

PROCEEDINGS
OF THE
TERREBONNE PARISH COUNCIL
IN REGULAR SESSION

OCTOBER 30, 2024

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

Mr. D. Babin moved, seconded by Mr. C. Harding, "THAT, the Council approve the minutes of the Regular Council Session held on September 25, 2024."

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

THERE WAS RECORDED:

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

NAYS: None.

ABSENT: None.

The Chairman declared the motion adopted.

Mr. C. Harding moved, seconded by Mr. D. Babin, "THAT, the Council approve the Accounts Payable Bill Lists for 10/21/2024 & 10/28/2024."

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

THERE WAS RECORDED:

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

NAYS: None.

ABSENT: None.

The Chairman declared the motion adopted.

Mr. B. Pledger moved, seconded by Mr. C. K. Champagne, "THAT, the Council approve the Manual Check Listing for September 2024."

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

THERE WAS RECORDED:

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

NAYS: None.

ABSENT: None.

The Chairman declared the motion adopted.

The Chairman recognized Parish President Jason Bergeron who presented a proclamation in memory of former Parish President Donald P. "Don" Schwab, Sr.

The Chairman recognized Mr. Donald Schwab, Jr. who thanked the Parish President and the Parish Council on behalf of his family for honoring his father.

Several Council Members shared their history with Mr. Schwab and expressed their condolences to the family.

The Chairman recognized Consolidated Waterworks District No. 1 General Manger Michael Sobert who gave an update on EPA regulations and the ongoing measures being taken by the district.

Discussion ensued relative to notifying the public of upcoming testing and canvassing being done by the district to confirm the types of piping and the absence of contaminants in the water system.

Mr. B. Pledger moved, seconded by Mr. C. Harding, "THAT, the time now being 6:35 p.m., the Council enter public hearings."

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

THERE WAS RECORDED:

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

NAYS: None.

ABSENT: None.

The Chairman declared the motion adopted.

The Chairman recognized the public for comments on the following:

- A. An ordinance declaring a Generac Generator without transfer switch from the Utilities Department having a value of \$5,000.00 as surplus and authorizing said item to be disposed of by any legally approved methods.

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

Mr. C. Harding moved, seconded by Mr. B. Pledger, "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 C. Harding, C. Voisin, Jr., J. Amedée, C. K. Champagne, C. Hamner, D. Babin, K. Chauvin, S. Trosclair, and B. Pledger.

NAYS: None.

ABSENT: None.

The Chairman declared the motion adopted.

OFFERED BY: MR. C. HARDING

SECONDED BY: MS. K. CHAUVIN

ORDINANCE NO. 9656

An Ordinance to declare equipment with a value of Five Thousand Dollars (\$5,000.00) or greater from Utilities Department as described in the attached Exhibit "A" as surplus and authorize said item to be disposed of by public bid, negotiated sale, junking, or any other legally approved method.

SECTION I

WHEREAS, the movable properties listed in the attached Exhibit "A" each have a value of \$5,000.00 or greater as indicated by the value set out next to the item; and

SECTION II

NOW THEREFORE BE IT ORDAINED that the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, does hereby declare the movable property listed in the attached Exhibit "A" as surplus and that the Parish Administration is authorized to dispose of said items by public bid, negotiated sale, junking or any other legally approved method.

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 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 Administration, 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 two weeks, was voted upon as follows:

THERE WAS RECORDED:

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

NAYS: None.

NOT VOTING: None.

ABSENT: None.

The Chairman declared the ordinance adopted on this the 30th day of October 2024.

* * * * *

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. Animal Shelter HVAC, \$43,752
 - II. Utility Fund, \$381,000
 - III. Houma Police Department, \$3,458
 - IV. Section 8 Housing Voucher Program, \$674,181
 - V. Houma Police Department, \$895
 - VI. Brady Road Bridge Replacement, \$375,00
 - VII. Bayou Terrebonne Clear/Snag Project, \$600,000
 - VIII. American Rescue Plan, \$2,854,058
 - IX. Emergency Preparedness Department-EMPG, \$17,500

At Mr. B. Pledger's request, Parish Attorney Michelle Neil shared that she would provide the Council with documentation regarding the adoption of budget amendments as presented and without line-item exclusions.

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

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

THERE WAS RECORDED:

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

NAYS: None.

ABSENT:

The Chairman declared the motion adopted.

OFFERED BY: MR. D. BABIN

SECONDED BY: MS. K. CHAUVIN

ORDINANCE NO. 9657

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. Animal Shelter HVAC, \$43,752
- II. Utility Fund, \$381,000
- III. Houma Police Department, \$3,458
- IV. Section 8 Housing Voucher Program, \$674,181
- V. Houma Police Department, \$895
- VI. Brady Road Bridge Replacement, \$375,000
- VII. Bayou Terrebonne Clear/Snag Project, \$600,000
- VIII. American Rescue Plan, \$2,854,058
- IX. Emergency Preparedness Department-EMPG, \$17,500

SECTION I

WHEREAS, Administration is requesting funding of \$43,752 for the Animal Shelter HVAC repairs, and

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

NOW, THEREFORE BE IT 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 Animal Shelter. (**Attachment A**)

SECTION II

WHEREAS, Administration is requesting funding of \$381,000 for the Utility Fund, and

WHEREAS, the funding is from the Utility Fund, net position.

