

**PROCEEDINGS**  
**OF THE**  
**TERREBONNE PARISH COUNCIL**  
**IN REGULAR SESSION**  
**SEPTEMBER 21, 2016**

The Chairman, Mr. J. Navy, called the meeting to order at 6:00 p.m. in the Terrebonne Parish Council Meeting Room. Following the Invocation, offered by Councilman G. Michel, Councilwoman C. Duplantis-Prather led the Pledge of Allegiance.

Upon roll call, Council Members recorded as present were: S. Trosclair, J. Navy, A. Williams, G. Michel, S. Dryden, C. Duplantis-Prather, D. W. Guidry Sr., A. Marmande and D. J. Guidry. A quorum was declared present.

The Chairman acknowledged State Representatives Jerome Zeringue and Tanner Magee, Terrebonne Parish Tax Assessor Loney Grabert and former Parish Attorney Carolyn McNabb who were in attendance at tonight's proceedings. Also, he wished Planning and Zoning Director Christopher Pulaski a Happy Birthday.

Mr. D. W. Guidry Sr. moved, seconded by Mr. G. Michel, "THAT, the Council does, hereby, convene as the Board of Review for the purpose of hearing and considering written protests on the 2016 Parish Tax Assessments, as presented by the Parish Assessor."

The Chairman called for a vote on the motion offered by Mr. D. W. Guidry Sr.

**THERE WAS RECORDED:**

YEAS: S. Trosclair, J. Navy, A. Williams, G. Michel, S. Dryden, C. Duplantis-Prather, D. W. Guidry Sr., A. Marmande and D. J. Guidry.

NAYS: None.

ABSENT: None.

The Chairman declared the motion adopted.

The Chairman called for representatives for comments on the following protests:

- A. Cased Hole Well Services, 1891 Grand Caillou Road (Tax Bill #66290 & 28627)
- B. Aarons, Inc., 808 W. Tunnel Blvd. (Tax Bill #51138)
- C. Prog Leasing, LLC, various locations (Tax Bill# 66818)

There were no comments on the aforementioned protests.

The Chairman recognized Mr. Loney Grabert, Terrebonne Parish Assessor, who stated that he stands by the values presented by the Terrebonne Parish Assessor's Office, requested that the Council accept the 2016 Property Assessment List, as presented; and to allow the protests to move forward to the Tax Commission for further evaluation. Mr. Grabert explained that two of the protests are state wide and will affect every Assessor's Office across the state.

Upon questioning from Councilman G. Michel regarding which protests will affect the State, Mr. Grabert stated that they are Aaron's Inc. and Prog Leasing, LLC. In addition, Mr. Grabert continued that one of the three protesters has stated according to LA Constitutional Law 7:21:C9, it is not taxable; and noted that he disagrees with the Parish Assessor's opinion, and that it is taxable.

Mr. D. W. Guidry Sr. moved, seconded by Ms. C. Duplantis-Prather, "THAT the Terrebonne Parish Council, sitting as a Board of Review for Parish Assessments, and after considering all written protests received and hearing from the Parish Assessor, accept the 2016 property assessment list as presented by the Parish Assessor, and that any and all written protests received be sent to the La. Tax Commission for further evaluation and action."

The Chairman called for a vote on the motion offered by Mr. D. W. Guidry Sr.

**THERE WAS RECORDED:**

YEAS: S. Trosclair, J. Navy, A. Williams, G. Michel, S. Dryden, C. Duplantis-Prather, D. W. Guidry Sr., A. Marmande and D. J. Guidry.

NAYS: None.

ABSENT: None.

The Chairman declared the motion adopted.

Councilman S. Trosclair read aloud a memorial for the late long time public servant Mr. Douglas "Chubby" Chauvin and asked for a moment of silence.

The late Mr. Douglas "Chubby" Chauvin's daughter, Donna Autin on behalf of the Chauvin family, expressed their appreciation of the memorial.

Councilman S. Trosclair expressed his condolences to the Chauvin family and stated that Mr. Douglas Chauvin will be greatly missed by many people.

President Dove read aloud a proclamation recognizing Ms. Dorothy Cobb for her service and dedication to Terrebonne Parish.

Sherriff's Office Lt. William Baney accepted the proclamation on behalf of Ms. Dorothy Cobb Baney and explained that Ms. Cobb Baney is a survivor of breast cancer and was recently diagnosed with multiple myeloma. Mr. Baney expressed that her body is weak, but her spirit is strong and thanked everyone, on behalf of Ms. Baney's family, for this great honor.

President Dove expressed his sympathy and hopes for recovery for Ms. Cobb.

Representatives Jerome Zeringue and Tanner Magee read aloud a resolution, from the House of Representatives, honoring the late Sister Rosario O'Connell. They presented the resolution to Ms. Carolyn McNabb, who is carrying on Sister Rosario's great tradition with the Louis Children's Crisis Center for abused and neglected children.

Ms. Carolyn McNabb expressed her great appreciation to the late Sister Rosario and stated that it is an honor to keep the program alive. She thanked everyone for recognizing one of the most influential admiral human beings and affirmed that she will continue to move the program forward.

Several Council member's thanked Representatives Magee and Zeringue for recognizing Sister Rosario and expressed their gratitude to Ms. McNabb for continuing Sister Rosario's legacy.

Ms. C. Duplantis-Prather moved, seconded by D. W. Guidry Sr., "THAT, the Council approve the minutes of the Regular Council Session held on 08/24/16."

The Chairman called for a vote on the motion offered by Ms. C. Duplantis-Prather.

**THERE WAS RECORDED:**

YEAS: J. Navy, G. Michel, S. Dryden, C. Duplantis-Prather, D. W. Guidry Sr., A. Marmande and D. J. Guidry.

NAYS: None.

ABSENT: S. Trosclair and A. Williams.

The Chairman declared the motion adopted.

Ms. C. Duplantis-Prather moved, seconded by Mr. D. W. Guidry Sr., “THAT, the Council approve the Parish Bill Lists dated 09/12/16 and 09/19/16.”

The Chairman called for a vote on the motion offered by Ms. C. Duplantis-Prather.

**THERE WAS RECORDED:**

YEAS: G. Michel, S. Dryden, C. Duplantis-Prather, D. W. Guidry Sr., A. Marmande and D. J. Guidry.

NAYS: None.

ABSENT: S. Trosclair and A. Williams.

ABSTAINING: J. Navy.

The Chairman declared the motion adopted.

Ms. C. Duplantis-Prather moved, seconded by Mr. D. W. Guidry Sr., “THAT, the Council approve the Manual Check Listing for August 2016.”

The Chairman called for a vote on the motion offered by Ms. C. Duplantis-Prather.

**THERE WAS RECORDED:**

YEAS: J. Navy, G. Michel, S. Dryden, C. Duplantis-Prather, D. W. Guidry Sr., A. Marmande and D. J. Guidry.

NAYS: None.

ABSENT: S. Trosclair and A. Williams.

The Chairman declared the motion adopted.

Councilman G. Michel read aloud a proclamation proclaiming October 2016 as "Community Safety Awareness Month" in Houma-Terrebonne.

Ms. Judy Smart, a Community Activist, thanked the Council for the proclamation and encouraged everyone to obey the law and get involved in their community.

Troop C State Trooper Jessie LaGrange, on behalf of the State Police, stated that their safety efforts are ongoing and expressed that safety depends on each other.

Councilwoman C. Duplantis-Prather thanked Ms. Smart for getting involved with the community and thanked the State Police, Sherriff's Office and Houma Police Department for keeping the roads safe and protecting all citizens.

Mr. D. J. Guidry moved, seconded by Mr. S. Trosclair, “THAT,, the Council open public hearings at this time, 6:30 p.m.”

The Chairman called for a vote on the motion offered by Mr. D. J. Guidry.

**THERE WAS RECORDED:**

YEAS: S. Trosclair, J. Navy, G. Michel, S. Dryden, C. Duplantis-Prather, D. W. Guidry Sr., A. Marmande and D. J. Guidry.

NAYS: None.

ABSENT: A. Williams.

The Chairman declared the motion adopted.

The Chairman recognized the public for comments on the following:

- A. A proposed ordinance to rezone from R-1 (Single-Family Residential District) and R-3 (Multi-Family Residential) to C-3 (Neighborhood Commercial District); Proposed Lots 2, 3, 4, 5, 6, 7, & 8, Cameron Isles Business Park Unit 1, Terrebonne Parish, Louisiana; Linton Road Company, L.L.C. (The Houma-Terrebonne Regional Planning Commission has recommended approval.)

Mr. D. W. Guidry Sr. moved, seconded by Mr. G. Michel, "THAT, the Council close the aforementioned public hearing."

The Chairman called for a vote on the motion offered by Mr. D. W. Guidry Sr.

THERE WAS RECORDED:

YEAS: S. Trosclair, J. Navy, G. Michel, S. Dryden, C. Duplantis-Prather, D. W. Guidry Sr., A. Marmande and D. J. Guidry.

NAYS: None.

ABSENT: A. Williams.

The Chairman declared the motion adopted.

OFFERED BY: MR. D.W. GUIDRY, SR.

SECONDED BY: MR. S. TROSCLAIR

### **ORDINANCE NO. 8768**

AN ORDINANCE TO AMEND THE ZONING MAP OF THE PARISH OF TERREBONNE SO AS TO REZONE FROM R-1 (SINGLE-FAMILY RESIDENTIAL DISTRICT) AND R-3 (MULTI-FAMILY RESIDENTIAL) TO C-3 (NEIGHBORHOOD COMMERCIAL DISTRICT); PROPOSED LOTS 2, 3, 4, 5, 6, 7, & 8, CAMERON ISLES BUSINESS PARK UNIT 1, TERREBONNE PARISH, LOUISIANA; LINTON ROAD COMPANY, L.L.C., APPLICANT.

**WHEREAS**, the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, hereby declares that it has adopted a resolution giving notice of intent to adopt the following ordinance hereto; and

**WHEREAS**, the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, has conducted a public hearing on Wednesday, September 21, 2016; and

**WHEREAS**, after considering all comments received, if any, the following action is hereby taken.

**NOW, THEREFORE, BE IT ORDAINED**, by the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, that the Zoning Map of the Parish of Terrebonne be hereby amended so as to rezone from R-1 (Single-Family Residential District) and R-3 (Multi-Family Residential) to C-3 (Neighborhood Commercial District), Proposed Lots 2, 3, 4, 5, 6, 7, & 8, Cameron Isles Business Park Unit 1, Terrebonne Parish, Louisiana.

### **SECTION II**

If any word, clause, phrase, section or other portion of this ordinance shall be declared null, void, invalid, illegal, or unconstitutional, the remaining words, clauses, phrases, sections and other portions of this ordinance shall remain in full force and effect, the provisions of this ordinance hereby being declared to be severable.

### **SECTION III**

This ordinance shall become effective upon approval by the Parish President or as otherwise provided in Section 2-13(b) of the Home Rule Charter for a Consolidated Government for Terrebonne Parish, whichever occurs sooner.

This ordinance, having been introduced and laid on the table for at least two weeks, was voted upon as follows:

**THERE WAS RECORDED:**

YEAS: S. Trosclair, J. Navy, G. Michel, S. Dryden, C. Duplantis-Prather, D.W. Guidry, Sr., A. Marmande and D. J. Guidry.

NAYS: None.  
NOT VOTING: None.  
ABSTAINING: None.  
ABSENT: A. Williams.

The Chairman declared the ordinance adopted on this the 21st day September 2016.

The Chairman recognized the public for comments on the following:

B. A proposed ordinance to dedicate and accept the maintenance/operation of the street(s), drainage servitudes, sewer, and rights-of-way for Deroche Estates, Addendum No. 1 into the Enhanced 911 Emergency Response System for the purpose of providing a better means of locating addresses.

Ms. C. Duplantis-Prather moved, seconded by Mr. D. J. Guidry, "THAT, the Council close the aforementioned public hearing."

The Chairman called for a vote on the motion offered by Ms. C. Duplantis-Prather.

**THERE WAS RECORDED:**

YEAS: S. Trosclair, J. Navy, G. Michel, S. Dryden, C. Duplantis-Prather, D. W. Guidry Sr., A. Marmande and D. J. Guidry.

NAYS: None.

ABSENT: A. Williams.

The Chairman declared the motion adopted.

OFFERED BY: MS. C. DUPLANTIS-PRATHER

SECONDED BY: MR. D. J. GUIDRY

#### **ORDINANCE NO. 8769**

AN ORDINANCE DEDICATING AND ACCEPTING THE MAINTENANCE/OPERATION OF THE STREET(S), DRAINAGE SERVITUDES, SEWER, AND RIGHTS-OF-WAY FOR "DEROCHE ESTATES, ADDENDUM NO. 1;" ENERGIZE AND ACCEPT THE STREET LIGHTS; AND TO INCORPORATE THE EXTENSION OF "DERUSSO STREET" INTO THE ENHANCED 911 EMERGENCY RESPONSE SYSTEM FOR THE PURPOSE OF PROVIDING A BETTER MEANS OF LOCATING ADDRESSES; AND TO SET FORTH AN EFFECTIVE DATE FOR THE INCORPORATION OF STREET NAME(S), TO INFORM THE PROPER AGENCIES OF THE STREET NAME(S), AND TO AUTHORIZE THE INSTALLATION OF THE APPROPRIATE STREET SIGN(S), AND TO ADDRESS OTHER MATTERS RELATIVE THERETO.

#### **SECTION I**

**BE IT ORDAINED** that the Terrebonne Parish Council, on behalf of Terrebonne Parish Consolidated Government, dedicates and accepts the maintenance/operation of the street(s), drainage servitudes, sewer, and rights-of-way; and energize and accept the street lights as depicted on a plat, prepared on September 25, 2015 by Milford & Associates, Inc. titled "Deroche Estates, Addendum No. 1", a copy of which is attached hereto and made a part hereof;

**BE IT FURTHER ORDAINED** effective on the 19th day of October, 2016, that the extension of "Derusso Street" be incorporated into the Enhanced 911 Emergency Response System;

**BE IT FURTHER ORDAINED** that a copy of this ordinance be submitted to the Terrebonne Parish Communications Board, local U.S. Postal Services, fire districts, Acadian Ambulance, Terrebonne Parish Sheriff's Office, and any other appropriate agency; and

BE IT FURTHER ORDAINED that the Parish Forces be directed to install the proper street sign on the appropriate street, and that any other actions relative thereto be addressed.

## SECTION II

If any word, clause, phrase, section or other portion of this ordinance shall be declared null, void, invalid, illegal, or unconstitutional, the remaining words, clauses, phrases, sections and other portions of this ordinance shall remain in full force and effect, the provisions of this ordinance hereby being declared to be severable.

## SECTION III

This ordinance shall become effective upon approval by the Parish President or as otherwise provided in Section 2-13(b) of the Home Rule Charter for a Consolidated Government for Terrebonne Parish, whichever occurs sooner.

This ordinance, having been introduced and laid on the table for at least two weeks, was voted upon as follows:

**THERE WAS RECORDED:**

YEAS: S. Trosclair, J. Navy, G. Michel, S. Dryden, C. Duplantis-Prather, D.W. Guidry, Sr., A. Marmande and D. J. Guidry.

NAYS: None.

NOT VOTING: None.

ABSTAINING: None.

ABSENT: A. Williams.

The Chairman declared the ordinance adopted on this, the 21st day September 2016.

The Chairman recognized the public for comments on the following:

C. A proposed ordinance proposing changes to the zoning ordinance including Microbrewery/Microdistillery and excluding C-1 from the zoning hierarchy, establish a definition of Microbrewery/Microdistillery, add Microbrewery/Microdistillery to the list of permitted uses in C-1 and C-2 districts, and list it as a prohibited use in C-3 districts. The Houma-Terrebonne Zoning and Land Use Commission recommended approval of the zoning revisions at its August 18, 2016 meeting.

Ms. C. Duplantis-Prather moved, seconded by Mr. D. W. Guidry, "THAT, the Council close the aforementioned public hearing."

The Chairman called for a vote on the motion offered by Ms. C. Duplantis-Prather.

**THERE WAS RECORDED:**

YEAS: S. Trosclair, J. Navy, G. Michel, S. Dryden, C. Duplantis-Prather, D. W. Guidry Sr., A. Marmande and D. J. Guidry.

NAYS: None.

ABSENT: A. Williams.

The Chairman declared the motion adopted.

OFFERED BY           MS. C. DUPLANTIS-PRATHER  
SECONDED BY:       MR. D. GUIDRY

## ORDINANCE NO. 8770

AN ORDINANCE TO AMEND THE ZONING ORDINANCE, CHAPTER 28, SECTION 28-1 "DEFINITIONS" TO INCLUDE MICROBREWERY/MICRODISTILLERY, TO AMEND SECTION 28-46(a) TO EXCLUDE C-1 CENTRAL BUSINESS DISTRICT FROM ZONING

HIERACHY RANKING, AND TO AMEND SECTION 28-48(a)(1)(a), SECTION 28-48(b)(1)(a), AND SECTION 28-48(c)(1)(b) TO INCLUDE MICROBREWERY/MICRODISTILLERY AS A PERMITTED USE BY RIGHT IN C-1 CENTRAL BUSINESS DISTRICT AND C-2 GENERAL COMMERCIAL DISTRICT AND AS A PROHIBITED USE IN C-3 NEIGHBORHOOD COMMERCIAL DISTRICT, AS PER ATTACHMENT "A".

### SECTION I

**BE IT ORDAINED** by the Terrebonne Parish Council, in regular session convened, acting pursuant to the authority invested in it by the Constitution and laws of the State of Louisiana, the Home Rule Charter for a Consolidated Government for Terrebonne Parish, and including, but not limited to, LSA R.S. 33:1368 and other statutes of the State of Louisiana, to amend the Zoning Ordinance, Chapter 28, Section 28-1 "Definitions" to include Microbrewery/Microdistillery, to amend Section 28-46(a) to exclude C-1 Central Business District from zoning hierarchy ranking, and to amend Section 28-48(a)(1)(a), Section 28-48(b)(1)(a), and Section 28-48(c)(1)(b) to include Microbrewery/Microdistillery as a permitted use by right in C-1 Central Business District and C-2 General Commercial District and as a prohibited use in C-3 Neighborhood Commercial District, as per Attachment "A".

### SECTION II

If any word, clause, phrase, section or other portion of this ordinance shall be declared null, void, invalid, illegal, or unconstitutional, the remaining words, clauses, phrases, sections and other portions of this ordinance shall remain in full force and effect, the provisions of this ordinance hereby being declared to be severable.

### SECTION III

This ordinance shall become effective upon approval by the Parish President or as otherwise provided in Section 2-13 (b) of the Home Rule Charter for a Consolidated Government of Terrebonne Parish, whichever occurs sooner.

This ordinance, having been introduced and laid on the table for at least two weeks, was voted upon as follows:

**THERE WAS RECORDED:**

YEAS: S. Trosclair, J. Navy, G. Michel, S. Dryden, C. Duplantis-Prather, D.W. Guidry, Sr., A. Marmande and D. J. Guidry.

NAYS: None.

NOT VOTING: None.

ABSTAINING: None.

ABSENT: A. Williams.

The Chairman declared the ordinance adopted on this the 21st day September 2016.

### EXHIBIT A

Sec. 28-1. - Definitions.

For the purpose of this chapter certain words and phrases used herein are defined as follows:

*Laundry services, coin-operated:* Establishments primarily engaged in the provision of coin-operated laundry machines to the general public with or without the incidental provision of laundry processing services for individuals by an attendant in the facility.

*Laundry services, commercial:* Establishments primarily engaged in the provision of laundering services for commercial establishments and for off-premises laundry pick-up stations. Typical uses include bulk laundry, diaper services, dry cleaning plants or linen supply services.

*Laundry services, neighborhood:* Establishments primarily engaged in the provision of laundering and pressing services for individuals at the site of a laundry and dry cleaning pick-up station where dry cleaning services are provided at an off-premises dry cleaning plant.

*Lot of record:* A lot which is part of a subdivision, the plat of which has been recorded in the office of the Clerk of Court of Terrebonne Parish, or a lot described by metes and bounds, the description of which has been recorded in the office of the Clerk of Court of Terrebonne Parish.

*Marine services-barge mooring facilities:* Facilities used for the sole purpose of the temporary mooring of barges on a navigable waterway. Does not include the loading and unloading of cargo or any other activity other than temporary storage of barges.

*Marine services-boat/ship fuel area:* An area for the storage and dispensing of oil and fuel for the servicing of recreational and commercial boats and ships, and meets all state and federal safety guidelines.

*Marine services-boat sales/service:* Establishments for the sale, rental, servicing and routine maintenance, including cleaning and minor topside painting only, of recreational boats and accessories for recreational purposes. Typical uses include boat sales and service facilities.

*Marine services, boat and ship repairs:* Establishments for the repair of recreational and commercial boats and ships including sandblasting and the painting of boat bottoms.

*Marine services, commercial and charter fishing:* Private establishments providing facilities for the docking and departure of commercial and charter fishing, shrimping or crab boats including accessory parking facilities.

*Marine services, marinas:* A boat basin or harbor for renting to the general public of recreational boat moorings and the mooring of official craft, including incidental uses such as marine sanitation devices, sanitary rest rooms and dock master facilities.

*Marine services, retail:* Establishments for the retail sales of marine associated items including fresh seafood, bait and tackle, boat hardware and equipment, ice, soft drinks, foodstuffs and alcoholic beverages, subject to licensing requirements. Typical uses include ship's stores, chandler, sail lofts, tackle shops, dockside convenience stores and retail seafood stores.

*Marine services, yacht clubs:* A private community recreation facility accessible by water or associated with a marina facility either on the premises or in close proximity.

*Medical services:* Establishments primarily engaged in the provision of personal health services ranging from prevention, diagnosis and treatment, or rehabilitation services provided by physicians, dentists, nurses and other health personnel, as well as the provision of medical testing and analysis services. Typical uses include medical offices, dental offices, chiropractic clinics, dental laboratories, or health maintenance organizations. Services are administered strictly on an outpatient basis.

*Microbrewery/Microdistillery:* A facility for the production and packaging of alcoholic beverages for distribution, retail, or wholesale, on or off premise, with a capacity of not more than 15,000 barrels (brewery) or 25,000 gallons (distillery) annually. The development may include other uses such as standard restaurant, bar or live entertainment as otherwise permitted in the zoning district.

(City Code 1965, App. A, art. II; Ord. No. 4142, § I, 3-9-88; Ord. No. 5187, § I, 1-26-94; Ord. No. 6399, § 1(A), 3-28-01; Ord. No. 6945, § I, 12-15-04; Ord. No. 7350, § I, 9-12-07; Ord. No. 7969, § I(Att. A), 3-30-11; Ord. No. 7970, § I(Att. A), 4-13-11)

**State Law reference**— Definitions relating to zoning, R.S. 33:4722.1.

Sec. 28-46. - General provisions.

