

PROCEEDINGS
OF THE
TERREBONNE PARISH COUNCIL
IN REGULAR SESSION

September 25, 2024

The Chairman, Mr. J. Amedée, called the meeting to order at 6:01 p.m. in the Terrebonne Parish Council Meeting Room. Councilman S. Trosclair led the Invocation and the Pledge of Allegiance. Upon roll call, Council Members recorded as present were: S. Trosclair, B. Pledger, C. Voisin, Jr., J. Amedée, C. K. Champagne, C. Hamner, D. Babin and K. Chauvin. Council Member C. Harding was recorded entering the proceedings at 6:04 p.m. A quorum was declared present.

It was at this time (6:01 p.m.) that the Council convened as a Board of Review to consider written tax appeals on assessments presented by the Terrebonne Parish Tax Assessor.

The Chairman recognized Terrebonne Parish Assessor Loney Grabert who shared that there were no appeals for 2024 then gave a brief update on the tax rolls for 2024.

It was at this time (6:04 p.m.) Mr. C. Harding was recorded as entering the proceedings.

Mr. S. Trosclair moved, seconded by Mr. D. Babin, “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 2024 property assessment list as presented by the Parish Assessor.”

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

THERE WAS RECORDED:

YEAS: S. Trosclair, B. Pledger, C. Voisin, Jr., J. Amedée, C. K. Champagne, C. Hamner, D. Babin and K. Chauvin.

NAYS: None.

ABSENT: None.

The Chairman declared the motion adopted.

Mr. C. Harding moved, seconded by Mr. C. Hamner, “THAT, the Council approve the minutes of the Special Session (Public Hearings for 2024 Millage Rates) held on August 28, 2024.”

The Chairman called for a vote on the motion offered by Mr. C. Harding.

THERE WAS RECORDED:

YEAS: S. Trosclair, B. Pledger, C. Harding, C. Voisin, Jr., J. Amedée, C. K. Champagne, C. Hamner, D. Babin and K. Chauvin.

NAYS: None.

ABSENT: None.

The Chairman declared the motion adopted.

Ms. K. Chauvin moved, seconded by Mr. C. Hamner, “THAT, the Council approve the minutes of the Regular Council Session held on August 28, 2024.”

The Chairman called for a vote on the motion offered by Ms. K. Chauvin

THERE WAS RECORDED:

YEAS: S. Trosclair, B. Pledger, C. Harding, C. Voisin, Jr., J. Amedée, C. K. Champagne, C. Hamner, D. Babin and K. Chauvin.

NAYS: None.

ABSENT: None.

The Chairman declared the motion adopted.

Mr. B. Pledger moved, seconded by Mr. C. Harding, "THAT, the Council approve the Accounts Payable Bill Lists for 9/16/24 & 9/23/2024."

The Chairman called for a vote on the motion offered by Mr. B. Pledger.

THERE WAS RECORDED:

YEAS: S. Trosclair, B. Pledger, C. Harding, C. Voisin, Jr., J. Amedée, C. K. Champagne, C. Hamner, D. Babin and K. Chauvin.

NAYS: None.

ABSENT: None.

The Chairman declared the motion adopted.

Mr. B. Pledger moved, seconded by Mr. C. Hamner, "THAT, the Council approve the Manual Check Listing for August 2024."

The Chairman called for a vote on the motion offered by Mr. B. Pledger.

THERE WAS RECORDED:

YEAS: S. Trosclair, B. Pledger, C. Harding, C. Voisin, Jr., J. Amedée, C. K. Champagne, C. Hamner, D. Babin and K. Chauvin.

NAYS: None.

ABSENT: None.

The Chairman declared the motion adopted.

Mr. D. Babin read a commendation commending Captain Lonnie Lusco on his retirement after 33 years of service to the Houma Police Department.

The Chairman recognized Captain Lonnie Lusco who thanked God, his family, work family, the Parish, and the Council for their support.

Several Council Members and Parish President Jason Bergeron thanked him for his service.

Mr. C. K. Champagne read a proclamation proclaiming the month of October 2024 as "Domestic Violence Awareness Month" and the day of Thursday, October 3, 2024, as "Paint the Parish Purple Day" in Terrebonne Parish.

The Chairman recognized The Haven Executive Director Julie Pellegrin who thanked the Council and the Parish President for their continued support.

Mr. B. Pledger thanked The Haven for all that they do and shared his family's story of surviving domestic violence with the public, encouraging the public that if they "see something, say something" and report potential domestic violence.

The Chairman recognized Terrebonne Parish 4-H Chair Cherie Roger and the State Level Contest Winners, presented them with certificates recognizing their success.

The Chairman recognized Parish President Jason Bergeron who read a proclamation recognizing and commending the Parish employees who worked during and after Hurricane Francine.

Ms. K. Chauvin thanked the Council Staff and Public Works Director David Rome for helping during Hurricane Francine.

Several Council Members shared their experiences during Hurricane Francine the thanked the employees for their dedication during and after the storm.

Mr. J. Bergeron announced sandbag locations will be available daily, year-round.

The Chairman called for public comments provided through Agenda Item No. 2A – Public Wishing to Address the Council then announced that no speaker cards were submitted.

It was at this time (6:40 p.m.) the Council was recorded as entering into public hearings.

The Chairman recognized the public for comments on the following:

- A. An ordinance to authorize the Parish President to revise and execute on behalf of Terrebonne Parish Consolidated Government (TPCG) a Lease of Commercial Space between TPCG and HUB International Midwest LTD to lease space in the TPCG-owned building at 7910 Main Street, Houma, LA 70360.

There were no comments from the public on the proposed ordinance.

Ms. K. Chauvin moved, seconded by Mr. D. Babin, "THAT the Council close the aforementioned public hearing."

The Chairman called for a vote on the motion offered by Ms. K. Chauvin.

THERE WAS RECORDED:

YEAS: S. Trosclair, B. Pledger, C. Harding, C. Voisin, Jr., J. Amedée, C. K. Champagne, C. Hamner, D. Babin and K. Chauvin.

NAYS: None.

ABSENT: None.

The Chairman declared the motion adopted.

OFFERED BY: MS. K. CHAUVIN

SECONDED BY: MR. D. BABIN

ORDINANCE NO. 9646

AN ORDINANCE TO AUTHORIZE THE PARISH PRESIDENT TO REVISE AND EXECUTE ON BEHALF OF TERREBONNE PARISH CONSOLIDATED GOVERNMENT (TPCG) A LEASE OF COMMERCIAL SPACE BETWEEN TPCG AND HUB INTERNATIONAL MIDWEST LTD TO LEASE SPACE IN THE TPCG-OWNED BUILDING AT 7910 MAIN STREET, HOUMA LA 70360

WHEREAS, Subsection (c) of Section 2-453 of the Terrebonne Parish Code of Ordinances authorizes the Terrebonne Parish President to execute lease agreements for space declared surplus and available for commercial occupancy in the Hancock Whitney Bank Building; and

WHEREAS, Subsection (d) of Section 2-453 of the Terrebonne Parish Code of Ordinances requires any lease agreements containing obligations beyond the scope of the standard agreement to be presented to the full council, by the administration, and approved by the council prior to execution by the Parish President; and

WHEREAS, HUB International Midwest Limited (hereinafter, "HUB") is a current Tenant of the TPCG-owned Hancock Whitney Bank Building, and has been so for 14 years; and

WHEREAS, HUB's lease expired in August 2024, and the Council adopted Ordinance No. 9576 to authorize the Parish President to execute a new lease with HUB International for the same commercial lease space it has been occupying; and

WHEREAS, following the adoption of Ordinance No. 9576, HUB International requested additional revisions to the lease agreement to provide for limited early termination rights; reservation of parking spaces; and reimbursement of relocation costs in the event TPCG relocates the Tenant from its current leased premises to a new location;

WHEREAS, a copy of the proposed revised lease is attached and made a part of this Ordinance, which revisions can be found highlighted at Article III, Paragraph 3 and Article IV, Paragraphs 2 and 3; all with a new effective date of October 1, 2024, as highlighted under Article III, Paragraph 1; and

WHEREAS, given this tenant's long history of renting in this building, TPCG Administration has no objection to HUB's proposal and wishes to present the matter to Council for review, discussion, and approval; and

WHEREAS, Terrebonne Parish Council finds HUB's revised proposal for the lease of space, considering the long-term rental history by this tenant, and considering the benefit of keeping the tenant in the building and avoiding the cost of filling the commercial space should this tenant decide not to enter into a new lease because of the increase in rent, is an acceptable proposal; and

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

SECTION I

The Parish President is authorized to execute, on behalf of the TPCG, a lease with HUB International Midwest Limited for lease of commercial space in the Hancock Whitney Bank Building which is not materially different from the agreement attached to this Ordinance, subject to approval by the TPCG legal department.

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 separable.

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, B. Pledger, C. Harding, C. Voisin, Jr., J. Amedée, C. K. Champagne, C. Hamner, D. Babin and K. Chauvin.

NAYS: None.

NOT VOTING: None.

ABSENT: None.

The Chairman declared the ordinance adopted on this the 25th day of September 2024.

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The Chairman recognized the public for comments on the following:

- B. An ordinance to amend the 2024 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. Houma Police Department, \$5,093
 - II. Government Tower Repairs, \$95,000
 - III. Municipal Auditorium, \$185,100
 - IV. Non-District Recreation Fund, \$100,000
 - V. Houma Downtown Development, \$3,000

There were no comments from the public on the proposed ordinance.

Ms. K. Chauvin moved, seconded by Mr. C. Harding, "THAT the Council close the aforementioned public hearing."

The Chairman called for a vote on the motion offered by Ms. K. Chauvin.

THERE WAS RECORDED:

YEAS: S. Trosclair, B. Pledger, C. Harding, C. Voisin, Jr., J. Amedée, C. K. Champagne, C. Hamner, D. Babin and K. Chauvin.

NAYS: None.

ABSENT: None.

The Chairman declared the motion adopted.

OFFERED BY: MR. B. PLEDGER

SECONDED BY: MS. K. CHAUVIN

ORDINANCE NO. 9647

AN ORDINANCE TO AMEND THE 2024 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. Houma Police Department, \$5,093
- II. Government Tower Repairs, \$95,000
- III. Municipal Auditorium, \$185,100
- IV. Non-District Recreation Fund, \$100,000
- V. Houma Downtown Development, \$3,000

SECTION I

WHEREAS, the Houma Police Department received \$5,093 reimbursement from South Central Planning, and

WHEREAS, this reimbursement needs to be reflected in the Office Supplies account.

NOW, THEREFORE BE IT ORDAINED, by the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, that the 2024 Adopted Operating Budget be amended for the Houma Police Department. (**Attachment A**)

SECTION II

WHEREAS, Administration is requesting funding of \$95,000 for the removal of the escalator in the Government Towers, and

WHEREAS, the funding is from the General Fund for \$25,339 and Civic Center/Admin. Building Fund for \$69,661.

NOW, THEREFORE BE IT FURTHER ORDAINED, by the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, that the 2024 Adopted Operating Budget and 5-Year Capital Outlay Budget be amended for removal of the escalator in the Government Towers. (**Attachment B**)

SECTION III

WHEREAS, Administration is requesting funding of \$185,100 for the rental cost of the Municipal Auditorium chiller, and

WHEREAS, the funding is from the Sales Tax Revenue Fund.