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 Utility Fund. (**Attachment B**)

SECTION III

WHEREAS, the Houma Police Department received \$3,458 reimbursement for damages that occurred to Unit #344, and

WHEREAS, this reimbursement needs to be reflected in the Auto and Truck Repairs account.

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 Houma Police Department. (**Attachment C**)

SECTION IV

WHEREAS, the Section 8 Housing Choice Voucher Program has been awarded additional funding of \$674,181, and

WHEREAS, the funding will be used for housing assistance payments during the months of November and December 2024.

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 Section 8 Housing Choice Voucher Program. (**Attachment D**)

SECTION V

WHEREAS, the Houma Police Department received \$895 reimbursement for damages that occurred to Unit #367, and

WHEREAS, this reimbursement needs to be reflected in the Auto and Truck Repairs account.

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 Houma Police Department. (**Attachment E**)

SECTION VI

WHEREAS, the State of Louisiana, Division of Administration Facility Planning and Control and Terrebonne Parish Consolidated Government Control entered into a Cooperative Endeavor Agreement where the state is providing funding for the Brady Road Bridge Replacement, and

WHEREAS, the Cooperative Endeavor Agreement with Facility Planning provides State Funds of an additional \$375,000 and

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 Brady Road Bridge Replacement. (**Attachment F**)

SECTION VII

WHEREAS, Administration is requesting funding for the Bayou Terrebonne Clear/Snag Project in the amount of \$600,000, and

WHEREAS, the funding source is from Drainage 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 and 5-Year Capital Outlay Budget be amended for Bayou Terrebonne Clear/Snag Project. (**Attachment G**)

SECTION VIII

WHEREAS, on March 11, 2021, the American Rescue Plan Act was signed into law, and established the Coronavirus State Fiscal Recovery Fund and Coronavirus Local Fiscal Recovery Funds and

WHEREAS, this program is intended to provide support to State, territorial, local and Tribal governments in responding to the economic and public health impacts of COVID-19 and in their efforts to contain impacts on their communities, residents, and businesses, and

WHEREAS, Terrebonne Parish was allotted \$44,803,757, and

WHEREAS, Terrebonne Parish is required to have all funding obligated by December 31, 2024, and spent by December 31, 2026, and

WHEREAS, this time constraint requires some funding to be reallocated to other projects to ensure all funding is obligated and expended accordingly.

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, 5-Year Capital Outlay Budget be amended for the American Rescue Plan. (**Attachment H**)

SECTION IX

WHEREAS, the Parish has been awarded \$17,500 for the Emergency Management Performance Grant Program - 2022 from the State of Louisiana, Governor's Office of Homeland Security and Emergency Preparedness, and

WHEREAS, the dollars will be reimbursement for the operations associated with the Office of Emergency Preparedness including daily duties conducted by the office staff.

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 of the Terrebonne Parish Consolidated Government be amended for the Emergency Preparedness Department. (**Attachment I**)

SECTION X

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 XI

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

NAYS: B. Pledger.

NOT VOTING: None.

ABSENT: None.

The Chairman declared the ordinance adopted on this the 30th day of October 2024.

* * * * *

Prepared By: Finance Department
 PC File: 2024-Various Items – R
 Date Prepared: 10/9/24 BA #19

ATTACHMENT A - Animal Shelter

	2024		
	Adopted	Change	Amended
Animal Shelter HVAC	150,000	43,752	193,752
Transfer from Sales Tax Revenue Fund	(470,000)	(43,752)	(513,752)
Transfer to Capital Projects Fund	470,000	43,752	513,752
Fund Balance (decrease)	n/a	(43,752)	n/a

ATTACHMENT B - Utility Fund

	2024		
	Adopted	Change	Amended
Other Contracts & Leases	94,300	322,000	416,300
Communication Equip Services	23,000	20,000	43,000
Other Fees	110,500	39,000	149,500
Net Position (decrease)	n/a	(381,000)	n/a

ATTACHMENT C - Houma Police Department

	2024		
	Adopted	Change	Amended
Compensation Property Damage	(31,979)	(3,458)	(35,437)
Auto & Truck Repairs	131,979	3,458	135,437

ATTACHMENT D - Section 8

	2024		
	Adopted	Change	Amended
Voucher Program	(3,730,517)	(674,181)	(4,404,698)
4715 Housing Asst Payments	3,376,288	674,181	4,050,469

ATTACHMENT E - Houma Police Department

	2024		
	Adopted	Change	Amended
Compensation Property Damage	(35,437)	(895)	(36,332)
Auto & Truck Repairs	135,437	895	136,332

ATTACHMENT F - Brady Road Bridge Replacement

	2024		
	Adopted	Change	Amended
FP&C Brady Road Bridge Replacement	(6,685,000)	(375,000)	(7,060,000)
Brady Road Bridge Replacement	8,735,789	375,000	9,110,789

ATTACHMENT G - Bayou Terrebonne Clear/Snag

	2024		
	Adopted	Change	Amended
Bayou Terrebonne Clear/Snag	8,045,096	600,000	8,645,096
Transfer from Drainage		(600,000)	(600,000)
Transfer to P/W Drainage Constr		600,000	600,000
Fund Balance (Decrease)	n/a	(600,000)	n/a