(a) *Creation of districts.* For the purpose of this chapter, the urban planning district of Terrebonne Parish is divided into the following districts:

- (1) R-1 Single-family Residential Districts
- (2) R-2M Two-Family Residential Districts (High Density)
- (3) R-2 Two-Family Residential Districts (Low Density)
- (4) R-3M Multi-Family Townhouse Condominium Districts
- (5) R-3 Multi-Family Residential Districts (High Density)
- (6) C-1 Central Business Districts
- (7) C-2 General Commercial Districts
- (8) C-3 Neighborhood Commercial Districts
- (9) C-4 Transition-Commercial Districts
- (10) C-5 Commercial Business Park Districts
- (11) C-6 Light Commercial Districts
- (12) MS Medical Services Districts
- (13) I-1 Light Industrial Districts
- (14) I-2 Heavy Industrial Districts
- (15) O-L Open Land Districts

For the purpose of this chapter, these districts shall be ranked with respect to degree of restriction, in descending order of restriction, as follows: O-L, R-1, R-2, R-2M, R-3, R-3M, C-6, MS, C-5, C-4, C-3, C-2, I-1, and I-2. Except as otherwise expressly prohibited in this chapter, a use permitted in a zone of higher restriction is permitted in a zone with lesser restriction; i.e., Uses in R-1 are permitted in R-2. This ranking hierarchy shall not include C-1 District: Central Business District.

- (b) *Zoning map.* The zoning districts and the boundaries described in this article are shown on the "Zoning Map of the Parish of Terrebonne" which map is hereby made a part of this chapter.
- (c) *District boundaries.* Except where specifically defined within this chapter or shown by dimension or otherwise on the zoning map, the boundaries of districts are lot or property lines, the center lines of streets or alleys or such lines extending, railway right-of-way lines, natural boundary lines such as watercourses and the municipal corporate limit lines as they may exist from time to time. Questions concerning the exact location of any district boundary described in this article shall be decided by the board of adjustment.
- (d) *Utility lines.* Water, electric transmission, sanitary sewer, telephone and telegraph, storm water drainage and natural gas lines, regardless of any other provision or regulation appearing in this chapter, shall not be deemed and shall not constitute "uses requiring planning approval" or "special exception uses" in any district insofar as their placement, erection or construction on dedicated streets, alleys and public ways is concerned; but on such streets, alleys and public ways they shall constitute uses by right, and no permit, license or other document of approval for such use(s) shall be required under this chapter.
- (e) *Additional or supplemental districts and regulations.* For purposes of this chapter, there may be additional or supplemental districts and regulations defined in other articles of this chapter.

(City Code 1965, App. A, art. III, § A; Ord. No. 6322, 10-11-00; Ord. No. 7350, § I, 9-12-07)

**State Law reference**— Creation of districts, R.S. 33:4722.

Sec. 28-48. - Commercial districts.

(a) *C-1 District: Central Business District.* This district is composed of land and structures used to furnish, in addition to all of the retail goods and services required by transients and by residents of the metropolitan area and of the trade area, certain wholesale and limited manufacturing in support of the main uses. Located at the convergence of the principal thoroughfares and highways, the Central Business District is surrounded by nonresidential districts and multiple-family residential districts. The district regulations are designed to permit the further development of the district for its purpose, subject to limitations designed to prevent the further congestion of the area that would result from overly intensive development.

(1) *Permitted uses.* In the C-1 Districts only the following uses are permitted:

a. *Uses by right*—The uses listed below are permitted subject to the conditions specified (see definitions in section 28-1):

Accessory use.

Administrative and business offices.

Amusement arcade.

Art and craft studio

Automotive and equipment repair.

Automotive, fuel station.

Automotive, service station.

Bar, tavern, lounge.

Bed and breakfast.

Business support services.

Business or trade school.

City hall, police station, courthouse, federal building, other governmental buildings.

Clinic.

Club or lodge (private).

Communications services.

Construction sales and services.

Consumer repair services.

Convenience store.

Financial services.

Food sales.

Gambling or gaming establishments.

Garage, parking.

Golf course.

Health club.

Hospital (general).

Hotel/motel

Laboratory, medical or dental.

Liquor sales, not to be consumed on premises.

Marine services-marinas.

Medical services.

Microbrewery/Microdistillery.

Outdoor general advertising structure (need not be enclosed within structure).

Parking facilities.

Personal services.

Postal and parcel delivery services.

Public safety services.

Recreation, indoor sports.

Recreation, indoor entertainment.

Residential, accessory.

Residential/single-family residential.

Residential/duplex residential.

Residential/two-family residential.

Residential/townhouse residential.

Residential/condominium residential.

Residential/multiple-family residential.

Restaurants, sit-down.

Retail sales, convenience

Retail sales, general

Schools, public and private primary and middle educational facilities.

Telecommunications tower.

Theatre.

Utilities, minor including gas regulator stations (need not be enclosed within structure, but must be enclosed within a brick or perforated brick wall at least eight (8) feet high and adequate to obstruct view and passage of persons or materials, provided that the substitution of other masonry materials or a fencing material in lieu of brick may be approved by the zoning commission and/or historic district commission, as applicable, as being equally satisfactory for meeting enclosure requirements).

Electric substations (need not be enclosed within structure, but must be enclosed within a brick or perforated brick wall at least eight (8) feet high and adequate to obstruct view and passage of persons or materials, provided that the substitution of

other masonry materials or a fencing material in lieu of brick may be approved by the zoning commission and/or historic district commission, as applicable, as being equally satisfactory for meeting enclosure requirements).

Wholesale trade.

Wireless facility.

- b. *Prohibited uses*—In addition to those uses disallowed under the provisions of (a)(1) of this section, the following uses are expressly prohibited in a C-1 district:

Mobile homes for residential and/or commercial purposes.

- c. *Uses requiring planning approval*—The uses listed below are permitted upon approval of the location and site plan thereof by the zoning and land use commission as being appropriate with regard to transportation and access, water supply, waste disposal, fire and police protection and other public facilities, as not causing undue traffic congestion or creating a traffic hazard and as being in harmony with the orderly and appropriate development of the district in which the use is located:

Ambulance service.

Armories—military (reserve or national guard).

Church, religious assembly, including parish house, community house and educational buildings.

Cultural services.

Pipeline or electric transmission line (need not be enclosed within structure).

Railroad right-of-way, but not including shops, yards and team tracks (need not be enclosed within structure).

- d. *Special exception uses*—The uses listed below are subject to the same approval of location and site plan as uses requiring planning approval; in addition, these uses are declared to possess such characteristics of unique or special form that each specific use shall be considered an individual case and shall be subject to approval of the board of adjustment, in accordance with the provisions of Article IX governing special exceptions:

None.

(2) *Building site area.* There is no minimum building site within the C-1 District.

(3) *Building height limit.* Except as provided in Article IV, no structure shall be erected or altered to exceed one hundred (100) feet (may be reduced if fire hazard).

(4) *Yards required.* No yards are required for any buildings in the C-1 District.

- (b) *C-2 Districts: General Commercial Districts.* These districts are composed of land and structures used to furnish, in addition to the retail goods and services found in neighborhood districts, such less frequently needed goods as clothing and automobiles and such less frequently needed services as banking and theaters, the wider range of retail goods and services to satisfy all of the household and personal needs of the residents of a group or community of neighborhoods. Usually located on a thoroughfare or near the intersection of two (2) thoroughfares, these districts are large and are within convenient driving distance of the group of neighborhoods they will serve. The district regulations are designed to permit the development of the districts for their purpose and to protect the abutting and surrounding residential areas by requiring certain minimum yard standards to be met, standards that are comparable to those called for in residential districts. It is intended that additional general commercial districts will be created in accordance with the amendment procedure set forth

herein, as they are needed to serve groups of new neighborhoods. To insure that such districts are actually developed to supply the business needs of the groups of neighborhoods, the amendment creating the district may set a time limit for its development.

(1) *Permitted uses.* In the C-2 Districts only the following uses are permitted:

- a. *Uses by right*—The uses listed below are permitted subject to the conditions specified:

All uses allowed in the c-1 district.

Accessory use.

Adult nightclub.

Adult uses/materials

Agricultural sales and services.

Ambulance services.

Animal kennels.

Animal sales and services (limited).

Apartments.

Armories—military (reserve or national guard)

Automotive sales and rentals.

Boarding houses.

Campgrounds.

Car wash.

Clinic, animal.

College and university facilities.

Concrete statues, handiwork.

Congregate housing.

Country club.

Day care centers, preschools, nursery schools.

Dormitory.

Exterminating services.

Farm equipment sales and service.

Flea markets.

Fraternity/sorority residence.

Funeral home.

Garage, public.

Garden center.

Governmental buildings (local, state, federal)

Laundry services, coin-operated.

Laundry services, commercial.

Marine services, boat sales/service.

Marine services, commercial and charter fishing.

Marine services, retail.

Marine services, yacht clubs.

Microbrewery/Microdistillery.

Nursery, plant.

Nursing home.

Outdoor general advertising structure (need not be enclosed within structure).

Public safety services.

Recreation, commercial outdoor sports.

Residential/townhouse residential.

Residential/condominium residential.

Residential/multiple-family residential.

Restaurants, drive-in.

Restaurants, fast food.

Restaurants, outdoor fast food.

Schools, public and private secondary educational facilities.

Schools, vocational-technical, community, trade or industrial.

Self-storage warehouse containing rented storage spaces with individual unit area not exceeding seven hundred fifty (750) square feet.

Shopping center, major.

Stable, private.

Taxidermy.

Truck and heavy equipment sales/rental/service.

b. *Uses requiring planning approval*—The uses listed below are permitted upon approval of the location and site plan thereof by the zoning and land use commission as being appropriate with regard to transportation and access, water supply, waste disposal, fire and police protection and other public facilities, as not causing undue traffic congestion or creating a traffic hazard and as being in harmony with the orderly and appropriate development of the district in which the use is located:

Church, religious assembly, including parish house, community house and educational buildings.

Pipeline or electric transmission line (need not be enclosed within structure).

Railroad right-of-way, but not including shops, yards and team tracks (need not be enclosed within structure).

Revival church (temporary), as a temporary use on a permit issued by the zoning administrator, such permit to be good for a period not exceeding one week and renewable for not more than three (3) such periods.

Theater, outdoor (need not be enclosed within structure).

c. *Prohibited uses:*

Residential/mobile home park.

Residential/mobile home.

Gambling or gaming establishments.

d. *Special exception uses*—The uses listed below are subject to the same approval of location and site plan as uses requiring planning approval; in addition, these uses are declared to possess such characteristics of unique or special form that each specific use shall be considered an individual case and shall be subject to approval of the board of adjustment, in accordance with the provisions of Article IX governing special exceptions:

Recreation, outdoor entertainment, but not car racing tracks/facilities.

Radio and television broadcasting transmitter and studio.

- (2) *Building site area.* There is no minimum building site area required for commercial businesses. For residential uses, the area required will be same as in the R-3 District.
- (3) *Building height limit.* Except as provided in Article IV, no structure shall be erected or altered to exceed thirty-five (35) feet.
- (4) *Yards required.* Except as provided in Article IV, the minimum dimensions of yards for commercial businesses shall be:

*Feet*

Front yard .....25

Side yard .....5

Rear yard .....20

For residential use, the yards are the same as for the R-3 District.

Exceptions: A rear yard abutting on a public alley or waterway (bayou or drainage servitude) need only be ten (10) feet in depth, and a rear yard abutting on a lot in a residential or C-4 District shall have the same minimum depth as a rear yard required in the abutting district.

(c) *C-3 Districts: Neighborhood Commercial Districts.* These districts are composed of land and structures occupied by or suitable for furnishing the retail goods, such as groceries and drugs, and the services, such as barbering and shoe repairing, to satisfy the daily household needs of the surrounding residential neighborhoods. Often located on one (1) or more thoroughfares, these districts are small and are within convenient walking distance of most of the areas they will serve. The district regulations are designed to permit the development of the districts for their purpose and to protect the abutting and surrounding residential areas by requiring certain minimum yard and area standards to be met, standards that are comparable to those called for in residential districts. It is intended that additional neighborhood commercial districts will be created in accordance with the amendment procedure set forth herein, as they are needed to serve new residential areas. To insure that such new districts are actually developed to supply the

business needs of the neighborhoods, the amendment creating the district may set a time limit for its development.

(1) *Permitted uses.* In C-3 Districts only the following uses are permitted:

a. *Uses by right*—The uses listed below are permitted subject to the conditions specified:

All uses permitted in C-2 Districts, except as prohibited in b. below.

Accessory use.

Restaurant liquor sales (to be consumed on premises) provided that eighty (80) percent of structure usage is for the preparation and consumption of food.

b. *Prohibited uses:*

Adult night clubs.

Adult uses/materials.

Agricultural sales and services.

Campgrounds.

Farm equipment and sales.

Gambling or gaming establishments.

Garages, public.

All marine services (see definitions).

Microbrewery/Microdistillery.

Nursery, plant.

Shopping center, major.

Stables, private.

Taverns, bars or lounges.

Truck and heavy equipment sales/rental/service.

Residential/mobile home park.

Residential/mobile home.

c. *Uses requiring planning approval*—The uses listed below are permitted upon approval of the location and site plan thereof by the zoning and land use commission as being appropriate with regard to transportation and access, water supply, waste disposal, fire and police protection and other public facilities, as not causing undue traffic congestion or creating a traffic hazard and as being in harmony with the orderly and appropriate development of the district in which the use is located:

Church, religious assembly, including parish house, community house and educational buildings.

Animal sales and services (limited).

Pipeline or electric transmission line (need not be enclosed within structure).

Railroad right-of-way, but not including shops, yards and team tracks (need not be enclosed within structure).

d. *Special exception uses*—The uses listed below are subject to the same approval of location and site plan as uses requiring planning approval; in addition, these uses are declared to possess such characteristics of unique or special form that each specific use shall be considered an individual case and shall be subject to approval of the board of adjustment, in accordance with the provisions of Article VIII governing special exceptions:

Armories—military (reserve or national guard).

College fraternity and sorority houses.

Liquor sales not to be consumed on the premises.

Self-storage warehouse containing rented storage spaces with individual unit area not exceeding seven hundred fifty (750) square feet.

(2) *Building site area.* There is no minimum required building site area for commercial businesses. For residential areas, the area must be the same as for R-3 Districts.

(3) *Building height limit.* Except as provided in Article IV, no structure shall be erected or altered to exceed thirty-five (35) feet.

(4) *Yards required.* Except as provided in Article IV, the minimum dimensions of yards shall be:

*Feet*

Front yard .....25

Side yard .....5

Rear yard .....20

Residential yard requirements are the same as for the R-3 District.

Exceptions: A rear yard abutting on a public alley or waterway (bayou or drainage servitude) need only be ten (10) feet in depth, and a rear yard abutting on a lot in a residential or C-4 District shall have the same minimum depth as the rear yard required in the abutting district.

The Chairman recognized the public for comments on the following:

D. A proposed ordinance to authorize the acquisition of sites and/or servitudes required for the Suzie Canal (North) Levee Extension Project (CDBG Project), Parish Project No. 10-LEV-31; Authorize the Parish President to execute any and all documents necessary to acquire sites and/or servitudes for the said purposes; to authorize the Parish Legal Staff to commence appropriation proceedings in the event the sites and/or servitudes cannot be obtained conventionally; To declare that the taking, if required, is necessary or useful for the benefit of the public; and to provide for other matters relative thereto.

Mr. Troy Voisin, a Houma resident, asked for and explanation of the aforementioned proposed ordinance.

Discussion ensued between Parish Manager A. Levron, several Council members and Mr. Voisin regarding the aforementioned proposed ordinance. Mr. Levron and several Council members explained the appropriation and expropriation process and expressed that there are

limited types of projects, with conditions that have to be met, that makes this process legally available.

Mr. G. Michel moved, seconded by Mr. D. W. Guidry Sr., "THAT, the Council close the aforementioned public hearing."

The Chairman called for a vote on the motion offered by Mr. G. Michel.

**THERE WAS RECORDED:**

YEAS: S. Trosclair, J. Navy, A. Williams, G. Michel, S. Dryden, C. Duplantis-Prather, D. W. Guidry Sr., A. Marmande and D. J. Guidry.

NAYS: None.

ABSENT: None.

The Chairman declared the motion adopted.

OFFERED BY: MR. A. MARMANDE

SECONDED BY: MS. C. DUPLANTIS-PRATHER & MR. S. TROSCLAIR

**ORDINANCE NO. 8771**

AN ORDINANCE TO AUTHORIZE THE ACQUISITION OF SITES AND/OR SERVITUDES REQUIRED FOR THE SUZIE CANAL (NORTH) LEVEE EXTENSION PROJECT, PARISH PROJECT NO. 10-LEV-31; AUTHORIZE THE PARISH PRESIDENT TO EXECUTE ANY AND ALL DOCUMENTS NECESSARY TO ACQUIRE SITES AND/OR SERVITUDES FOR THE SAID PURPOSES, INCLUDING THE USE OF APPROPRIATION PURSUANT TO AN INTERGOVERNMENTAL AGREEMENT WITH TERREBONNE LEVEE AND CONSERVATION DISTRICT; TO AUTHORIZE THE PARISH LEGAL STAFF TO COMMENCE EXPROPRIATION PROCEEDINGS IN THE EVENT THE SITES AND/OR SERVITUDES CANNOT BE OBTAINED CONVENTIONALLY OR THROUGH APPROPRIATION; TO DECLARE THAT THE TAKING, IF REQUIRED, IS NECESSARY OR USEFUL FOR THE BENEFIT OF THE PUBLIC; AND TO PROVIDE FOR OTHER MATTERS RELATIVE THERETO.

**SECTION I**

**BE IT ORDAINED** by the Terrebonne Parish Council, in due, regular and legal sessions convened, that the Parish Administration is hereby authorized to acquire any and all servitudes that are required to facilitate construction and maintenance of the Suzie Canal (North) Levee Extension, Parish Project No. 10-LEV-31; that the Parish President, is hereby authorized and empowered for and on behalf of the Terrebonne Parish Consolidated Government to execute documents necessary to acquire the sites and/or servitudes including the use of appropriation pursuant to an Intergovernmental Agreement with the Terrebonne Levee & Conservation District for the above stated purpose for consideration he deems just and reasonable, not to exceed the fair market value, and that the Parish Legal Department is hereby authorized, at the direction of the Parish Administration, to institute expropriation and/or any other legal proceedings necessary to acquire the necessary sites and/or servitudes that are necessary or useful for the above mentioned purposes.

**SECTION II**

PARISH PROJECT NO. 10-LEV-31  
SUZIE CANAL (NORTH) LEVEE EXTENSION  
PARISH OF TERREBONNE

This project will involve the construction of 4,700 linear feet of levee and necessary appurtenances to provide forced drainage and tidal/tropical storm flood protection between the

northern boundaries of Cane Break Subdivision to the Community of Bobtown, which is located in Ward 4. The existing forced drainage levee will be constructed to an elevation of +8 NAVD.

The construction of the above described project will be conducive to the public interest, convenience and safety and will enable Terrebonne Parish Consolidated Government (TPCG) to properly fulfill the functions imposed upon it by law.

The proper construction of said described project is dependent upon the acquisition of the rights of way as fixed by the Parish Engineer, Office of Engineering, for the said project and such other rights as may be appurtenant thereto.

It is necessary and useful to take, by expropriation for Drainage purposes, and other public purposes, and in the manner provided by law, in the servitude or in full ownership, the property and property rights not otherwise acquired which are needed for the proper construction of said project, if amicable acquisition, or appropriation is not possible.

### **SECTION III**

If any word, clause, phrase, section or other portion of this ordinance shall be declared null, void, invalid, illegal, or unconstitutional, the remaining words, clauses, phrases, sections and other portions of this ordinance shall remain in full force and effect, the provisions of this ordinance hereby being declared to be severable.

### **SECTION IV**

This ordinance shall become effective upon approval by the Parish President or as otherwise provided in Section 2-13(b) of the Home Rule Charter for a Consolidated Government for Terrebonne Parish, whichever occurs sooner.

This ordinance, having been introduced and laid on the table for at least two weeks, was voted upon as follows:

**THERE WAS RECORDED:**

YEAS: S. Trosclair, J. Navy, A. Williams, G. Michel, S. Dryden, C. Duplantis-Prather, D.W. Guidry, Sr., A. Marmande and D. J. Guidry.

NAYS: None.

NOT VOTING: None.

ABSTAINING: None.

ABSENT: None.

The Chairman declared the ordinance adopted on this, the 21st day September 2016.

The Chairman recognized the public for comments on the following:

E. A proposed ordinance that will establish a "3-Way Stop" at the intersection of Nottingham Trail and Thetford Drive.

Mr. D. W. Guidry Sr. moved, seconded by Mr. G. Michel, "THAT, the Council close the aforementioned public hearing."

The Chairman called for a vote on the motion offered by Mr. D. W. Guidry Sr.

**THERE WAS RECORDED:**

YEAS: S. Trosclair, J. Navy, A. Williams, G. Michel, S. Dryden, C. Duplantis-Prather, D. W. Guidry Sr., A. Marmande and D. J. Guidry.

NAYS: None.

ABSENT: None.

The Chairman declared the motion adopted.

OFFERED BY: MR. D.W. GUIDRY, SR.  
SECONDED BY: MR. D. J. GUIDRY

**ORDINANCE NO. 8272**

AN ORDINANCE AMENDING THE PARISH CODE OF TERREBONNE PARISH, CHAPTER 18, ARTICLE IV. OPERATION OF VEHICLES, DIVISION 2. PARISH, SECTION 18-88 TO ESTABLISH A “3-WAY STOP” AT THE INTERSECTION OF NOTTINGHAM TRAIL AND THETFORD DRIVE AND TO AUTHORIZE THE INSTALLATION OF THE APPROPRIATE SIGNS; AND TO ADDRESS OTHER MATTERS RELATIVE THERETO.

**SECTION I**

**BE IT ORDAINED** by the Terrebonne Parish Council, in regular session convened, acting pursuant to the authority invested in it by the Constitution and laws of the State of Louisiana, the Home Rule Charter for a Consolidated Government for Terrebonne Parish, and including, but not limited to, LSA R.S. 33:1368 and other statutes of the State of Louisiana, to amend the Parish Code of Terrebonne Parish, Chapter 18, Article IV, Section 18-88 to create a “3 Way Stop” at the intersection of Nottingham Trail and Thetford Drive, as follows:

CHAPTER 18, Motor Vehicles and Traffic  
ARTICLE IV, Operation of Vehicles  
DIVISION 2. Parish  
SECTION 18-88. Three-way stop intersections.

(ADD TO LIST) Nottingham Trail and Thetford Drive

The intersection of Nottingham Trail and Thetford Drive shall be declared as a “3 Way Stop” intersection, and appropriate “3 Way Stop” signs shall be erected and maintained along said roadways. Any vehicle traveling on Nottingham Trail and Thetford Drive. adhere to the provisions of this ordinance.

