

On motion by Mr. Phillip Gouaux, and seconded by Mr. Michael Delatte, the following resolution was introduced and adopted:

**RESOLUTION NO. 09-414**

**RESOLUTION ACCEPTING THE MINUTES OF THE OCTOBER 20, 2009 SOLID WASTE COMMITTEE MEETING AND REJECTING ALL RFPs AND ALLOWING FOR THE EXTENSION OF THE CURRENT SOLID WASTE CONTRACT TILL APRIL 1, 2010.**

**WHEREAS**, it is the duty upon oath that the Governing Authority and State Officials address concerns dealing with the general health, safety and welfare of the citizens; and

**BE IT RESOLVED**, by the Lafourche Parish Council convened in regular session on November 10, 2009, that it does hereby accept the attached minutes of the October 20, 2009 Solid Waste Committee Meeting, reject all RFPs, and allow for the extension of the current Solid Waste Contract till April 1, 2010.

**BE IT FURTHER RESOLVED**, that a certified copy of this resolution be forwarded to Mr. Jerome Danos, Director of Solid Waste and the Office of the Parish Administrator.

This resolution having been submitted to a vote, the vote thereon was as follows:

**YEAS:** Mr. Jerry Jones  
Mr. Michael Delatte  
Mr. Louis Richard  
Mr. Joseph "Joe" Fertitta  
Mr. Matt Matherne  
Mr. Lindel Toups  
Mr. Phillip Gouaux

**NAYS:** Mr. Rodney Doucet

**ABSENT:** None

**ABSTAINED:** Mr. Daniel Lorraine

And the resolution was declared adopted this 10th day of November, 2009.

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**JERRY JONES, CHAIRMAN  
LAFOURCHE PARISH COUNCIL**

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**CARLEEN B. BABIN, COUNCIL CLERK  
LAFOURCHE PARISH COUNCIL**

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I, CARLEEN B. BABIN, Council Clerk for the Lafourche Parish Council, do hereby certify that the foregoing is a true and correct copy of Resolution 09-414, adopted by the Assembled Council in Regular Session on November 10, 2009, at which meeting a quorum was present.

GIVEN UNDER MY OFFICIAL SIGNATURE AND SEAL OF OFFICE THIS 11TH DAY OF NOVEMBER, 2009.

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CARLEEN B. BABIN, COUNCIL CLERK  
LAFOURCHE PARISH COUNCIL

STATE OF LOUISIANA  
PARISH LAFOURCHE

A MEETING OF THE LAFOURCHE PARISH SOLID WASTE COMMITTEE, PARISH OF LAFOURCHE, STATE OF LOUISIANA, WAS SCHEDULED FOR TUESDAY, OCTOBER 20, 2009 AT 2:00 P.M., HELD AT THE MATHEWS GOVERNMENT COMPLEX, 4876 HIGHWAY 1, MATHEWS, LOUISIANA.

The Lafourche Parish Solid Waste Committee meeting was duly convened by Mr. Phillip Gouaux, Committee Chairman; being ready for the transaction of business at 2:02 p.m.

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

**PRESENT:** Mr. Phillip Gouaux, Councilman, District 7 (Committee Chairman)  
Mr. Louis Richard, Councilman, District 3 (Committee Co-Chairman)  
Mr. Mike Delatte, Councilman, District 2 (Committee Secretary)  
Mr. Lindel Toups, Councilman, District 6

**ABSENT:** None

The Committee then recited the Pledge of Allegiance, led by Mr. Lindel Toups.

**Mr. Jerome Danos, Solid Waste Manager; Ms. Crystal Chiasson, Parish Administrator; and Ms. Tara LeBlanc, Lafourche Parish Purchasing Specialist** were also in attendance.

