorney General was interpreting the Statute right. Mr. Atzenhoffer replied that Mr. Matherne could put something on the Agenda do to so; but in reading the Statute that was referenced to the Attorney General, the Statute says that they have to adopt the flood insurance ratings maps for participation in the Flood Insurance Program, and that was what he had based his Opinion on. He stated that the Attorney General’s Opinion was rather clear, in that the Council had overstepped their authority.

President Randolph mentioned for informational purposes that the LRA and other agencies in the State were researching this issue as well. She then said that they would be sending a letter to the Council and will also attend the next meeting to answer any questions that the Council may have.

The next item (15) on the agenda was a proposed ordinance **forming a Steering Committee for the Development of the Lafourche Multi-Use Facility.** A **motion** was offered by Mr. Atzenhoffer to introduce the above stated proposed ordinance.

The next item (16) on the agenda was a proposed ordinance **approving the attached Servitude Agreement between Donald Robichaux, Sr. and David J. Robichaux and the Lafourche Parish Council; and authorizing the Parish President to sign, execute and administer said agreement.** A **motion** was offered by Mr. Atzenhoffer to introduce the above stated proposed ordinance.

The next item (17) on the agenda was a proposed ordinance to **acquire ownership** of property at **141 St. Pierre Drive, Lockport, Louisiana, as part of the FEMA Hazard Mitigation Grant Program; to authorize the Parish President to sign and execute all necessary documents; to provide for the recordation of all documents and to provide copies to all involved parties.** A **motion** was offered by Mr. Gouaux to introduce the above stated proposed ordinance.

The next item (18) on the agenda was a proposed ordinance to **acquire ownership** of property at **309 Winder Road, Thibodaux, Louisiana, as part of the FEMA Hazard Mitigation Grant Program; to authorize the Parish President to sign and execute all necessary documents; to provide for the recordation of all documents and to provide copies to all involved parties.** A **motion** was offered by Mr. Gouaux to introduce the above stated proposed ordinance.

The next item (19) on the agenda was a proposed ordinance to **acquire ownership** of property at **1211 Romy Drive, Lockport, Louisiana**, as part of the **FEMA Hazard Mitigation Grant Program**; to authorize the Parish President to sign and execute all necessary documents; to provide for the recordation of all documents and to provide copies to all involved parties. A **motion** was offered by Mr. Gouaux to introduce the above stated proposed ordinance.

The next item (20) on the agenda was a proposed ordinance to **accept the subdivision** known as the **J & D Land Development, LLC** into the **Parish System**. A **motion** was offered by Mr. Atzenhoffer to introduce the above stated proposed ordinance.

The next item (21) on the agenda was a proposed ordinance to **accept the subdivision** known as the **Highlands, Addendum #2** into the **Parish System**. A **motion** was offered by Mr. Callais to introduce the above stated proposed ordinance.

The next item (22) on the agenda was a proposed ordinance to **accept the subdivision** known as the **Division of South Block 5 for Addendum to Sunny Acres Subdivision** into the **Parish System**. A **motion** was offered by Mr. Callais to introduce the above stated proposed ordinance.

The next item (23) on the agenda was a proposed ordinance to **accept the subdivision** known as the **Pitre Subdivision** into the **Parish System**. A **motion** was offered by Mr. Gouaux to introduce the above stated proposed ordinance.

The next item (24) on the agenda was a proposed ordinance to **accept the subdivision** known as the **Mark Borne Subdivision** into the **Parish System**. A **motion** was offered by Mr. Delatte to introduce the above stated proposed ordinance.

The next item (25) on the agenda was a proposed ordinance to **accept the subdivision** known as the **Survey of Tracts 1, 2, 3 & 4 being redivision of property belonging to Louis J. St. Martin ET UX** into the **Parish System**. A **motion** was offered by Mr. Toups to introduce the above stated proposed ordinance.

The next item (26) on the agenda was a proposed ordinance to **provide** for **2007 Supplemental Appropriation for the 2007 Operations and Maintenance** and the **2007 Capital Budget for Recreation** as provided for by **Article VI** of the **Lafourche Parish Home Rule Charter**. A **motion** was offered by Mr. Callais to introduce the above stated proposed ordinance.