**SECTION II**

If any word, clause, phrase, section or other portion of this ordinance shall be declared null, void, invalid, illegal, or unconstitutional, the remaining words, clauses, phrases, sections and other portions of this ordinance shall remain in full force and effect, the provisions of this ordinance hereby being declared to be severable.

**SECTION III**

This ordinance shall become effective upon approval by the Parish President or as otherwise provided in Section 2-13(b) of the Home Rule Charter for a Consolidated Government for Terrebonne Parish, whichever occurs sooner.

This ordinance, having been introduced and laid on the table for at least two weeks, was voted upon as follows:

**THERE WAS RECORDED:**

YEAS: S. Trosclair, J. Navy, A. Williams, G. Michel, S. Dryden, C. Duplantis-Prather, D.W. Guidry, Sr., A. Marmande and D. J. Guidry.

NAYS: None.

NOT VOTING: None.

ABSTAINING: None.

ABSENT: None.

The Chairman declared the ordinance adopted on this the 21st day September 2016.

The Chairman recognized the public for comments on the following:

F. A proposed ordinance that will establish a "3-Way Stop" at the intersection of North Moss Drive and Coral Drive.

Mr. D. W. Guidry Sr. moved, seconded by Ms. C. Duplantis-Prather, "THAT, the Council close the aforementioned public hearing."

The Chairman called for a vote on the motion offered by Mr. D. W. Guidry Sr.

**THERE WAS RECORDED:**

YEAS: S. Trosclair, J. Navy, A. Williams, G. Michel, S. Dryden, C. Duplantis-Prather, D. W. Guidry Sr., A. Marmande and D. J. Guidry.

NAYS: None.

ABSENT: None.

The Chairman declared the motion adopted.

OFFERED BY: Mr. D. W. GUIDRY, SR.

SECONDED BY: MS. C. DUPLANTIS-PRATHER

### **ORDINANCE NO. 8773**

AN ORDINANCE AMENDING THE PARISH CODE OF TERREBONNE PARISH, CHAPTER 18, ARTICLE IV. OPERATION OF VEHICLES, DIVISION 2. PARISH, SECTION 18-88 TO ESTABLISH A "3-WAY STOP" AT THE INTERSECTION OF NORTH MOSS DRIVE AND CORAL DRIVE AND TO AUTHORIZE THE INSTALLATION OF THE APPROPRIATE SIGNS; AND TO ADDRESS OTHER MATTERS RELATIVE THERETO.

#### **SECTION I**

**BE IT ORDAINED** by the Terrebonne Parish Council, in regular session convened, acting pursuant to the authority invested in it by the Constitution and laws of the State of Louisiana, the Home Rule Charter for a Consolidated Government for Terrebonne Parish, and including, but not limited to, LSA R.S. 33:1368 and other statutes of the State of Louisiana, to amend the Parish Code of Terrebonne Parish, Chapter 18, Article IV, Section 18-88 to create a "3 Way Stop" at the intersection of North Moss Drive and Coral Drive, as follows:

CHAPTER 18, Motor Vehicles and Traffic  
ARTICLE IV, Operation of Vehicles  
DIVISION 2. Parish  
SECTION 18-88. Three-way stop intersections.

(ADD TO LIST) North Moss Drive and Coral Drive

The intersection of North Moss Drive and Coral Drive shall be declared as a "3 Way Stop" intersection, and appropriate "3 Way Stop" signs shall be erected and maintained along said roadways. Any vehicle traveling on North Moss Drive and Coral Drive adhere to the provisions of this ordinance.

**THERE WAS RECORDED:**

YEAS: S. Dryden, C. Duplantis-Prather, D.W. Guidry, Sr., A. Marmande, D. J. Guidry, S. Trosclair, J. Navy, A. Williams, and G. Michel.

NAYS: None.

NOT VOTING: None.

ABSTAINING: None.

ABSENT: None.

The Chairman declared the ordinance adopted on this, the 13th day of July 2016.

The Chairman recognized the public for comments on the following:

G. A proposed ordinance that will establish a "3-Way Stop" at the intersection of South Moss Drive and Coral Drive.

Mr. D. J. Guidry moved, seconded by Mr. D. W. Guidry Sr., "THAT, the Council close the aforementioned public hearing."

The Chairman called for a vote on the motion offered by Mr. D. J. Guidry.

**THERE WAS RECORDED:**

YEAS: S. Trosclair, J. Navy, A. Williams, G. Michel, S. Dryden, C. Duplantis-Prather, D. W. Guidry Sr., A. Marmande and D. J. Guidry.

NAYS: None.

ABSENT: None.

The Chairman declared the motion adopted.

OFFERED BY: MR. D.W. GUIDRY, SR.

SECONDED BY: MR. D. J. GUIDRY

#### **ORDINANCE NO. 8774**

AN ORDINANCE AMENDING THE PARISH CODE OF TERREBONNE PARISH, CHAPTER 18, ARTICLE IV. OPERATION OF VEHICLES, DIVISION 2. PARISH, SECTION 18-88 TO ESTABLISH A "3-WAY STOP" AT THE INTERSECTION OF SOUTH MOSS DRIVE AND CORAL DRIVE AND TO AUTHORIZE THE INSTALLATION OF THE APPROPRIATE SIGNS; AND TO ADDRESS OTHER MATTERS RELATIVE THERETO.

#### **SECTION I**

**BE IT ORDAINED** by the Terrebonne Parish Council, in regular session convened, acting pursuant to the authority invested in it by the Constitution and laws of the State of Louisiana, the Home Rule Charter for a Consolidated Government for Terrebonne Parish, and including, but not limited to, LSA R.S. 33:1368 and other statutes of the State of Louisiana, to amend the Parish Code of Terrebonne Parish, Chapter 18, Article IV, Section 18-88 to create a "3 Way Stop" at the intersection of South Moss Drive and Coral Drive, as follows:

CHAPTER 18, Motor Vehicles and Traffic  
ARTICLE IV, Operation of Vehicles  
DIVISION 2. Parish  
SECTION 18-88. Three-way stop intersections.

(ADD TO LIST) South Moss Drive and Coral Drive

The intersection of South Moss Drive and Coral Drive shall be declared as a "3 Way Stop" intersection, and appropriate "3 Way Stop" signs shall be erected and maintained along said roadways. Any vehicle traveling on South Moss Drive and Coral Drive adhere to the provisions of this ordinance.

#### **SECTION II**

If any word, clause, phrase, section or other portion of this ordinance shall be declared null, void, invalid, illegal, or unconstitutional, the remaining words, clauses, phrases, sections and other portions of this ordinance shall remain in full force and effect, the provisions of this ordinance hereby being declared to be severable.

### SECTION III

This ordinance shall become effective upon approval by the Parish President or as otherwise provided in Section 2-13(b) of the Home Rule Charter for a Consolidated Government for Terrebonne Parish, whichever occurs sooner.

This ordinance, having been introduced and laid on the table for at least two weeks, was voted upon as follows:

**THERE WAS RECORDED:**

YEAS: S. Trosclair, J. Navy, A. Williams, G. Michel, S. Dryden, C. Duplantis-Prather, D.W. Guidry, Sr., A. Marmande and D. J. Guidry.

NAYS: None.

NOT VOTING: None.

ABSTAINING: None.

ABSENT: None.

The Chairman declared the ordinance adopted on this the 21st day September 2016.

The Chairman recognized the public for comments on the following:

H. A proposed ordinance to amend the 2016 Adopted Operating Budget and 5-Year Capital Outlay Budget and Budgeted Positions of the Terrebonne Parish Consolidated Government for the following items and to provide for related matters.

- I. Country Drive Improvements, \$379,827
- II. Fleet Maintenance Division-Re-class Position, Administrative Coordinator II, \$0
- III. Civic Center Division, (\$65,660)
- IV. Engineering Division, (\$110,991)
- V. Purchasing Division, (\$36,767)
- VI. Information Technology Division, (\$21,950)
- VII. Animal Shelter Division, (\$96,052)
- VIII. Pollution Control Division, (\$655,727)
- IX. Coastal Restoration Division, (\$33,301)
- X. Utilities Division, (\$596,785)
- XI. GIS Mapping System Division, (\$10,000)
- XII. General Fund-2016 Cities Readiness Initiative, \$47,481
- XIII. Council on Aging, New Fund
- XIV. Accounting Division, (\$24,859)
- X. Customer Service Division, (\$7,758)

Councilman D. W. Guidry explained that the Country Drive Improvements and the Cities Readiness Initiative are positives and the rest are credits that reduces the budget.

Upon questioning from Councilman G. Michel, CFO Kandace Mauldin stated the aforementioned credits are decreasing the budget because of the decrease in sales tax revenue and noted that they are trying to balance the 2016 budget by decreasing these expenses. She also explained that all division budget cuts will be after Monday Special Council Session and the proposed ordinance is adopted. Upon additional questioning, she explained that the Council on Aging New Fund is an accounting requirement which will move the fund from a 500 Fund, which is not reported in the Parish's financial statements, to a Special Revenue Fund which is reported in the Parish's financial statements.

Mr. D. J. Guidry moved, seconded by Mr. S. Trosclair, "THAT, the Council close the aforementioned public hearing."

The Chairman called for a vote on the motion offered by Mr. D. J. Guidry .

**THERE WAS RECORDED:**

YEAS: S. Trosclair, J. Navy, A. Williams, G. Michel, S. Dryden, C. Duplantis-Prather, D. W. Guidry Sr., A. Marmande and D. J. Guidry.

NAYS: None.

ABSENT: None.

The Chairman declared the motion adopted.

OFFERED BY: MR. D. J. GUIDRY

SECONDED BY: MR. S. TROSCLAIR

**ORDINANCE NO. 8775**

AN ORDINANCE TO AMEND THE 2016 ADOPTED OPERATING BUDGET AND 5-YEAR CAPITAL OUTLAY BUDGET AND BUDGETED POSITIONS OF THE TERREBONNE PARISH CONSOLIDATED GOVERNMENT FOR THE FOLLOWING ITEMS AND TO PROVIDE FOR RELATED MATTERS.

- I. COUNTRY DRIVE IMPROVEMENTS, \$379,827
- II. FLEET MAINTENANCE-RECLASS POSITION, ADMINISTRATIVE COORDINATOR II, \$0
- III. CIVIC CENTER, (\$65,660)
- IV. ENGINEERING, (\$110,991)
- V. PURCHASING, (\$36,767)
- VI. INFORMATION TECHNOLOGY, (\$21,950)
- VII. ANIMAL SHELTER, (\$96,052)
- VIII. POLLUTION CONTROL, (\$ 655,727)
- IX. COASTAL RESTORATION, (\$33,301)
- X. UTILITIES, (\$596,785)
- XI. GIS MAPPING SYSTEM, (\$10,000)
- XII. GENERAL FUND-2016 CITIES READINESS INITIATIVE, \$47,481
- XIII. COUNCIL ON AGING, NEW FUND
- XIV. ACCOUNTING, (\$24,859)
- XV. CUSTOMER SERVICE, (\$7,758)

**SECTION I**

**WHEREAS**, additional funding is needed for the Country Drive Improvements Project, and

**WHEREAS**, the funding source is from various Road Construction Fund projects for \$379,827.

**NOW, THEREFORE BE IT ORDAINED**, by the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, that the 2016 Adopted Operating Budget and 5-Year Capital Outlay Budget be amended to recognize the funding of the Country Drive Improvements Project. (Attachment A)

**SECTION II**

**WHEREAS**, Administration is requesting to re-class the Administrative Coordinator II, Grade 106, to Administrative Coordinator I, Grade 104, for the Fleet Maintenance Department, and

**WHEREAS**, there is no change in the budgeted dollars for this re-class.

**NOW, THEREFORE BE IT FURTHER ORDAINED**, by the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, that the 2016 Adopted Operating Budget be amended to recognize the necessary adjustment for the budgeted position for the Administrative Coordinator I. (Attachment B)

### **SECTION III**

**WHEREAS**, the Sales Tax Revenue projections for 2016 are lower than anticipated, and

**WHEREAS**, the Parish President asked the various departments to cut their 2016 budgeted expenditures to compensate for the decrease in the Sales Tax Revenues, and

**WHEREAS**, the Civic Center has decreased its budget by \$65,660.

**NOW, THEREFORE BE IT FURTHER ORDAINED**, by the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, that the 2016 Adopted Operating Budget and Budgeted Positions be amended to recognize the decrease in expenditures for the Civic Center. (Attachment C)

### **SECTION IV**

**WHEREAS**, the Sales Tax Revenue projections for 2016 are lower than anticipated, and

**WHEREAS**, the Parish President asked the various departments to cut their 2016 budgeted expenditures to compensate for the decrease in the Sales Tax Revenues, and

**WHEREAS**, the Engineering Department has decreased its budget by \$110,991.

**NOW, THEREFORE BE IT FURTHER ORDAINED**, by the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, that the 2016 Adopted Operating Budget and Budgeted Positions be amended to recognize the decrease in expenditures for the Engineering Department. (Attachment D)

### **SECTION V**

**WHEREAS**, the Sales Tax Revenue projections for 2016 are lower than anticipated, and

**WHEREAS**, the Parish President asked the various departments to cut their 2016 budgeted expenditures to compensate for the decrease in the Sales Tax Revenues, and

**WHEREAS**, the Purchasing Department has decreased its budget by \$36,767.

**NOW, THEREFORE BE IT FURTHER ORDAINED**, by the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, that the 2016 Adopted Operating Budget and Budgeted Positions be amended to recognize the decrease in expenditures for the Purchasing Department. (Attachment E)

### **SECTION VI**

**WHEREAS**, the Sales Tax Revenue projections for 2016 are lower than anticipated, and

**WHEREAS**, the Parish President asked the various departments to cut their 2016 budgeted expenditures to compensate for the decrease in the Sales Tax Revenues, and

**WHEREAS**, the Information Technology Department has decreased its budget by \$21,950.

**NOW, THEREFORE BE IT FURTHER ORDAINED**, by the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, that the 2016 Adopted Operating Budget be amended to recognize the decrease in expenditures for the Information Technology Department. (Attachment F)

**SECTION VII**

**WHEREAS**, the Sales Tax Revenue projections for 2016 are lower than anticipated, and

**WHEREAS**, the Parish President asked the various departments to cut their 2016 budgeted expenditures to compensate for the decrease in the Sales Tax Revenues, and

**WHEREAS**, the Animal Shelter has decreased its budget by \$96,052.

**NOW, THEREFORE BE IT FURTHER ORDAINED**, by the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, that the 2016 Adopted Operating Budget be amended to recognize the decrease in expenditures for the Animal Shelter. (Attachment G)

**SECTION VIII**

**WHEREAS**, due to the downturn in the economy, the revenue projections for 2016 are lower than anticipated, and

**WHEREAS**, the Parish President asked the various departments to cut their 2016 budgeted expenditures to compensate for the decrease in revenues, and

**WHEREAS**, the Pollution Control has decreased its budget by \$655,727.

**NOW, THEREFORE BE IT FURTHER ORDAINED**, by the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, that the 2016 Adopted Operating Budget and Budgeted Positions be amended to recognize the decrease in expenditures for Pollution Control. (Attachment H)

**SECTION IX**

**WHEREAS**, the Sales Tax Revenue projections for 2016 are lower than anticipated, and

**WHEREAS**, the Parish President asked the various departments to cut their 2016 budgeted expenditures to compensate for the decrease in the Sales Tax Revenues, and

**WHEREAS**, the Coastal Restoration has decreased its budget by \$33,301.

**NOW, THEREFORE BE IT FURTHER ORDAINED**, by the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, that the 2016 Adopted Operating Budget and Budgeted Positions be amended to recognize the decrease in expenditures for Coastal Restoration. (Attachment I)

**SECTION X**

**WHEREAS**, due to the downturn in the economy, the revenue projections for 2016 are lower than anticipated, and

**WHEREAS**, the Parish President asked the various departments to cut their 2016 budgeted expenditures to compensate for the decrease in revenues, and

**WHEREAS**, the Utilities Department has decreased its budget by \$596,785.

**NOW, THEREFORE BE IT FURTHER ORDAINED**, by the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, that the 2016 Adopted Operating Budget be amended to recognize the decrease in expenditures for Utilities. (Attachment J)

#### **SECTION XI**

**WHEREAS**, due to the downturn in the economy, the revenue projections for 2016 are lower than anticipated, and

**WHEREAS**, the Parish President asked the various departments to cut their 2016 budgeted expenditures to compensate for the decrease in revenues, and

**WHEREAS**, the GIS Mapping System has decreased its budget by \$10,000.

**NOW, THEREFORE BE IT FURTHER ORDAINED**, by the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, that the 2016 Adopted Operating Budget be amended to recognize the decrease in expenditures for the GIS Mapping System. (Attachment K)

#### **SECTION XII**

**WHEREAS**, the Louisiana Department of Health and Hospitals, Office of Public Health has requested to participate in contracts with designated Parishes for the purpose of aiding cities and increasing their capacity to deliver medication and medical supplies during a large scale public health emergency, and

**WHEREAS**, this initiative focuses on a very specific element of preparedness, the ability to provide antibiotics to the entire population within forty-eight hours of the decision to do so, and

**WHEREAS**, Terrebonne Parish is one of the designated Parishes with whom the Office of Public Health has contracted to fulfill the grant requirements of the Public Health Emergency Preparedness (PHEP) Program for \$47,481.

**NOW, THEREFORE BE IT FURTHER ORDAINED**, by the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, that the 2016 Adopted Operating Budget be amended to recognize the funding for the 2016 Cities Readiness Initiative Budget. (Attachment L)

#### **SECTION XIII**

**WHEREAS**, the Council on Aging is a nonprofit organization chartered under the laws of Louisiana, organized primarily to provide assistance and services to the elderly in Terrebonne Parish, and

**WHEREAS**, Terrebonne Parish Consolidated Government should setup a Special Revenue Fund to deposit the seven and one half mill property tax that is collected for the Council on Aging.

**NOW, THEREFORE BE IT FURTHER ORDAINED**, by the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, that the 2016 Adopted

Operating Budget be amended to recognize setting up a Special Revenue Fund for the Council on Aging.

#### **SECTION XIV**

**WHEREAS**, the Sales Tax Revenue projections for 2016 are lower than anticipated, and

**WHEREAS**, the Parish President asked the various departments to cut their 2016 budgeted expenditures to compensate for the decrease in the Sales Tax Revenues, and

**WHEREAS**, the Accounting Department has decreased its budget by \$24,859.

**NOW, THEREFORE BE IT FURTHER ORDAINED**, by the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, that the 2016 Adopted Operating Budget be amended to recognize the decrease in expenditures for the Accounting Department. (Attachment M)

#### **SECTION XV**

**WHEREAS**, the Sales Tax Revenue projections for 2016 are lower than anticipated, and

**WHEREAS**, the Parish President asked the various departments to cut their 2016 budgeted expenditures to compensate for the decrease in the Sales Tax Revenues, and

**WHEREAS**, the Customer Service Department has decreased its budget by \$7,758.

**NOW, THEREFORE BE IT FURTHER ORDAINED**, by the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, that the 2016 Adopted Operating Budget be amended to recognize the decrease in expenditures for the Customer Service Department. (Attachment N)

#### **SECTION XVI**

If any word, clause, phrase, section or other portion of this ordinance shall be declared null, void, invalid, illegal, or unconstitutional, the remaining words, clauses, phrases, sections and other portions of this ordinance shall remain in full force and effect, the provisions of this ordinance hereby being declared to be severable.

#### **SECTION XVII**

This ordinance shall become effective upon approval by the Parish President or as otherwise provided in Section 2-13(b) of the Home Rule Charter for a Consolidated Government for Terrebonne Parish, whichever occurs sooner.

This ordinance, having been introduced and laid on the table for at least two weeks, was voted upon as follows:

**THERE WAS RECORDED:**

**YEAS:** S. Trosclair, J. Navy, A. Williams, G. Michel, S. Dryden, C. Duplantis-Prather, D.W. Guidry, Sr., A. Marmande and D. J. Guidry.

**NAYS:** None.

**NOT VOTING:** None.

**ABSTAINING:** None.

**ABSENT:** None.

The Chairman declared the ordinance adopted on this, the 21st day September 2016.