## RECOMMENDATIONS

The first item (1) on the agenda was the Solid Waste Committee's recommendation (resolution), to the full Council at their October 27, 2009 meeting, of award of the next Solid Waste Contract, as per the Solid Waste Review Team's findings. Chairman Gouaux stated that he first needed to clarify something in regards to the Committee's recommendation; saying that the review team met last week, along with the Administration - the Administrator, the Finance/Purchasing Department, because some questions were posed concerning the RFPs. He said they then decided that they needed some legal advice pertaining to the RFPs; so at that time, the Attorney General was called. It was determined that each and every one of the RFPs submitted were in fault, in some way or another. So, the recommendation of the Attorney General was that they throw everything out and start all over again; thus classifying all four as non-responsive; expressing that he would think that would be the review team's recommendation to this Committee. Chairman Gouaux further explained that they had not met with anyone, that it was just the review team, in which they were now bringing the findings to the Committee. He said that it was now up to the Committee to determine whether or not a motion would be made to throw out all of these RFPs, as a result of being non-responsive.

## DISCUSSIONS

The next item on the agenda was of any other discussions. Mr. Toups began discussion by asking what would be the options the Committee would have; asking, if they would indeed throw it all out, could they extend the existing contract before it would run out. Chairman Gouaux replied that he would think they would ask the Administration to talk to the current lease holder, to extend the contract for at least a quarter, through the end of the first quarter, until they could put something else together. He said to either go out for another RFP or whatever.

Mr. Toups offered a **motion**, *to throw all the RFPs out and go ahead and get the Administration to negotiate to extend the contract with SWDI*; in which Mr. Richard added, *“Through April 1st”*. A brief discussion ensued in regards to the length of such request, thus giving the Parish ample time to do whatever they would decide to do. The motion was seconded by Mr. Delatte.

Chairman Gouaux asked if anyone from the companies who had submitted RFPs wanted to speak; in which **Mr. John Nicks** from Lafayette did so, representing **Waste Pro USA**'s corporate office out of Florida. Mr. Nicks requested that the motion be repeated. Chairman Gouaux replied by explaining that the motion was because of the fact that all of the RFPs were flawed; that they throw it out, and to ask the Administration to go back to SWDI to negotiate an extension for the first quarter of next year, under the present contract, therefore giving the Parish time to reformulate whatever they were going to do, from now to then. A very brief discussion ensued in regards to further clarification.

The motion then **carried** by a vote of (4) yeas and (0) nays.

## OTHER BUSINESS

The next item on the agenda was of any other business. Mr. Richard expressed his personal feelings and opinions in regards to everything they had been through so far; thus strongly suggesting that they go out to bids on this next process. He thought that everybody involved were legitimate contractors, in that it would do the Parish well. Mr. Richard mentioned that the Parish was going to face a tax increase of the public for the jail, and any increases for the garbage was certainly not going to help. So, as long as they were going to keep the costs down, he felt it would be beneficial to the Constituents. He expressed his reasoning for a bid would be to keep the politics out of it, in order to get the best company/service available.

## PUBLIC WISHING TO ADDRESS THE COMMITTEE

The next item on the agenda was of the public wishing to address the Committee. **Mr. Gus Bordelon** with **IESI** from Pearl River addressed the Committee; asking if the findings of the non-responsive items could be more defined and/or more elaborated on. Chairman Gouaux replied by saying that each company failed to do or complete at least one aspect of the RFP; in which he said that he did not have the report in the front of him, but they could get with Mr. Danos afterwards for more specifics. Mr. Bordelon then stated that on behalf of IESI, they were thankful for the opportunity to propose, they thought that they certainly took their best shot, in which they hated that they would have to start all over, but they respected the decision. He said that they also knew that the Parish currently had a quality company servicing them; but they hoped that they would still have an opportunity as this issue unfolds, to have another shot at it, looking forward to it, if it does indeed takes place, and if not, they certainly understood.

Chairman Gouaux then briefly clarified a prior comment in regards to having a lot of politics in this decision; having no political affiliations in concern to the non-responsive portion of this, in that it was strictly the Attorney General that had said if the RFP was not completely filled that it should be thrown out. A very brief discussion continued in regards to such submissions and faults.

## **ADJOURNMENT**

On motion by Mr. Toups, seconded by Mr. Richard, and with no further business, the **Lafourche Parish Solid Waste Committee meeting of October 20, 2009 adjourned at 2:13 p.m.**

MR. PHILLIP GOUAUX, CHAIRMAN  
LAFOURCHE PARISH SOLID WASTE COMMITTEE

ELLA DUPRE  
ASSISTANT COUNCIL CLERK  
LAFOURCHE PARISH COUNCIL