ATTACHMENT H - American Rescue Plan

	2024		
	Adopted	Change	Amended
Courthouse & Annex HVAC system	2,500,000	1,059,180	3,559,180
HVAC System - Govt Towers	1,500,000	794,878	2,294,878
City Court HVAC System	240,000	(219,695)	20,305
Municipal Aud HVAC	485,100	(123,270)	361,830
Dumas HVAC System	100,000	(92,202)	7,798
Houma Heights Fitness Park	365,042	(303,567)	61,475
Airbase Adaptive Park	400,000	(400,000)	-
Village East Community Center	348,825	(348,825)	-
American Rescue Plan		(366,499)	(366,499)
Montegut Boat Launch #2	275,000	(275,000)	-
Marina Repairs	500,000	(500,000)	-
Kayak/Canoe at Mandalay Park	300,000	(300,000)	-
Mental Health Center	400,000	1,000,000	1,400,000
Centralized Purchasing	-	(200,000)	(200,000)
Capital Projects Control Fund	-	366,499	366,499
Fund Balance	n/a	(91,499)	n/a
American Rescue Plan	-	200,000	200,000
Net Position	n/a	(200,000)	n/a

ATTACHMENT I - General Fund

	2024		
	Adopted	Change	Amended
Ofc of Emergency Preparedness	(58,078)	(17,500)	(75,578)
CRI Supplies	52,405	17,500	69,905

The Chairman recognized the public for comments on the following:

- C. An ordinance to enact Section 19-223 of Chapter 19, Article IV of the Terrebonne Parish Code of Ordinances to Create the Criminal Offence of, and Establish Penalties for, Public Urination on Public Property and During Public Events in Terrebonne Parish.

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

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

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

THERE WAS RECORDED:

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

NAYS: None.

ABSENT: None.

The Chairman declared the motion adopted.

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

ORDINANCE NO. 9658

AN ORDINANCE TO ENACT SECTION 19-223 OF CHAPTER 19, ARTICLE IV OF THE TERREBONNE PARISH CODE OF ORDINANCES TO CREATE THE CRIMINAL OFFENCE OF, AND ESTABLISH PENALTIES FOR, PUBLIC URINATION ON PUBLIC PROPERTY AND DURING PUBLIC EVENTS IN TERREBONNE PARISH

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.”

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 an administrative code; and

WHEREAS, TPCG desires to adopting criminal penalties for the offense of public urination during public events; and

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

SECTION I

Section 19-223 (formerly reserved) of the Code of Ordinances of Terrebonne Parish at Chapter 19, Article IV, shall be and is hereby enacted, as follows:

Sec. 19-223. Public Urination.

(a) It shall be unlawful for any person to urinate (1) on public property, (2) in a public road or road right of way, and (3) in or upon any property or in any place open to the public or exposed to public view or in any place not intended for such purposes, while in, around, or in close proximity to a public event such as a fair, festival, parade, celebration, carnival, or any similar event in which persons are gathered for a common purpose.

(b) Whoever commits the offense of public urination shall be guilty of a misdemeanor.

SECTION II

NOW, THEREFORE BE IT 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 adopted.

SECTION III

NOW, LET IT FURTHER BE ORDAINED 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 IV

NOW, LET IT FURTHER BE ORDAINED 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: C. Harding, C. Voisin, Jr., J. Amedée, C. K. Champagne, C. Hamner, D. Babin, K. Chauvin, S. Trosclair and B. Pledger.

NAYS: None.

NOT VOTING: None.

ABSENT: None.

The Chairman declared the ordinance adopted on this the 30th day of October 2024.

* * * * *

The Chairman recognized the public for comments on the following:

- D. An ordinance to authorize the Parish President to execute on behalf of Terrebonne Parish Consolidated Government (TPCG) a lease of commercial space between TPCG and Terrebonne Children's Advocacy Center 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 n called for a vote on the motion offered by Ms. K. Chauvin.

THERE WAS RECORDED:

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

NAYS: None.

ABSENT: None

The Chairman declared the motion adopted.

OFFERED BY: MS. K. CHAUVIN

SECONDED BY: MR. D. BABIN

ORDINANCE NO. 9659

AN ORDINANCE TO AUTHORIZE THE PARISH PRESIDENT TO EXECUTE ON BEHALF OF TERREBONNE PARISH CONSOLIDATED GOVERNMENT (TPCG) A LEASE OF COMMERCIAL SPACE BETWEEN TPCG AND TERREBONNE CHILDREN'S ADVOCACY CENTER 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, the Terrebonne Children’s Advocacy Center (hereinafter, “Center”) desires to lease office space in the TPCG-owned Hancock Whitney Bank Building; and

WHEREAS, TPCG’s standard rental agreement for commercial space in the Hancock Whitney Bank Building is currently set at \$1.70 per sq.ft./month or \$20.40 per sq.ft./year; and

WHEREAS, rent for this lease will be paid mostly via FEMA funding while the Center awaits reconstruction of the Kirshman’s building;

WHEREAS, Center and the District Attorney’s office have been in discussions with FEMA regarding the terms and conditions of the lease, during which FEMA representatives requested a reduction in the standard rental rate;

WHEREAS, FEMA proposed that TPCG offer the space at \$1.50 per sq.ft./month (or \$18.00 per sq.ft./year) with a three percent annual increase; and

WHEREAS, this lease is intended to begin after the repairs on the second floor of the building are complete; and

WHEREAS, a copy of the proposed lease is attached and made a part of this Ordinance; and

WHEREAS, Center intends to also staff security in the form of HPD officers within the building during its tenancy; and

WHEREAS, Terrebonne Parish Council finds that Center’s (and FEMA’s) proposal for the lease of space, considering the circumstances as a whole, 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 the Children’s Advocacy Center 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: C. Harding, C. Voisin, Jr., J. Amedée, C. K. Champagne, C. Hamner, D. Babin, K. Chauvin, S. Trosclair and B. Pledger.