**ATTACHMENT A - Country Drive Improvements**

	2016		
	Adopted	Change	Amended
Texas Gulf Road Bridge	5,356	(5,356)	-
Major Turning Lanes	84,460	(84,460)	-
Hollywood Rd Widening (Hwy 311I/Valhi)	102,915	(102,915)	-
Prospect Turn Lane	17,231	(17,231)	-
Country Dr Improve Phase II	150,000	(150,000)	-
Bayou Side Drive Bridge	19,865	(19,865)	-
Country Drive Improvements	3,655,068	379,827	4,034,895

**ATTACHMENT B - Fleet Maintenance**

	2016						
	Adopted	Change	Amended	Level	MIN	MID	MAX
Administr Coord II	2	-1	1	106	27,275	34,094	40,913
Administr Coord I	0	1	1	104	23,603	29,504	35,404

**ATTACHMENT C - Civic Center**

	2016		
	Adopted	Change	Amended
Salaries & Wages	718,641	(13,260)	705,381
Other Contracts & Leases	55,268	(8,000)	47,268
Landscaping/Irrigation System	36,480	(1,900)	34,580
Building Repairs	55,000	(27,500)	27,500
Building Equip Repairs	55,000	(15,000)	40,000
Net Position (Increase)	N/A	65,660	N/A

**ATTACHMENT C - Civic Center**

	2016						
	Adopted	Change	Amended	Level	MIN	MID	MAX
Ticket Seller (part-time)	1	-1	0	102	21,206	26,508	31,810

**ATTACHMENT D - Engineering**

	2016		
	Adopted	Change	Amended
Salaries & Wages	581,180	(49,491)	531,689
Overtime	10,000	(3,000)	7,000
Travel and Training	10,000	(3,000)	7,000
Engineering Fees	225,000	(55,500)	169,500
Fund Balance (Increase)	N/A	110,991	N/A

**ATTACHMENT D - Engineering**

	2016						
	Adopted	Change	Amended	Level	MIN	MID	MAX
GIS & Records Coord	1	-1	0	107	29,730	37,163	44,595

**ATTACHMENT E - Purchasing**

	2016		
	<u>Adopted</u>	<u>Change</u>	<u>Amended</u>
Salaries & Wages	388,665	(31,192)	357,473
Overtime	4,200	(2,000)	2,200
Other Contracts & Leases	5,600	(1,452)	4,148
Communication Equip Svs	7,800	(48)	7,752
Gasoline & Oil	4,000	(1,500)	2,500
Software Purchases	2,100	(575)	1,525
Net Position (Increase)	N/A	36,767	N/A

**ATTACHMENT E - Purchasing**

	2016						
	<u>Adopted</u>	<u>Change</u>	<u>Amended</u>	<u>Level</u>	<u>MIN</u>	<u>MID</u>	<u>MAX</u>
Field Tech II	2	-1	1	104	23,603	29,504	35,404

**ATTACHMENT F - Information Technology**

	2016		
	<u>Adopted</u>	<u>Change</u>	<u>Amended</u>
Office Supplies	25,000	(4,500)	20,500
Software	16,700	(3,500)	13,200
Books & Periodicals	1,000	(350)	650
Gasoline & Oil	2,160	(1,100)	1,060
Consultant Fees	17,640	(5,000)	12,640
Travel & Training	13,524	(1,000)	12,524
Classified Ads	3,350	(2,000)	1,350
Auto Repairs	3,036	(2,000)	1,036
Tire Purchases	500	(500)	-
Paint/Body Repairs	2,000	(2,000)	-
Net Position (Increase)	N/A	21,950	N/A

**ATTACHMENT G - Animal Shelter**

	2016		
	<u>Adopted</u>	<u>Change</u>	<u>Amended</u>
Salaries & Wages	406,835	(34,862)	371,973
Medical & Drugs	70,000	(18,000)	52,000
Operating Supplies	60,000	(10,000)	50,000
Utilities-Other	27,100	(7,100)	20,000
Other Contracts & Leases	88,180	(18,090)	70,090
Janitorial Contract	16,000	(8,000)	8,000
Fund Balance (Increase)	N/A	(96,052)	N/A

**ATTACHMENT H - Pollution Control**

	2016		
	<u>Adopted</u>	<u>Change</u>	<u>Amended</u>
Personal Services (310-431)	1,220,544	(19,330)	1,201,214
Supplies & Materials (310-431)	171,450	(73,779)	97,671
Other Services & Chrgs (310-431)	1,568,716	(131,632)	1,437,084
Repairs & Maintenance (310-431)	3,443,830	(120,105)	3,323,725
Personal Services (310-432)	987,238	(21,947)	965,291
Supplies & Materials (310-432)	411,050	(38,133)	372,917
Other Services & Chrgs (310-432)	938,014	(104,465)	833,549
Repairs & Maintenance (310-432)	211,583	(90,539)	121,044
Personal Services (310-433)	524,473	(55,797)	468,676
Net Position (Increase)	N/A	655,727	N/A

**ATTACHMENT H - Pollution Control**

	2016						
	<u>Adopted</u>	<u>Change</u>	<u>Amended</u>	<u>Level</u>	<u>MIN</u>	<u>MID</u>	<u>MAX</u>
Engineering Tech	1	-1	0	107	29,730	37,163	44,595

**ATTACHMENT I - Coastal Restoration**

	2016		
	<u>Adopted</u>	<u>Change</u>	<u>Amended</u>
Salaries & Wages	166,378	(33,301)	133,077
Fund Balance (Increase)	N/A	33,301	N/A

**ATTACHMENT I - Coastal Restoration**

	2016						
	<u>Adopted</u>	<u>Change</u>	<u>Amended</u>	<u>Level</u>	<u>MIN</u>	<u>MID</u>	<u>MAX</u>
Administrative Coord II	2	-1	1	106	27,275	34,094	40,913

**ATTACHMENT J - Utilities**

	2016		
	<u>Adopted</u>	<u>Change</u>	<u>Amended</u>
Plant Repairs	800,000	(175,000)	625,000
Physical Plant Ins	1,315,000	(225,000)	1,090,000
Overtime	26,000	(5,000)	21,000
Supplies & Materials	124,850	(28,020)	96,830
Other Services & Charges	1,284,032	(37,335)	1,246,697
Repairs & Maintenance	2,350,610	(109,730)	2,240,880
Office Supplies	500	(200)	300
Software Purchases	2,000	(200)	1,800
Gasoline & Oil	61,000	(1,000)	60,000
Communication Equip Services	18,000	(1,000)	17,000
Other Contracts & Leases	60,000	(2,000)	58,000
Gas Measurement Service	18,000	(2,000)	16,000
Vehicle Insurance	35,000	(2,000)	33,000
Membership Dues	7,000	(2,000)	5,000
Travel & Training	11,000	(3,000)	8,000
Tires Purchased	7,000	(1,000)	6,000
Auto & Truck Repairs	15,000	(2,000)	13,000
Net Position (Increase)	N/A	596,785	N/A

**ATTACHMENT K - GIS**

	<b>2016</b>		
	<b>Adopted</b>	<b>Change</b>	<b>Amended</b>
Travel & Training	10,000	(5,000)	5,000
Other Fees	50,000	(5,000)	45,000
Net Position (Increase)	N/A	10,000	N/A

**ATTACHMENT L - Cities Readiness Initiative**

	<b>2016</b>		
	<b>Adopted</b>	<b>Change</b>	<b>Amended</b>
OPH - CRI	-	(47,481)	(47,481)
CRI Supplies	25,774	21,707	47,481
Fund Balance (Increase)	N/A	25,774	N/A

**ATTACHMENT M - Accounting**

	<b>2016</b>		
	<b>Adopted</b>	<b>Change</b>	<b>Amended</b>
Salaries & Wages	868,083	(13,034)	855,049
Overtime	4,000	(2,300)	1,700
Office Supplies	39,000	(6,000)	33,000
Travel & Training	2,000	(1,825)	175
Other Fees	2,500	(1,000)	1,500
Books & Periodicals	700	(700)	-
Fund Balance (Increase)	N/A	24,859	N/A

**ATTACHMENT N - Customer Service**

	<b>2016</b>		
	<b>Adopted</b>	<b>Change</b>	<b>Amended</b>
Postage	40,000	(5,000)	35,000
Communication Equipment	7,555	(2,758)	4,797
Fund Balance (Increase)	N/A	7,758	N/A

The Chairman recognized the public for comments on the following:

I. A proposed ordinance proposing amendments and additions which will regulate the area of transportation network services and taxicab services in order to allow for the availability for transportation network services to the residents and visitors of Terrebonne Parish and to provide public protection relative to those services.

Mr. D. J. Guidry moved, seconded by Mr. S. Trosclair and Ms. C. Duplantis-Prather, “THAT, the Council close the aforementioned public hearing.”

The Chairman called for a vote on the motion offered by Mr. D. J. Guidry.

**THERE WAS RECORDED:**

YEAS: S. Trosclair, J. Navy, A. Williams, G. Michel, S. Dryden, C. Duplantis-Prather, D. W. Guidry Sr., A. Marmande and D. J. Guidry.

NAYS: None.

ABSENT: None.

The Chairman declared the motion adopted.

OFFERED BY: MS. C. DUPLANTIS-PRATHER  
SECONDED BY: MR. D. J. GUIDRY

**ORDINANCE NO. 8776**

AN ORDINANCE OF THE TERREBONNE PARISH CONSOLIDATED GOVERNMENT COUNCIL AMENDING THE TERREBONNE PARISH CONSOLIDATED GOVERNMENT CODE OF ORDINANCES BY AMENDING CHAPTER 16, "LICENSES AND MISCELLANEOUS BUSINESS REGULATIONS", ARTICLE VIII, "VEHICLE FOR HIRE", SECTIONS 16-226 THROUGH 16-251 AND ADOPTING CHAPTER 16, "LICENSES AND MISCELLANEOUS BUSINESS REGULATIONS", ARTICLE VIII, "VEHICLE FOR HIRE", SECTIONS 16-252 THROUGH 16-319, AND AMENDING CHAPTER 16, "LICENSES AND MISCELLANEOUS BUSINESS REGULATIONS", ARTICLE IX, "CONVENIENCE STORES", SECTIONS 16-252 THROUGH 16-254 TO READ CHAPTER 16, "LICENSES AND MISCELLANEOUS BUSINESS REGULATIONS", ARTICLE IX, "CONVENIENCE STORES", SECTIONS 16-320 THROUGH 16-322.

**WHEREAS**, Section 1 – 06 of the Home Rule Charter for the Parish of Terrebonne provides that the parish government shall have the right, power and authority to pass all ordinances requisite or necessary to promote, protect and preserve the general welfare, safety, health, peace and good order of the parish, including, but not by way of limitation, the right, power and authority to pass ordinances on all subject matter necessary, requisite or proper for the management of the parish affairs, and all other subject matter without exception, subject only to the limitations that the same shall not be inconsistent with the Constitution or expressly denied by the general law applicable to the parish; and

**WHEREAS**, the progression of technology has allowed for innovations in transportation that allow safe and affordable transportation options by transportation network service companies using digital networks; and

**WHEREAS**, residents in the Parish of Terrebonne wish to provide transportation network services using digital networks; and

**WHEREAS**, the residents of Terrebonne Parish wish to use transportation network services; and

**WHEREAS**, there is a need in Terrebonne Parish for innovative transportation solutions for the residents of Terrebonne Parish;

**WHEREAS**, the Terrebonne Parish Consolidated Government desires to amend the vehicle for hire regulations to regulate the area of transportation network services and taxicab services in order to allow for the availability of transportation network services to the residents and visitors of Terrebonne Parish and to provide public protection relative to those services;

**NOW, THEREFORE, BE IT ORDAINED** by the Terrebonne Parish Council on behalf of the Terrebonne Parish Consolidated Government that:

**SECTION I**

The Code of Ordinances of Terrebonne Parish at Chapter 16, "Licenses and Miscellaneous Business Regulations ", Article VIII, " Vehicle for Hire", Sections 16 – 226 through 16 – 251 is hereby amended, using ~~strike through~~ to indicate deletions and underlining to indicate additions, and Sections 16-252 through 16-319 is hereby adopted to read as follows:

ARTICLE VIII. - VEHICLES FOR HIRE

DIVISION I: TAXICAB SERVICES

Sec. 16-226. - Definitions.

The following words, terms and phrases, when used in this Division I, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Certificate means a certificate of public convenience and necessity issued by the Terrebonne Parish Consolidated Government authorizing the holder thereof to conduct a taxicab business in the Parish of Terrebonne.

Driver's permit means the permission granted by the Terrebonne Parish Consolidated Government to a person to drive a taxicab upon the streets of the parish.

Holder means a person to whom a certificate of public convenience and necessity has been issued.

Person includes an individual, corporation or other legal entity, a partnership, and any unincorporated association.

Taxicab means a motor vehicle regularly engaged in the business of carrying passengers for hire on a twenty-four-hour-per-day basis, excluding limousines, buses, vans or other vehicles capable of carrying nine (9) passengers or more.

Vehicle for hire means a motor vehicle regularly engaged in the business of carrying passengers for hire, including limousines and other vehicles for hire to carry passengers.

(Ord. No. 4872, § I, 6-24-92)

Sec. 16-227. - Certificate of public convenience and necessity—Required.

No person shall operate or permit a vehicle owned or controlled by him to be operated as a vehicle for hire upon the streets of the parish without having first obtained a certificate of public convenience and necessity from the Terrebonne Parish Consolidated Government.

(Ord. No. 4872, § I, 6-24-92)

**State Law reference**— Necessity of municipal or parish certificate for operation of public carrier vehicles, R.S. 45:200.3; issuance, contents, filing and posting of certificate, R.S. 45:200.9.

Sec. 16-228. - Same—Application.

An application for a certificate shall be filed with the parish planning director's office upon forms provided by the Terrebonne Parish Consolidated Government, and such application shall be verified under oath and shall furnish the following information:

- (1) The name and address of the applicant.
- (2) The financial status of the applicant, including the amounts of all unpaid judgments against the applicant and the nature of the transactions or acts giving rise to such judgments.
- (3) The experience of the applicant in the transportation of passengers.
- (4) Any facts which the applicant believes tend to prove that public convenience and necessity require the granting of a certificate.

- (5) The number of vehicles to be operated or controlled by the applicant and the location of proposed depots and terminals and all documents showing the ownership of such vehicle or vehicles or evidencing the right to use such vehicles.
- (6) The color scheme or insignia to be used to designate the vehicle or vehicles of the applicant when applicable under the provisions of this article.
- (7) Such further information as the planning director of Terrebonne Parish Consolidated Government may require.

(Ord. No. 4872, § I, 6-24-92)

Sec. 16-229. - Reserved.

**Editor's note**— Ord. No. 5042, § I, adopted June 9, 1993, deleted, in effect repealed, § 16-229, which pertained to public hearing relative to certificate of public convenience and necessity and derived from Ord. No. 4872, § I, adopted June 24, 1992.

Sec. 16-230. - Issuance of certificate of convenience and necessity.

If the parish council finds that further taxicab service in the parish is required by the public convenience and necessity and that the applicant is fit, willing and able to perform such public transportation and to conform to the provisions of this article and the rules promulgated by the Terrebonne Parish Consolidated Government, then the Terrebonne Parish Consolidated Government shall issue a certificate stating the name and address of the applicant, the number of vehicles authorized under such certificate and the date of issuance; otherwise, the application shall be denied. The parish planning department, utilizing information obtained from the application and any other appropriate sources, shall advise the parish council of the need for additional taxicab service and shall recommend on the ability of the applicant to provide such service.

In making the above findings, the parish council shall take into consideration the number of taxicabs already in operation, whether existing transportation is adequate to meet the public need, the probable effect of increased service on local traffic conditions, and the character, experience and responsibility of the applicant.

Certificates are privileges and not rights. Terrebonne Parish Consolidated Government has full discretion in determining whether a certificate shall be issued.

(Ord. No. 4872, § I, 6-24-92; Ord. No. 5042, § I, 6-9-93; Ord. No. 8776, 9-21-16)

Sec. 16-231. - Indemnity bond or liability insurance required.

- (a) No certificate of public convenience and necessity shall be issued or continued in operation for any vehicle for hire, excluding taxicabs having a normal seating capacity of four (4) passengers or less (excluding the driver), unless there is in full force and effect an indemnity bond for each vehicle authorized in the amount of one hundred thousand dollars (\$100,000.00) for bodily injury to any one (1) person; in the amount of three hundred thousand dollars (\$300,000.00) for injuries to more than one (1) person which are sustained in the same accident, and one hundred thousand dollars (\$100,000.00) for property damage resulting from any one (1) accident. No certificate of public convenience and necessity shall be issued or continued in operation for any taxicab having a normal seating capacity of four (4) passengers or less (excluding the driver), unless there is in full force and effect an indemnity bond for each vehicle authorized in the amount of twenty-five thousand dollars (\$25,000.00) for bodily injury to any one (1) person; in the amount of fifty thousand dollars (\$50,000.00) for injuries to more than one (1) person which are sustained in the same accident, and twenty-five thousand dollars (\$25,000.00) for property damage resulting from

any one (1) accident. Such bond or bonds shall inure to the benefit of any person who shall be injured or who shall sustain damage to property caused by the negligence of a holder, his servants or agents. Such bond or bonds shall be filed in the office of the parish planning director and shall have as surety thereon a surety company authorized to do business in the state.

- (b) The Terrebonne Parish Consolidated Government may in its discretion allow the holder to file, in lieu of bond or bonds, a liability insurance policy issued by an insurance company authorized to do business in the state. Such policy shall conform to the provisions of this section relating to bonds. In the event a liability insurance policy is issued, a certificate of insurance shall be provided to the planning director which shall include a description of each vehicle insured and a provision that, if the insurance is canceled, the insurer shall provide prompt notice to the Terrebonne Parish Consolidated Government.
- (c) The certificate shall contain a provision wherein the holder agrees to indemnify and save and hold the Terrebonne Parish Consolidated Government harmless from any liability the Terrebonne Parish Consolidated Government may have as a result of the issuance of such certificate.

(Ord. No. 4872, § I, 6-24-92; Ord. No. 5042, § I, 6-9-93)

**State Law reference**— Local establishment of insurance requirements for ambulances and private for hire passenger vehicles, R.S. 33:4791.1(B)(3), (6), 33:4792(B)(3), (6); insurance of each public carrier vehicle, R.S. 45:200.4; blanket insurance policy, R.S. 45:200.5; self-insurance, R.S. 45:200.6.

Sec. 16-232. - License fees.

No certificate shall be issued or continued in operation unless the holder thereof has paid an annual license fee of twenty dollars (\$20.00) for the right to engage in the taxicab business and twenty dollars (\$20.00) each year for each vehicle operated under a certificate of public convenience and necessity. Such license fees shall be for the calendar year and shall be in addition to any other license fees or charges established by proper authority and applicable to such holder or the vehicle or vehicles under his operation and control.

(Ord. No. 4872, § I, 6-24-92)

**State Law reference**— Inspection and supervision fee of common carriers, etc., R.S. 45:1177; definitions, R.S. 45:162.

Sec. 16-233. - Transfer of certificates.

No certificate of public convenience and necessity may be sold, assigned, mortgaged or otherwise transferred without an ordinance permitting such transfer. The transferee must meet the qualifications set forth in this article.

(Ord. No. 4872, § I, 6-24-92)

Sec. 16-234. - Suspension and revocation of certificates.

A certificate issued under the provisions of this article may be revoked or suspended by the Terrebonne Parish Consolidated Government if the holder thereof has:

- (1) Violated any of the provisions of this article.
- (2) Discontinued the operation of any vehicle for more than ninety (90) days without deleting such vehicle from the certificate.
- (3) Discontinued operations for more than ninety (90) days.

- (4) Violated any ordinances of the Terrebonne Parish Consolidated Government or the laws of the United States or the state, the violations of which reflect unfavorably on the fitness of the holder to offer public transportation.

The appropriate committee may investigate at any time whether or not any permitted vehicle is in use and may direct the appropriate law enforcement agency to verify that any permitted vehicle is in compliance with the use provisions of this article.

Prior to suspension or revocation, the holder shall be given notice of the proposed action to be taken and shall have an opportunity to be heard at a regular meeting of the parish council.

(Ord. No. 4872, § I, 6-24-92)

**State Law reference**— Cancellation of certificate for violation of The Public Passenger Motor Vehicle Responsibility Law, R.S. 45:200.15(B).

Sec. 16-235. - Driver's permit.

No person shall operate a vehicle for hire upon the streets of the parish, and no person who owns or controls a vehicle for hire shall permit it to be so driven, and no vehicle for hire licensed by the parish shall be so driven at any time for hire unless the driver of such vehicle for hire shall have first obtained and shall have then in force a driver's permit issued under the provisions of this article.

(Ord. No. 4872, § I, 6-24-92)

**State Law reference**— Operating a public carrier vehicle upon a street without complying with, or in violation of, The Public Passenger Motor Vehicle Responsibility Law, R.S. 45:200.15(A); licensing drivers of public vehicles for hire in cities of 10,000 to 100,000, R.S. 33:4501; emergency medical services, R.S. 40:1231 et seq.

Sec. 16-236. - Application for driver's permit.

An application for a taxicab driver's permit shall be filed with the planning director on forms provided by the Terrebonne Parish Consolidated Government, and such application shall be verified under oath and shall contain the following information:

- (1) The experience of the applicant in the transportation of passengers.
- (2) A concise history of his employment.
- (3) Each application shall be accompanied by a certificate from a reputable medical review officer of the parish certifying that he has passed a medically accepted drug screening process and physical. At the time the application is filed, the applicant shall pay to the Terrebonne Parish Consolidated Government the sum of twenty dollars (\$20.00).

(Ord. No. 4872, § I, 6-24-92; Ord. No. 8776, 9-21-16)

**State Law reference**— Authority of cities of 10,000 to 100,000 to provide qualifications of drivers of public vehicles for hire and to revoke their licenses for cause, R.S. 33:4501(3), (5).

Sec. 16-237. - Examination of applicant; current state motor vehicle operator's permit required.

Before any application is finally passed upon by the parish planning director, the applicant shall be required to pass a satisfactory examination as to his knowledge of the parish and to show that he has a current motor vehicle operator's permit applicable to the vehicle being operated issued by the state.

(Ord. No. 4872, § I, 6-24-92)

Sec. 16-238. - Police investigation of applicant; traffic and police record.

The police department or any other person or entity designated to perform such function by the Terrebonne Parish Consolidated Government shall conduct an investigation of each applicant for a taxicab driver's permit, and a report of such investigation and a copy of the traffic and police record of the applicant, if any, shall be attached to the application for the consideration of the parish planning director.

(Ord. No. 4872, § I, 6-24-92; Ord. No. 8776, 9-21-16)

Sec. 16-239. - Consideration of application.

The parish planning director shall, upon consideration of the application and the reports and certificate required to be attached thereto, approve or reject the application. If the application is rejected, the applicant may request a personal appearance before the parish council to offer evidence why his application should be reconsidered.

(Ord. No. 4872, § I, 6-24-92)

Sec. 16-240. - Issuance of permit; duration; annual fee.

Upon approval of an application for a driver's permit, the Terrebonne Parish Consolidated Government shall issue a permit to the applicant which shall bear the name, address, color, age, signature and photograph of the applicant.

Such permit shall be in effect for the remainder of the calendar year and the next calendar year. Prior to the expiration of the original permit and for each subsequent two-year period, every taxicab driver must renew the permit unless the permit for the preceding two (2) years has been revoked and, additionally, the provisions of section 16-238 must be complied with prior to the issuance of the renewed permit. There shall be a fee of ten dollars (\$10.00) upon the issuance of the renewal permit.

Driver's permits are privileges and not rights. Terrebonne Parish Consolidated Government has full discretion in determining whether a driver's permit shall be issued.

(Ord. No. 4872, § I, 6-24-92; Ord. No. 8776, 9-21-16)

Sec. 16-241. - Display of permit.

Every driver licensed under this article shall post his driver's permit in such a place as to be in full view of all passengers while such driver is operating the vehicle for hire.

(Ord. No. 4872, § I, 6-24-92)

Sec. 16-242. - Suspension and revocation of permit.

The parish planning director is hereby given the authority to suspend any driver's permit issued under this article for a driver's failing or refusing to comply with the provisions of this article.

The parish planning director is also given the authority to revoke any driver's permit for failure to comply with the provisions of this article. However, a permit may not be revoked unless the driver has received notice and has had an opportunity to present evidence in his behalf.

(Ord. No. 4872, § I, 6-24-92)

Sec. 16-243. - Failure to comply with city, state and federal laws.

Every driver licensed under this article shall comply with all city, state and federal laws. Failure to do so will justify the parish planning director suspending or revoking a permit.

(Ord. No. 4872, § I, 6-24-92)

Sec. 16-244. - Vehicles; equipment and maintenance.

- (a) Vehicles must be licensed. Prior to the use and operation of any vehicle under the provisions of this article, such vehicle shall be thoroughly examined and inspected by the police department or any other person or entity designated to perform such function by the Terrebonne Parish Consolidated Government and found to comply with such reasonable rules and regulations as may be prescribed by the Terrebonne Parish Consolidated Government. These rules and regulations shall be promulgated to provide safe transportation and shall specify such safety equipment and regulatory devices as the Terrebonne Parish Consolidated Government shall deem necessary therefor.

When the police department or any other person or entity designated to perform such function by the Terrebonne Parish Consolidated Government finds that a vehicle has met the standards established by the Terrebonne Parish Consolidated Government, the police department or any other person or entity designated to perform such function by the Terrebonne Parish Consolidated Government shall issue a permit to that effect, which shall also state the authorized seating capacity of such vehicle.