The next item (27) on the agenda was a proposed ordinance to **provide** for a **Supplemental Appropriation for the 2007 Operations and Maintenance Budget** to address the **required action necessary to budget the money** received from **FEMA** in relation to **Tropical Storm Cindy** expenditures and reimbursements provided for by **Article VI** of the **Lafourche Parish Home Rule Charter**. A **motion** was offered by Mr. Atzenhoffer to introduce the above stated proposed ordinance.

The next item (28) on the agenda was a proposed ordinance to **provide** for a **2007 Supplemental Appropriation for the 2007 Operations and Maintenance Budget** establishing a **Budget for the South Lafourche Beachfront Development Commission** as provided for by **Article VI** of the **Lafourche Parish Home Rule Charter**. A **motion** was offered by Mr. Callais to introduce the above stated proposed ordinance.

Mr. Toups stated that he would like to pull items 29 – 35 because the Planning Commission was not quite ready for these items to be proposed.

The next item (29) on the agenda was a proposed ordinance amending and re-enacting Sub-Chapter “D” of Chapter 19 of the Code of Ordinances of the Lafourche Parish Council as it pertains to creating an index page for the Lafourche Parish Subdivision Regulations, Lafourche Parish, State of Louisiana. A **motion** was offered by Mr. Toups to introduce the above stated proposed ordinance. This item was *pulled* from the Agenda.

The next item (30) on the agenda was a proposed ordinance amending and re-enacting Sub-Chapter “D” of Chapter 19 of the Code of Ordinances of the Lafourche Parish Council as it pertains to amending Section 19:334 Application and Approval Process for Family Subdivisions of the Lafourche Parish Subdivision Regulations in Lafourche Parish, State of Louisiana. A **motion** was offered by Mr. Toups to introduce the above stated proposed ordinance. This item was *pulled* from the Agenda.

The next item (31) on the agenda was a proposed ordinance amending and re-enacting Sub-Chapter “D” of Chapter 19 of the Code of Ordinances of the Lafourche Parish Council as it pertains to amending Section 19:321 Parish Subdivision Regulations, Words and Terms Defined (Lot, Flag) of the Lafourche Parish Subdivision Regulations in Lafourche Parish, State of Louisiana. A **motion** was offered by Mr. Toups to introduce the above stated proposed ordinance. This item was *pulled* from the Agenda.

The next item (32) on the agenda was a proposed ordinance amending and re-enacting Sub-Chapter “D” of Chapter 19 of the Code of Ordinances of the Lafourche Parish Council as it pertains to amending section 19:330 Classifications of Residential Subdivisions of the Lafourche Parish Subdivision Regulations in Lafourche Parish, State of Louisiana. A **motion** was offered by Mr. Toups to introduce the above stated proposed ordinance. This item was *pulled* from the Agenda.

The next item (33) on the agenda was a proposed ordinance amending and re-enacting Sub-Chapter “D” of Chapter 19 of the Code of Ordinances of the Lafourche Parish Council as it pertains to amending Section 19:334 Application and Approval Process for Family Subdivisions of the Lafourche Parish Subdivision Regulations in Lafourche Parish, State of Louisiana. A **motion** was offered by Mr. Toups to introduce the above stated proposed ordinance. This item was *pulled* from the Agenda.

The next item (34) on the agenda was a proposed ordinance amending and re-enacting Sub-Chapter “D” of Chapter 19 of the Code of Ordinances of the Lafourche Parish Council as it pertains to amending Section 19:351 Lot Improvements of the Lafourche Parish Subdivision Regulations in Lafourche Parish, State of Louisiana. A **motion** was offered by Mr. Toups to introduce the above stated proposed ordinance. This item was *pulled* from the Agenda.

The next item (35) on the agenda was a proposed ordinance amending and re-enacting Sub-Chapter “D” of Chapter 19 of the Code of Ordinances of the Lafourche Parish Council as it pertains to amending Section 19:352 Roads of the Lafourche Parish Subdivision Regulations in Lafourche Parish, State of Louisiana. A **motion** was offered by Mr. Toups to introduce the above stated proposed ordinance. This item was *pulled* from the Agenda.