NAYS: None.

NOT VOTING: None.

ABSENT: None.

The Chairman declared the ordinance adopted on this the 30th day of October 2024.

* * * * *

The Chairman recognized the public for comments on the following:

- E. An ordinance to authorize the Parish President to Enter into An Amendment No. 1 to the 1997 Intergovernmental Agreement, Lease, and Sub-Lease with Recreation District No. 11 to Remove the Adult Softball Complex from the Agreement and Return Care, Custody, and Control of the Adult Softball Complex to Terrebonne Parish Consolidated Government.

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

NAYS: None.

ABSENT: None

The Chairman declared the motion adopted.

Mr. C. Harding noted some concerns for the agreement changes then shared his support for investment into the complex as a recreational facility. (***ORDINANCE ADOPTED AFTER DISCUSSION**)

OFFERED BY: MR. D. BABIN

SECONDED BY: MS. K. CHAUVIN

ORDINANCE NO. 9660

AN ORDINANCE TO AUTHORIZE THE PARISH PRESIDENT TO ENTER INTO AN AMENDMENT NO. 1 TO THE 1997 INTERGOVERNMENTAL AGREEMENT, LEASE, AND SUB-LEASE WITH RECREATION DISTRICT NO. 11 TO REMOVE THE ADULT SOFTBALL COMPLEX FROM THE AGREEMENT AND RETURN CARE, CUSTODY, AND CONTROL OF THE ADULT SOFTBALL COMPLEX TO TERREBONNE PARISH CONSOLIDATED GOVERNMENT.

WHEREAS, the Terrebonne Parish Charter, Sec. 2-11(a)(11) provides that an ordinance is required to "Convey or lease or authorize the conveyance or lease of any of the lands or property of the parish government."; and

WHEREAS, Louisiana Revised Statute 33:1324 provides that any parish or political subdivision of the state may make agreements between or among themselves to engage jointly in the acquisition or improvement of any public project or improvement provided that at least one of the participants to the agreement is authorized under a provision of law to perform such activity for completion of the undertaking; and

WHEREAS, the Terrebonne Parish Consolidated Government ("TPCG") entered into an Intergovernmental Agreement, Lease, and Sub-Lease with Recreation District No. 11 on June 1, 1997, pursuant to which Recreation District No. 11 ("Rec. Dist. 11") undertook sole responsibility for the maintenance, upkeep and repairs of the Adult Softball Complex for Terrebonne Parish; and

WHEREAS, TPCG finds that is in the best interest of Terrebonne Parish that Recreation District No. 11 return the care, custody, and control of the Adult Softball Complex to TPCG; and

WHEREAS, TPCG and Rec. Dist. 11 intend to enter into the attached Amendment No. 1 to the Intergovernmental Agreement, Lease, and Sub-Lease to remove the Adult Softball Complex from the agreement; 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 (or Administration) is hereby authorized to execute and enter into an Amendment No. 1 to Intergovernmental Agreement, Lease, and Sub-Lease with Rec. Dist. 11 to return the care, custody, and control of the Adult Softball Complex to TPCG, not inconsistent with the proposed amendment attached to this Ordinance.

SECTION II

If any word, clause, phrase, section, or other portion of this ordinance shall be declared null, void, invalid, illegal, or unconstitutional, the remaining words, clauses, phrases, sections and other portions of this ordinance shall remain in full force and effect, the provisions of this ordinance hereby being declared to be 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 the 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: C. Harding, C. Voisin, Jr., J. Amedée, C. K. Champagne, C. Hamner, D. Babin, K. Chauvin, S. Trosclair and B. Pledger.

NAYS: None.

NOT VOTING: None.

ABSENT: None.

The Chairman declared the ordinance adopted on this the 30th day of October 2024.

* * * * *

The Chairman recognized the public for comments on the following:

- F. An ordinance to Amend, Rescind, and Enact Certain Sections Chapter 14, Nuisance Abatement, of the Terrebonne Parish Code of Ordinances to Provide for Alternative Methods of Notice Violations; to Eliminate Violations for Excessive Noises; to Facilitate Efficient Processing of Fees; to Establish a Protocol for Cancelling Nuisance Liens; to Establish a Warning Period for Nuisance Actions; to Stack Violations for Multiple Offenses on One or More Properties Owned by Similar Owners; to Standardize Judicial Review of Violation proceedings; to Prohibit Persons in Violation of the Nuisance Code from Bidding on Parish-Owned Adjudicated or Surplus Immovable Property; and to Provide for Related Matters.

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

NAYS: None.

ABSENT: None.

The Chairman declared the motion adopted.

Mr. S. Trosclair noted some concerns regarding the verbiage in the ordinance regarding the definition of antique vehicle and suggested that the definition be removed.

The Chairman recognized Planning and Zoning Director Christopher Pulaski who clarified that some practical assessment would be utilized when identifying potential violations for vehicles being repaired or being left in disrepair.

The Chairman recognized Parish Attorney Michelle Neil who shared that she would review a prior incident reported to the Parish and provide language to amend the ordinance to address concerns.

Discussion ensued relative to the removal and storage of junked vehicles and the appeals process as provided for in the ordinance.