- (b) Periodic inspections. Every vehicle operating under this article shall be periodically inspected by the police department or any other person or entity designated to perform such function by the Terrebonne Parish Consolidated Government at such intervals as shall be established by the Terrebonne Parish Consolidated Government to ensure the continued maintenance of safe operating conditions. Every vehicle shall comply with the laws of the state applying to such vehicle.
- (c) Inspection of general appearance of each taxicab. The exterior of each taxicab must be free of gross damage, i.e., dents larger than six (6) inches in any direction. The franchise holder has thirty (30) days from notification to make all necessary repairs. All paint must be of factory-finish grade (primer is not allowable as a finish coat); however, chips or scratches alone are not cause for failure.
- (d) The interior portion of each taxicab must be maintained and free of all debris. Dashboards must be free and clear of all paraphernalia and other items not necessary for the operation of the taxicab. All taxicabs must have air conditioning in working order.
- (e) Each taxicab authorized by permit under this article shall be equipped with a serviceable fire extinguisher and shall be at all times, when operating, in proper and safe mechanical condition.
- (f) Maintenance records shall be kept by the operator on every taxicab operating under this permit and such records shall be made immediately available to the police department or any person or entity designated to perform in this capacity.
- (g) Each taxicab may be subjected to an on the spot inspection by the police department or any person or entity designated to perform in this capacity to determine whether such taxicab is operating in a proper and safe mechanical condition and equipped in compliance with this article.
- (h) Improper or un-safe operation: If the inspector of the police department or any person or entity designated to perform in this capacity, after reviewing the maintenance records of the vehicle in question, makes a determination that a taxicab has been operating in an improper and unsafe condition, then a fee of fifty dollars (\$50.00) may be assessed. If the operator does not agree with the determination of the police department inspector, appeal may be addressed to the taxicab control board.

Head liner, door panels, package tray, arm rests, floor covering and seats are to be free of holes, snags and soiled spots. The top of the back seat must fit securely against the bottom of the back seat. The floor covering shall be either carpet or floor type mat.

The floor of the trunk shall be covered with either carpet or floor type mat. Only an inflated spare tire and those tools or accessories necessary for the operation of a taxicab may be in the trunk.

(Ord. No. 4872, § I, 6-24-92; Ord. No. 6291, § I, 8-9-00)

**State Law reference**— Fire extinguisher in passenger motor vehicles for hire, R.S. 32:355; local establishment of safety requirements for ambulances and private for hire passenger vehicles, R.S. 33:4791.1(B)(3), (6), 33:4792(B)(3), (6); name of owner and number of certificate painted on taxicab, R.S. 45:200.12.

Sec. 16-245. - Designation of taxicabs.

Each taxicab shall bear on the outside of each rear door, in painted letters or decal not less than four (4) inches nor more than six (6) inches in height, the name of the owner and, in addition, may bear an identifying design approved by the Terrebonne Parish Consolidated Government. Each vehicle shall have a minimum of four (4) doors. No vehicle covered by the terms of this article shall be licensed whose color scheme, identifying design, monogram or insignia to be used thereon shall, in the opinion of the Terrebonne Parish Consolidated Government, conflict with or imitate any color scheme, identifying design, monogram or insignia used on a vehicle or vehicles already operating under this article in such a manner as to be misleading or tend to deceive or defraud the public; and provided further that, if, after a permit has been issued for a taxicab hereunder, the color scheme, identifying design, monogram or insignia thereof is changed so as to be, in the opinion of the Terrebonne Parish Consolidated Government, in conflict with or imitate any color scheme, identifying design, monogram or insignia used by any other person, owner or operator, in such a manner as to be misleading or tend to deceive the public, the permit of or certificate covering such taxicab or taxicabs shall be suspended or revoked.

(Ord. No. 4872, § I, 6-24-92)

Sec. 16-246. - Rate card.

Every taxicab operated under this article shall have a rate card setting forth the authorized rates of fare prominently displayed in such a place as to be in view of all passengers.

(Ord. No. 4872, § I, 6-24-92)

Sec. 16-247. - Receipts.

The driver of any taxicab shall upon demand by the passenger render to such passenger a receipt for the amount charged, either by a mechanically printed receipt or by a specially prepared receipt on which shall be the name of the owner, license number or motor number and date of transaction.

(Ord. No. 4872, § I, 6-24-92)

Sec. 16-248. - Taxicab service.

All persons engaged in the taxicab business in the parish operating under the provisions of this article shall render an overall service to the public desiring to use taxicabs. Holders of certificates of public convenience and necessity shall maintain a central place of business and

keep the same open twenty-four (24) hours a day for the purpose of receiving calls and dispatching cabs. They shall answer all calls received by them for services within the limits of the parish as soon as they can do so, and if such services cannot be rendered within a reasonable time, they shall then notify the prospective passengers how long it will be before the call can be answered and give the reason therefor. Any holder who shall refuse to accept a call anywhere within the limits of the parish at any time when such holder has available cabs, or who shall fail or refuse to give overall service shall be deemed a violator of this article, and the certificate granted to such holder shall be revoked at the discretion of the parish planning director.

(Ord. No. 4872, § I, 6-24-92)

Sec. 16-249. - Report of accidents.

All accidents arising from or in connection with the operation of taxicabs which result in death or injury to any person, or damage to any vehicle, or to any property in an amount exceeding the sum of two hundred fifty dollars (\$250.00) shall be reported within twenty-four (24) hours from the time of occurrence to the police department or any other person or entity designated to perform such function by the Terrebonne Parish Consolidated Government in a form of report to be furnished by such department.

(Ord. No. 4872, § I, 6-24-92)

Sec. 16-250. - Exemptions.

All persons operating under a certificate of public convenience and necessity issued pursuant to any prior ordinance shall be exempt from the provisions of sections 16-227 through 16-230 to the extent that such person has previously obtained a permit to operate a specific number of vehicles. However, any such persons shall be required to comply with all of the provisions of this article upon it becoming effective.

(Ord. No. 4872, § I, 6-24-92)

**State Law reference**— Exemptions of vehicles for hire from certain motor carrier laws, R.S. 45:172.

Sec. 16-251. - Penalty.

In addition to any other penalty that may be applicable, any person violating any of the provisions of this article shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined not exceeding five hundred dollars (\$500.00) or by imprisonment in the parish jail not exceeding thirty (30) days, or by both such fine and imprisonment.

(Ord. No. 4872, § I, 6-24-92 (Ord. No. 8776, 9-21-16)

Sec. 16-252 through 16-254: Reserved.

(Ord. No. 8776, 9-21-16)

**DIVISION II: TRANSPORTATION NETWORK SERVICES**

Sec. 16 – 255. - Definitions.

The following words, terms and phrases, when used in this Division II, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Certificate means a certificate of public convenience and necessity issued by the Terrebonne Parish Consolidated Government authorizing the holder thereof to conduct a transportation network company business in the Parish of Terrebonne.

Digital network means any online-enabled application, software, website or system offered or utilized by a transportation network company that enables the prearrangement of rides with transportation network company drivers.

Driver's permit means the permission granted by the Terrebonne Parish Consolidated Government to a person to operate a transportation network company personal vehicle within the parish of Terrebonne.

Transportation network company means a person, whether natural or juridical, that uses a digital network to connect transportation network company riders to transportation network company drivers who provide prearranged rides, or a person, whether natural or juridical, that provides a technology platform to a transportation network company rider that enables the transportation network company rider to schedule a prearranged ride.

Transportation network company driver means a person who receives connections to potential passengers and related services from a transportation network company in exchange for payment of a fee to the transportation network company, and who uses a transportation network company personal vehicle to offer or provide a prearranged ride to persons upon connection through a digital network controlled by a transportation network company in return for compensation or payment of a fee.

Transportation network company services means the transportation of a passenger between points chosen by the passenger and is prearranged by a transportation network company using a transportation network company digital network. Transportation network company services commence from the moment a transportation network company driver logs onto a transportation network company digital network and ceases when the driver logs off the transportation network company digital network.

Transportation network company personal vehicle (TNC personal vehicle) means a vehicle that is used by a transportation network company driver and is owned, leased, or otherwise authorized for use by the transportation network company driver to provide transportation network services and is not licensed as a public vehicle-for-hire under Division I of this article.

(Ord. No. 8776, 9-21-16)

Sec. 16-256. – Certificate required.

No transportation network company shall operate or permit a TNC personal vehicle owned or controlled by him to be operated as a TNC personal vehicle within this parish without having first obtained a certificate of public convenience and necessity from the Terrebonne Parish Consolidated Government.

(Ord. No. 8776, 9-21-16)

Sec. 16 – 257. - Certificate application.

An application for a certificate shall be submitted to the planning director's office on forms to be furnished by the Terrebonne Parish Consolidated Government, and such application shall be verified under oath, and the applicant shall furnish the following information with each application:

- (1) The name and form of business under which the service will be operated;
- (2) The name, phone number, mailing address, and street address (if different from the mailing address) of the applicant's agent for service of process;
- (3) Proof of current coverage of insurance as required by this article;

- (4) Any facts which the applicant believes tend to prove that public convenience and necessity require the granting of a certificate.
- (5) The number of vehicles to be operated or controlled by the applicant and all documents showing the ownership of such vehicle or vehicles or evidencing the right to use such vehicles.
- (6) The color scheme or insignia to be used to designate the vehicle or vehicles of the applicant when applicable under the provisions of this article.
- (7) Such further information as the planning director of Terrebonne Parish Consolidated Government may require.

(Ord. No. 8776, 9-21-16)

Sec. 16- 258. - Issuance of certificate.

If the parish council finds that transportation network service in the parish is required by the public convenience and necessity and that the applicant is fit, willing and able to perform such public transportation and to conform to the provisions of this article and the rules promulgated by the Terrebonne Parish Consolidated Government, then the Terrebonne Parish Consolidated Government shall issue a certificate stating the name and address of the applicant, the number of vehicles authorized under such certificate and the date of issuance; otherwise, the application shall be denied. The parish planning department, utilizing information obtained from the application and any other appropriate sources, shall advise the parish council of the need for additional transportation network service and shall recommend on the ability of the applicant to provide such service.

In making the above findings, the parish council shall take into consideration the number of transportation network services already in operation, whether existing transportation is adequate to meet the public need, the probable effect of increased service on local traffic conditions, and the character, experience and responsibility of the applicant.

Certificates are privileges and not rights. Terrebonne Parish Consolidated Government has full discretion in determining whether a certificate shall be issued.

(Ord. No. 8776, 9-21-16)

Sec. 16- 259. - License fees.

No certificate shall be issued or continued in operation unless the holder thereof has paid an annual license fee of twenty dollars (\$20.00) for the right to engage in the transportation network services business and twenty dollars (\$20.00) each year for each vehicle operated under a certificate of public convenience and necessity. Such license fees shall be for the calendar year and shall be in addition to any other license fees or charges established by proper authority and applicable to such holder or the vehicle or vehicles under his operation and control.

(Ord. No. 8776, 9-21-16)

Sec. 16 – 260. - Transportation network company website requirements

A transportation network company shall provide the following information on its website:

- (a) Transportation network company's customer service telephone number and/or email address;
- (b) Transportation network company's zero tolerance policy and how to report transportation network company drivers whom the passenger(s) suspect have violated the zero tolerance policy as set forth in section 16 – 301 of this chapter;
- (c) Transportation network company's method and rate calculation formula;

- (d) Procedures for reporting a complaint about a transportation network company driver; and
- (e) Complaint telephone and/or email address for the Terrebonne Parish Consolidated Government.

(Ord. No. 8776, 9-21-16)

Sec. 16 – 261. - Transportation network company driver registry

- (a) A transportation network company shall maintain a registry of all employed or contracted transportation network company drivers. The registry shall include the following information for each employed or contracted transportation network company driver:
  - (1) Full name;
  - (2) Date of birth;
  - (3) Louisiana driver's license number;
  - (4) Louisiana motor vehicle registration number of the TNC personal vehicle or Louisiana license plate number of the TNC personal vehicle;
  - (5) Proof of Insurance; and
  - (6) Active date of employment or contract.
- (b) A transportation network company shall electronically update its registry with the planning director's office on the first day of each month and upon request. Registries must be furnished to the planning director's office within 24 hours of such request. Failure to provide such information or update its transportation network company driver registry shall be grounds for the suspension or revocation of a transportation network company certificate.

(Ord. No. 8776, 9-21-16)

Sec. 16 – 262. - Registration with a transportation network company.

- (a) An individual may submit an application to a transportation network company for registration as a transportation network company driver and conform to the provisions of this article.
- (b) A transportation network company shall approve or deny an application submitted under subsection (a) of this section within sixty (60) days after the application has been submitted.
- (c) Before approving an application submitted under subsection (a) of this section, a transportation network company shall:
  - (1) Conduct, or have a third party conduct, a local and national criminal background check for each applicant that shall include:
    - a. Multi-State/Juris Criminal Records Locator or other similar commercial nationwide database with validation (primary source search); and
    - b. National Sex Offender Registry database; and
  - (2) Conduct, or have a third party conduct, a driving record check for each applicant.
- (d) A transportation network application company shall not approve an application submitted under subsection (a) of this section and shall permanently disqualify an applicant who:
  - (1) As shown in the local or national criminal background check required under subsection (c)(1) of this section, has been convicted within the past seven (7) years of:
    - a. An offense defined under Offenses Against the Person under Title 14, Chapter 1, Part II of the Louisiana Revised Statutes (R.S. 14:31 et seq.) and any amendments thereto.

- b. An offense defined as under Offenses Affecting the Public Morals under Title 14, Chapter 1, Part V of the Louisiana Revised Statutes (R.S. 14:30 et seq.) and any amendments thereto.
  - c. An offense defined under Offenses Against Property under Title 14, Chapter 1, Part III of the Louisiana Revised Statutes (R.S. 14:51 et seq.) and any amendments thereto.
  - d. An offense under the law of any state, under federal law, or under the law of any other jurisdiction, which involved conduct that would constitute an offense described in subparagraphs a. through c. of this paragraph if committed in the State of Louisiana;
- (2) Is a match in the National Sex Offender Registry database;
- (3) As shown in the driving record check required under subsection (c)(2) of this section, has been convicted within the past seven (7) years of:
- a. Any offense defined under Driving Offenses under Title 14, Chapter 1, Part VI, subpart 3 (R.S. 14:98 et seq.) and any amendments thereto.
  - b. Fleeing from a law enforcement officer under R.S. 14:108.1, as may be amended.
  - c. Negligent homicide under R.S. 14:32, as may be amended.
  - d. Vehicular homicide under R.S. 14:32.1, as may be amended.
  - e. An offense under the law of any state, under federal law, or under the law of any other jurisdiction, which involved conduct that would constitute an offense described in subparagraphs a. through d. of this paragraph if committed in the State of Louisiana; or
- (4) As shown in the driving record check required under subsection (c)(2) of this section, has been convicted within the past three (3) years for driving with a suspended or revoked license under R.S. 32:415, as may be amended.

(Ord. No. 8776, 9-21-16)

Sec. 16–263 through 16-265: Reserved

(Ord. No. 8776, 9-21-16)

Sec. 16-266. - Driver's permit.

No person shall operate a TNC personal vehicle within this parish, and no person who owns or controls a TNC personal vehicle shall permit it to be so driven, and no TNC personal vehicle licensed by the parish shall be so driven at any time unless the driver of a TNC personal vehicle shall have first obtained and shall have then in force a driver's permit issued under the provisions of this article.

(Ord. No. 8776, 9-21-16)

Sec. 16- 267. - Application for driver's permit.

An application for a transportation network company driver's permit shall be filed with the planning director on forms provided by the Terrebonne Parish Consolidated Government, and such application shall be verified under oath and shall contain the following information:

- (1) The experience of the applicant in the transportation of passengers.
- (2) A concise history of his employment.
- (3) A Louisiana state chauffeur's license and license number.

- (4) Written proof that the transportation network company driver is registered with a transportation network company in accordance with section 16-262 of this article.
- (5) a written certificate from a reputable medical review officer of the parish certifying that he has passed a medically accepted drug screening process and physical.
- (6) At the time the application is filed, the applicant shall pay to the Terrebonne Parish Consolidated Government the sum of twenty dollars (\$20.00).

(Ord. No. 8776, 9-21-16)

Sec. 16- 268. - Examination of applicant; current state chauffeur's license required.

Before any application is finally passed upon by the parish planning director, the applicant shall be required to pass a satisfactory examination as to his knowledge of the parish and to show that he has a current chauffeur's license issued by the state.

(Ord. No. 8776, 9-21-16)

Sec. 16- 269. - Police investigation of applicant; traffic and police record.

The police department or any other person or entity designated to perform such function by the Terrebonne Parish Consolidated Government shall conduct an investigation of each applicant for a transportation network company driver's permit, and a report of such investigation and a copy of the traffic and police record of the applicant, if any, shall be attached to the application for the consideration of the parish planning director.

(Ord. No. 8776, 9-21-16)

Sec. 16-270. - Consideration of application.

The parish planning director shall, upon consideration of the application and the reports and certificate required to be attached thereto, approve or reject the application. If the application is rejected, the applicant may request a personal appearance before the parish council to offer evidence why his application should be reconsidered.

(Ord. No. 8776, 9-21-16)

Sec. 16- 271. - Issuance of permit; duration; annual fee.

Upon approval of an application for a driver's permit, the Terrebonne Parish Consolidated Government shall issue a permit to the applicant which shall bear the name, address, age, signature and photograph of the applicant.

Such permit shall be in effect for the remainder of the calendar year and the next calendar year. Prior to the expiration of the original permit and for each subsequent two-year period, every transportation network company driver must renew the permit unless the permit for the preceding two (2) years has been revoked and, additionally, the provisions of section 16- 269 must be complied with prior to the issuance of the renewed permit. There shall be a fee of ten dollars (\$10.00) upon the issuance of the renewal permit.

Driver's permits are privileges and not rights. Terrebonne Parish Consolidated Government has full discretion in determining whether a driver's permit shall be issued.

(Ord. No. 8776, 9-21-16)

Sec. 16- 272. - Display of permit.

Every driver licensed under this article shall post his driver's permit in such a place as to be in full view of all passengers while such driver is operating the vehicle for hire.

(Ord. No. 8776, 9-21-16)

Sec. 16- 273. - Suspension and revocation of permit.

The parish planning director is hereby given the authority to suspend any driver's permit issued under this article for a transportation network company driver's failing or refusing to comply with the provisions of this article.

The parish planning director is also given the authority to revoke any driver's permit for failure to comply with the provisions of this article. However, a driver's permit may not be revoked unless the transportation network company driver has received notice and has had an opportunity to present evidence in his behalf.

(Ord. No. 8776, 9-21-16)

Sec. 16-274. - Failure to comply with city, state and federal laws.

Every driver licensed under this article shall comply with all city, state and federal laws. Failure to do so will justify the parish planning director suspending or revoking a driver's permit.

(Ord. No. 8776, 9-21-16)

Sec. 16-275 through 16-278: Reserved

(Ord. No. 8776, 9-21-16)

Sec. 16- 279. - Vehicles; equipment and maintenance.

(a) TNC personal vehicle must be licensed. Prior to the use and operation of any TNC personal vehicle under the provisions of this article, such TNC personal vehicle shall be thoroughly examined and inspected by the police department or any other person or entity designated to perform such function by the Terrebonne Parish Consolidated Government and found to comply with such reasonable rules and regulations as may be prescribed by the Terrebonne Parish Consolidated Government. These rules and regulations shall be promulgated to provide safe transportation and shall specify such safety equipment and regulatory devices as the Terrebonne Parish Consolidated Government shall deem necessary therefor.

When the police department or any other person or entity designated to perform such function by the Terrebonne Parish Consolidated Government finds that a TNC personal vehicle has met the standards established by the Terrebonne Parish Consolidated Government, the police department or any other person or entity designated to perform such function by the Terrebonne Parish Consolidated Government shall issue a permit to that effect, which shall also state the authorized seating capacity of such vehicle.

(b) Periodic inspections. Every TNC personal vehicle operating under this article shall be periodically inspected by the police department or any other person or entity designated to perform such function by the Terrebonne Parish Consolidated Government at such intervals as shall be established by the Terrebonne Parish Consolidated Government to ensure the continued maintenance of safe operating conditions. Every TNC personal vehicle shall comply with the laws of the state applying to such TNC personal vehicle.

(c) Inspection of general appearance of each TNC personal vehicle. The exterior of each TNC personal vehicle must be free of gross damage, i.e., dents larger than six (6) inches in any

direction. The Certificate holder has thirty (30) days from notification to make all necessary repairs. All paint must be of factory-finish grade (primer is not allowable as a finish coat); however, chips or scratches alone are not cause for failure.

- (d) The interior portion of each TNC personal vehicle must be maintained and free of all debris. Dashboards must be free and clear of all paraphernalia and other items not necessary for the operation of the TNC personal vehicle. All TNC personal vehicle must have air conditioning in working order.
- (e) Each TNC personal vehicle authorized by permit under this article shall be equipped with a serviceable fire extinguisher and shall be at all times, when operating, in proper and safe mechanical condition.
- (f) Maintenance records shall be kept by the operator on every TNC personal vehicle operating under a driver's permit and such records shall be made immediately available to the police department or any person or entity designated to perform in this capacity.
- (g) Each TNC personal vehicle may be subjected to an on the spot inspection by the police department or any person or entity designated to perform in this capacity to determine whether such TNC personal vehicle is operating in a proper and safe mechanical condition and equipped in compliance with this article.
- (h) Improper or un-safe operation: If the inspector of the police department or any person or entity designated to perform in this capacity, after reviewing the maintenance records of the vehicle in question, makes a determination that a TNC personal vehicle has been operating in an improper and unsafe condition, then a fee of fifty dollars (\$50.00) may be assessed. If the operator does not agree with the determination of the police department inspector, appeal may be addressed to the planning director's office.

Head liner, door panels, package tray, arm rests, floor covering and seats are to be free of holes, snags and soiled spots. The top of the back seat must fit securely against the bottom of the back seat. The floor covering shall be either carpet or floor type mat.

The floor of the trunk shall be covered with either carpet or floor type mat. Only an inflated spare tire and those tools or accessories necessary for the operation of a TNC personal vehicle may be in the trunk.

(Ord. No. 8776, 9-21-16)

#### Sec. 16 – 280. - TNC personal vehicle identification.

All TNC personal vehicles shall be identified by consistent trade dress (i.e. distinctive signage or display on the vehicle) when providing transportation network company services that is sufficiently large and color contrasted as to be readable during daylight hours at a distance of at least 50 feet. The trade dress shall be sufficient to allow a passenger, government official, or member of the public to associate a vehicle with a particular transportation network company. Acceptable forms of trade dress include, but are not limited to, symbols or signs on vehicle doors, roofs, or grills. Magnetic or removable trade dress is acceptable. Transportation network companies shall file a photograph or digital image of their trade dress with the Terrebonne Parish Consolidated Government. A transportation network company certificate holder shall be liable for violations of this section upon a showing that the transportation network company knew or should have known about such violations. Such a showing shall be grounds for the suspension and/or revocation of a transportation network company certificate.