RESOLUTIONS

The next item (36) on the agenda was a resolution requesting the Louisiana Department of Transportation and Development (LADOTD) inspect and report back to the Council the bridge located at the St. Louis Canal on Hwy. 316 in Bayou Blue, Ward (11), District (5). A **motion** was offered by Mr. Atzenhoffer, seconded by Mr. Toups, and *carried* by a vote of (9) yeas and (0) nays.
RES. NO. 07-344 DOTD – ST. LOUIS CANAL BRIDGE – HWY 316

The next item (37) on the agenda was a resolution appointing one (1) Commissioner to represent the Lafourche Parish Sheriff's Office on the Lafourche Parish Children and Youth Planning Board. A **motion** was offered by Mr. Gouaux, seconded by Mr. Atzenhoffer, to appoint Linda Bernard, and *carried* by a vote of (9) yeas and (0) nays.
RES. NO. 07-345 COMMISSIONER – CHILDREN & YOUTH PLANNING BOARD

The next item (38) on the agenda was a resolution approving an amendment to Resolution No. 07-009 for the Cooperative Endeavor Agreement between Lafourche Parish Government and the Lafourche Council on Aging, Inc., providing funding for the 2007 Operations and Capital Expenses of the Council on Aging, Inc.; and authorizing the Parish President to sign, execute and administer said agreement. A **motion** was offered by Mr. Atzenhoffer, seconded by Mr. Gouaux, and *carried* by a vote of (9) yeas and (0) nays.
RES. NO. 07-346 AMENDING 07-009 – COUNCIL ON AGING, INC.

The next item (39) on the agenda was a resolution accepting the low bid of Huey Stockstill, Inc. in the amount of One Million One Hundred Sixty-Three Thousand, Six Hundred Sixty-Three Dollars and 55/XX (\$1,163,663.55) for Road Sales Tax District (RSTD) 3, 3H – Meadowlands Subdivision (Project No. 07017) and authorizing the Parish President to sign, execute and administer associated documents. A **motion** was offered by Mr. Atzenhoffer and seconded by Mr. Gouaux.

Mr. Curole mentioned that the overall program with the remaining streets will end up being over, saying that this project was a little bit over than the estimate, but to recall that the finance report showed that the Royalty monies and the Sales Tax Revenues are far exceeding the overage, so they may just have to make an adjustment before the end of the year.

The resolution then *carried* by a vote of (9) yeas and (0) nays.
RES. NO. 07-347 HUEY STOCKSTILL, INC. – RSTD#3, PROJECT 3H

The next item (40) on the agenda was a resolution approving Change Order No. 2 to Sealevel Construction, Inc. as a decrease in contract price by \$18.76 for the Ward 6 Senior Center Walking Trail Project; and authorizing the Parish President to sign said Change Order. A **motion** was offered by Mr. Delatte, seconded by Mr. Matherne, and *carried* by a vote of (9) yeas and (0) nays.
RES. NO. 07-348 CHANGE ORDER #2 – SEALEVEL CONSTRUCTION, INC.

The next item (41) on the agenda was a resolution authorizing the Parish President to transfer funds from the Detention Center Improvement Project to the Courthouse Annex Chiller Project within the 2007 Capital Budget and approving a transfer of appropriation for the Project; and authorizing the Parish President to sign, execute and administer said transfers. A **motion** was offered by Mr. Matherne and seconded by Mr. Atzenhoffer.

Mr. Toups asked if this was going to hurt the chances of improving the Detention Center; with President Randolph replying that it would not. She then made an announcement concerning the Detention Center, saying that they received probably the best report from the Board of Health, ever.

President Randolph stated that it had no findings against the Parish. She reiterated that it would not hurt them for the future, but to know that the Maintenance Department was working tremendously to make sure that the facility was running very well.