At Mr. C. K. Champagne's request, Ms. Neil explained that adjudicated property purchases by property owners with properties considered for condemnation would be monitored between the Planning and Zoning Department and the Purchasing Department.

Discussion continued relative to the ordinance's provisions regarding potential adjudicated property purchasers who hold properties being considered for condemnation. (***ORDINANCE ADOPTED AFTER DISCUSSION**)

OFFERED BY: MS. K. CHAUVIN
SECONDED BY: MR. D. BABIN

ORDINANCE NO. 9661

AN ORDINANCE TO AMEND, RESCIND, AND ENACT CERTAIN SECTIONS CHAPTER 14, NUISANCE ABATEMENT, OF THE TERREBONNE PARISH CODE OF ORDINANCES TO PROVIDE FOR ALTERNATIVE METHODS OF NOTICE VIOLATIONS; TO ELIMINATE VIOLATIONS FOR EXCESSIVE NOISES; TO FACILITATE EFFICIENT PROCESSING OF FEES; TO ESTABLISH A PROTOCOL FOR CANCELLING NUISANCE LIENS; TO ESTABLISH A WARNING PERIOD FOR NUISANCE ACTIONS; TO STACK VIOLATIONS FOR MULTIPLE OFFENSES ON ONE OR MORE PROPERTIES OWNED BY SIMILAR OWNERS; TO STANDARDIZE JUDICIAL REVIEW OF VIOLATION PROCEEDINGS; TO PROHIBIT PERSONS IN VIOLATION OF THE NUISANCE CODE FROM BIDDING ON PARISH-OWNED ADJUDICATED OR SURPLUS IMMOVABLE PROPERTY; AND TO PROVIDE FOR RELATED MATTERS.

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 an administrative code: and

WHEREAS, TPCG wishes to amend, rescind, and enact certain sections of Chapter 14 to provide for alternative methods of notice violations; to eliminate violations for excessive noises; to facilitate efficient processing of fees; to establish a protocol for cancelling nuisance liens; to establish a warning period for nuisance actions; to stack violations for multiple offenses on one or more properties owned by similar owners; to standardize judicial review of violation proceedings; to prohibit persons in violation of the nuisance code from bidding on parish-owned adjudicated or surplus immovable property; and to provide for related matters.

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

SECTION I

The following sections of Chapter 14, Nuisance Abatement, shall be and are hereby enacted, amended, and rescinded, using underlining to indicate additions or enacted sections, and strikethrough to indicate deletions or rescinded sections, as follows:

Chapter 14 NUISANCE ABATEMENT ARTICLE I. IN GENERAL

* * *

Sec. 14-9. Service of Process

In any instance under this Chapter where service or notice to a person is required, said service or notice may be satisfied by legal service of process carried out by a representative of the Terrebonne Parish Consolidated Government who is a peace officer and/or is P.O.S.T. certified. Legal service of process made on a proprietary party, whether personal or domiciliary, shall be deemed valid and effective where necessary for enforcement of this Chapter. TPCG shall maintain proof of service of process and return of service records.

Sec. 14-10. Procedure for Cancelling Encumbrances.

- (a) Any interested person may apply to cancel any of the following encumbrances by written request addressed to the Nuisance Abatement Division of the Planning and Zoning Department of the TPCG:
- (1) nuisance liens and notices of liens
 - (2) condemnation hearing notices, condemnation orders, and demolition liens
 - (3) any other liens or encumbrances filed in the public records of Terrebonne Parish authorized under this Chapter 14 (e.g., tall grass liens, junk liens, etc.)
- (b) Upon request, the property clerk shall provide to the requesting party a copy of the recorded statement of costs, or an invoice for the amount of the lien, including any fees, costs, and interest reserved therein, plus recoverable costs.
- (c) The invoice referenced in (b) above shall be valid for thirty (30) days from the date of invoice. After thirty (30) days, if not paid by requestor, a new written request must be made.
- (d) Recoverable costs shall include the following:
- (1) filing fees for the affidavit of cancellation
 - (2) administrative or attorney fees for preparation of the affidavit of cancellation
 - (3) costs for postage, copies, and other administrative expenses
- (e) Payment in the amount due is payable to the TPCG at its finance department. Within thirty (30) days of receipt of payment. Upon notice of satisfaction by the finance department to the property clerk, the property clerk shall issue an affidavit of cancellation to the nuisance abatement division.
- (f) The nuisance abatement division shall cause the affidavit to be executed and shall file the affidavit of cancellation with the recorder of mortgages. The nuisance abatement division

shall provide the property clerk and the requesting party with copies of the recorded cancellation.

Secs. 14-9 ~~14-11~~—14-25. Reserved.

ARTICLE II. DEFINITIONS

Sec. 14-26. Words and terms defined.

For the purposes of this chapter, the following terms, phrases, words and derivations shall have the meaning given herein, unless it is apparent from the context that a different meaning is intended:

Abandoned vehicle means any vehicle which is located on public or private property. ~~Vehicles include, but are, including, but~~ not limited to, motor vehicles, cars, trucks, trailers, recreational vehicles, boats, vessels, and mobile homes, of which is meet any of the following criteria as follows:

- ~~(1)~~ Wrecked, dismantled, partially dismantled, inoperative, abandoned, discarded, ~~or left on public property that creates an imminent hazard to the public. the condition of the vehicle being such that it is considered to be a total loss. The term “total loss” shall have the same meaning as La. R.S. 33:4876: that the cost to repair a damaged or dismantled vehicle exceeds the junk value of said vehicle, as determined by any recognized national appraisal book; or.~~
- ~~(2)~~ ~~vehicle that is operable or inoperable~~ inoperative and is left unattended on public property for more than twenty-four (24) hours, or
- ~~(3)~~ is ~~inoperable~~ inoperative and left unattended on the shoulder or right-of-way of an interstate, four-lane highway, or roadway for more than twenty-four (24) hours, or
- ~~(4)~~ ~~a vehicle that has remained illegally on public property for a period of more than twenty-four (24) hours, or~~
- ~~(5)~~ ~~a vehicle that has remained operable or inoperable~~ inoperative on private property without the consent of the owner or person in control of the property for more than three (3) days.