NOW, THEREFORE BE IT FURTHER ORDAINED, by the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, that the 2024 Adopted Operating Budget and 5-Year Capital Outlay Budget be amended for the Municipal Auditorium chiller rental cost. (**Attachment C**)

SECTION IV

WHEREAS, Administration is requesting transferring funds of \$100,000 to the Non-Recreation Fund, and

WHEREAS, the funding is from the Parishwide Recreation fund balance.

NOW, THEREFORE BE IT FURTHER ORDAINED, by the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, that the 2024 Adopted Operating Budget be amended for the Non-Recreation Fund. (**Attachment D**)

SECTION V

WHEREAS, the Houma Downtown Development Corporation receives auto rental tax revenues, and

WHEREAS, the revenues of \$3,000 will be used to assist Lee Whitney refurbish his front store facade.

NOW, THEREFORE BE IT ORDAINED, by the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, that the 2024 Adopted Operating Budget be amended for the Houma Downtown Development Corporation. (**Attachment E**)

SECTION VI

If any work, 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 VII

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.

THERE WAS RECORDED:

YEAS: S. Trosclair, B. Pledger, C. Harding, C. Voisin, Jr., J. Amedée, C. K. Champagne, C. Hamner, D. Babin and K. Chauvin.

NAYS: None.

NOT VOTING: None.

ABSENT: None.

The Chairman declared the ordinance adopted on this the 25th day of September 2024.

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Prepared By: Finance Department

PC File: 2024-Various Items – P

Date Prepared: 9/4/24 BA #17

ATTACHMENT A - Houma Police Department

	2024		
	Adopted	Change	Amended
Miscellaneous-Other	(3,841)	(5,093)	(8,934)
Office Supplies	13,100	3,841	16,941

ATTACHMENT B - Government Tower Repairs

	2024		
	Adopted	Change	Amended
Govt Tower Adjacent Park Lot	65,000	(25,339)	39,661
Transfer to Capital Projects Fund	1,000	25,339	26,339
Transfer from General Fund	(1,000)	(25,339)	(26,339)
Government Tower Repairs		95,000	95,000
Administrative Building	69,661	(69,661)	-
Transfer to Capital Projects Fund		69,661	69,661
Transfer from Civic Ctr/Adm Bldg		(69,661)	(69,661)

ATTACHMENT C - Municipal Auditorium

	2024		
	Adopted	Change	Amended
Municipal Aud HVAC System	300,000	185,100	485,100
Transfer from Sales Tax Revenue Fund	(470,000)	(185,100)	(655,100)
Transfer to Capital Projects Fund	470,000	185,100	655,100
Fund Balance (Decrease)	n/a	(185,100)	n/a

ATTACHMENT D - Non-District Recreation

	2024		
	Adopted	Change	Amended
Fund Balance (Increase)	n/a	100,000	n/a
Transfer from Parishwide Recreation	(275,000)	(100,000)	(375,000)
Transfer to Non-District Recreation	275,000	100,000	375,000
Fund Balance (Decrease)	n/a	(100,000)	n/a

ATTACHMENT E - Houma Downtown Development

	2024		
	Adopted	Change	Amended
Downtown Development	-	3,000	3,000
Fund Balance (Decrease)	n/a	(3,000)	n/a

The Chairman recognized the public for comments on the following:

- C. An ordinance to restructure Chapter 12, of the Terrebonne Parish Code and to enact regulations for the construction of borrow pits, ponds, and dirt mounds and to provide for related matters:

The Chairman recognized Attorney April Trahan, representing Harry Bourg

Corporation, who shared their previous experience regarding the proposed ordinance then asked the Council for a continuance to allow more time for her client and the public to review the proposed ordinance.

The Chairman recognized Mr. Damon Theriot, Houma resident, who expressed his concerns regarding the ordinance and additional costs for businesses utilizing borrow pits.

Mr. D. Babin moved, seconded by Mr. C. Hamner, "THAT the public hearing regarding Agenda Item No. 6:30 C – An ordinance to restructure Chapter 12, of the Terrebonne Parish Code and to enact regulations for the construction of borrow pits, ponds, and dirt mounds and to provide for related matters – be continued for three weeks and that the item be revisited at the next Regular Council Session Meeting to be held on Wednesday, October 16, 2024, at 6:30 p.m."

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

THERE WAS RECORDED:

YEAS: S. Trosclair, B. Pledger, C. Harding, C. Voisin, Jr., J. Amedée, C. K. Champagne, C. Hamner, D. Babin and K. Chauvin.

NAYS: None.

ABSENT: None.

The Chairman declared the motion adopted.

The Chairman recognized the public for comments on the following:

- D. An ordinance to Amend Sections 8-2 and 8-3 in Article I of Chapter 8 of the Terrebonne Parish Code of Ordinances, Fire Protection and Prevention, to Adopt the State's Definition of Public Display; to Remedy the Ambiguous Language Regarding the Public Display of Fireworks Within the City Limits of Houma; to Allow for Such an Exception in Conjunction with Holidays, Festivals, and Fundraisers, to Add a Requirement that All Tents, Stands, Fixtures, Goods, and Equipment be Removed Within 10 Days of the End of the fireworks Sale Period; and to Adopt Section 8-4 in Article I of Chapter 8 of the Terrebonne Parish Code of Ordinances, Creation of Fireworks Ban Area by Petition, and to Provide for Matters Relative Thereto.

There were no comments from the public on the proposed ordinance.

Mr. C. Harding moved, seconded by, Mr. D. Babin, "THAT the Council close the aforementioned public hearing."

The Chairman called for a vote on the motion offered by Mr. C. Harding.

THERE WAS RECORDED:

YEAS: B. Pledger, C. Harding, C. Voisin, Jr., J. Amedée, C. K. Champagne, C. Hamner, D. Babin and K. Chauvin.

NAYS: None.

ABSENT: S. Trosclair.

The Chairman declared the motion adopted.

OFFERED BY: MR. C. HARDING

SECONDED BY: MR. D. BABIN

ORDINANCE NO. 9648

AN ORDINANCE TO AMEND SECTIONS 8-2 AND 8-3 IN ARTICLE I OF CHAPTER 8 OF THE TERREBONNE PARISH CODE OF ORDINANCES, FIRE PROTECTION AND PREVENTION, TO ADOPT THE STATE'S DEFINITION OF PUBLIC DISPLAY; TO REMEDY THE AMBIGUOUS LANGUAGE REGARDING THE PUBLIC DISPLAY OF FIREWORKS WITHIN THE CITY LIMITS OF HOUMA; TO ALLOW FOR SUCH AN EXCEPTION IN CONJUNCTION WITH HOLIDAYS, FESTIVALS, AND FUNDRAISERS, TO ADD A REQUIREMENT THAT ALL TENTS, STANDS, FIXTURES, GOODS, AND EQUIPMENT BE REMOVED WITHIN 10 DAYS OF THE END OF THE FIREWORKS SALE PERIOD; AND TO ADOPT SECTION 8-4 IN ARTICLE I OF CHAPTER 8 OF THE

TERREBONNE PARISH CODE OF ORDINANCES, CREATION OF FIREWORKS BAN AREA BY PETITION, AND TO PROVIDE FOR MATTERS RELATIVE THERETO.

SECTION I

WHEREAS, LSA-Const. Art. 6, §4 states in its pertinent part that “Except as inconsistent with this constitution, each local governmental subdivision which has adopted such a home rule charter or plan of government shall retain the powers, functions, and duties in effect when this constitution is adopted. If its charter permits, each of them also shall have the right to powers and functions granted to other local governmental subdivisions.” and,

WHEREAS, Sec. 1-05 of The Home Rule Charter for a Consolidated Government for Terrebonne Parish states in its pertinent part that “The parish government shall have and exercise such other powers, rights, privileges, immunities, authority and functions not inconsistent with this charter as may be conferred on or granted to a local governmental subdivision by the constitution and general laws of the state, and more specifically, the parish government shall have and is hereby granted the right and authority to exercise any power and perform any function necessary, requisite or proper for the management of its affairs, not denied by this charter, or by general law, or inconsistent with the constitution.” and,

WHEREAS, the Terrebonne Parish Consolidated Government finds it is necessary to modify Section 8-2 and 8-3 to remedy ambiguous language regarding the public display of fireworks within the city limits of Houma, to create such an exception for public displays of fireworks in conjunction with a holiday, festival, or fundraiser, to adopt the state’s definition of public display, and to require vendors to remove all tents and equipment within 10 days of the end of the period for fireworks sales; and

WHEREAS, the Terrebonne Parish Consolidated Government finds it necessary to adopt Section 8-4 to allow the designation of fireworks ban areas by ordinance after successful petition of residential subdivision(s) or street(s); and

NOW THEREFORE, BE IT ORDAINED by the Terrebonne Parish Council, in due, regular, and legal sessions convened, that:

SECTION I

The Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, hereby amends Sections 8-2 and 8-3 of the Terrebonne Parish Code of Ordinances to read as follows (strikethrough formatting to indicate deletions and underline formatting to indicate additions):

Sec. 8-2. Fireworks; use prohibited; exception; definitions; penalty.

(a) It shall be unlawful for any individual, firm, partnership, corporation, or other entity to use, fire, ignite, shoot, discharge or otherwise set off any item of fireworks within Terrebonne Parish, except as specifically provided in subsection (c) below, except as specifically provided in this article, it being the intention of this section to prohibit the use of fireworks whatsoever within the City of Houma.

(b) It shall be lawful to use, fire, ignite, shoot, discharge or otherwise set off fireworks for "consumer use" exclusively as follows:

(1) A person may ignite, discharge, or use permissible fireworks on the following days during the following hours:

- a. Between dusk and 10:00 p.m. on January 1.
- b. Between dusk and 10:00 p.m. on July 4.
- c. Between dusk on December 31 and 1:00 a.m. on January 1.

(2) It shall be unlawful for anyone under the age of eighteen (18) to purchase fireworks in Terrebonne Parish from a lawfully approved fireworks vendor. Vendors shall require proper photo identification at each sale for this purpose.

(3) Discharging of fireworks by persons under fifteen (15) years of age as described in this section is prohibited in the absence of direct supervision by a parent, guardian, or other responsible party who is eighteen (18) years of age or over.

(c) It shall be lawful to use, fire, ignite, shoot, discharge or otherwise set off fireworks for "public display" exclusively as follows:

(1) The For the purpose of this Article, the phrase "public display" shall have the same meaning as defined in La. R.S. 51:650, as may be amended. The public display of fireworks shall be handled by a competent and qualified operator, and otherwise in accordance with R.S. 51:650(24) and 51:655.

(2) The "public display" of fireworks shall only be between the hours of 9:00 a.m. to 9:00 p.m., except that the permissible hours for a New Year's Eve and a 4th of July "public display" shall be between the hours of 9:00 a.m. on December 31 and 2:00 a.m. on January 1 of the new year and on July 4, and 2:00 a.m. on July 5.