Mr. Lorraine said that he was looking that they had \$350,000 budgeted in 2007 for the Detention Center, that some of the work that was going to get done came in way over budget, that the current balance was now at \$103,506, then saying that they want to take \$10,113 from there, but the Fund got depleted. He questioned if they had \$350,000 in which it was now down to \$103,000, as to what they could do. President Randolph stated that the latest proposal from the Sheriff's Office was about \$5 million. Mr. Lorraine said that he understood, but the point he was trying to make was that they had the \$350,000, and that they were down to \$103,000, in which they would be minus the \$10,000 from that. He asked where they go from there, do they just start over. President Randolph stated that it was necessary to change the air-conditioner at the Courthouse for the Judges, that it had kept breaking and that it was an immediate need. Mr. Lorraine said that he could understand that, but he would have to vote no as a protest vote. Mr. Curole expressed that it should be obvious that there was not enough money to start with, that with the \$350,000, much less the \$103,000, that they were not going to be able to add on to the Detention Center. He said that President Randolph, Brennan Matherne, and the Sheriff's Office had been working on another proposal that will be brought before the Council, which he did not know when, but it would have to include more monies and so therefore the difference between the numbers is basically negligent.

The resolution *carried* by a vote of (7) yeas and (2) nays, that being of Mr. Callais and Mr. Lorraine.

RES. NO. 07-349 TRANSFER FUNDS & TRANSFER OF APPROPRIATION

The next item (42) on the agenda was a resolution providing for canvassing the returns and declaring the result of the special election held in the Parish of Lafourche, State of Louisiana, on Saturday, October 20, 2007, to vote upon the adoption of an amendment to the current Lafourche Parish Home Rule Charter. A motion was offered by Mr. Atzenhoffer to *defer* this item to the November 13th Council meeting, seconded by Mr. Gouaux, and *carried* by a vote of (9) yeas and (0) nays.

DEFERRED

The next item (43) on the agenda was a resolution approving Change Order No. 1 submitted by Contractor Huey Stockstill, Inc. to decrease the contract price by \$627.19 for the project entitled Road Sales Tax District 5, Project 5E (LA 308 - Lafourche Crossing); and authorize the Parish President to sign said Change Order. A motion was offered by Mr. Atzenhoffer, seconded by Mr. Toups, and *carried* by a vote of (9) yeas and (0) nays.

RES. NO. 07-350 CHANGE ORDER #1 – HUEY STOCKSTILL, INC. – RSTD#5, 5E

The next item (44) on the agenda was a resolution appointing four (4) Commissioners to Heros Monument Board. This item *died* due to the lack of a motion.

DIED

The next item (45) on the agenda was a resolution approving an agreement for professional services between Ronald J. Boudreaux, P.E., Inc. and Lafourche Parish to provide engineering services for the purchase and installation of a Chiller at the historic courthouse in Thibodaux; and authorizing the Parish President to sign, execute and administer said contract. A motion was offered by Mr. Matherne, seconded by Mr. Gouaux, and *carried* by a vote of (7) yeas and (2) nays, that being of Mr. Callais and Mr. Lorraine.

RES. NO. 07-351 RONALD J. BOUDREAUX, P.E., INC. – COURTHOUSE CHILLER

DISCUSSIONS

The next item (46) on the agenda was a discussion requesting the Administration to check into the developments concerning the Intercoastal Canal Erosion. Mr. Gouaux said that this was a topic of discussion at the last meeting; saying that it was really eroding terribly fast on the southwest bank side. He requested that the Administration research on what could be done, if in fact that there were grants available, or if they would want to pursue responsibility of the Corp. Mr. Gouaux continued by saying that he just wanted to keep this in the forefront, trying to develop a project that would kind of cease the erosion or at least slow it down. He said that the idle speed only signs were good, but he believed that they needed to do a lot more than that.

Mr. Callais questioned Administration in regards to the speed bumps for West 107th; in that he had received a call that the speed bumps would be taken care of at West 54th, but heard nothing about West 107th. Mr. Curole said that he thought that they were ordered at the same time, but he would have to check into it. Mr. Cheramie stated that they should both be in this week, and that the representative from the company would be in early November to help install and demonstrate.