~~TPCG shall place notice tag on the vehicle.~~

- ~~a. A vehicle shall be deemed inoperable if it does not have a license plate, insurance, and/or a valid registration tag.~~
- ~~(3) Notwithstanding anything in contrary to this section, any vehicle, operable or inoperable inoperative that is left on public property, including, but not limited to, roadways, and shoulders, creating a hazard, shall be rightfully removed by the Terrebonne Parish Consolidated Government or its designated representative and stored at a location of its choice.~~
- ~~(4)(6)~~ The definition of abandoned/junked vehicle does not include any antique vehicle as defined in this section provided that the antique vehicle and its storage area are maintained in such a manner that they do not constitute a health, safety or fire hazard.
- ~~(5) All costs paid by TPCG for the removal and/or storage of vehicles under this section shall be reimbursed by the owner of the removed and/or stored vehicle. If the vehicle is being stored by TPCG, and TPCG is not repaid the associated cost of removing and storing the vehicle, the vehicle shall be deemed abandoned. TPCG shall make reasonable attempts to notify the owner that the vehicle is stored, including notice by certified mail and/or hand delivery to the owner's last known address. Failure to receive the notice shall not be a defense by owner. After TPCG has stored the vehicle~~

~~for longer than thirty (30) days, and the owner has not claimed the vehicle and paid for all costs of removal and storage of the vehicle, the vehicle is declared abandoned by its owner and TPCG is deemed its owner.~~

~~(6) — TPCG adopts, as an additional remedy, at its choice, any related state statute.~~

Antique vehicle means any motor vehicle which is twenty-five (25) years old or older, has not been materially modified or altered from the original manufacturer's specifications, is being collected, preserved, restored, operated, or maintained by a hobbyist because of its historic interest, and is registered with the Louisiana Office of Motor Vehicles as an antique motor vehicle.

* * *

~~*Dog and domestic animal noise.* See "Excessive noises".~~

~~*Excessive noises* means:~~

- ~~(1) — The term "excessive noises" as pertains to a private residence, means sound amplified by electrical or mechanical means or any combination thereof to the extent that it is heard outside of the residence in which the sound equipment is located.~~
- ~~(2) The term "excessive noises" as pertains to any commercial structures, means sound produced by radio, television, loudspeakers, musical equipment or devices, within the interior or on the exterior of commercial buildings, which is audible at a distance of seven and one-half (7.5) meters (twenty-five (25) feet) or exceeds seventy (70) decibels in volume.~~
- ~~(3) The term "excessive noises" as pertains to motor vehicles, means sound produced by radio, television, loudspeakers, musical equipment or devices, within the interior or on the exterior of motor vehicles, which is audible at a distance of seven and one-half (7.5) meters (twenty-five (25) feet) or exceeds seventy (70) decibels in volume.~~
- ~~(4) The term "excessive noises" as pertains to dogs and domestic animals, means any noise that a dog or domestic animal in an individual's care, custody and control within a subdivision or within one hundred fifty (150) feet of any inhabited property makes continuously and/or intermittently for a minimum of ten (10) minutes and which occurs between the hours of 9:00 p.m. and 7:00 a.m.~~

Inoperative means incapable of self-propelled movement. A vehicle which is not currently and validly registered for operation or use on highways and streets, as required by law, is presumed to be inoperative.

Junk means any trash, refuse, garbage, debris, printed paper flyers, handbills, mobile homes, and/or trailers, rubbish, old or scrap rope, rags, batteries, paper, trash, shopping carts, discarded refrigerators, freezers, stoves, and other major appliances; discarded mattresses, glass, wood, and tires; rubber, copper, brass, iron, steel and other old or scrapped ferrous and nonferrous material; and, any other refuse, trash, or discarded material.

The term "junk" as relates to junked vessel means a vessel that is wrecked, dismantled, partially dismantled, inoperative, abandoned or discarded, the condition of the vessel being such that it is considered to be a total loss. The term "total loss" as relates to vessel shall be the same as the definition contained within the definition of junked vehicle within this section 14-26; however, tailored to watercraft.

Junkyard means a business established for the purpose of selling used or scrap automobiles, trucks, and/or trailers; old or scrap rope, rags, batteries, paper, rubber, copper, brass, aluminum, iron, steel and other old or scrapped ferrous or nonferrous materials; discarded refrigerators, freezers, stoves, and other appliances, provided that said business is authorized by and is in compliance with Chapter 16 of the TPCG Code and other regulatory

ordinances of TPCG; discarded mattresses, glass, wood and tires; and, any other junk or discarded materials. The term also includes salvage yards and recycling centers.

* * *

ARTICLE III. LITTERING

* * *

ARTICLE IV. VEGETATION, TRASH, AND JUNK

* * *

Sec. 14-68. Buffer zone.