(3) The "public display" of fireworks shall be conducted;
a. in excess of one thousand (1,000) feet of any church, hospital, asylum, public school, or nursing home, unless prior written consent by the governing board or duly authorized representative of such consents to said display in writing two (2) weeks prior to the public display, and

b. in excess of seventy-five (75) feet of where the fireworks being used for the "public display" event are being stored prior to use.

(4) In addition to compliance with R.S. 51:655, any person who is issued a permit from the State Fire Marshal for a "public display" event shall obtain a "Letter Acknowledging Notification" from the chief of the Houma Fire Department acknowledging notification of the specific date, time, duration and location of such planned "public display" event within the city limits of Houma, or, for a planned "public display" event within the jurisdiction of a fire protection district, the applicant shall obtain a "Letter Acknowledging Notification" from the chairman of the governing board of the fire protection district having jurisdiction over the location of the planned "public display" event and such "Letter Acknowledging Notification" shall acknowledge notification of the specific date, time, duration and location of such "public display" event. The governing board of a fire protection district may, by motion, designate the chief of the Fire Department operating within the fire district to issue its Letters Acknowledging Notification.

(5) Any person or entity producing a "public display" of fireworks accompanying a political, educational, religious, sporting, charity or similar special event shall require a permit from the Terrebonne Parish Consolidated Government and the Terrebonne Parish Sheriff's Office. In order to receive a permit, the permit applicant shall submit an application, proof of statutory workers compensation insurance with one million dollars (\$1,000,000.00) in employers liability, along with Auto and General Liability insurance with a limit of five million dollars (\$5,000,000.00) each, naming Terrebonne Parish Consolidated Government and the Terrebonne Parish Sheriff's Office as additional insureds on the auto and general liability policies, and provide a waiver of subrogation in favor of Terrebonne Parish Consolidated Government and the Terrebonne Parish Sheriff's Office on the Workers Compensation policy and on the auto and general liability policies, and an agreement holding harmless and indemnifying Terrebonne Parish Consolidated Government, its departments, and offices from any legal liabilities not caused by Terrebonne Parish Consolidated Government or Terrebonne Parish Sheriff's Office. Applications shall be submitted two (2) weeks before the event. No permit granted hereunder shall be transferable. Fees for permitting shall be two hundred fifty dollars (\$250.00) for Terrebonne Parish

Consolidated Government, and two hundred fifty dollars (\$250.00) for Terrebonne Parish Sheriff's Office.

- (d) For purposes of this article, "fireworks" shall mean any device or composition used to obtain visible or audible pyrotechnic display enumerated in La. R.S. 51:651 as a "permissible firework", also known as a "class C" firework. This definition includes, but is not limited to, flitter sparklers, sky rockets, bottle rockets, firecrackers, roman candles, and shell explosives.

The term "fireworks," as used herein, shall not include toy pistols, toy canes, toy guns, or other devices in which paper caps containing twenty-five hundredths (25/100) grains or less of explosive compounds are used, provided they are so constructed that the hand cannot come in contact with the cap when in place for exploding, and toy paper pistol caps which contain less than twenty-five hundredths (25/100) grains of explosive compounds. The term "fireworks" shall not include any article or device that constitutes ammunition for a firearm.

- (e) No person, individual, or entity shall discharge fireworks:
 - (1) Within the corporate city limits of Houma, except for a public display of fireworks organized by a government body or non-profit corporation in conjunction with a festival, fundraiser, or holiday, as permitted under Section 8-2 (c) of this Article;
 - (2) Indoors;
 - (3) In a confined space;
 - (4) From a vehicle, moving or non-moving;
 - (5) Closer than one thousand (1,000) feet from any facility where flammable/combustible and/or hazardous materials are used, manufactured, or stored;
 - (6) Near products that will support combustibles such as paper, dry grass, wood or pulp;
 - (7) Intentionally targeting buildings, structures, or a motor vehicle.
- (f) All sales and use of fireworks permitted in this section shall be suspended in the event of a "burn ban" issued by the governor's office or the state fire marshal pursuant to R. S. 40:1602 or 40:1563.
- (g) Fireworks for consumer use or public display shall not be modified or altered from their intended design in any way and shall not be combined with any other device or devices to increase energy or loudness of its discharge.
- (h) Violation of this section is a misdemeanor punishable by a fine of not more than five hundred dollars (\$500.00) and/or not more than six (6) months in jail.

Sec. 8-3. Fireworks; sale prohibited; exception; definitions; penalty.

* * *

- (g) Vendors shall adhere to signage regulations set forth as follows:
 - (1) Upon issuance of a sign permit, parish vendor's permit holders shall be allowed one (1) seasonal on-premises sign, not to exceed four (4) feet by eight (8) feet, to be posted at the retail location. All signs shall require a sign permit from Terrebonne Parish and shall adhere to all applicable building codes and requirements associated with a sign permit.
 - (2) Sign permit holders may also post off-premises signage. Off-premises signs shall adhere to the signage requirements of the zoning district at the retail location, Terrebonne Parish, and the State of Louisiana Department of Transportation and Development, and other regulations.
 - (3) All signage shall be promptly removed within ten (10) days of each sales period.

- (h) Vendors shall cause all signage, tents, stands, fixtures, goods, and equipment to be removed within ten (10) days of the end of each sales period.
- (i) Violation of this section is a misdemeanor punishable by a fine of not more than five hundred dollars (\$500.00) and/or six (6) months in jail. A vendor who violates any provision of this section shall be subject to revocation or suspension of his permit.
- (i)(j) Subject to compliance with federal and/or state laws, nothing contained herein shall in any way restrict, prohibit, or discourage manufacturing, wholesale trade, and distribution to the fireworks industry within Terrebonne Parish.

SECTION II

The Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, hereby enacts Section 8-4 of the Terrebonne Parish Code of Ordinances to read as follows:

Sec. 8.4. Creation of Fireworks Ban Area by Ordinance.

- (a) The residents of a residential subdivision(s) as defined by Chapter 30, Section 24.1 of this Code and/or any street(s) (if not in a residential subdivision) may petition the council to ban by ordinance fireworks in the residential subdivision(s) and/or street(s) named in the petition.
- (b) Whenever the creation of a fireworks ban area for residential neighborhood(s)/street(s) is proposed as provided for by this section, the board of directors of the homeowners' association or a representative of the residential subdivision(s) (for non-homeowners' association subdivisions) or street(s) shall propose and file notice of a petition to the council for an ordinance to ban the use of fireworks entirely in fireworks ban area established by the petition of the residential subdivision(s) or street(s). The petition shall state all of the following:
 - (1) The name of the residential subdivision(s) or street(s) for the proposed fireworks ban area and its proposed boundaries.
 - (2) The classification of the residential subdivision(s) or street(s), such as zoning classification, whether the residential subdivision or street(s) is subject to a homeowners' association, etc.
 - (3) The designation of a representative to act for the residential neighborhood(s) or street(s) on behalf of the signers of the petition in all matters, including the representative's full name and mailing address, who shall be a registered voter, using an address on his/her voter registration which is in the residential subdivision(s) or street(s) for which the fireworks ban area is proposed to be created.
 - (4) A request that the council adopt an ordinance to create the fireworks ban area if the petition is verified to meet the requirements for such ordinance.
- (c) All such petitions shall be in an approved form which contains the information required herein, and any petition not on such a form shall be invalid.
 - (1) All signatures on such petition shall be handwritten and dated by only residents in the proposed fireworks ban area as described in the petition. For the purposes of this section, "resident" is defined as a registered voter in the residential subdivision(s) or street(s), using an address in the subdivision(s) or street(s) as his/her residential address for voter registration purposes.
 - (2) Each resident, at the time of signing the petition, shall enter his/her address and the date on which he/she signed beside or underneath his/her signature; however, if a person is unable to write, such incapacitated person shall affix his mark to the petition, and the person circulating the petition shall affix the name and

address of such incapacitated person, as well as the date on which such incapacitated person affixed his mark to the petition, in the presence of two witnesses who shall also sign their names as witnesses to the mark and date their signatures.

(g) Within ninety (90) days of the date of notice of petition is filed with the Council, the representative of the petitioners shall deliver to the Council a report from an independent consultant, contracted by petitioners, which shall certify:

(1) the date on which the representative delivered the original, signed petition to the consultant;

(2) that the petition complies with this section of the Code;

(2) that the consultant has counted and reviewed the signatures of the petition;

(4) that the consultant verifies that signatures from at least 51% of the residents of the proposed fireworks ban area described in the petition comply with the requirements of this Section;

(5) that the proposed fireworks ban area described in the petition is limited to one residential subdivision or a street(s) sufficient to represent a residential area reasonably defined for the purposes of this section;

(h) In determining the number of qualified residents who signed the petition in any residential subdivision(s) or street(s) comprising a proposed fireworks ban area, the consultant shall not count any signature which is undated.

(h) If the Council receives the consultants verified report and a copy of the petition, the council may adopt an ordinance creating the fireworks ban area as described in the petition.

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, B. Pledger, C. Harding, J. Amedée, C. K. Champagne, C. Hamner, D. Babin and K. Chauvin.

NAYS: None.

NOT VOTING: None.

ABSENT: C. Voisin, Jr.

The Chairman declared the ordinance adopted on this the 25th day of September 2024.

* * * * *

The Chairman recognized the public for comments on the following:

- E. An ordinance to amend Chapter 18 of the Terrebonne Parish Code of Ordinances to establish a “3-Way Stop” at the intersection of Houston Avenue and Texas Avenue, to authorize the installation of the appropriate signs

There were no comments from the public on the proposed ordinance.

Mr. D. Babin moved, seconded by Ms. K. Chauvin, “THAT the Council close the aforementioned public hearing.”

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

THERE WAS RECORDED:

YEAS: S. Trosclair, B. Pledger, C. Harding, J. Amedée, C. K. Champagne, C. Hamner, D. Babin and K. Chauvin.

NAYS: None.

ABSENT: C. Voisin, Jr.

The Chairman declared the motion adopted.

OFFERED BY: MR. D. BABIN
SECONDED BY: MR. C. K. CHAMPAGNE

ORDINANCE NO. 9649

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 HOUSTON AVENUE AND TEXAS AVENUE IN HOUMA, LA 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 Houston Avenue and Texas Avenue in Houma, LA, 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) Houston Avenue and Texas Avenue in Houma, LA

The intersection of Houston Avenue and Texas Avenue 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 Houston Avenue and Texas Avenue shall 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 or other portions of this ordinance shall remain in full force and effect, the provisions of this section hereby being declared to be severable.

SECTION III

Any ordinance or part thereof in conflict herewith is hereby repealed.

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 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, B. Pledger, C. Harding, J. Amedée, C. K. Champagne, C. Hamner, D. Babin and K. Chauvin.

NAYS: None.

NOT VOTING: None.

ABSENT: C. Voisin, Jr.

The Chairman declared the ordinance adopted on this the 25th day of September 2024.

* * * * *

The Chairman recognized the public for comments on the following:

- F. An ordinance to Amend Sec. 13-63 “Qualifications for Drivers,” Sec. 13-65 “Standards for Ambulance Equipment,” Sec. 13-70 “Transportation of Emergency Patients”, and Sec. 13-90 “Ambulance Inspections” in Article IV of Chapter 13 of the Terrebonne Parish Code of Ordinances; and to Provide for Other Matters Relative Thereto.