A **motion** was offered by Mr. Matherne, seconded by Mr. Lorraine, to *open* a *Two-Thirds Agenda*, and *carried* by a vote of (6) yeas and (3) nays, that being of Dr. Lasseigne, Mr. Atzenhoffer, and Mr. Toups.

TWO-THIRDS AGENDA

The first item (1) on the Two-Thirds Agenda was a resolution authorizing the addendum/amendment of a contract between Lafourche Parish Government and Picciola and Associates, Inc. for road work on Road Sales Tax District No. 2 to include reconstruction on a portion of West 32nd Street; and authorizing the Parish President to sign said addendum/amendment to contract. A **motion** was offered by Mr. Callais, seconded by Mr. Lorraine, and *carried* by a vote of (9) yeas and (0) nays.

RES. NO. 07-352 ADDENDUM/AMENDMENT – PICCIOLA & ASSOCIATES, INC.

The next item on the Two-Thirds Agenda was a resolution authorizing the Administration to hire an engineer to study the drainage problem on East 2nd Street (Delta Farm area). A **motion** was offered by Mr. Gouaux and seconded by Mr. Matherne.

Mr. Gouaux explained what had basically happened, in that when the sea wall was built along the Intercoastal that everything had originally drained to it, that the South Lafourche Levee District had built a protection sea wall with valves going beneath it, which was great during normal times, in that it drains through the sea wall through the culverts. He said that when there was a tidal surge that they close the valves and the whole area then has no drainage whatsoever. Mr. Gouaux expressed that they need to look at the situation to try to provide some form of drainage for those people that have been suffering for sometime now. He said that they did request that the State, with the overlay project of East 2nd, to look at the drainage, but it does not seem as though that they are interested in coming forth in giving any assistance with the drainage issue. So, therefore, he was hoping that the Council and the Administration would agree in doing a drainage study, to try to give these people some relief. Mr. Lorraine stated that was one of the reasons why they needed a master drainage plan and the State, instead of piece-mealing it. He said that he could probably go in his District and get 4 or 5 sections that have the same problem, but if they could ever get a master plan throughout the whole Parish, that maybe it would help out.

The resolution *carried* by a vote of (8) yeas and (1) nay, that being of Mr. Atzenhoffer.
RES. NO. 07-353 HIRING AN ENGINEER – DRAINAGE STUDY – EAST 2ND STREET

The next item on the Two-Thirds Agenda was a resolution requesting a **Legal Opinion** from the **District Attorney** to determine whether or not someone on the **Library Board** can serve if their **spouse works for the Library**. A **motion** was offered by Mr. Toups, seconded by Mr. Lorraine, and *carried* by a vote of (8) yeas and (1) nay, that being of Mr. Atzenhoffer.

RES. NO. 07-354 DA OPINION – BOARDS AND EMPLOYEES OF THE LIBRARY

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

ADJOURNMENT

On **motion** by Mr. Atzenhoffer, seconded by Mr. Delatte, and with no further business, the Lafourche Parish Council Meeting of **October 23, 2007 adjourned** 6:08 p.m.

TOMMY LASSEIGNE, CHAIRMAN
LAFOURCHE PARISH COUNCIL

CARLEEN B. BABIN, COUNCIL CLERK
LAFOURCHE PARISH COUNCIL



Finance Report
October 23, 2007

Chastity Himel, Finance Director

September 2007 Financial Reports

- Royalty Revenue Report
- Sales Tax Revenue Report
- September Operating Statements & Fund Recap



Financial Information

- Link

<http://www.lafourchegov.org>



Royalty Revenues

	2006	2007
• 1st Quarter	957,743	1,062,862
• 2nd Quarter	909,216	1,185,507
• July	341,319	426,445
• August	289,439	562,011
• September	259,153	471,992
Total YTD	2,756,870	3,708,818
(2006 total - 3,761,050)		



Road Sales Tax District #2

	2006	2007
• 1st Quarter	1,001,753	1,285,844
• 2nd Quarter	1,270,664	1,394,398*
• July	419,146	559,205
• August	480,591	502,576
• September	478,961	517,630
Total YTD	3,651,115	4,259,653*
(2006 Total - 5,046,602)		