(Ord. No. 8776, 9-21-16)

#### Sec. 16-281 through 16-284. Reserved.

(Ord. No. 8776, 9-21-16)

Sec. 16 – 285. - Transportation network company duty to inform transportation network company drivers.

A transportation network company shall disclose in writing to transportation network company drivers, as part of its written agreement with those drivers and before allowing transportation network company drivers to accept a request for transportation network company services, the insurance coverage and limits of liability that the transportation network company provides while a driver makes himself or herself available for transportation network company services, and shall advise a transportation network company driver in writing :

- (a) That the driver's personal automobile insurance policy may not provide any liability or other related coverage, including, but not limited to uninsured or underinsured motorist, comprehensive, or collision coverage while the driver makes himself available for transportation network company services or is performing transportation network company services;
- (b) That if the vehicle used to provide transportation network company services has any security interest, privilege, or lien, that the transportation network company driver must notify the entity possessing that security interest, privilege, or lien that they are using the vehicle to perform transportation network company services.

(Ord. No. 8776, 9-21-16)

Sec. 16 – 286. - Transportation network company insurance coverage.

No certificate of public convenience and necessity or drivers permit shall be issued or continued in operation of any transportation network company or TNC personnel vehicle unless the transportation network company and/or the transportation network company driver maintains insurance coverage in accordance with the Louisiana Transportation Network Company Motor Vehicle Responsibility Law, LA Revised Statutes 45:201.1 *et. seq.* Such policy shall provide for 30 days' written notice of cancellation or termination to Terrebonne Parish Consolidated Government and shall name Terrebonne Parish Consolidated Government, its elected officials, officers, directors, employees, and other representatives as additional insured. Every transportation network company and transportation network company driver shall file and maintain with Terrebonne Parish Consolidated Government current proof of its compliance with the insurance requirements of this section and the Louisiana Transportation Network Company Motor Vehicle Responsibility Law.

(Ord. No. 8776, 9-21-16)

Sec. 16 – 287. - Duty to comply with claims coverage investigation.

A transportation network company and any insurer potentially providing coverage under this division shall cooperate to facilitate the exchange of relevant information with directly-involved parties and their insurers and any insurer of the transportation network company driver, if applicable, including, but not limited to, the precise times that a transportation network company driver logged on and off of the transportation network company's digital network in the 12-hour period immediately preceding and in the 12-hour period immediately following the accident and a clear description of the coverage, exclusions and limits under any automobile insurance policy maintained under this division.

(Ord. No. 8776, 9-21-16)

Sec. 16 – 288. - Proof of insurance.

Transportation network company drivers shall carry with them at all times during the provision of transportation network company services proof of insurance coverage, including any

coverage from the driver's own policy that is specifically written to cover the provision of transportation network company services, or coverage from a policy obtained by the transportation network company, or both, as applicable. In the event of an accident, a transportation network company driver shall provide this insurance coverage information to any other party involved in the accident, and to law enforcement personnel and Terrebonne Parish Consolidated Government, upon request.

(Ord. No. 8776, 9-21-16)

Sec. 16-289. - Failure to maintain required insurance.

Failure to maintain all required insurance at any time for any reason shall be grounds for the suspension and/or revocation of a transportation network company certificate.

(Ord. No. 8776, 9-21-16)

Sec. 16- 290 through 16-294. Reserved.

(Ord. No. 8776, 9-21-16)

Sec. 16 – 295. - Rates.

A transportation network company may offer service at no-charge, suggest a donation, or charge a fare; provided, that if a fare is charged, a transportation network company shall disclose the fare calculation method, the applicable rates being charged, and the option for an estimated fare to a passenger before the passenger arranges a trip with the transportation network company.

(Ord. No. 8776, 9-21-16)

Sec. 16 – 296. - Rates during emergencies.

Transportation network companies and transportation network company drivers may not increase rates during a state of emergency as declared by the governor or parish governing body, except as permissible according to La. R.S. 29:732.

(Ord. No. 8776, 9-21-16)

Sec. 16 – 297. - Passenger receipts.

Upon completion of a trip, a transportation network company shall transmit an electronic receipt to the passenger's electronic mail address or mobile application that lists:

- (a) The origin and destination of the trip;
- (b) The total time and distance of the trip; and
- (c) A breakdown of the total fare paid, if any.

(Ord. No. 8776, 9-21-16)

Sec. 16 – 298. - Transportation network company driver operating hours.

Transportation network company drivers shall not provide transportation network company services for more than 12 consecutive hours in any 24-hour period.

(Ord. No. 8776, 9-21-16)

Sec. 16 – 299. - Prohibition against street hailing.

Transportation network company drivers shall not provide transportation network company services unless a transportation network company has matched the driver to a passenger through a transportation network company digital network. A transportation network company driver shall not accept on-demand rides from persons on the street. Transportation network company drivers shall provide immediate electronic proof that any ride in progress has been prearranged through a transportation network company upon demand by the planning director or law enforcement personnel.

(Ord. No. 8776, 9-21-16)

Sec. 16 – 300. - Passenger match information.

Prior to passenger entering a transportation network company vehicle, the transportation network company shall provide a passenger with the following information:

- (a) transportation network company driver's first name;
- (b) A photograph clearly identifying the transportation network company driver; and
- (c) Make, model, and license plate number of the transportation network company driver's vehicle.

(Ord. No. 8776, 9-21-16)

Sec. 16 – 301. - Zero tolerance policy.

Every transportation network company shall establish and maintain a zero tolerance policy on the use of drugs or alcohol by its transportation network company drivers while providing transportation network company services. Immediately upon receiving a passenger credible complaint, the transportation network company shall suspend the transportation network company driver and conduct an investigation into the allegation. The suspension shall remain in place throughout the duration of the investigation. Within twenty-four hours, a transportation network company shall notify the parish planning office of any credible passenger complaints lodged against any transportation network company driver accused of violating its zero tolerance policy, as well as the results of such investigation. Any transportation network company driver found to have violated the transportation network company's zero tolerance policy shall be prohibited from operating as a transportation network company driver within the Parish of Terrebonne for a period of no less than one year from the date of the violation.

(Ord. No. 8776, 9-21-16)

Sec. 16 – 301 – 16-305. Reserved.

Sec. 16 – 306. - Trip sheets and records.

- (a) Every transportation network company shall keep daily records including all trip requests, complaints, accepted trip requests, daily application sign-in and sign-out logs, vehicle collision reports, service response time reports, reports of crime against transportation network company drivers and passengers, lost property reports, and transportation network company vehicle identification information. Such records may be maintained electronically and shall be preserved for a period of not less than two years and be available for examination by the director of safety and permits within twenty-four hours of request. Failure to maintain such records or to timely provide them shall be grounds for the suspension and/or revocation of a certificate.

- (b) Falsifying any records outlined in this article shall be grounds for suspension and/or revocation of a certificate.

(Ord. No. 8776, 9-21-16)

Sec. 16 – 307. - Privacy protections.

A transportation network company shall not disclose to a third party any personally identifiable information concerning a user of the transportation network company digital network unless:

- (a) The transportation network company obtains the user's consent for release of such information;
- (b) The disclosure is necessary to comply with a legal obligation; or
- (c) The disclosure is necessary to protect or defend the terms and conditions for use of the service or to investigate violations of the terms and conditions.

This limitation of disclosure does not apply to the disclosure of aggregated user data and other information about the user that is not personally identifiable. Violations of this section shall be grounds for the suspension and/or revocation of a transportation network company permit. The parish attorney shall have the right to file suit in a court of competent jurisdiction to seek appropriate remedies for any violations of this provision.

(Ord. No. 8776, 9-21-16)

Sec. 16 – 308. - Penalties for violations by transportation network companies.

In addition to any other penalty that may be applicable and unless otherwise provided for in this article, for violations of this chapter, a transportation network company shall be subject to a fine of up to \$500.00 for a first offense and/or possible suspension or revocation of its certificate; for subsequent offenses a transportation network company shall be subject to a fine up to the maximum amount allowable by law and/or possible suspension or revocation of its certificate.

(Ord. No. 8776, 9-21-16)

Sec. 16 – 309. - Penalties for violations by transportation network company drivers.

In addition to any other penalty that may be applicable and unless otherwise provided for in this article, for violations of this chapter, a transportation network company driver shall be subject to immobilization and/or impoundment of the transportation network company vehicle and a fine of up to \$500.00 for a first offense and/or possible suspension or revocation of his drivers permit; for subsequent offenses drivers shall be subject to immobilization and/or impoundment of the TNC personal vehicle and or suspension or revocation of his driver's permit.

(Ord. No. 8776, 9-21-16)

Sec. 16 – 310. - Certificate holder liability.

A transportation network company shall be liable for violations of this chapter or those committed by a transportation network company driver using a transportation network company digital network upon a showing that the transportation network company knew or should have known about such violations. Such a showing shall be grounds for the suspension and/or revocation of a certificate.

(Ord. No. 8776, 9-21-16)

Sec. 16 – 311. - Prohibition against waiver or limitation of liability.

For any services rendered pursuant to this article, any terms or conditions in the agreement between the transportation network company and transportation network company driver, or between the transportation network company and any passenger that would act as a waiver or limitation of the transportation network company's liability to a transportation network company driver, a passenger or the public, or of the transportation network company driver's liability to the passenger or the public, are declared contrary to public policy, null, void, and shall not be enforceable.

(Ord. No. 8776, 9-21-16)

Sec. 16-312 through 16-319. Reserved.

(Ord. No. 8776, 9-21-16)

## SECTION II

The Code of Ordinances of Terrebonne Parish at Chapter 16, “Licenses and Miscellaneous Business Regulations “, Article IX,” Convenience Stores”, Sections 16-252 through 16-154 is hereby amended, using ~~strike through~~ to indicate deletions and underlining to indicate additions, to read as follows:

### ARTICLE IX. - CONVENIENCE STORES

Sec. 16-320. - Definitions.

(a) Convenience store. As used in this article, "convenience store" shall mean a commercial enterprise or business establishment which is a retail store designed to be quickly and readily accessible to the public, which offers a limited quantity and variety of food, beverage, household and sundry items, whether or not such store also sells gasoline; provided, however, that "convenience store" shall not include any store which sells or has for sale prescription drug items.

(b) Owner. As used in this article, "owner" shall mean the individual(s), corporation, partnership or joint venture or other group enterprise having lawful possession of the premises upon which the convenience store is operated.

(c) Employee. "Employee" shall mean a person who works on the premises of the convenience store and engages in the retail sale of goods, merchandise, services or other articles of value and has access to the cash register, whether or not that person is also the owner.

(Ord. No. 5396, § I, 4-26-95; Ord. No. 8776, 9-21-16)

Sec. 16-321. - Regulations.

All convenience stores shall comply with the following:

(1) If open for business after 10:00 p.m., the convenience store must employ two (2) persons who are continuously on duty on the premises from 10:00 p.m. until closing or 5:00 a.m., whichever event occurs first; or

(2) All convenience stores open for business after 10:00 p.m. and/or before 5:00 a.m. shall be locked and only accessible to the general public through a barred or security window.

(Ord. No. 5396, § I, 4-26-95; Ord. No. 8776, 9-21-16)

Sec. 16-322. - Penalty.

Any owner who fails to implement the provisions of this article within thirty (30) days of the effective date, or who violates the provisions of this article, shall be fined not more than five hundred dollars (\$500.00). Each date of operation in violation of this article shall constitute a separate offense.

(Ord. No. 5396, § I, 4-26-95; Ord. No. 8776, 9-21-16))

### **SECTION III**

If any word, clause, phrase, section or other portion of this ordinance shall be declared null, void, invalid, illegal, or unconstitutional, the remaining words, clauses, phrases, sections and other portions of this ordinance shall remain in full force and effect, the provisions of this ordinance hereby being declared to be severable.

### **SECTION IV**

This ordinance shall become effective upon approval by the Parish President or as otherwise provided in Section 2-13(b) of the Home Rule Charter for a Consolidated Government for Terrebonne Parish, whichever occurs sooner.

This ordinance, having been introduced and laid on the table for at least two weeks, was voted upon as follows:

**THERE WAS RECORDED:**

YEAS: S. Trosclair, J. Navy, A. Williams, G. Michel, S. Dryden, C. Duplantis-Prather, D.W. Guidry, Sr., A. Marmande and D. J. Guidry.

NAYS: None.

NOT VOTING: None.

ABSTAINING: None.

ABSENT: None.

The Chairman declared the ordinance adopted on this the 21st day September 2016.

Councilman D. W. Guidry Sr. was recorded as leaving the proceedings at this time (6:53 p.m.).

Mr. D. J. Guidry moved, seconded by Ms. C. Duplantis-Prather, "THAT, the Council continue with the regular order of business."

The Chairman called for a vote on the motion offered by Mr. D. J. Guidry.

**THERE WAS RECORDED:**

YEAS: S. Trosclair, J. Navy, A. Williams, G. Michel, S. Dryden, C. Duplantis-Prather, D. W. Guidry Sr., A. Marmande and D. J. Guidry.

NAYS: None.

ABSENT: None.

The Chairman declared the motion adopted.

Councilman A. Marmande read aloud a proclamation proclaiming October 9-15, 2016 as "National Fire Prevention Week" in Houma-Terrebonne.

City of Houma Fire Inspector Michael Millet thanked the Council for the proclamation and explained that they are going to schools throughout the city to get kids involved with fire

safety. He also explained that the Houma Fire Department will install smoke detectors in resident's homes if needed.

Councilman A. Marmande and C. Duplantis-Prather thanked Mr. Millet for coming and expressed the importance of fire safety.

OFFERED BY: MS. C. DUPLANTIS-PRATHER  
SECONDED: MR. D. J. GUIDRY

**RESOLUTION NO. 16-453**

Authorizing the Parish President to approve a contractual agreement for professional services between the Terrebonne Parish Consolidated Government ("TPCG") and Richard M. Haydel, M.D. and Scott Haydel, M.D., a Professional Medical Corporation.

**WHEREAS**, the Terrebonne Parish Consolidated Government and Richard M. Haydel, M.D. and Scott Haydel, M.D., a Professional Medical Corporation, desire to enter into the contractual agreement entered on May 1, 2016 for services rendered to the Adult Correction Facility Center as Jail Physicians, and expiring on April 30, 2018, and

**NOW, THEREFORE BE IT RESOLVED** by the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, that the Parish President, Gordon Dove, is hereby authorized to sign and to execute all documents necessary to approve a viable agreement for professional services between TPCG and Richard M. Haydel, M.D. and Scott Haydel, M.D., a Professional Medical Corporation.

**THERE WAS RECORDED:**

YEAS: S. Trosclair, J. Navy, A. Williams, G. Michel, S. Dryden, C. Duplantis-Prather, and A. Marmande, and D. J. Guidry.

NAYS: None.

ABSTAINING: None.

ABSENT: D. W. Guidry, Sr.

The Chairwoman declared the resolution adopted on this the 19th day of September 2016.

The Chairman acknowledged Mr. Allen Bourg, a Chauvin Eagle Scout, who addressed the Council relative to gaining approval for his Eagle Scout project. Mr. Bourg asked the Council for permission to place garbage containers along-side roadways, where needed, in order to help alleviate the trash pollution.

Councilman D. J. Guidry explained that it is a great idea and stated that they need to be careful of where the garbage containers are placed; and noted that a good location would be at the Boudreaux Canal Bridge where people often fish.

Councilman S. Trosclair thanked Mr. Bourg for his efforts and explained that he had the same problem on Island Road and offered the unused containers, that were built for the Island Road, to Councilman D. J. Guidry to assist in Mr. Bourg's efforts.

Councilman G. Michel thanked Mr. Bourg and the Eagle Scout's for attending tonight's proceedings.

The Chairman acknowledged Mr. E. J. Trosclair, a Lois Amos Street resident, who addressed the Council regarding property damage to the shoulder of the road and clean-out drains in front of his property. Mr. Trosclair expressed his concerns and frustrations regarding an 18-wheeler that utilizes his property in order to back into his property across the street. He explained that the 18-wheeler is damaging his shoulder of the road and his clean-out drains; and noted that

he was told that he was liable to repair the damaged drains at his own expense. He continued and explained that the Parishes clean-out drain is once again damaged and cracked in result of the 18-wheeler passing over it. Mr. Trosclair asked the Council what can be done to prevent this issue.

Discussion ensued between Councilman S. Trosclair, Parish Manager A. Levron, Mr. Trosclair and Parish Attorney J. Hebert regarding the parish's servitude and viable solutions to resolve the matter. Attorney J. Hebert explained that if someone is damaging his personal property, he would have to attain his own personal attorney to resolve the matter; and noted that in regards to the Parish servitude, someone within the Parish, will have to address the matter.

The Chairman called for a report on the Public Services Committee meeting held on 09/19/16, whereupon the Committee Chairwoman noting ratification of minutes calls public hearings on October 5, 2016 at 6:30 p.m., rendered the following:

**PUBLIC SERVICES COMMITTEE**

**SEPTEMBER 19, 2016**

The Chairwoman, C. Duplantis-Prather, called the Public Services Committee meeting to order at 5:30 p. m. in the Terrebonne Parish Council Meeting Room with an Invocation offered by Committee member A. Williams and the Pledge of Allegiance led by Committee member J. Navy. Upon roll call, Committee Members recorded as present were: S. Trosclair, J. Navy, A. Williams, G. Michel, S. Dryden, C. Duplantis-Prather, D. W. Guidry, Sr., A. Marmande and D. J. Guidry. A quorum was declared present.

The Committee Chairwoman welcomed and acknowledged Houma Police Chief Dana Coleman and former Council Member Mart Black who were in the audience for tonight's proceedings.

OFFERED BY: MR. D. W. GUIDRY, SR.  
SECONDED BY: MR. G. MICHEL

**RESOLUTION NO. 16-454**

APPROVING AMENDMENTS TO THE TERMS, SCOPE AND DOLLAR VALUE OF THE MAY 15, 2015 INTERGOVERNMENTAL AGREEMENT BETWEEN TERREBONNE PARISH CONSOLIDATED GOVERNMENT AND THE TERREBONNE LEVEE AND CONSERVATION DISTRICT REGARDING THE FALGOUT CANAL FRESHWATER ENHANCEMENT PROJECT (TE-0063), AND AUTHORIZING THE PARISH PRESIDENT TO EXECUTE THE AMENDED AGREEMENT

**WHEREAS**, It is necessary to amend the terms, scope and dollar value of the Intergovernmental Agreement (IGA) between the Terrebonne Parish Consolidated Government (TPCG) and the Terrebonne Levee and Conservation District (TLCD) to reflect changing conditions as per Article XV of the May 15, 2015 agreement; and,

**WHEREAS**, The TPCG desires to, and the TLCD is agreeable to amending the terms of this May 15, 2015 IGA to include construction of an additional water control structure (Structure No. 1), a change in the amount of funds the TLCD will receive from TPCG, the time of performance of the work described in the IGA, as amended, and other matters; and,

**WHEREAS**, amendments have been proposed to the May 15, 2015 Intergovernmental Agreement between TPCG and the TLCD, specifically to Article II (Project Description), Article

III (Project Funding), Article X (Progress Schedule), Article XXIV (Designation of Points of Contact), and Article XXV (Effective Date/Duration/Modification/Termination/Drafter).

**NOW, THEREFORE, BE IT RESOLVED** by the Terrebonne Parish Council that the May 15, 2015 Intergovernmental Agreement between the Terrebonne Parish Consolidated Government and the Terrebonne Levee and Conservation District is hereby amended and Parish President, Gordon E. Dove, is hereby authorized to sign the amended Intergovernmental Agreement with the Terrebonne Levee and Conservation District for the Falgout Canal Freshwater Enhancement Project (TE-0063).

**THERE WAS RECORDED:**

YEAS: S. Trosclair, J. Navy, A. Williams, G. Michel, S. Dryden, C. Duplantis-Prather, D. W. Guidry, Sr., A. Marmande, and D. J. Guidry.

NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairwoman declared the resolution adopted on this the 19th day of September 2016.

OFFERED BY: MS. A. WILLIAMS

SECONDED BY: MR. D. J. GUIDRY

**RESOLUTION NO. 16-455**

**ADOPTING THE GERALDINE ROAD LEVEE DRAINAGE CHANNEL AS A PUBLIC DRAINAGE CHANNEL**

**WHEREAS**, the Geraldine Road Levee Drainage Channel in the Parish of Terrebonne receives public storm water drainage and requires maintenance; and

**WHEREAS**, La. R.S. 38:113 authorizes the Parish to exercise control over all public drainage channels or outfall canals within the limits of the Parish which are selected by the Parish, as necessary parts of or extensions to improved drainage channels or outfall canals, solely for the purpose of preserving the efficiency of the drainage channels or outfall canals.

**NOW, THEREFORE BE IT RESOLVED** by the Terrebonne Parish Council (Public Services Committee), on behalf of the Terrebonne Parish Council, that the Geraldine Road Levee Drainage Channel in Terrebonne Parish, as depicted on Exhibit A attached hereto, is hereby adopted in accordance with La. R.S. 38:113.

**THERE WAS RECORDED:**

YEAS: S. Trosclair, J. Navy, A. Williams, G. Michel, S. Dryden, C. Duplantis-Prather, D. W. Guidry, Sr., A. Marmande, and D. J. Guidry.

NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairwoman declared the resolution adopted on this the 19th day of September 2016.

OFFERED BY: MR. A. MARMANDE  
SECONDED BY: MR. D. J. GUIDRY

**RESOLUTION NO. 16-456**

AWARDING AND AUTHORIZING THE SIGNING OF THE CONSTRUCTION CONTRACT FOR PARISH PROJECT NO.16-SEW-05, BOBTOWN SEWER PACKAGE PLANT REPLACEMENT, TERREBONNE PARISH CONSOLIDATED GOVERNMENT, TERREBONNE PARISH, LOUISIANA, AND AUTHORIZING THE ISSUANCE OF THE NOTICE TO PROCEED.

**WHEREAS**, the Terrebonne Parish Consolidated Government did receive construction bids on Parish Project No. 16-SEW-05, Bobtown Sewer Package Plant Replacement, Terrebonne Parish Consolidated Government, Terrebonne Parish, Louisiana, and,

**WHEREAS**, the lowest responsive bid was that submitted by Volute, Inc., in the overall amount of \$269,500.00 has been reviewed and recommended by the ENGINEER, and

**NOW, THEREFORE, BE IT RESOLVED** that the Terrebonne Parish Consolidated Government award the construction contract to Volute, Inc., in the overall amount of \$269,500.00, and

**BE IT FURTHER RESOLVED**, that the President of Terrebonne Parish Consolidated Government, be and he is hereby authorized and empowered to sign a construction contract for and on behalf of the Terrebonne Parish Consolidated Government with Volute, Inc., upon receipt of the performance bond in the amount of the contract price, and

**BE IT FURTHER RESOLVED**, that upon receipt of required certificates of insurance evidencing coverage as provided in the project specifications and upon execution and recordation of all contract documents, that the Engineer is hereby authorized to issue the Notice to Proceed to the Contractor to commence construction of the project.