There were no comments from the public on the proposed ordinance.

Ms. K. Chauvin moved, seconded by Mr. D. Babin, “THAT the Council close the aforementioned public hearing.”

The Chairman called for a vote on the motion offered by Ms. K. Chauvin.

THERE WAS RECORDED:

YEAS: S. Trosclair, B. Pledger, C. Harding, C. Voisin, Jr., J. Amedée, C. K. Champagne, C. Hamner, D. Babin and K. Chauvin.

NAYS: None.

ABSENT: C. Voisin, Jr.

The Chairman declared the motion adopted.

OFFERED BY: MS. K., CHAUVIN

SECONDED BY: MR. C. K. CHAMPAGNE

ORDINANCE NO. 9650

AN ORDINANCE TO AMENDED SEC. 13-63 “QUALIFICATIONS FOR DRIVERS,” SEC. 13-65 “STANDARDS FOR AMBULANCE EQUIPMENT,” SEC. 13-70 “TRANSPORTATION OF EMERGENCY PATIENTS”, AND SEC. 13-90 “AMBULANCE INSPECTIONS” IN ARTICLE IV OF CHAPTER 13 OF THE TERREBONNE PARISH CODE OF ORDINANCES; AND TO PROVIDE FOR OTHER MATTERS RELATIVE THERETO.

WHEREAS, LSA-Const. Art. 6, §4 states in its pertinent part that “Except as inconsistent with this constitution, each local governmental subdivision which has adopted such a home rule charter or plan of government shall retain the powers, functions, and duties in effect when this constitution is adopted. If its charter permits, each of them also shall have the right to powers and functions granted to other local governmental subdivisions.” and,

WHEREAS, Sec. 1-05 of The Home Rule Charter for a Consolidated Government for Terrebonne Parish states in its pertinent part that “The parish government shall have and exercise such other powers, rights, privileges, immunities, authority and functions not inconsistent with this charter as may be conferred on or granted to a local governmental subdivision by the constitution and general laws of the state, and more specifically, the parish government shall have and is hereby granted the right and authority to exercise any power and perform any function necessary, requisite or proper for the management of its affairs, not denied by this charter, or by general law, or inconsistent with the constitution.” and,

WHEREAS, significant advances in the medical field render the above named sections of the Terrebonne Parish Code of Ordinances regarding ambulances outdated and/or obsolete in their current form; and

WHEREAS, the Terrebonne Parish Consolidated Government finds that updating and bringing the aforementioned sections of the Terrebonne Parish Code of Ordinances regarding ambulances in line with Louisiana state statutes and Louisiana Department of Health and Hospital standards will promote a higher standard of health and emergency care for, and benefit, the citizens of Terrebonne Parish.

NOW THEREFORE, BE IT ORDAINED by the Terrebonne Parish Council, in due, regular, and legal sessions convened, that:

SECTION I

The Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, hereby amends Section 13-63 of the Terrebonne Parish Code of Ordinances to read as follows:

Sec. 13-63. Qualifications for drivers.

- (a) No person **employed by a private ambulance service or private medical provider** shall drive an ambulance upon the streets of the parish, and no **private** person who owns or controls an ambulance shall permit it to be so driven, unless the driver shall have then in force a class D chauffeur's driver's license duly issued by this state.

However, an ambulance driver employed by the Louisiana Department of Agriculture and Forestry, or a municipality, parish, fire protection district, or other political subdivision of the state may drive an ambulance upon the streets of the parish if the driver shall then have in force a class E driver's license.

Civilian employees of the United States military who are required to operate emergency vehicles, when operating such vehicle or equipment in the course and scope of their employment, may drive an ambulance upon the streets of the parish if the driver shall then have in force a class E driver's license.

- (b) Before driving any ambulance in the parish, each driver shall provide a copy of his current traffic and police record to the parish.
- (c) A driver shall be at least eighteen (18) years of age.
- (d) A driver shall be **a licensed emergency medical responder, a licensed emergency medical technician, a licensed advance emergency medical technician, a licensed paramedic, a licensed respiratory therapist, a licensed nurse practitioner, a licensed physician assistant, a licensed occupational therapist, a licensed registered or practical nurse, or a physician.**

an emergency medical technician-basic, an emergency medical technician-intermediate or an emergency medical technician-paramedic.

- (e) A person may be a driver only if:

- (1) He has never been convicted anywhere under the laws of this state or any other state,

the United States or other applicable laws of the parishes and cities of the offense of murder, aggravated battery, aggravated rape, simple rape, aggravated burglary, simple burglary, aggravated kidnapping, simple kidnapping, armed robbery, simple robbery, possession, sale or use of narcotics, contributing to the delinquency of a juvenile, or indecent behavior with a juvenile and has not been convicted two (2) or more times of any traffic offense during the preceding year;

- (2) He has not been convicted of any other felony or of any misdemeanor involving moral turpitude against the criminal laws of this state or any other state, or of the United States, within the past five (5) years, has not served any part of the sentence thereof within five (5) years and he is not presently charged therewith, or with any of the felonies or misdemeanors set forth in paragraph (e)(1) of this section, or with violating any of the provisions of this article; and
- (3) He is not addicted to the use of intoxicating liquor, does not use any narcotic drugs and is not suffering from any disease or infirmity which might make him an unsafe or unsatisfactory driver.

SECTION II

The Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, hereby amends Section 13-65 of the Terrebonne Parish Code of Ordinances to read as follows:

Sec. 13-65. Standards for ambulance equipment.

(a) The equipment required in each ambulance **is regulated by the Louisiana state department of health and hospitals.** shall include, at all times when the ambulance is in use as such, equipment adequate in the judgment of the parish coroner or his designee, for dressing wounds, splinting fractures, controlling hemorrhages, providing oxygen, and providing advanced life support care. **The department of health and hospitals has promulgated rules and regulations establishing a list of required medical and safety equipment which shall be carried as part of the regular equipment of every ambulance. No person shall conduct, maintain, or operate an ambulance which does not carry with it, in fully operational condition, all of the equipment included in the list, which shall be consistent with the scope of practice for emergency medical technicians established in R.S. 40:1135.2**

~~(b) No ambulance shall be operated unless it has the following required equipment on board:~~

~~(1) Oxygen inhalation equipment—Two (2) oxygen supplies, one (1) of which is portable and other installed in the ambulance;~~

~~(2) Suction equipment for the aspiration of secretions—One (1) suction unit which is portable and one (1) suction unit installed in the ambulance;~~

~~(3) Airway esophagus obturator airway, oral pharyngeal airways, endotracheal airways, laryngoscope and blades, and air adult bag mask resuscitator;~~

~~(4) Wound dressings;~~

~~(5) Splints for upper and lower extremities, scoop stretcher, long spine board, short spine board (also known as a "Kansas"), Kendrick extrication device (KED) or medical extrication device (MED), head immobilizer and a traction splint;~~

~~(6) Emergency childbirth kit;~~

~~(7) Military anti-shock trousers (MAST), snake bite kits, disaster bags and intravenous fluids necessary to replace blood loss or as a lifeline for medications;~~

~~(8) Pillows, blankets, sheets, pillowcases, emesis basins, urinals, bedpans, aneroid blood pressure manometer and stethoscopes, cervical collars, sterile foil, and burn sheets;~~

~~(9) Two-way radios for direct voice dispatching, routing, notification of emergency departments and direction and assistance from and liaison with fire, police and civil defense authorities and other ambulance units. Regardless of the location of the basic radio equipment, it must be adaptable for use by both the driver and the medical technician in the patient area;~~

~~(10) Telemetry capability which expands voice transmissions to allow an emergency room physician to monitor and diagnose electrical cardiac status of a patient in the field and to enable an emergency medical technician-paramedic to monitor vital signs of a patient during transport;~~

~~(11) Cardiac monitor and defibrillator capable of producing hard copy EKG records, delivering three hundred (300) watt/second electrical defibrillation, and transmitting a patient's EKG electronically to a hospital; and~~

~~(12) Advanced life support medications necessary to provide advanced life support care as outlined by current American Heart Association Advanced Cardiac Life Support Care Standards.~~

SECTION III

The Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, hereby amends Section 13-70 of the Terrebonne Parish Code of Ordinances to read as follows:

Sec. 13-70. Transportation of emergency patients.

(a) *Ambulance.* No ambulance shall transport an emergency patient in the parish unless it is an advanced life support ambulance capable of providing advanced life support services and whose crew shall consist of at least one nationally registered emergency medical technician-paramedic and one (1) driver be staffed in accordance with LSA – R.S. 40:1135.1(A)(8), as may be amended.

(b) *Penalties.* Any person convicted for a violation of this section shall be punished as provided in section 13-62.

SECTION IV

The Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, hereby amends Section 13-90 of the Terrebonne Parish Code of Ordinances to read as follows:

Sec. 13-90. - Inspection of ambulances.

Before any permit shall be issued under this article, all of the ambulances listed in the application shall be equipped in compliance with the standards for ambulance equipment as contained, inspected and approved yearly by the Louisiana Bureau of EMS which is part of the Louisiana Department of Health and Hospitals and as is set forth in LA R.S. 40:1135.1. Any ambulance owned or operated by provider, which has a mechanical defect or lacks ambulance equipment, as required by this standard, must be corrected to conform to the requirements of this section. ~~be inspected by the sheriff or his designee and shall be certified to be in proper mechanical condition. Each ambulance shall also be inspected by the coroner or his designee and shall be certified to be equipped in compliance with standards for ambulance equipment as contained in this article.~~

(1) Such inspections shall be conducted annually.

~~(2) After each inspection, certificates of inspection shall be issued for those vehicles which are mechanically fit and meet all standards for ambulance equipment as set out in this article.~~

~~(3) Each owner of an ambulance lacking the mechanical inspection certificate or ambulance equipment required shall be guilty of a violation of this article and shall be punished as herein provided.~~

~~(4) The owner and/or operator of any ambulance whose ambulance has a mechanical defect or lacks ambulance equipment as required by this article shall be given seven (7) days in which to have it corrected. After the expiration of seven (7) days, the name, registration and license number of each ambulance remaining uncertified shall be given to the sheriff's department for enforcement.~~

SECTION V

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 VI

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, B. Pledger, C. Harding, C. Voisin, Jr., J. Amedée, C. K. Champagne, C. Hamner, D. Babin and K. Chauvin.

NAYS: None.

NOT VOTING: None.

ABSENT: None.

The Chairman declared the ordinance adopted on this the 25th day of September 2024.

* * * * *

The Chairman recognized the public for comments on the following:

G. An ordinance to amend the zoning map of the Parish of Terrebonne so as to rezone from R-1 (Single-Family Residential) to R-3 (Multi-Family Residential), Lots 21 & 22, Square 4, Barrowtown Subdivision, 2606 & 2608 Larry Street, Houma, Terrebonne Parish, Louisiana; Kirby Bonvillain, applicant.

Ms. B. Pledger moved, seconded by Mr. D. Babin, "THAT the Council close the aforementioned public hearing."

The Chairman called for a vote on the motion offered by Mr. B. Pledger.