*Not adjusted for C-Port Rebate of \$252,420



Road Sales Tax District #3

	2006	2007
• 1st Quarter	229,339	332,227
• 2nd Quarter	304,362	400,262
• July	97,395	131,272
• August	90,752	128,868
• September	97,585	131,725
Total YTD	819,433	1,124,354
(2006 total - 1,107,535)		

(2006 total - 1,107,535)



Exhibit "A"

Road Sales Tax District #5		
	2006	2007
• 1 st Quarter	280,152	254,703
• 2 nd Quarter	289,226	283,125
• July	96,990	97,745
• August	107,069	104,177
• September	106,105	92,414
Total YTD	879,542	832,164
(2006 total – 1,270,156)		
LAFOURCHE PARISH		

Road Sales Tax District #6		
	2006	2007
• 1 st Quarter	233,442	245,393
• 2 nd Quarter	261,788	285,889
• July	115,971	130,713
• August	83,843	87,379
• September	110,435	95,933
Total YTD	805,479	845,307
(2006 total – 1,070,140)		
LAFOURCHE PARISH		

Solid Waste		
	2006	2007
• 1 st Quarter	1,346,853	1,582,397
• 2 nd Quarter	1,617,880	1,723,204
• July	616,635	668,590
• August	576,227	595,553
• September	603,761	604,320
Total YTD	4,761,356	5,174,064
(2006 total – 6,476,908)		
LAFOURCHE PARISH		

3, 5 & 6 Refunding	
• All went as scheduled with the \$9,650,000 refunding.	
LAFOURCHE PARISH	

2008 Budget	
• If you should have any questions – please call.	
LAFOURCHE PARISH	

The End	
LAFOURCHE PARISH	



larry j. picciola, inc.

CONSULTING ENGINEERS & SURVEYORS
P. O. BOX 970 • LAROSE, LOUISIANA 70373-0970
13379 HIGHWAY 3235 • CUT OFF, LOUISIANA 70345
PHONE 985.798.7700 • FAX 985.798.7755

LAFOURCHE PARISH GOVERNMENT ROAD SALES TAX DISTRICTS 3, 5, 6 PROJECTS ENGINEERING REPORT

October 23, 2007

PROJECT 3G (CONCRETE PANELS)

ENGINEER: J. Wayne Plaisance, Inc.
CONTRACTOR: Byron E. Talbot Contractor, Inc.

Byron E. Talbot Contractor, Inc. is about 90% complete with work on Fantastic Acres and has started work on Country Village and Chateau Estates. The Contract time on this project is 210 days. Notice to Proceed was issued on July 30, 2007 with a completion date of February 25, 2008.

PROJECT 3H (MEADOWLANDS SUBDIVISION)

ENGINEER: David T. Heck, P.E.
CONTRACTOR: Huey Stockstill, Inc.

Bids were received on Monday, October 15, 2007 at 10:00 am. Huey Stockstill, Inc. was the low bidder with a bid of \$1,163,663.55. This project is on the agenda for approval tonight.

PROJECT 3J (LAKE LONG DRIVE)

ENGINEER: David T. Heck, P.E.
CONTRACTOR: N/A

Bid on this project shall be received on Tuesday, November 7, 2007 at 10:00 am.

PROJECT 5F (LAFOURCHE CROSSING TO ST. CHARLES – HIGHWAY 1)

ENGINEER: David T. Heck, P.E.
CONTRACTOR: Huey Stockstill, Inc.

The Contractor is complete with the drainage work and patching. The Contract time on this project is 130 days. Notice to Proceed was issued on September 6, 2007 with a completion date of January 28, 2008 (Includes Change Order No. 1).

Exhibit "B"

PROJECT 5H (CHACKBAY/CHOCTAW)

ENGINEER: David T. Heck, P.E.

CONTRACTOR: N/A

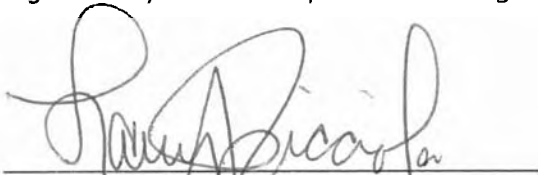
This project is scheduled for construction in the 2008 budget.