There is a buffer zone solely as it relates to tall grass as defined in section 14-26.

Sec. 14-69. Authority to enter property.

- (1) The director of the Planning and Zoning Department, or his/her designee, is hereby authorized to enter property found to be in violation of this article, and to cut, rake and remove any noxious weeds or grass or deleterious, unhealthy or noxious growth, on occupied or unoccupied property, growing or standing on any sidewalk or banquette, or on any lot, place of area, provided no such work shall be undertaken by the director until the owner of the lot, place or area or the owners of the property abutting the sidewalk or banquette shall have had the opportunity to do the work at after notice of ten days has been given by registered mail, addressed in accordance with the tax rolls, or served on the owner, by domiciliary or personal service, by a representative of TPCG.
- (2) In lieu of the notice prescribed above, the director, or his/her representative shall be authorized to undertake the work under the following circumstances or upon the giving of the following notice, to-wit:
 - (a) If the owner of any lot or other real property is unknown or his/her whereabouts are not known, a sign giving notice of the violation and of the intent to abate the violation shall be posted by the director upon or near the premises and may, at the option of the director, be published in the official journal of TPCG one time at least three days before the work is performed. The director or his designee shall make an affidavit setting out the facts as to unknown address.
 - (b) All costs incurred by the director in effecting notice to the owner shall be included in the costs specified in [Section 14-70](#).

Sec. 14-70. Liability for Costs; Collection.

- (1) TPCG may undertake the cutting, destruction, or removal of noxious weeds or grass or other deleterious, unhealthful, or noxious matters on any property within its jurisdiction on a monthly basis without the notice required in Sec. 14-69 of this Section if the property owner liable has been notified pursuant to said Subsection at any time during the immediately preceding twelve months and has failed to do the work himself/herself after opportunity to do so. However, prior to undertaking such work, TPCG shall file and record one affidavit after the initial violation, signed by a representative of TPCG, which shall be sufficient for twelve months from the initial violation. Such affidavit shall include the following:
 - (a) A description of the property sufficient to reasonably identify it.
 - (b) A statement that the property owner liable has within the past twelve months failed to do such work after notification and opportunity to do so pursuant to Subsection B of this Section.

- (2) Once TPCG has undertaken such actions, pursuant to Subsection 1 of this Section, it shall have the bill for the work delivered by registered mail, addressed in accordance with the tax rolls, or served on the property owner, by domiciliary or personal service, by a representative of TPCG.
- (3) Upon failure of the property owner to pay the charges within thirty days of receipt of the bill, TPCG may file a certified copy of said charges with the recorder of mortgages, and the same, when so filed and recorded, shall operate as a lien and privilege in favor of TPCG against the property on which the work was done or against the property abutting the sidewalk or banquette on which the work was done. The lien and privilege granted under this Subsection shall have the same ranking as an ad valorem tax lien on immovable property as provided in R.S. 9:4821(1).
- (4) In addition to the remedy provided above, TPCG may institute suit to enforce the collection of all monies owed under this article, including attorney's fees incurred in connection with such suit.

Secs. 14-69 14-71—14-95. Reserved.

ARTICLE V. ~~JUNK AND TRASH IN PUBLIC VIEW~~ JUNKYARDS

Sec. 14-96. Prohibition.

- (a) ~~No person, firm, or corporation shall accumulate, store, dispose or allow the accumulation, storage or disposal of junk, trash, garbage, or other offensive accumulation on his property directly adjacent or abutting a residential development or within view of any highway, street, road, alley, or other passageway within the parish.~~
- (b) No junkyard shall be operated in such a manner so as to allow the accumulated junk in public view, which is either being stored or is being offered for sale, to be located adjacent or abutting a residential development or within the view of any highway, street, road, alley or other passageway in the parish.

* * *

ARTICLE VI. VESSELS

* * *

ARTICLE VII. CONDEMNATIONS

* * *

Sec. 14-159. Remedy.

- (a) *Inspection.* Upon its own consideration or upon the complaint of any person, the department shall make an on-site inspection of the property and compile a written report citing the specific findings and recommendations in regard to the repair or demolition and removal of the structure. The written report shall be accompanied by a photograph(s) of the structure taken on or near in time to the day and the time of the initial on-site inspection.

* * *

- (c) *Administration, remedies, enforcement.* Failure to comply with the nuisance warning shall result in the institution of condemnation proceedings in accordance with R.S. 33:4761 et seq., as may be amended. The enforcement provisions of a Article XI do not apply to condemnations, except as provided in Section 14-321.

Sec. 14-160. [Redemption period.]

Condemned property is declared blighted and the redemption period in section 14-172 is adopted for such condemned property.

Secs. 14-161—14-169. Reserved.

ARTICLE VIII. BLIGHTED OR ABANDONED PROPERTY

* * *

ARTICLE IX. JUNKED, ABANDONED, AND INOPERATIVE VEHICLES

Sec. 14-186. Nuisance declared; prohibitions; exceptions.