THERE WAS RECORDED:

YEAS: S. Trosclair, B. Pledger, C. Harding, C. Voisin, Jr., J. Amedée, C. K. Champagne, C. Hamner, D. Babin and K. Chauvin.

NAYS: None.

ABSENT: None.

The Chairman declared the motion adopted.

OFFERED BY: MR. B. PLEDGER

SECONDED BY: MR. D. BABIN

ORDINANCE NO. 9651

AN ORDINANCE TO AMEND THE ZONING MAP OF THE PARISH OF TERREBONNE SO AS TO REZONE FROM R-1 (SINGLE-FAMILY RESIDENTIAL) TO R-3 (MULTI-FAMILY RESIDENTIAL); LOTS 21 AND 22 SQUARE 4, BARROWTOWN SUBDIVISION, 2606 AND 2608 LARRY STREET, HOUMA, TERREBONNE PARISH, LOUISIANA; KIRBY BONVILLAIN, 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 25, 2024; 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) to R-3 (Multi-Family Residential), Lots 21 and 22, Square 4, 2606 and 2608 Larry Street, Houma, Terrebonne Parish, Louisiana.

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

THERE WAS RECORDED:

YEAS: S. Trosclair, B. Pledger, C. Harding, C. Voisin, Jr., J. Amedée, C. K. Champagne, C. Hamner, D. Babin and K. Chauvin.

NAYS: None.

NOT VOTING: None.

ABSENT: None.

The Chairman declared the ordinance adopted on this the 25th day of September 2024.

* * * * *

The Chairman recognized the public for comments on the following:

H. An ordinance to amend the zoning map of the Parish of Terrebonne so as to rezone from R-1 (Single-Family Residential) to R-2 (Two-Family Residential), Lots 1-27, Block 1; Lots 1-9, Block 2; Lots 1-39, Block 3; Lots 1-19, Block 4, Parkwood Place Subdivision, Houma, Terrebonne Parish, Louisiana; Gem Builders, LLC, applicant.

There were no comments from the public on the proposed ordinance.

Mr. B. Pledger moved, seconded by Ms. K. Chauvin, "THAT the Council close the aforementioned public hearing."

The Chairman called for a vote on the motion offered by Mr. B. Pledger.

THERE WAS RECORDED:

YEAS: S. Trosclair, B. Pledger, C. Harding, C. Voisin, Jr., J. Amedée, C. K. Champagne, C. Hamner, D. Babin and K. Chauvin.

NAYS: None.

ABSENT: None.

The Chairman declared the motion adopted.

OFFERED BY: MR. B. PLEDGER

SECONDED BY: MS. K. CHAUVIN

ORDINANCE NO. 9652

AN ORDINANCE TO AMEND THE ZONING MAP OF THE PARISH OF TERREBONNE SO AS TO REZONE FROM R-1 (SINGLE-FAMILY RESIDENTIAL) TO R-2 (TWO-FAMILY RESIDENTIAL); LOTS 1-27, BLOCK 1; LOTS 1-9, BLOCK 2; LOTS 1-39, BLOCK 3; LOTS 1-19, BLOCK 4, PARKWOOD PLACE SUBDIVISION, HOUMA, TERREBONNE PARISH, LOUISIANA; GEM BUILDERS, LLC, 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 25, 2024; 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) to R-2 (Two-Family Residential), Lots 1-27, Block 1; Lots 1-9, Block 2; Lots 1-39, Block 3, Lots 1-19, Block 4, Parkwood Place Subdivision, Houma, Terrebonne Parish, Louisiana.

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

THERE WAS RECORDED:

YEAS: S. Trosclair, B. Pledger, C. Harding, C. Voisin, Jr., J. Amedée, C. K. Champagne, C. Hamner, D. Babin and K. Chauvin.

NAYS: None.

NOT VOTING: None.

ABSENT: None.

The Chairman declared the ordinance adopted on this the 25th day of September 2024.

* * * * *

The Chairman recognized the public for comments on the following:

- I. An ordinance to amend t Sections 22-226, 22-228, 22-229, and 22-230 and Enact 22-225 of Chapter 22, Article IX of the Terrebonne Parish Code of Ordinances to Remedy Awkward Phrasing in Section 22-226; to Move Penalties from Section 22-228(b) to Section 22-225 and Apply Them to the Entire Article IX; and to Add Certain Parish-Owned Launches and Docks to the List of “No Launching” and “No Mooring” Sites.

Mr. D. Babin moved, seconded by Mr. C. Harding, “THAT the Council close the aforementioned public hearing.”

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

THERE WAS RECORDED:

YEAS: S. Trosclair, B. Pledger, C. Harding, C. Voisin, Jr., J. Amedée, C. K. Champagne, C. Hamner, D. Babin and K. Chauvin.

NAYS: None.

ABSENT: None.

The Chairman declared the motion adopted.

OFFERED BY: MR. D. BABIN

SECONDED BY: MR. C. HARDING

ORDINANCE NO. 9653

AN ORDINANCE TO AMEND SECTIONS 22-226, 22-228, 22-229, and 22-230 AND ENACT 22-225 OF CHAPTER 22, ARTICLE IX OF THE TERREBONNE PARISH CODE OF ORDINANCES TO REMEDY AWKWARD PHRASING IN SECTION 22-226; TO MOVE PENALTIES FROM SECTION 22-228(b) TO SECTION 22-225 AND APPLY THEM TO THE ENTIRE ARTICLE IX; AND TO ADD CERTAIN PARISH-OWNED LAUNCHES AND DOCKS TO THE LIST OF “NO LAUNCHING” AND “NO MOORING” SITES.

SECTION I

WHEREAS, Section 1-06 of the Home Rule Charter for Terrebonne Parish Consolidated Government (TPCG) 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 matters necessary requisite or proper for the management of parish affairs, and all other subject matters without exception, subject only to the limitation that the same shall not be inconsistent with the Constitution or expressly denied by general law applicable to the parish; and

WHEREAS, Section 2-11 of the Terrebonne Parish Home Rule Charter requires an ordinance to adopt or amend the code; and

WHEREAS, the department(s) of TPCG tasked with maintaining public docks and launches in Terrebonne Parish have requested amendments to pertinent sections of the code to facilitate enforcement of regulations at those docks and launches;

WHEREAS, concurrently, the TPCG is in the process of improving Houma Heights Park and Connely Park in Terrebonne Parish to attract tourists and facilitate public recreation;

WHEREAS, TPCG wishes to amend and enact certain sections of Chapter 22, Article IX, to facilitate these objectives; and

SECTION II

NOW, THEREFORE, BE IT ORDAINED by the Terrebonne Parish Council on behalf of the Terrebonne Parish Consolidated Government that the following sections of the Code of Ordinances of Terrebonne Parish at Chapter 22, Article IX, shall be and are hereby amended as follows, with underline to show additions and strike out to show deletions:

Sec. 22-226. – Use of Parish-owned boat launch facilities.

- (a) It shall be unlawful for any person to use any parish boat launch or adjacent parking area for, by launching, docking, parking, loading, or unloading of any vessels, or driving or parking any vehicles large land vehicles, commonly referred to as motorhomes, recreational vehicles or campers, in or upon any parish boat launch or adjacent parking area, except to allow persons who possess commercial licenses issued under the auspices of R.S. Title 56, to use such facilities if the such vessels and vehicles are which requires a special permit to be transported capable of being trailered upon the state highways and roads without the necessity of special permit.
- (b) It shall be unlawful for any person to use any parish boat launch or adjacent parking area for loading, unloading, driving, or parking any large land vehicles, commonly referred to as motorhomes, recreational vehicles, or campers.
- (c) It shall be unlawful for any person to park or moor any No motor vessel, once launched from the launching facility, may tie up in or upon any parish boat launch or adjacent dock or parking area at the docking areas for a longer period of time than that which is reasonably required for such launching or trailering such vessel; nor may any vessel, whether commercial or personal, use such docking areas for unloading of any type of produce or equipment used in commercial ventures.
- (d) It shall be unlawful for any person commercial interests to use any of the launches and docking areas owned and/or maintained by the parish government for commercial activities, including, but not limited to, the loading or unloading or docking for the purpose of loading or unloading employees, goods, or equipment in or from any vessel used for commercial endeavors, employees and/or equipment. The following commercial uses are exceptions to this subpart (d):

(1) Persons possessing valid licenses under the auspices of Louisiana R.S. Title 56 may use the launches and docks for launching, trailering, loading, and unloading vessels properly licensed under Title 56, provided such use is compliant with all the provisions of this Article.

(2) Persons possessing proper employee identification may use the launches and docks for launching, trailering, loading, and unloading vessels under the course and scope of their employment for purposes of performing commercial duties such as servicing, surveying, and inspecting facilities which are only accessible by water or for facilitating crew changes at facilities only accessible by water, provided such use is compliant with all the provisions of this Article.

(3) Notwithstanding any provisions in this subsection (d), no person shall cause a vessel to be moored at a public launch or dock overnight.

* * *

Sec. 22-228. - Waterway identification signs and navigational aids.

(a) No person shall destroy, molest, damage, change or alter any signs or navigational aids placed along or in any waterbody within the parish.

(b) Any person violating the provisions of this section shall, upon conviction, be guilty of a misdemeanor and subject to a fine of not more than five hundred dollars (\$500.00), imprisonment for up to thirty (30) days in the parish jail, or both, at the discretion of the court.

(c) As used in this section, "signs" placed along a waterbody are those identifying the name, location, or speed limit or those providing other information relative to a waterway or waterbody. "Navigational aids" includes, but is not limited to, beacons, buoys and flashing lights placed in or along waterways and waterbodies.

Sec. 22-229. - No boat launching zones.

(a) It shall be unlawful for any person to launch or trailer a vessel at The following described areas are hereby these designated as no boat launching zones:

(1) Connely Park: public property under the Twin Span on the north bank of Bayou Terrebonne from Intracoastal Canal Waterway to Grand Caillou Road Bridge

(2) Houma Heights Park: public property under the Twin Span on the south bank of Bayou Terrebonne from Intracoastal Canal Waterway to Grand Caillou Road Bridge.

(3) Pointe Aux Chenes Road, that portion leading to the Isle de Jean Charles Community

(b) Appropriate "No Boat Launching" signs shall be erected and maintained along such roadways and waterways to create and maintain such zones. All motorists and boaters shall respect the signs erected and maintained under the provisions of this section.

(b)(c) The term "boat launching" shall mean the launching of a boat, vessel, or watercraft with the use of a motor vehicle and trailer or from a trailer. The term "boat launching" does not apply to small watercraft and vessels that do not require the use of a trailer for launching such as a pirogue, kayak, or canoe.

Sec. 22-230. – Mooring piles.

It shall be unlawful for any person to moor any vessel at the following locations by the means described therein. Vessels in the following described waters shall be prohibited from mooring at the mooring piles except within five (5) days in advance of, during, the

duration and immediately following a specific tropical event, and such vessel will be removed if found not in compliance:

(1) Company Canal., by use of any mooring piles in Company Canal from That portion beginning at the its intersection of Bayou Terrebonne to and ending at the Terrebonne/Lafourche Parish line.

(2) Bayou Terrebonne between Houma Heights Park and Connely Park (Intracoastal Canal Waterway to Grand Caillou Road Bridge).