**THERE WAS RECORDED:**

YEAS: S. Trosclair, J. Navy, A. Williams, G. Michel, S. Dryden, C. Duplantis-Prather, D. W. Guidry, Sr., A. Marmande, and D. J. Guidry.

NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairwoman declared the resolution adopted on this the 19th day of September 2016.

OFFERED BY: MR. S. TROSCLAIR  
SECONDED BY: MR. A. MARMANDE

**RESOLUTION NO. 16-457**

AUTHORIZING THE EXECUTION OF CHANGE ORDER NO. 3 FOR THE CONSTRUCTION AGREEMENT FOR PARISH PROJECT NO. 97-PAV-21, STATE PROJECT NO. H.007351, COUNTRY DRIVE WIDENING PHASE A, TERREBONNE PARISH, LOUISIANA.

**WHEREAS**, the Terrebonne Parish Consolidated Government entered into a contract with Huey P. Stockstill, LLC, for Parish Project No. 97-PAV-21, State Project No. H.007351, Country Drive Widening Phase A, Terrebonne Parish Consolidated Government, Terrebonne Parish, Louisiana, and

**WHEREAS**, TPCG is desirous of constructing the widening Country Drive, and

**WHEREAS**, 8 Conflict Boxes are required to encompass existing lines in conflict, and

**WHEREAS**, numerous phone lines are anticipated and require additional potholing for locating, and

**WHEREAS**, this change order will increase the overall contract price by Two Hundred Ninety Thousand, Seven Hundred Thirty-Eight Dollars and Fifty-Six Cents (\$290,738.56) with an increase of 56 working days, and

**WHEREAS**, this Change Order No. 3 has been recommended by the Engineer, Meyer Engineers, Ltd., for this project.

**NOW, THEREFORE BE IT RESOLVED** that the Terrebonne Parish Council on behalf of the Terrebonne Parish Consolidated Government, does hereby approve and authorize the execution of Change Order No. 3 by Terrebonne Parish President Gordon E. Dove for the construction agreement with Huey P. Stockstill, LLC for Parish Project No. 97-PAV-21, State Project No. H.007351, Country Drive Widening Phase A, Terrebonne Parish, Louisiana, for an increase of Two Hundred Ninety Thousand, Seven Hundred Thirty-Eight Dollars and Fifty-Six Cents (\$290,738.56) and increase Contract Time by fifty-six (56) working days, and

**BE IT FURTHER RESOLVED** that a certified copy of the resolution be forwarded to Engineer, Meyer Engineers, Ltd.

**THERE WAS RECORDED:**

YEAS: S. Trosclair, J. Navy, A. Williams, G. Michel, S. Dryden, C. Duplantis-Prather, D. W. Guidry, Sr., A. Marmande, and D. J. Guidry.

NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairwoman declared the resolution adopted on this the 19th day of September 2016.

Committee member S. Trosclair announced to the residents along Country Drive that he has consulted with Administration and the aforementioned project is intended to remedy any problems that they are having in this area.

OFFERED BY: MR. A. MARMANDE

SECONDED BY: MR. S. TROSCLAIR

**RESOLUTION NO. 16-458**

AUTHORIZING THE EXECUTION OF CHANGE ORDER NO. 3 FOR THE CONSTRUCTION AGREEMENT FOR PARISH PROJECT NO. 08-CR-29; FALGOUT CANAL FRESHWATER ENHANCEMENT PROJECT (CIAP), TERREBONNE PARISH, LOUISIANA

**WHEREAS**, the Terrebonne Parish Consolidated Government entered into a contract dated March 14, 2016, with Hemphill Construction Company, Inc., for the Falgout Canal Freshwater Enhancement Project (CIAP), Parish Project No. 08-CR-29, Terrebonne Parish, Louisiana, and

**WHEREAS**, this change order is required to cover costs associated with additional clearing and grubbing, spray dredge excavation screening, and equipment, and

**WHEREAS**, this change order is required to adjust installed quantities with contract quantities for aggregate and erosion control and reduce the contract quantity of spray dredge excavation, and

**WHEREAS**, this change order will increase the contract by \$227,005.00 with an increase in contract time of seventeen (17) days, and

**WHEREAS**, this Change Order No. 3 has been recommended by the ENGINEER for this project, T. Baker Smith, LLC, Inc.

**NOW, THEREFORE BE IT RESOLVED** that the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, does hereby approve and authorize the execution by Terrebonne Parish President Gordon E. Dove of Change Order No. 3 to the construction agreement with Hemphill Construction Company, Inc., for an increase of Two Hundred Twenty-Seven Thousand, Five Dollars and Zero Cents (\$227,005.00) with an increase in contract time of seventeen (17) days, and

**BE IT FURTHER RESOLVED** that a certified copy of the resolution be forwarded to the Engineer, T. Baker Smith, LLC, Inc.

**THERE WAS RECORDED:**

YEAS: S. Trosclair, J. Navy, A. Williams, G. Michel, S. Dryden, C. Duplantis-Prather, D. W. Guidry, Sr., A. Marmande, and D. J. Guidry.

NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairwoman declared the resolution adopted on this the 19th day of September 2016.

OFFERED BY: MR. G. MICHEL

SECONDED BY: MR. S. DRYDEN

**RESOLUTION NO. 16-459**

AUTHORIZING THE EXECUTION OF CHANGE ORDER NO. 2 TO THE CONSTRUCTION AGREEMENT FOR PARISH PROJECT NO. 14-SEW-24, RENOVATIONS TO MIRE AND WALLIS SEWER LIFT STATIONS, A PART OF THE CLEAN WATER STATE REVOLVING FUND (CWSRF) PROJECT NO. CS221490-01, TERREBONNE PARISH, LOUISIANA

**WHEREAS**, the Terrebonne Parish Consolidated Government entered into a Construction Agreement with Sealevel Construction, Inc., dated December 16, 2015, for the Renovations of Mire and Wallis Sewer Lift Stations, Parish Project No. 14-SEW-24, Terrebonne Parish, Louisiana, and

**WHEREAS**, this change order is necessary, in order to alter the electrical service configuration to reduce future maintenance requirements adjacent to the lift station, which includes removing and haul off site existing wood Entergy pole; and excavate trench and install PVC conduit for service wiring, and provide rack for meter and fused disconnect, and

**WHEREAS**, the Engineer, Duplantis Design Group, P.C., has recommended this Change Order No. 2 for an increase in the contract price by \$3,021.00 and an increase the contract time by 2 calendar days, and

**WHEREAS**, this change order is contingent upon the approval from the Louisiana Department of Environmental Quality (LDEQ), and

**NOW, THEREFORE BE IT RESOLVED**, the Terrebonne Parish Council (Public Services Committee), on behalf of the Terrebonne Parish Consolidated Government, does hereby approve and authorize the execution of Change Order No. 2 by Terrebonne Parish President Gordon E. Dove, for Parish Project No. 10-SEW-24, Renovations to Mire and Wallis Sewer Lift Stations, Terrebonne Parish, Louisiana.

**THERE WAS RECORDED:**

YEAS: S. Trosclair, J. Navy, A. Williams, G. Michel, S. Dryden, C. Duplantis-Prather, D. W. Guidry, Sr., A. Marmande, and D. J. Guidry.

NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairwoman declared the resolution adopted on this the 19th day of September 2016.

Mr. A. Marmande moved, seconded by Mr. D. W. Guidry, Sr., “THAT, the Public Service Committee introduce an ordinance that will establish a '2-Way Stop' at the intersection of Anise Street and Sugar Ridge Drive and call a public hearing on Wednesday, October 5, 2016 at 6:30 p.m.”

The Chairwoman called for the vote on the motion offered by Mr. A. Marmande.

**THERE WAS RECORDED:**

YEAS: S. Trosclair, J. Navy, A. Williams, G. Michel, S. Dryden, C. Duplantis-Prather, D. W. Guidry, Sr., A. Marmande and D. J. Guidry.

NAYS: None.

ABSENT: None.

The Chairwoman declared the motion adopted.

Mr. A. Marmande moved, seconded by Mr. D. W. Guidry, Sr., “THAT, the Public Service Committee introduce an ordinance that will establish a '3-Way Stop' at the intersection of Anise Street and Cottonwood Drive and call a public hearing on Wednesday, October 5, 2016 at 6:30 p.m.”

The Chairwoman called for the vote on the motion offered by Mr. A. Marmande.

**THERE WAS RECORDED:**

YEAS: S. Trosclair, J. Navy, A. Williams, G. Michel, S. Dryden, C. Duplantis-Prather, D. W. Guidry, Sr., A. Marmande and D. J. Guidry.

NAYS: None.

ABSENT: None.

The Chairwoman declared the motion adopted.

OFFERED BY: MS. A. WILLIAMS  
SECONDED BY: MR. D. W. GUIDRY, SR.

**RESOLUTION NO. 16-460**

GIVING NOTICE OF INTENT TO ADOPT AN ORDINANCE TO CREATE A NO PARKING ZONE ALONG THE EAST AND WEST SIDES OF WRIGHT AVENUE AS DEPICTED ON THE ATTACHED MAP, BEGINNING AT THE INTERSECTION OF WEST PARK AVENUE AND CONTINUING APPROXIMATELY 25' ALONG THE EAST SIDE AND APPROXIMATELY 310' ALONG THE WEST SIDE OF WRIGHT AVENUE, AND TO PROVIDE FOR THE INSTALLATION OF SAID SIGNS,

PAVEMENT AND CURB MARKINGS, AND TO ADDRESS OTHER  
MATTERS RELATIVE THERETO.

**THEREFORE, BE IT RESOLVED** by the Terrebonne Parish Council (Public Services Committee), on behalf of the Terrebonne Parish Consolidated Government, that Notice of Intent is given for adopting an Ordinance to create a No Parking Zone along the east and west sides of Wright Avenue as depicted on the attached map, beginning at the intersection of West Park Avenue and continuing approximately 25' along the east side and approximately 310' along the west side of Wright Avenue, and to provide for the installation of said signs and pavement and curb markings,

**BE IT FURTHER RESOLVED** that a public hearing on said ordinance be called for Wednesday, October 5, 2016 at 6:30 p.m.

**THERE WAS RECORDED:**

YEAS: S. Trosclair, A. Williams, G. Michel, S. Dryden, C. Duplantis-Prather, D. W. Guidry, Sr., A. Marmande, and D. J. Guidry.

NAYS: None.

ABSTAINING: None.

ABSENT: J. Navy.

The Chairman declared the resolution adopted on this the 19th day of SEPTEMBER 2016.

Mr. S. Trosclair moved, seconded by Mr. D. J. Guidry, "THAT, there being no further business to come before the Public Services Committee, the meeting be adjourned."

The Chairwoman called for the vote on the motion offered by Mr. S. Trosclair.

**THERE WAS RECORDED:**

YEAS: S. Trosclair, A. Williams, G. Michel, S. Dryden, C. Duplantis-Prather, D. W. Guidry, Sr., A. Marmande and D. J. Guidry.

NAYS: None.

ABSENT: J. Navy.

The Chairwoman declared the motion adopted and the meeting was adjourned at 5:34 p.m.

Christa Duplantis-Prather, Chairwoman

Tammy E. Triggs, Minute Clerk

Ms. C. Duplantis-Prather moved, seconded by Mr. D. J. Guidry, "THAT, the Council accept and ratify the minutes of the Public Services Committee meeting held on 09/19/16."

The Chairman called for a vote on the motion offered by Ms. C. Duplantis-Prather.

**THERE WAS RECORDED:**

YEAS: S. Trosclair, J. Navy, A. Williams, G. Michel, S. Dryden, C. Duplantis-Prather, A. Marmande and D. J. Guidry.

NAYS: None.

ABSENT: D. W. Guidry Sr.

The Chairman declared the motion adopted.

The Chairman called for a report on the Community Development and Planning Committee meeting held on 09/19/16, whereupon the Committee Chairman noting ratification of minutes calls a public hearing on October 5, 2016 and November 2, 2016 at 6:30 p.m., rendered the following:

**COMMUNITY DEVELOPMENT & PLANNING COMMITTEE**

**SEPTEMBER 19, 2016**

The Chairman, Dirk Guidry, called the Community Development & Planning Committee meeting to order at 5:40 p. m. in the Terrebonne Parish Council Meeting Room with an Invocation offered by Committee member C. Duplantis-Prather and the Pledge of Allegiance by Committee member S. Trosclair. Upon roll call, Committee Members recorded as present were: S. Trosclair, J. Navy, A. Williams, G. Michel, S. Dryden, C. Duplantis-Prather, D. W. Guidry, Sr., A. Marmande and D. J. Guidry. A quorum was declared present.

OFFERED BY: MS. C. DUPLANTIS-PRATHER  
SECONDED BY: MR. D. W. GUIDRY, SR.

**RESOLUTION NO. 16-461**

Indicating the Intention of the Terrebonne Parish Consolidated Government, State of Louisiana, to become a participating Political Subdivision in the Louisiana Local Government Environmental Facilities and Community Development Authority (The "Authority"); approving the appointment of a Director to represent the Terrebonne Parish Consolidated Government on the Board of Directors of the Authority; and otherwise providing with respect thereto as provided by Chapter 10-D of Title 33 of the Louisiana Revised Statutes of 1950, as amended.

**WHEREAS**, Chapter 10-D of Title 33 of the Louisiana Revised Statutes of 1950, as amended, comprised of R.S. 33:4548.1 through 4548.16 is known as the Louisiana Local Government Environmental Facilities and Community Development Authority Act (the "Act"); and

**WHEREAS**, the Act creates the Louisiana Local Government Environmental Facilities and Community Development Authority (the "Authority") for the purpose of assisting political subdivisions, as defined in the Act, and other designated entities in acquiring, financing and constructing certain facilities, including environmental, public infrastructure, community and economic development purposes and to otherwise establish programs to aid in the financing of local government and economic development projects; and

**WHEREAS**, the Terrebonne Parish Consolidated Government, State of Louisiana, is eligible to become a participating political subdivision of the Authority in accordance with the Act; and

**WHEREAS**, pursuant to Section 4548.4 of the Act, the governing authority of the Terrebonne Parish Consolidated Government, State of Louisiana, desires to become a member of the Authority ("Member") and to approve the appointment of Steve Crispino to serve as a Director of the Authority and ratify any action taken heretofore by and on behalf of the member;

**NOW THEREFORE, BE IT RESOLVED** by the governing authority of the Terrebonne Parish Consolidated Government, State of Louisiana, acting in such capacity:

Section 1. Under the authority of Section 4548.4 of the Act, it is hereby declared to be the express intention of the Terrebonne Parish Consolidated Government, State of Louisiana, to become a participating political subdivision and member of the Authority.

Section 2. Pursuant to the Act, the appointment of Steve Crispino to serve as a Director of the Authority for a term of two (2) years from the date hereof is hereby approved.

Section 3. This resolution shall take effect immediately and a certified copy hereof shall be forwarded to the offices of the Authority.

**THERE WAS RECORDED:**

YEAS: S. Trosclair, J. Navy, G. Michel, S. Dryden, C. Duplantis-Prather, D. W. Guidry, Sr., A. Marmande, and D. J. Guidry.

NAYS: None.

ABSTAINING: None.

ABSENT: A. Williams.

The Chairwoman declared the resolution adopted on this the 19th day of September 2016.

OFFERED BY: MS. C. DUPLANTIS-PRATHER

SECONDED BY: MR. G. MICHEL

**RESOLUTION NO. 16-462**

Authorizing the Parish President, Gordon E. Dove, to enter into an agreement with START Corporation for the management of the daily operations of the Beautiful Beginnings Center in the amount of \$80,570.00

**WHEREAS**, there are families with children and single women in need of safe emergency housing and resources to help them become self-sufficient; and

**WHEREAS**, the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, is committed to providing safe emergency housing and self-sufficiency resources; and

**WHEREAS**, START Corporation, a non-profit agency designated as a Community Housing Development Organization by Terrebonne Parish Resolution 98-192 shares in the desire to assist the homeless in Terrebonne Parish; and

**WHEREAS**, START Corporation has satisfactorily provided Terrebonne Parish Consolidated Government's Beautiful Beginnings Center with operational management services for over fifteen years; and

**WHEREAS**, Terrebonne Parish Consolidated Government desires to renew its current annual agreement with START Corporation.

**NOW, THEREFORE BE IT RESOLVED** that the Terrebonne Parish Council (Community Development and Planning Committee), on behalf of Terrebonne Parish Consolidated Government, authorizes the Parish President, Gordon E. Dove, to enter into an agreement with START Corporation for the management of the daily operations of the Beautiful Beginnings Center in the amount of \$80,570.00.

**THERE WAS RECORDED:**

YEAS: S. Trosclair, J. Navy, G. Michel, S. Dryden, C. Duplantis-Prather, D. W. Guidry, Sr., A. Marmande, and D. J. Guidry.

NAYS: None.

ABSTAINING: None.

ABSENT: A. Williams.

The Chairwoman declared the resolution adopted on this the 19th day of September 2016.

OFFERED BY: MS. C. DUPLANTIS-PRATHER  
SECONDED BY: MR. S. TROSCLAIR

**RESOLUTION NO. 16-463**

**WHEREAS**, the U.S. Department of Housing and Urban Development requires Public Housing Agency's to have an Administrative Plan to ensure compliance with federal laws, regulations and notices and establishes policies and procedures to clarify federal requirement and to ensure consistency in program day to day operations;

**WHEREAS**, changes that are required in certain aspects of the program are to be submitted for approval;

**WHEREAS**, Terrebonne Parish Consolidated Government Section 8 Program would amend the current Administrative Plan to reflect these changes;

**NOW, THEREFORE BE IT RESOLVED** that the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, does hereby adopt the current changes to the Terrebonne Parish Consolidated Government Section 8 Program Administrative Plan.

**THERE WAS RECORDED:**

YEAS: S. Trosclair, J. Navy, G. Michel, S. Dryden, C. Duplantis-Prather, D. W. Guidry, Sr., A. Marmande, and D. J. Guidry.

NAYS: None.

ABSTAINING: None.

ABSENT: A. Williams.

The Chairwoman declared the resolution adopted on this the 19th day of September 2016.

OFFERED BY: MR. A. MARMANDE  
SECONDED BY: MS. C. DUPLANTIS-PRATHER

**RESOLUTION NO. 16-464**

OBLIGATING THE NECESSARY FUNDING UNDER THE TERREBONNE PARISH FLOOD HAZARD MITIGATION GRANT PROGRAM/HURRICANE RITA, PROJECT NO 1603C-109-0010 TO COMPLETE THE STRUCTURE DEMOLITION AND MITIGATION RECONSTRUCTION.

**WHEREAS**, the Terrebonne Parish Consolidated Government has been formally notified by FEMA that the Hurricane Rita Flood Hazard Mitigation Grant Program (HMGP), Project No. 1603C-109-0010, can proceed with the mitigation of the following property:

**ADDRESS:** 112 ROSE STREET  
DULAC, LA 70353

**OWNED BY:** GARY AND ROMONA LACROIX;

**WHEREAS**, under the Administrative guidance of Higher Ground Flood Protection Services/Providence, the required "Elevation Packet" has been prepared and executed for the property owner recommending this mitigation eligible activities are reimbursable by the grant,

**NOW, THEREFORE, BE IT RESOLVED**, by the Terrebonne Parish Council (Community Development And Planning Committee), on behalf of the Terrebonne Parish Consolidated Government the necessary funding under the Terrebonne Parish Flood Hazard

Mitigation Grant Program/Hurricane Rita, Project No. 1603C-109-0010 be hereby obligated to mitigate the property above.

**THERE WAS RECORDED:**

YEAS: S. Trosclair, J. Navy, G. Michel, S. Dryden, C. Duplantis-Prather, D. W. Guidry, Sr., A. Marmande, and D. J. Guidry.

NAYS: None.

ABSTAINING: None.

ABSENT: A. Williams.

The Chairman declared the resolution adopted on this the 19th day of September 2016.

OFFERED BY: MS. C. DUPLANTIS-PRATHER

SECONDED: MR. D. W. GUIDRY, SR.

**RESOLUTION NO. 16-465**

Introducing an ordinance to adopt a cooperative endeavor agreement between Terrebonne Parish Consolidated Government and JALCO Floats, LLC for lease (rental) of floats for the Terrebonne Parish Christmas Parade, and to authorize the Parish President to enter into and execute and said cooperative endeavor agreement on behalf of Terrebonne Parish Consolidated Government and to advise that all costs incurred by TPCG are reimbursed thru the parade participant fees.

**NOW THEREFORE, BE IT RESOLVED** by the Terrebonne Parish Council (Community Development and Planning Committee), on behalf of the Terrebonne Parish Consolidated Government, that Notice of Intent is given to introduce an Ordinance to adopt a cooperative endeavor agreement between Terrebonne Parish Consolidated Government and JALCO Floats, LLC for lease (rental) of floats for the Terrebonne Parish Christmas Parade, and to authorize the Parish President to enter into and execute and said cooperative endeavor agreement on behalf of Terrebonne Parish Consolidated Government and to advise that all costs incurred by TPCG are reimbursed thru the parade participant fees.

**THERE WAS RECORDED:**

YEAS: S. Trosclair, J. Navy, G. Michel, S. Dryden, C. Duplantis-Prather, D. W. Guidry, Sr., A. Marmande, and D. J. Guidry.

NAYS: None.

ABSTAINING: None.

ABSENT: A. Williams.

The Chairman declared the resolution adopted on this the 19th day of September 2016.

Committee member C. Duplantis-Prather thanked Ms. Anne Picou, Main Street and Folklife Manager, for all of her hard work in planning the aforementioned event.

OFFERED BY: MS. C. DUPLANTIS-PRATHER

SECONDED BY: MR. D. W. GUIDRY, SR.

**RESOLUTION NO. 14-466**

Giving notice of intent to adopt an ordinance to amend the Zoning Map OF the Parish of Terrebonne so as to rezone from R-1 (SINGLE-FAMILY Residential District) to R-2 (Two-Family Residential District); proposed Lots 1-7, Block 5 and Lots 1-7, Block 6, Townhomes of Deroche Estates, Terrebonne Parish, Louisiana; Deroche Development, LLC, applicant; and calling a public hearing on said matter for Wednesday, November 2, 2016 at 6:30 p.m.