PROJECT 5I (LEFORT BY-PASS)

ENGINEER: Duplantis Design Group, L.L.C.

CONTRACTOR: N/A

Right of ways are in the process of being obtained for this project.



Larry J. Picciola, P.E., P.L.S.

"B"

PROJECT LETTING SCHEDULE

Date	Letting #	Project Name	District	Town	Status	Total	Letting Total
Jun-05	1	3A	3	Bayou Blue	Complete	\$374,983.97	\$3,279,144.29
		5A	5	Kraemer	Complete	\$1,087,488.32	
		6A	6	Raceland	Complete	\$1,110,802.46	
		3D	3	Bayou Blue	Complete	\$705,869.54	
Sep-05	2	3E	3	Lockport to Larose & Matthews	Complete	\$1,257,220.54	\$2,678,644.24
		5C	5	Country Club	Complete	\$553,907.53	
		5D	5	West Thibodaux	Complete	\$867,516.17	
May-06	3	5G	5	Concrete Streets	Complete	\$516,364.55	\$516,364.55
May-06	4	6C	6	Raceland/Des Allmends	Complete	\$1,921,699.57	\$3,126,264.17
		5B	5	Choupic/Chackbay	Complete	\$1,204,564.60	
Jun-06	5	3B	3	Lower Bayou Blue/Pointe Au Chein	Complete	\$1,456,524.87	\$2,074,478.25
		3F	3	Bayou Blue	Complete	\$617,953.38	
Jul-06	6	6B	6	Four Point to Raceland - Hwy 1	Complete	\$1,166,084.60	\$1,166,084.60
Nov-06	7	5E	5	Laf. Crossing - Hwy 308	Complete	\$373,157.97	\$2,914,002.57
		5H	5	Choctaw	In Design	\$434,977.20	
		5F	5	Laf. Crossing - to St. Charles Hwy 1	Under Construction	\$1,403,829.00	
		5I	5	Lefort By Pass	In Design & Right-of-Ways	\$702,038.40	
Pending	8	3I	3	Gheens/Raceland Mill	Pending	\$1,500,000.00	\$1,500,000.00
Dec-07	9	3J	3	Lake Long	Bids November 7, 2007	\$536,995.20	\$536,995.20
Oct-07	10	3H	3	Bayou Blue - Meadowlands	Up for Approval	\$1,163,663.55	\$1,163,663.55
	11	3G	3	Concrete Streets	Under Construction	\$804,718.25	\$804,718.25
						\$19,760,359.67	\$19,760,359.67

"B"

"B"

DISTRICT 3 & 5

PROJECT 3G - CONCRETE PANELS
ROBYN ST./JENNIFER
FANTASTIC BLVD.
CHATEAU ESTATES
COUNTRY VILLAGE

PROJECT 3H - BAYOU BLUE
ST. MARIE DR.
LACROIX DR.
ROBERTS DR.
MEADOWLAND/CHETTA DR.
STEWART PL.
DELL PL.
BARBARA PL.
RICHARD PL.
RONALD PL.
MYRTLE PL.

PROJECT 3I - GHEENS/RAGELAND MILL
FARM TO MARKET
MILL STREET
SECOND
THIRD
FOURTH
FIFTH

PROJECT 3J - LAKE LONG DRIVE
LAKE LONG DRIVE

PROJECT 5F - LA 1 LAF. CROSSING AREA
CITATION ST.
SUPERCHARGE DR.
BAYOU VISTA DRIVE
P. THIBODAUX RD.
LEDET DR.
CONSTANT DR.
BUTLER ST.
OMEGA ST.
LOUPE RD.
CEDAR ST.

PROJECT 5H - CHOCTAW/CHACKBAY
MARTINEZ ST
ELMO LN.
ORDOYNE RD
DELATTE RD
LOVERS LN
BENOIT NO 2 RD
BENOIT NO 1 RD
CHOCTAW SCHOOL RD
MOLAISON RD
LEGENBRE ESTATES

PROJECT 5I - LEFORT BY PASS
LEFORT BY PASS

"B"

"B"