SECTION III

BE IT FURTHER ORDAINED by the Terrebonne Parish Council on behalf of the Terrebonne Parish Consolidated Government that the deleted language of subpart (b) of Section 22-228 be and is hereby enacted as new Section 22-225 under Chapter 22, Article IX, Division 1 of the Code of Ordinances of Terrebonne Parish and made applicable to all of said Chapter IX, as follows:

ARTICLE IX. – BOATS AND WATERWAYS

DIVISION 1. – GENERALLY

Sec. 22-225. – Penalty

(a) Any person violating any provision of this Article IX shall, upon conviction, be guilty of amisdemeanor and subject to a fine of not more than five hundred dollars (\$500.00), imprisonment for up to thirty (30) days in the parish jail, or both, at the discretion of the court.

(b) In addition to the penalty under subpart (a) of this Section, the court may enjoin any person in violation of Section 22-226 from entering or using any or all public boat launches, docks, and adjacent parking facilities.

SECTION IV

BE IF FURTHER ORDAINED by the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, that, in due, regular and legal sessions convened, this ordinance is enacted.

SECTION V

BE IF FURTHER ORDAINED that any section, clause, paragraph, provision, or portion of these regulations found to be invalid is severable and shall not affect the validity of the whole.

SECTION VI

BE IF FURTHER ORDAINED that 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, B. Pledger, C. Harding, C. Voisin, Jr., J. Amedée, C. K. Champagne, C. Hamner, D. Babin and K. Chauvin.

NAYS: None.

NOT VOTING: None.

ABSENT: None.

The Chairman declared the ordinance adopted on this the 25th day of September 2024.

* * * * *

It was at this time that the Council was recorded as exiting public hearings.

The Chairman called for a report on the Community Development and Planning Committee meeting held on 09/23/24, whereupon the Committee Chairwoman rendered the following:

COMMUNITY DEVELOPMENT AND PLANNING COMMITTEE

SEPTEMBER 23, 2024

The Chairwoman, Ms. K. Chauvin, called the Community Development and Planning Committee meeting to order at 5:30 p.m. p.m. in the Terrebonne Parish Council Meeting Room. The Invocation and the Pledge of Allegiance were led by the Chairwoman. Upon roll call, Committee Members recorded as present were: S. Trosclair, B. Pledger, C. Harding, C. Voisin, Jr., J. Amedée, C. K. Champagne, C. Hamner, D. Babin, and K. Chauvin. A quorum was declared present.

OFFERED BY: MR. C. HARDING
SECONDED BY: MR. C. K. CHAMPAGNE

RESOLUTION NO. 24-350

A resolution authorizing the Parish President to sign and submit the 2024 Community Development Block Grant and Home Investment Partnerships Program grant agreements to the United States Department of Housing & Urban Development

WHEREAS, Terrebonne Parish Consolidated Government's 2024 Annual Action Plan has been approved by the United States Department of Housing & Urban Development; and

WHEREAS, Terrebonne Parish Consolidated Government has been awarded \$828,537.00 in Community Development Block Grant Program funds and \$354,677.47 in Home Investment Partnerships Program funds to carry out programs and services in accordance with the 2020 to 2025 Consolidated Plan and the 2024 Annual Action Plan.

NOW, THEREFORE BE IT RESOLVED that the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, does hereby authorize Parish President Jason W. Bergeron to sign and submit the grant agreements and any other documents or amendments necessary between Terrebonne Parish Consolidated Government and the United States Department of Housing & Urban Development.

NOW, THEREFORE BE IT FURTHER RESOLVED that the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, does hereby authorize and empower the Housing and Human Services Director to carry out the programs and services outlined in the Plan, in accordance with established policies and procedures.

THERE WAS RECORDED:

YEAS: S. Trosclair, B. Pledger, C. Harding, C. Voisin, Jr., J. Amedée, C. K. Champagne, C. Hamner, D. Babin, and K. Chauvin.

NAYS: None.

NOT VOTING: None.

ABSTAINING: None.

ABSENT: None.

The Chairwoman declared the resolution adopted on this the 23rd day of September 2024.

OFFERED BY: MR. D. BABIN
SECONDED BY: MR. C. VOISIN, JR.

RESOLUTION NO. 24-351

A RESOLUTION AUTHORIZING THE PARISH PRESIDENT TO AMEND A CONTRACT BETWEEN TERREBONNE PARISH CONSOLIDATED GOVERNMENT AND ROSTAN SOLUTIONS, LLC. TO DEVELOP APPLICATIONS FOR FLOOD MITIGATION ASSISTANCE AND PREDISTASTER MITIGATION GRANT PROGRAMS AND PROVIDE PROJECT AND GRANT MANAGEMENT SERVICES AS NEEDED.

WHEREAS, the Terrebonne Parish Consolidated Government successfully applied for funding allocated as a result of the yearly Flood Mitigation Assistance (FMA) and Predisaster Mitigation programs through the Federal Emergency Management agency (FEMA) and the National Flood Insurance Program (NFIP), and

WHEREAS, the Parish entered into a contract with Rostan Solutions, LLC November 25, 2019, with a term to begin September 30, 2019; and

WHEREAS, the projects are not completed due to various delays for hurricanes and homeowner funding; and

WHEREAS, these services, reimbursable by the grant program, are required throughout the grant term; and

WHEREAS, the original terms of the contract allow the terms to be extended for up to two years;

WHEREAS, legal counsel provided the attached draft amendment to support the extension of the contract and associated task orders and any extension will be approved by legal;

NOW, THEREFORE, BE IT RESOLVED by the Terrebonne Parish Council that the Parish President is hereby authorized to amend the existing agreement with Rostan Solutions, LLC to extend the services listed above as necessary.

THERE WAS RECORDED:

YEAS: S. Trosclair, B. Pledger, C. Harding, C. Voisin, Jr., J. Amedée, C. K Champagne, C. Hamner, D. Babin, and K. Chauvin.

NAYS: None.

NOT VOTING: None.

ABSTAINING: None.

ABSENT: None.

The Chairwoman declared the resolution adopted on this the 23rd day of September 2024.

Mr. C. Harding moved, seconded by Mr. S. Trosclair, "THAT, the Community Development and Planning Committee introduce a motion to rescind the condemnation order adopted July 25, 2023, on the commercial structure located at 823 Peach Street, owned by James Q Quave & Betty Quave."

The Chairwoman called for the vote on the motion offered by Mr. C. Harding.

THERE WAS RECORDED:

YEAS: S. Trosclair, B. Pledger, C. Harding, C. Voisin, Jr., J. Amedée, C. K. Champagne, C. Hamner, D. Babin, and K. Chauvin.

NAYS: None.

ABSENT: None.

The Chairwoman declared the motion adopted.

Mr. D. Babin moved, seconded by Mr. S. Trosclair, "THAT, the Community Development and Planning Committee add onto the written agenda for discussion the following add-on agenda item: 'Mr. Corey Williams, Disaster Recovery Specialist, to address the Council regarding Hurricane Francine updates.'" (***MOTION ADOPTED AFTER CALLING FOR PUBLIC COMMENT**)

The Chairwoman called for public comment on the proposed add-on agenda item.

There were no comments from the public regarding the proposed add-on agenda item.

*The Chairwoman called for the vote on the aforementioned motion offered by Mr. D. Babin.

THERE WAS RECORDED:

YEAS: S. Trosclair, B. Pledger, C. Harding, C. Voisin, Jr., J. Amedée, C. K. Champagne, C. Hamner, D. Babin, and K. Chauvin.

NAYS: None.

ABSENT: None.

The Chairwoman declared the aforementioned motion adopted.

The Chairwoman recognized Mr. Corey Williams, Disaster Recovery Specialist, who shared that two sites have been set up in Terrebonne Parish one at the Main Branch Library and the other at the North Branch Library, to assist residents with FEMA and SBA loan assistance. He then stated that residents may call the FEMA Emergency Assistance Line at 1-800-621-3362, noting that even if a resident is denied FEMA assistance, they may be able to qualify and apply for an SBA loan.

At the Committee's request, Mr. Williams explained that, even if a resident has homeowners' insurance, they may be able to still qualify and apply for an SBA loan, highlighting that FEMA cannot duplicate funds already being provided through homeowners' insurance. Mr. Williams then clarified that, if a resident lives in flood zones A or V, they must have flood insurance to qualify for an SBA loan and, if their flood insurance lapses, the homeowner would be in violation of their loan. He then verified that, if any applicant was currently in mitigation from Hurricane Ida, they could still apply for assistance under Hurricane Francine.

Mr. D. Babin moved, seconded by Mr. C. Harding, "THAT, there being no further business to come before the Community Development and Planning Committee, the meeting be adjourned."

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

THERE WAS RECORDED:

YEAS: S. Trosclair, B. Pledger, C. Harding, C. Voisin, Jr., J. Amedée, C. K. Champagne, C. Hamner, D. Babin, and K. Chauvin.

NAYS: None.

ABSENT: None.

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

Kimberly Chauvin, Chairwoman

Charlie Howard, Minute Clerk

Ms. K. Chauvin moved, seconded by Mr. C. Hamner, "THAT, the Council accept and ratify the minutes of the Community Development and Planning Committee meeting held on 09/23/24."

The Chairman called for a vote on the motion offered by Ms. K. Chauvin.

THERE WAS RECORDED:

YEAS: S. Trosclair, B. Pledger, C. Harding, C. Voisin, Jr., J. Amedée, C. K. Champagne, C. Hamner, D. Babin and K. Chauvin.

NAYS: None.

ABSENT: None.

The Chairman declared the motion adopted.

The Chairman called for a report on the Budget and Finance Committee meeting held on 09/23/24, whereupon the Committee Chairman, ratification of minutes calls public hearing on Wednesday, October 16, 2024, at 6:30 p.m., rendered the following:

BUDGET & FINANCE COMMITTEE

SEPTEMBER 23, 2024

The Chairman, Mr. Brien Pledger, called the Budget & Finance Committee meeting to order at 5:53 p.m. in the Terrebonne Parish Council Meeting Room. Mr. C. Harding led an Invocation, and the Chairman led the Pledge of Allegiance. Upon roll call, the Committee Members recorded as present were: S. Trosclair, B. Pledger, C. Harding, C. Voisin, Jr., J. Amedée, C. K. Champagne, C. Hamner, D. Babin and K. Chauvin. A quorum was declared present.

OFFERED BY: MR. D. BABIN
SECONDED BY: MR. C. HARDING

RESOLUTION NO. 24-352

A RESOLUTION TO AUTHORIZE TERREBONNE COUNCIL ON AGING TO FILE AN APPLICATION WITH THE LOUISIANA DEPARTMENT OF TRANSPORTATION AND DEVELOPMENT FOR GRANT(S) UNDER FEDERAL TRANSIT ASSOCIATION (FTA) PROGRAMS.