**BE IT RESOLVED** by the Terrebonne Parish Council (Community Development and Planning Committee), that notice be hereby given to adopt an ordinance to amend the Zoning Map of the Parish of Terrebonne so as to rezone from R-1 (Single-Family Residential District) to R-2 (Two-Family Residential District), Proposed Lots 1-7, Block 5 and Lots 1-7, Block 6, Townhomes of Deroche Estates, Terrebonne Parish, Louisiana; and

**NOW, THEREFORE, BE IT RESOLVED** that a public hearing be called on said matter for Wednesday, November 2, 2016 at 6:30 p.m.

**THERE WAS RECORDED:**

YEAS: S. Trosclair, J. Navy, G. Michel, S. Dryden, C. Duplantis-Prather, D. W. Guidry, Sr., A. Marmande, and D. J. Guidry.

NAYS: None.

ABSTAINING: None.

ABSENT: A. Williams.

The Chairman declared the resolution adopted on this the 19th day of September 2016.

Committee member C. Duplantis-Prather explained, for clarification purpose, she attended the Planning Commission meeting and questioned the construction of a firewall being installed in between the two structures for safety purposes.

Mr. D. W. Guidry, Sr., moved, seconded by Mr. S. Trosclair, "THAT, there being no further business to come before the Community Development & Planning Committee, the meeting be adjourned."

The Chairman called for the vote on the motion offered by Mr. D. W. Guidry, Sr.

**THERE WAS RECORDED:**

YEAS: S. Trosclair, J. Navy, A. Williams, G. Michel, S. Dryden, C. Duplantis-Prather, D. W. Guidry, Sr., A. Marmande and D. J. Guidry.

NAYS: None.

ABSENT: None.

The Chairman declared the motion adopted and the meeting was adjourned at 5:44 p. m.

Dirk J. Guidry, Chairman

Tammy E. Triggs, Minute Clerk

Mr. D. J. Guidry moved, seconded by Ms. C. Duplantis-Prather, "THAT, the Council accept and ratify the minutes of the Community Development and Planning Committee meeting held on 09/19/16."

The Chairman called for a vote on the motion offered by Mr. D. J. Guidry.

**THERE WAS RECORDED:**

YEAS: S. Trosclair, J. Navy, A. Williams, G. Michel, S. Dryden, C. Duplantis-Prather, A. Marmande and D. J. Guidry.

NAYS: None.

ABSENT: D. W. Guidry Sr.

The Chairman declared the motion adopted.

The Chairman called for a report on the Budget and Finance Committee meeting held on 09/19/16, whereupon the Committee Chairwoman noting ratification of minutes calls public hearings on October 5, 2016 at 6:30 p.m., rendered the following:

**BUDGET & FINANCE COMMITTEE**

**SEPTEMBER 19, 2016**

The Chairwoman, Arlanda Williams, called the Budget & Finance Committee meeting to order at 5:50 p. m. in the Terrebonne Parish Council Meeting Room with an Invocation offered by Committee member C. Duplantis-Prather and the Pledge of Allegiance led by Committee member S. Dryden. Upon roll call, Committee Members recorded as present were: S. Trosclair, J. Navy, A. Williams, G. Michel, S. Dryden, C. Duplantis-Prather, D. W. Guidry, Sr., A. Marmande and D. J. Guidry. A quorum was declared present.

OFFERED BY: MS. C. DUPLANTIS-PRATHER  
SECONDED BY: MR. A. MARMANDE

**RESOLUTION NO. 16-467**

**WHEREAS**, prices were obtained through the Louisiana State Commodity Catalog by the Terrebonne Parish Consolidated Government for the purpose of purchasing Whelen Light Bars and Lights for the Houma Police Department under State Contract #4400001453, and

**WHEREAS**, after careful review by Dana Coleman, Police Chief it has been determined that the price of Thirteen Thousand, Six Hundred Twenty-eight Dollars and Seventy-two Cents (\$13,628.72), from Vehicle Parts & Equipment Co., Inc. (DBA Headquarters 911) for the purchase of Whelen Light Bars and Lights should be accepted as per the State Contract Catalog, and

**WHEREAS**, Section 2-109 of the Terrebonne Parish Code requires any contract with the cumulative expenditure of Thirty Thousand Dollars (\$30,000.00) or more annually shall be approved by the council by resolution, and

**WHEREAS** Parish Administration has recommended the acceptance of the above equipment purchase at a cost of Thirteen Thousand, Six Hundred Twenty-eight Dollars and Seventy-two Cents (\$13,628.72), and previous 2016 expenditures under State Contract #4400001453 of Twenty Thousand, Thirty-three Dollars and Four Cents (\$20,033.04) which brings the cumulative 2016 expenditures in excess of Thirty Thousand Dollars (\$30,000), and

**NOW, THEREFORE BE IT RESOLVED** by the Terrebonne Parish Council (Budget and Finance Committee), on behalf of the Terrebonne Parish Consolidated Government, that the recommendation of the Parish Administration be approved and the purchase of light bars and lights be accepted as per the attached forms.

**THERE WAS RECORDED:**

YEAS: S. Trosclair, J. Navy, A. Williams, G. Michel, S. Dryden, C. Duplantis-Prather, D. W. Guidry, Sr., A. Marmande, and D. J. Guidry.

NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairwoman declared the resolution adopted on this the 19th day of September 2016.

Mr. S. Trosclair moved, seconded by Mr. D. J. Guidry, "THAT, the Budget & Finance Committee introduce an ordinance to amend the 2016 Adopted Operating Budget of the

Terrebonne Parish Consolidated Government for the following items and to provide for related matters:

- I. Sewer Bond Fund, \$500,000
- II. Parish Prisoner Fund, (\$159,323)
- III. Non-District Recreation, (\$37,000)
- IV. Parish Council, (\$38,500)
- V. Council Clerk, (\$22,450)
- VI. Government Buildings, (\$178,400)
- VII. Houma Police Department – LENS, \$65,000

and call a public hearing on said matter on Wednesday, October 5, 2016 at 6:30 p.m.”

The Chairwoman called for the vote on the motion offered by Mr. S. Trosclair.

**THERE WAS RECORDED:**

YEAS: S. Trosclair, J. Navy, A. Williams, G. Michel, S. Dryden, C. Duplantis-Prather and D. W. Guidry, Sr., A. Marmande and D. J. Guidry.

NAYS: None.

ABSENT: None.

The Chairwoman declared the motion adopted.

Mr. S. Dryden moved, seconded by Mr. A. Marmande, “THAT, the Budget & Finance Committee approve the co-sponsorship request from the American Foundation for Suicide Prevention Community Walk to be held on the Houma Airbase on November 5, 2016 (Security).”

The Chairwoman called for the vote on the motion offered by Mr. S. Dryden.

**THERE WAS RECORDED:**

YEAS: S. Trosclair, J. Navy, A. Williams, G. Michel, S. Dryden, C. Duplantis-Prather, D. W. Guidry, Sr., A. Marmande and D. J. Guidry.

NAYS: None.

ABSENT: None.

The Chairwoman declared the motion adopted.

Mr. D. J. Guidry moved, seconded by Mr. S. Trosclair, “THAT, the Budget & Finance Committee introduce an ordinance to amend the 2016 Adopted Operating Budget and 5-year Capital Outlay Budget of the Terrebonne Parish Consolidated Government for the following items and to provide for related matters:

- I. Jail HVAC Project Phase 3 and 4, \$672,908

and call a public hearing on said matter on Wednesday, October 5, 2016 at 6:30 p.m.”

The Chairwoman called for the vote on the motion offered by Mr. D. J. Guidry.

**THERE WAS RECORDED:**

YEAS: S. Trosclair, J. Navy, A. Williams, G. Michel, S. Dryden, C. Duplantis-Prather, D. W. Guidry, Sr., A. Marmande and D. J. Guidry.

NAYS: None.

ABSENT: None.

The Chairwoman declared the motion adopted.

Ms. C. Duplantis-Prather moved, seconded by Mr. D. W. Guidry, Sr., “THAT, there being no further business to come before the Budget & Finance Committee, the meeting be adjourned.”

The Chairwoman called for the vote on the motion offered by Ms. C. Duplantis-Prather.

**THERE WAS RECORDED:**

YEAS: S. Trosclair, J. Navy, A. Williams, G. Michel, S. Dryden, C. Duplantis-Prather, D. W. Guidry, Sr., A. Marmande and D. J. Guidry.

NAYS: None.

ABSENT: None.

The Chairwoman declared the motion adopted and the meeting was adjourned at 5:52 p.m.

Arlanda J. Williams, Chairwoman

Tammy E. Triggs, Minute Clerk

Ms. A. Williams moved, seconded by Mr. D. J. Guidry, “THAT, the Council accept and ratify the minutes of the Budget and Finance Committee meeting held on 09/19/16.”

The Chairman called for a vote on the motion offered by Mr. D. J. Guidry.

**THERE WAS RECORDED:**

YEAS: S. Trosclair, J. Navy, A. Williams, G. Michel, S. Dryden, C. Duplantis-Prather, A. Marmande and D. J. Guidry.

NAYS: None.

ABSENT: D. W. Guidry Sr.

The Chairman declared the motion adopted.

The Chairman called for a report on the Policy, Procedure and Legal Committee meeting held on 09/19/16, whereupon the Committee Vice-Chairman noting ratification of minutes rendered the following:

**POLICY, PROCEDURE, & LEGAL COMMITTEE**

**SEPTEMBER 19, 2016**

The Chairman, Darrin W. Guidry, Sr., called the Policy, Procedure, & Legal Committee meeting to order at 6:00 p. m. in the Terrebonne Parish Council Meeting Room with an Invocation offered by Committee member G. Michel and the Pledge of Allegiance led by Committee member D. J. Guidry. Upon roll call, Committee Members recorded as present were: S. Trosclair, J. Navy, A. Williams, G. Michel, S. Dryden, C. Duplantis-Prather, D. W. Guidry, Sr., A. Marmande and D. J. Guidry. A quorum was declared present.

Mr. G. Michel moved, seconded by Ms. C. Duplantis-Prather and Mr. S. Dryden, “THAT, the Policy, Procedure, & Legal Committee approve the co-sponsorship request from St. Matthew’s Episcopal School for Just Kids at Art Festival on October 15, 2016.” (Security)

The Chairman called for the vote on the motion offered by Mr. G. Michel.

**THERE WAS RECORDED:**

YEAS: S. Trosclair, J. Navy, A. Williams, G. Michel, S. Dryden, C. Duplantis-Prather, D.W. Guidry, Sr., A. Marmande and D. J. Guidry.

NAYS: None.

ABSENT: None.

The Chairman declared the motion adopted.

OFFERED BY: MR. S. DRYDEN

SECONDED BY: MR. S. TROSCLAIR

**RESOLUTION NO. 16-468**

Changing, on an emergency basis, the polling place for Precincts 015 and 016 in Terrebonne Parish.

**WHEREAS**, Southdown Elementary School has been used by the voters of the area as the polling place for Precincts 015 and 016 for many years, and

**WHEREAS**, the demolition and rebuilding of Southdown School, that will last approximately two years, will not allow this location to be accessible for a polling location, and

**WHEREAS**, during this time frame Precincts 015 and 016 will need to be moved to another location, and

**WHEREAS**, Terrebonne High School Boys Gym, located at 7318 Main Street, Houma, La 70360 is located within 0.6 miles of Southdown Elementary School, is a well known landmark, has significant parking facilities, and is able to be used as a polling place.

**NOW THEREFORE BE IT RESOLVED**, by the Terrebonne Parish Council (Policy, Procedure & Legal Committee), on behalf of the Terrebonne Parish Consolidated Government that the polling place for Precinct Nos. 015 and 016 be temporarily moved, on an emergency basis, from its present location (Southdown Elementary School) to Terrebonne High School Boys Gym located at 7318 Main Street, Houma, La., effective as soon as authorized by the United States Justice Department and the Louisiana Secretary of State.

**THERE WAS RECORDED:**

YEAS: S. Trosclair, J. Navy, A. Williams, G. Michel, S. Dryden, C. Duplantis-Prather, D. W. Guidry, Sr., A. Marmande, and D. J. Guidry.

NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairman declared the resolution adopted on this the 19th day of September 2016.

The Committee Chairman announced that Agenda Item 3 –Pursuant to La. R. S. 42:16-17, Executive Session in order to discuss the following: Phylway Construction, LLC versus Terrebonne Parish Consolidated Government – docket number 0167980-32<sup>nd</sup> JDC- Parish Of Terrebonne- has been pulled from the agenda per the Parish Legal Department.

Mr. G. Michel moved, seconded by Ms. C. Duplantis-Prather, “THAT, there being no further business to come before the Policy, Procedure, & Legal Committee, the meeting be adjourned.”

The Chairman called for the vote on the motion offered by Mr. G. Michel.

**THERE WAS RECORDED:**

YEAS: S. Trosclair, J. Navy, A. Williams, G. Michel, S. Dryden, C. Duplantis-Prather, D.W. Guidry, Sr., A. Marmande and D. J. Guidry.

NAYS: None.

ABSENT: None.

The Chairman declared the motion adopted and the meeting was adjourned at 6:02 p. m.

Darrin W. Guidry, Sr., Chairman

Tammy E. Triggs, Minute Clerk

Mr. S. Dryden moved, seconded by Mr. S. Trosclair, “THAT, the Council accept and ratify the minutes of the Policy, Procedure and Legal Committee meeting held on 09/19/16.”

The Chairman called for a vote on the motion offered by Mr. S. Dryden.

**THERE WAS RECORDED:**

YEAS: S. Trosclair, J. Navy, A. Williams, G. Michel, S. Dryden, C. Duplantis-Prather, A. Marmande and D. J. Guidry.

NAYS: None.

ABSENT: D. W. Guidry Sr.

The Chairman declared the motion adopted.

Ms. C. Duplantis-Prather moved, seconded by Mr. D. J. Guidry, “THAT, the Council approve the following street light list:

INSTALL 1 STREET LIGHT ON POLE AT 413 RICHMOND AVE. (FACE LIGHT TOWARDS STREET); RLD #3A: ENTERGY; JOHN NAVY; DISTRICT 1.”

The Chairman called for a vote on the motion offered by Ms. C. Duplantis-Prather.

**THERE WAS RECORDED:**

YEAS: S. Trosclair, J. Navy, A. Williams, G. Michel, S. Dryden, C. Duplantis-Prather, A. Marmande and D. J. Guidry.

NAYS: None.

ABSENT: D. W. Guidry Sr.

The Chairman declared the motion adopted.

Ms. C. Duplantis-Prather moved, seconded by Mr. G. Michel, “THAT, the Council approve the attendance at the Police Jury Association of Louisiana Region 5 meeting, in Tallulah, LA, on September 28, 2016; Police Jury Association of Louisiana Meet & Greet with NACo President Bryan Desloge, in Opelousas, LA, on September 28, 2016; and Police Jury Association of Louisiana Region 3 meeting, in Lafayette, LA on September 29, 2016, per the current Travel Policy.”

The Chairman called for a vote on the motion offered by Ms. C. Duplantis-Prather.

**THERE WAS RECORDED:**

YEAS: S. Trosclair, J. Navy, A. Williams, G. Michel, S. Dryden, C. Duplantis-Prather, A. Marmande and D. J. Guidry.

NAYS: None.

ABSENT: D. W. Guidry Sr..

The Chairman declared the motion adopted.

Ms. C. Duplantis-Prather moved, seconded by Mr. D. J. Guidry, “THAT, the Council open nominations for the one expiring term on the Terrebonne Parish Veterans' Memorial District, accept the American Legion Post 31 nomination of Ms. Kayla Duthu; close nominations and re-appoint Ms. Kayla Duthu to serve a term on said board.”

The Chairman called for a vote on the motion offered by Ms. C. Duplantis-Prather.

**THERE WAS RECORDED:**

YEAS: S. Trosclair, J. Navy, A. Williams, G. Michel, S. Dryden, C. Duplantis-Prather, A. Marmande and D. J. Guidry.

NAYS: None.

ABSENT: D. W. Guidry Sr.

The Chairman declared the motion adopted.

Mr. D. J. Guidry moved, seconded by Mr. G. Michel, “THAT, the Council open nominations for the one vacancy, due to a resignation, representing SCIA on the Terrebonne Economic Development Authority, accept SCIA's nomination of Mr. Ronald La Bauve; close

nominations and appoint Mr. Ronald La Bauve to complete the term on said board; and hold nominations open for the one expiring term appointed by the Council (African American) on the Terrebonne Economic Development Authority Board until the next Council meeting.”

The Chairman called for a vote on the motion offered by Mr. D. J. Guidry.

**THERE WAS RECORDED:**

YEAS: S. Trosclair, J. Navy, A. Williams, G. Michel, S. Dryden, C. Duplantis-Prather, A. Marmande and D. J. Guidry.

NAYS: None.

ABSENT: D. W. Guidry Sr.

The Chairman declared the motion adopted.

Mr. S. Trosclair moved, seconded by Mr. G. Michel, “THAT, the Council open nominations for the one vacancy on the Houma Area Convention & Visitors Bureau, nominate Mrs. Shelly Ronquillo (nominated by Houma Downtown Development) and Mr. Mark Pitre (nominated by Krewe of Hercules), close nominations and that a voice vote of the Council be taken to determine who will fill said vacancy.”

The Chairman called for a vote on the motion offered by Mr. S. Trosclair.

**THERE WAS RECORDED:**

YEAS: S. Trosclair, J. Navy, A. Williams, G. Michel, S. Dryden, C. Duplantis-Prather, A. Marmande and D. J. Guidry.

NAYS: None.

ABSENT: D. W. Guidry Sr.

The Chairman declared the motion adopted.

Voting to appoint Mrs. Shelly Ronquillo:

D. J. Guidry

Voting to appoint Mr. Mark Pitre:

S. Trosclair

J. Navy

A. Williams

G. Michel

S. Dryden

C. Duplantis-Prather

A. Marmande

*D. W. Guidry Sr. was recorded as absent.*

Council Minute Clerk K. Cologne announced the votes tallied for the one vacancy on the Houma Area Convention & Visitors Bureau and they were recorded as follows: one (1) vote for Mrs. Shelly Ronquillo and seven (7) votes for Mr. Mark Pitre.

The Chairman stated that, as per the above voice vote, Mr. Mark Pitre is appointed to serve a term on the Houma Area Convention & Visitors Bureau.

Mr. A. Marmande moved, seconded by Mr. S. Dryden, “THAT, the Council open nominations for the one vacancy on the Fire District No. 10 Board, nominate Mr. Dwayne Knight; close nominations and appoint Mr. Knight to serve a term on said board.”

The Chairman called for a vote on the motion offered by Mr. A. Marmande.

**THERE WAS RECORDED:**

YEAS: S. Trosclair, J. Navy, A. Williams, G. Michel, S. Dryden, C. Duplantis-Prather, A. Marmande and D. J. Guidry.

NAYS: None.

ABSENT: D. W. Guidry Sr.  
The Chairman declared the motion adopted.

Mr. G. Michel moved, seconded by Ms. C. Duplantis-Prather, "THAT, the Council hold nominations open for the one vacancy on the Fire District No. 8 Board until the next Council meeting."

The Chairman called for a vote on the motion offered by Mr. G. Michel.

**THERE WAS RECORDED:**

YEAS: S. Trosclair, J. Navy, A. Williams, G. Michel, S. Dryden, C. Duplantis-Prather, A. Marmande and D. J. Guidry.

NAYS: None.

ABSENT: D. W. Guidry Sr.

The Chairman declared the motion adopted.

Mr. S. Trosclair moved, seconded by Ms. C. Duplantis-Prather, "THAT, the Council hold nominations open for the one vacancy on the Recreation District No. 6 Board until the next Council meeting."

The Chairman called for a vote on the motion offered by Mr. S. Trosclair.

**THERE WAS RECORDED:**

YEAS: S. Trosclair, J. Navy, A. Williams, G. Michel, S. Dryden, C. Duplantis-Prather, A. Marmande and D. J. Guidry.

NAYS: None.

ABSENT: D. W. Guidry Sr.

The Chairman declared the motion adopted.

The Chairman announced the following vacancies, which he noted will be handled as per usual procedure:

- Houma Area Convention & Visitors' Bureau: Three expiring terms on 12/21/16.
- Coastal Zone Management & Restoration Committee: Two expiring terms on 10/31/16, representing Marine Navigation and the Oil Industry.

Under Agenda Item 8A - Announcements, Parish President

(The Parish President was not present at this time in the proceedings.)

Under Agenda Item 8B - Announcements, Council Members

- Councilwoman C. Duplantis-Prather encouraged everyone to attend the Spaghetti Cook-off and Equipment Show in Downtown Houma on Saturday, October 1 from 11 a.m. to 4 p.m. Other activities on this day include the Walk like MADD, a non-competitive 5k walk, at 9 a.m. at the Downtown Marina and a Rummage Sale at the Elk's Lodge located at 7883 Main Street, from 11 a.m. to 4 p.m.
- Councilwoman C. Duplantis-Prather, encouraged every pet owner to have their pets spayed or neutered to help control the pet population and asked that if a stray animal is found, please contact the Animal Shelter at (985) 873-6709.
- Councilman A. Marmande explained that the Buquet Bridge, in Dulac, is broken and that the parts have been ordered. The Bridge is open for boat traffic only.
- Councilwoman A. Williams encouraged everyone to attend the Best of the Bayou Festival this weekend.

- Councilman J. Navy encouraged his fellow Council members to attend the Drug Court Graduation tomorrow.
- Councilman J. Navy asked everyone to keep Judge Juan Pickett in their prayers, due to the passing of his father.

Ms. C. Duplantis-Prather moved, seconded by Mr. D. J. Guidry, “THAT, the Council approve the following Monthly Engineering Reports:

A. Providence/GSE Associates, LLC.”

The Chairman called for a vote on the motion offered by Ms. C. Duplantis-Prather.

**THERE WAS RECORDED:**

YEAS: S. Trosclair, J. Navy, A. Williams, G. Michel, S. Dryden, C. Duplantis-Prather, A. Marmande and D. J. Guidry.

NAYS: None.

ABSENT: D. W. Guidry Sr.

The Chairman declared the motion adopted.

Mr. D. J. Guidry moved, seconded by Mr. S. Trosclair and Ms. C. Duplantis-Prather, “THAT, there being no further business to come before the Council the meeting be adjourned.”

The Chairman called for a vote on the motion offered by Mr. D. J. Guidry.

**THERE WAS RECORDED:**

YEAS: S. Trosclair, J. Navy, A. Williams, G. Michel, S. Dryden, C. Duplantis-Prather, A. Marmande and D. J. Guidry.

NAYS: None.

ABSENT: D. W. Guidry Sr.

The Chairman declared the motion adopted and the meeting adjourned at 7:16 p.m.

Kimberly Cologne, Minute Clerk

/s/JOHN NAVY, CHAIRMAN  
TERREBONNE PARISH COUNCIL

ATTEST:

/s/VENITA H. CHAUVIN, COUNCIL CLERK  
TERREBONNE PARISH COUNCIL