WHEREAS, Article VII, Section 14 of the Louisiana Constitution provides that, “[F]or public purpose, the state and its political subdivisions or political corporations may engage in cooperative endeavors with each other, with the United States or its agencies, or with any public or private corporation or individual”;

WHEREAS, TPCG is authorized by its Home Rule Charter to pass all resolutions and/or ordinances requisite or necessary to promote, protect and preserve the general welfare, safety, health, peace and good order of the parish;

WHEREAS, TCOA desires apply for grants to provide transportation in rural areas;

WHEREAS, Terrebonne Council on Aging (TCOA) desires to apply for grants through the Louisiana Department of Transportation and Development (LADOTD) for a grant under any of the following FTA programs managed through the LA DOTD: 49 CFR 5311, Formula Grant for Rural Areas; and 49 CFR 5339, Grants for Bus and Bus Facility Program;

WHEREAS, in order for TCOA to receive funds from this grant, TPCG must fill out an application substantively similar to the one attached hereto for the 2026 fiscal year;

WHEREAS, the Secretary of La. DOTD is authorized to make grants for mass transportation projects;

WHEREAS, the contract for financial assistance will impose certain obligations upon the applicant, including the provisions by it of the local share of project costs;

WHEREAS, it is required by the La. DOTD in accordance with the provisions of Title VI of the Civil Rights Act of 1964, that in connection with the filing of an application for assistance that it will comply with Title VI of the Civil Rights Act of 1964 and the U.S. Department of Transportation requirements thereunder;

WHEREAS, it is the goal of TCOA that minority business enterprise be utilized to the fullest extent possible in connection with this project, and that definitive procedures shall be established and administered to ensure that minority businesses shall have the maximum feasible opportunity to compete for contracts when procuring construction contracts, supplies, equipment, or consultant and other services.

SECTION I

NOW, THEREFORE, BE IT RESOLVED by the Terrebonne Parish Council:

1. That the TCOA is authorized to execute and file an application on behalf of TPCG with the La. DOTD, to aid in the financing of operating and/or capital assistance projects pursuant to FTA transit programs.
2. That the TCOA is authorized to execute and file with such applications an assurance, or any other document required by the La. DOTD effectuating the purposes of Title VI of the Civil Rights Act of 1964, as amended.
3. That the TCOA is authorized to furnish such additional information as the La. DOTD may require in connection with the application or financial reimbursement of the project.
4. That the TCOA is authorized to set and execute affirmative minority business policies in connection with the project's procurement needs.
5. That the TCOA is authorized to execute grant contract agreements on behalf of TPCG with the La. DOTD for aid in the financing of the operating or capital assistance projects.
6. That the TCOA is authorized to sign and submit financial activity reports on behalf of TPCG with the La. DOTD for aid in the financing of the operating or capital assistance projects.
7. This resolution is applicable for the 2026 fiscal year, unless revoked by TPCG, and a copy of such revocation shall be furnished to the La. DOTD.

SECTION II

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

SECTION III

This resolution 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 resolution, having been introduced, was voted upon as follows:

THERE WAS RECORDED:

YEAS: S. Trosclair, B. Pledger, C. Harding, C. Voisin, Jr., J. Amedée, C. K Champagne, C. Hamner, D. Babin, and K. Chauvin.

NAYS: None.

NOT VOTING: None.

ABSTAINING: None.

ABSENT: None.

The Chairman declared the resolution adopted on this the 23rd day of September 2024.

OFFERED BY: MR. C. HAMNER

SECONDED BY: MR. C. K. CHAMPAGNE

RESOLUTION NO. 24-353

A RESOLUTION TO APPROVE MACHINE WORKS, LLC FOR PARTICIPATION IN THE INDUSTRIAL TAX EXEMPTION PROGRAM AT TERREBONNE PARISH, LOUISIANA

WHEREAS, Article 7, Section 21 (F) of the Louisiana Constitution provides for the Board of Commerce and Industry ("BCI"), with the approval of the Governor, to approve contracts for the exemption of ad valorem taxes of a new manufacturing establishment or an addition to an existing manufacturing establishment, on such terms and conditions as the board, with the approval of the Governor, deems in the best interest of the state; and

WHEREAS, K&B Machine Works, LLC has applied for an Industrial Tax Exemption ("ITE"), #20220543-ITE, which has been approved by the BCI; and

WHEREAS, Executive Order JBE 16-26 and 16-73, as amended, provides that ITE contracts should be premised upon job and payroll creation at new or expanded manufacturing plants or establishments, or upon showing that investment in modernization of the facility represents a compelling basis for retention of jobs, based upon economic benefit in accordance with guidance received from the Secretary of Economic Development and concurred by the Terrebonne Parish Council, Terrebonne Parish School Board and Terrebonne Parish Sheriff; and

WHEREAS, Executive Order JBE 16-26 and 16-73, as amended, further requires that this Parish Council, together with the other required local government entities signify consent to the terms of the exemption; and

WHEREAS, K&B Machine Works, LLC has undertaken an addition/expansion its facility at 208 Rebecca's Pond Road in Schriever to grow and expand its scope of business in the oil-and-gas and advanced-manufacturing sectors as well as explore the additive machining movement, with associated new direct jobs and payroll resulting; and

WHEREAS, the Louisiana Board of Commerce and Industry has approved the aforementioned project and conveyed the same to this Parish Council, and thus this matter is now ready for a determination of approval of this Parish Council as required by JBE 16-26 and 16-73, as amended; and,

WHEREAS, the Terrebonne Parish Council, in consideration of JBE 16-26 and 16-73, as amended, and in accordance with Louisiana Administrative Code §01, et seq., Louisiana Revised Statutes 47: 1703 and 47:4311, et seq., finds the project, contract, as proposed attached hereto, to be acceptable; and

NOW THEREFORE, BE IT RESOLVED, upon consideration of the foregoing and the public discussion held this day that the Terrebonne Parish Council finds that K&B Machine Works, LLC has presented compelling evidence that as a result of the completed investment of \$2,328,338 for which the exemption is being sought, and has created and will retain 5 manufacturing jobs at an annual payroll of at least \$325,000, approves the terms of the Industrial Tax Exemption contract between the State of Louisiana, the Louisiana Department of Economic Development, and K&B Machine Works, LLC with respect to the manufacturing plant located in Terrebonne Parish, Louisiana.

Terms: Exemption Contract for ad valorem taxes exemption at 80% for 5 years and an 80% exemption for the 5-year renewal Exemption Contract, subject to the company's compliance with and performance of the company's objectives considered as to the renewal.

Failure to satisfy 90% of either or both the company's required annual jobs and payroll as attached may result in reconsideration of the terms of the exemption or the opportunity for renewal of the initial five-year exemption.

This Terrebonne Parish Council hereby approves the Industrial Tax Exemption Contract between the State of Louisiana, the Louisiana Department of Economic Development, and K&B Machine Works, LLC.

THEREFORE, BE IT FURTHER RESOLVED by the Parish Council, that a copy of this resolution shall be forwarded to the Louisiana Department of Economic Development.

THERE WAS RECORDED:

YEAS: S. Trosclair, B. Pledger, C. Harding, C. Voisin, Jr., J. Amedée, C. K Champagne, C. Hamner, D. Babin, and K. Chauvin.

NAYS: None.

NOT VOTING: None.

ABSTAINING: None.

ABSENT: None.

The Chairman declared the resolution adopted on this the 23rd day of September 2024.

Mr. D. Babin moved, seconded by Mr. C. K Champagne, “THAT, the Budget & Finance Committee introduce an ordinance to amend the 2024 Adopted Operating Budget of the Terrebonne Parish Consolidated Government for the following items and to provide for related matters.

- I. Dedicated Emergency Fund, \$3,639,860
- II. Dedicated Emergency Fund, \$13,546,442
- III. Dedicated Emergency Fund, \$755,000
- IV. Animal Shelter, \$7,919
- V. Animal Shelter, \$1,650
- VI. Utilities, \$543,390
- VII. Road Lighting District #1, \$40,000

and call a public hearing on said matter on Wednesday, October 16, 2024, at 6:30 p.m.”

The Chairman called for the vote on the motion offered by Mr. D. Babin.

THERE WAS RECORDED:

YEAS: S. Trosclair, B. Pledger, C. Harding, C. Voisin, Jr., J. Amedée, C. K. Champagne, C. Hamner, D. Babin and K. Chauvin.

NAYS: None.

ABSENT: None.

The Chairman declared the motion adopted.

Ms. K. Chauvin moved, seconded by Mr. C. Harding, “THAT, there being no further business to come before the Budget & Finance Committee, the meeting be adjourned.”

The Chairman called for the vote on the motion offered by Ms. K. Chauvin.

THERE WAS RECORDED:

YEAS: S. Trosclair, B. Pledger, C. Harding, C. Voisin, Jr., J. Amedée, C. K. Champagne, C. Hamner, D. Babin and K. Chauvin.

NAYS: None.

ABSENT: None.

The Chairman declared the motion adopted, and the meeting was adjourned at 5:56 p.m.

Brien Pledger, Chairman

Charlie Howard, Minute Clerk

Mr. B. Pledger moved, seconded by Ms. K. Chauvin, “THAT, the Council accept and ratify the minutes of the Budget and Finance Committee meeting held on 09/23/24.”

The Chairman called for a vote on the motion offered by Mr. B. Pledger.

THERE WAS RECORDED:

YEAS: S. Trosclair, B. Pledger, C. Harding, C. Voisin, Jr., J. Amedée, C. K. Champagne, C. Hamner, D. Babin and K. Chauvin.

NAYS: None.

ABSENT: None.

The Chairman declared the motion adopted.

The Chairman called for a report on the Policy Procedure and Legal Committee meeting held on 09/23/24, whereupon the Committee Chairman, noting ratification of minutes calls public hearing on Wednesday, October 16, 2024, at 6:30 p.m., rendered the following:

POLICY, PROCEDURE & LEGAL COMMITTEE

SEPTEMBER 23, 2024

The Chairman, Mr. Clyde Hamner, called the Policy, Procedure and Legal Committee meeting to order at 5:57 p.m. in the Terrebonne Parish Council Meeting Room. The Chairman offered

the Invocation and led the Pledge of Allegiance. Upon roll call, Committee Members recorded as present were: S. Trosclair, B. Pledger, C. Harding, C. Voisin, Jr., J. Amedée, C. K. Champagne, C. Hamner, D. Babin, K. Chauvin. A quorum was declared present.

OFFERED BY: MR. D. BABIN
SECONDED BY: MR. C. HARDING

RESOLUTION NO. 24-354

A Resolution by the Terrebonne Parish Council in Support of Dedicated OCS Alternative or Renewable Energy Revenues to the Coastal Protection and Restoration Trust Fund

A resolution in favor of the constitutional amendment proposed by HB 300, introduced on February 28, 2024, by Representative Joe Orgeron and passed in both the Louisiana House and Senate by over two-thirds vote thus being passed to the Secretary of State to become Act 408 and placed before the voters of Louisiana as a proposed Constitutional Amendment at the statewide election to be held on November 5, 2024.

WHEREAS, the present Louisiana Constitution requires that the State Treasurer deposit annually into the Coastal Protection and Restoration Fund the federal revenues received by the State from Outer Continental Shelf oil and gas activity, and

WHEREAS, the proposed constitutional amendment, introduced by Representative Joe Orgeron with HB 300 on February 28, 2024, and passed by both the Louisiana House of Representatives and the Louisiana Senate by over two-thirds vote becoming Act 408 and to be placed before the voters of Louisiana as a proposed Constitutional Amendment at the statewide election to be held on November 5, 2024, and

WHEREAS, the proposed constitutional amendment retains the present constitution requirements and adds federal revenues generated from Outer Continental Shelf alternative or renewable energy production sources, including wind energy, solar energy, tidal energy, wave energy, geothermal energy, and any other alternative or renewable energy production or sources, and

WHEREAS, the proposed constitutional amendment would amend Article VII, Section 10.2(E)(1) of the Constitution of Louisiana to require federal revenues received by the State and generated from Outer Continental Shelf oil and gas and alternative or renewable energy production be deposited into the Coastal Protection and Restoration Fund, and

WHEREAS, the proposed constitutional amendment does NOT:

- a) Take money from the State General Fund or away from other state projects and programs, or
- b) Slow or disincentivize oil and gas production or increase the cost of doing business for any type of energy company in the Gulf of Mexico, or
- c) Provide a subsidy for alternative or renewable energy in the Gulf of Mexico, and

WHEREAS, passing this proposed constitutional amendment means that if and when federal revenue sharing for all types of energy production becomes a reality for the Gulf Coast States currently participating in the Gulf of Mexico Energy Securities Act (GOMESA) federal revenue sharing, that Louisiana WILL commit those dollars to its Coastal Trust Fund to protect and restore the Louisiana coast and the communities that live there, and

WHEREAS, Louisiana has made and continues to make its case to the federal government and others that this arrangement makes sense because Louisiana's coast, communities, workers and protective levee infrastructure provide huge benefits to the entire State of Louisiana and the Nation.

NOW, THEREFORE, BE IT RESOLVED that the Terrebonne Parish Council on behalf of the Terrebonne Parish Consolidated Government hereby declares that it is in support of passage of the proposed Constitutional Amendment amending Article VII, Section 10.2(E)(1) of the Constitution of Louisiana to require federal revenues received by the State and

generated from Outer Continental Shelf oil and gas and alternative or renewable energy production be deposited into the Coastal Protection and Restoration Fund for the above stated reasons and benefits.

BE IT FURTHER RESOLVED that a copy of this Resolution be incorporated in the minutes of the Terrebonne Parish Council.

THERE WAS RECORDED:

YEAS: S. Trosclair, B. Pledger, C. Harding, C. Voisin, Jr., J. Amedée, C. K Champagne, C. Hamner, D. Babin, and K. Chauvin.

NAYS: None.

NOT VOTING: None.

ABSTAINING: None.

ABSENT: None.

The Chairman declared the resolution adopted on this the 23rd day of September 2024.

Ms. K. Chauvin moved, seconded by Mr. C. K. Champagne, “THAT, the Policy, Procedure and Legal Committee approve the co-sponsorship request from Girls on the Run Bayou Region for the Girls on the Run Bayou Region Reindeer Run to be held on December 8, 2024, from 7:00 a.m. to 2:00 p.m. at 7856 Main Street, Houma, LA (503-507-511 Belanger Street (Parking Lot), and Goode Street from Main Street to end at School Street.”

The Chairman called for the vote on the motion offered by Ms. K. Chauvin.

THERE WAS RECORDED:

YEAS: S. Trosclair, B. Pledger, C. Harding, C. Voisin, Jr., J. Amedée, C. K. Champagne, C. Hamner, D. Babin, and K. Chauvin.

NAYS: None.

ABSENT: None.

The Chairman declared the motion adopted.

Ms. K. Chauvin moved, seconded by Mr. C. Voisin, Jr., “THAT, the Policy, Procedure and Legal Committee approve the co-sponsorship request from Terrebonne Parish 4-H for the Clover Hunt to be held on November 4, 2024, from 4:30 p.m. to 5:30 p.m. at the Courthouse Square.”

The Chairman called for the vote on the motion offered by Ms. K. Chauvin.

THERE WAS RECORDED:

YEAS: S. Trosclair, B. Pledger, C. Harding, C. Voisin, Jr., J. Amedée, C. K. Champagne, C. Hamner, D. Babin, and K. Chauvin.

NAYS: None.

ABSENT: None.

The Chairman declared the motion adopted.

Ms. K. Chauvin moved, seconded by Mr. C. Harding, “THAT, the Policy, Procedure and Legal Committee approve the co-sponsorship request from The Haven for the Candlelight Vigil: "Everyone Knows Someone" event to be held on October 8, 2024, from 6:00 p.m. to 8:00 p.m. at the Courthouse Square.”

The Chairman called for the vote on the motion offered by Ms. K. Chauvin.

THERE WAS RECORDED:

YEAS: S. Trosclair, B. Pledger, C. Harding, C. Voisin, Jr., J. Amedée, C. K. Champagne, C. Hamner, D. Babin, and K. Chauvin.

NAYS: None.

ABSENT: None.

The Chairman declared the motion adopted.

Ms. K. Chauvin moved, seconded by Mr. C. Harding, “THAT, there being no further business to come before the Policy, Procedure and Legal Committee, the meeting be adjourned.”

The Chairman called for a vote on the motion offered by Ms. K. Chauvin.

THERE WAS RECORDED:

YEAS: S. Trosclair, B. Pledger, C. Harding, C. Voisin, Jr., J. Amedée, C. K. Champagne, C. Hamner, D. Babin, and K. Chauvin.

NAYS: None.

ABSENT: None.

The Chairman declared the motion adopted, and the meeting was adjourned at 6:01 p.m.

Clyde Hamner, Chairman

Charlie Howard, Sr. Minute Clerk

Mr. C. Hamner moved, seconded by Mr. D. Babin, "THAT, the Council accept and ratify the minutes of the Policy, Procedure and Legal Committee meeting held on 09/23/24."

The Chairman called for a vote on the motion offered by Mr. C. Hamner.

THERE WAS RECORDED:

YEAS: S. Trosclair, B. Pledger, C. Harding, J. Amedée, C. K. Champagne, C. Hamner, D. Babin and K. Chauvin.

NAYS: None.

ABSENT: C. Voisin, Jr.

The Chairman declared the motion adopted.

Mr. D. Babin moved, seconded by Mr. B. Pledger, "THAT, the Council approve the following street light listing:

STREET LIGHT LIST

09-25-2024

INSTALL ONE (1) STREET LIGHT ON EXISTING POLE AT 6834 GRAND CAILLOU ROAD, DULAC, LA; RLD #4; SLECA; DISTRICT 7; DANIEL BABIN."

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

THERE WAS RECORDED:

YEAS: S. Trosclair, B. Pledger, C. Harding, C. Voisin, Jr., J. Amedée, C. K. Champagne, C. Hamner, D. Babin and K. Chauvin.

NAYS: None.

ABSENT: None.

The Chairman declared the motion adopted.

Mr. D. Babin moved, seconded by Mr. C. Hamner, "THAT, the Council, open nominations for two (2) expiring terms and one (1) vacancy due to a resignation on the Veterans Memorial District Board (representing the Military Museum, the Legislative Delegation South, and the Parish President South of Intracoastal), nominate Mr. George S. Bourg, (representing the Regional Military Museum Foundation), close nominations, appoint Mr. Bourg to serve a term, and hold nominations open for the remaining vacancies on the aforementioned board."

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

THERE WAS RECORDED:

YEAS: S. Trosclair, B. Pledger, C. Harding, C. Voisin, Jr., J. Amedée, C. K. Champagne, C. Hamner, and D. Babin.

NAYS: None.

ABSENT: None.

ABSTAIN: K. Chauvin.

The Chairman declared the motion adopted.

The Chairman announced the following vacancies:

RECREATION DISTRICT NO. 2,3 BOARD: One (1) expired term.

COTEAU FIRE PROTECTION DISTRICT BOARD: One (1) expired term.

CHILDREN AND YOUTH SERVICES BOARD: Three (3) expired terms. (Each representing one of the following: Bayou Area Children Foundation, Gulf Coast Teaching and Family Services, and Houma Police Department).

DOWNTOWN DEVELOPMENT CORPORATION: Three (3) expired terms. (Each representing the following entities: One (1) representing the Parish Council, one (1) representing the Historical Society and one (1) representing Downtown Merchants.

MUNICIPAL CIVIL SERVICE BOARD: One (1) expired term. (Representing the Council) and one (1) vacancy due to a resignation. (Representing the Council – Nominated by Nicholls State University)

SOUTH CENTRAL HUMAN SERVICES AUTHORITY: Two (2) expired terms.

TERREBONNE PARISH TREE BOARD: One (1) expired term and one (1) vacancy due to a resignation.

VETERANS MEMORIAL DISTRICT BOARD: One (1) vacancy due to resignation representing the Parish President South of the Intracoastal.

T.E.D.A.: Three (3) expiring terms on 09-09-24. (Each representing one of the following: Chamber of Commerce, Terrebonne Parish Council, and the Parish President).

BOARD OF ADJUSTMENTS: One expired term.

AIRPORT COMMISSION: One (1) expiring term on 10-10-24.

COASTAL ZONE MANAGEMENT AND RESTORATION: Three (3) expiring terms on 10-31-24. (One (1) representing Marine Navigation, one (1) representing Oil Industry and one (1) representing Flood Concerns appointed by the Parish President).

HOUMA AREA CONVENTION AND VISITORS' BUREAU: Two (2) expiring terms on 12-31-24 (One (1) representing the Regional Military Museum and one (1) representing a Civic-Non-Profit) and one (1) vacancy due to a resignation. (Representing a Civic Non-Profit Organization)

Library Board of Control: Three (3) expiring terms on 11-14- 2024.

Announcements–Parish President:

- Parish President Jason Bergeron announced the following events throughout the Parish:
 - Brunch Under the Oaks Cookoff – at 10:00 a.m. at the Saint Matthews School.
 - Steak Dinner- Saturday at 6 p. m. at Montague Gym for Sain Charles Catholic Church.
 - Market at the Marina- October 5, 2024 at 8 a.m. Downtown Houma.
 - MouMou Walk- at 10 a.m.
 - James Academy Cookoff – October 5, 2024 at 11 a. m. on Venture Blvd.
 - Bayou Dularge Fair- October 10-13, 2024.
 - Bayou Arts Festival- at 9 a. m. Downtown

Announcements–Council Members:

- Ms. K. Chauvin wished her husband a Happy 38th Anniversary. She also asked everyone to pray for those affected by Hurricane Helene.
- Mr. C. Hamner announced that Superintendent Bubba Orgeron invited the Council to the Louisiana Retired Teacher's Association meeting and conference on October 27-28, 2024, at the Marriott.

Ms. Chauvin moved, seconded by Mr. C. Harding, "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 Ms. K. Chauvin.

THERE WAS RECORDED:

YEAS: S. Trosclair, B. Pledger, C. Harding, C. Voisin Jr., J. Amedée, C. K. Champagne
C. Hamner, D. Babin and K. Chauvin.

NAYS: None.

ABSENT: None.

The Chairman declared the motion adopted and the meeting was adjourned at 7:10 p.m.

ELISHA SMITH, MINUTE CLERK

/S/ JOHN AMEDÉE, CHAIRMAN
TERREBONNE PARISH COUNCIL

ATTEST:

/S/ TAMMY E. TRIGGS, COUNCIL CLERK
TERREBONNE PARISH COUNCIL