- (a) The presence of any junked, abandoned, and inoperative vehicle(s) on any public or private property occupied, unoccupied, improved, or unimproved within the parish shall be deemed and is hereby declared a nuisance, as defined in section 14-26.
- (b) Prohibition on public property. Except as otherwise permitted herein, no person, firm, or corporation shall cause or maintain any junked, abandoned, and inoperative vehicle(s) on any public property for a period of over ~~forty-eight~~ (48) twenty-four (24) hours.
- (c) Prohibition on private property. Except as otherwise permitted herein, no person, firm, or corporation shall cause or maintain any junked, abandoned, and inoperative vehicle(s) on any private property for a period of over ~~seven~~ (7) three (3) days.
- (d) Exceptions. The ordinances of this section shall not apply to the following:
 - ~~(1) Any junked, abandoned, and inoperative vehicle which is completely enclosed within a building or yard in a manner that is not otherwise visible from the street or other public or private property;~~
 - ~~(2)~~ Any motor vehicle in operable condition specifically adapted or constructed for racing or operation on privately owned drag strips or raceways;
 - ~~(3)~~ (2) Any junked, abandoned, and inoperative vehicle stored in an appropriate storage place or depository maintained at a location where such storage place or depository is authorized/licensed and operating in conformity with the regulatory ordinances and laws of the parish government;
 - ~~(4)~~(3) Any motor vehicle stored as the property of a member of the armed forces of the United States who is on active duty assignment.
 - ~~(5)~~(4) Any antique vehicle as defined in section 14-26 of this chapter, provided that the antique vehicle and its storage area are maintained in such a manner that they do not constitute a health, safety or fire hazard.

Sec. 14-187. Motor Vehicles declared public property; removal of hazard; costs.

- (a) The ownership of any abandoned or junked motor vehicle left on any public or private property within the parish, which shall remain on the street, vacant lot, or any unused portion of any occupied lot, neutral ground, or sidewalk within the parish, after unanswered notice in the form of a nuisance warning has been provided, shall be forfeited to the public. Such vehicle shall be considered public property and be removed to a place to be provided by council and held there until the seized vehicle shall have been disposed of in accordance with R.S. 33:4876.
- (b) Notwithstanding anything in contrary to this section, any vehicle, operable or inoperative, that is left on public property, including, but not limited to, roadways, and shoulders, which creates a hazard, may be removed by the parish and stored at a location of its choice.
- (c) All costs paid by TPCG for the removal and/or storage of vehicles under this section shall be reimbursed by the owner of the removed and/or stored vehicle. If the vehicle

is being stored by TPCG, and TPCG is not repaid the associated cost of removing and storing the vehicle, the vehicle shall be deemed abandoned. TPCG shall make reasonable attempts to serve the owner with notice that the vehicle is stored. Failure to receive the notice shall not be a defense by owner. After TPCG has stored the vehicle for longer than thirty (30) days, and the owner has not claimed the vehicle and paid for all costs of removal and storage of the vehicle, the vehicle shall be deemed declared abandoned by its owner and TPCG shall be deemed its owner.

* * *

ARTICLE X. ~~EXCESSIVE NOISES~~ RESERVED.

~~Sec. 14-200. Excessive noises declared a nuisance.~~

~~For the purpose of this article, excessive noises, as defined in section 14-26, are hereby declared a nuisance.~~

Sec. 14-201. Administration, remedies, and enforcement.

~~As pertains to excessive noises, the remedy for violations of this article shall be in the manner specified in article XI of this chapter.~~

~~Sec. 14-202. Exceptions.~~

~~The ordinances of this section do not apply to the following:~~

- ~~(1) a. The use of a horn, alarm, or other warning device which has as its purpose the signaling of unsafe or dangerous situations or to summon the assistance of law enforcement when used for such purpose.~~
- ~~b. The use of carillon or bell emanating from or on a building or property used primarily as a church, synagogue, or school.~~
- ~~c. Any person who has a valid permit authorizing an activity which is likely to produce loud or excessive sound or noise, including an outdoor concert.~~

~~(2) The department of planning and zoning is authorized to issue permits for the use of amplifying equipment or devices in accordance with this section under the following conditions:~~

- ~~a. Only temporary permits may be issued and such permits may not exceed three (3) days.~~
- ~~b. Temporary permits may not be issued consecutively to any person or persons, entity or enterprise, or their agents, so as to defeat the prohibitions set forth in this section. The term "consecutively" is defined to mean at any time within a six month period.~~
- ~~c. A charge of twenty five dollars (\$25.00) will be levied for each application for a permit to cover administrative expenses in connection with the issuing of the permit.~~
- ~~d. The parish administration may use discretion in the issuance of any request for a permit and may consider, including, but not limited to, the location of the proposed activity, the nature of the proposed activity, the time of the proposed activity and any and all other factors that concern the health, safety, and welfare of the residents of the Parish of Terrebonne.~~

~~Secs. 14-203~~14-200~~—14-299. Reserved.~~

ARTICLE XI. ADMINISTRATION, REMEDIES, AND ENFORCEMENT

* * *

Sec. 14-303. Powers of the department of planning and zoning relative to nuisance abatement.

- (a) The department of planning and zoning shall be responsible for the implementation and subsequent administration of the ordinances of this chapter.
- (b) A complaint may be made upon its own consideration or upon the complaint of any person and the planning and zoning department shall make an on-site inspection of the property and compile a written report citing the specific findings and recommendations in regard to the pertinent nuisance conditions. The written report shall be accompanied by a photograph(s) of the property taken on or near in time to the day and the time of the initial on-site inspection.
- (c) Powers and duties. The department is hereby authorized and directed to administer the ordinances of this chapter. In carrying out its administrative duties, the department shall:
 - (1) *Procedures.* Establish and administer rules and ordinances for proceedings within the department, together with the maintenance of regular forms for any such proceedings regarding the operations of the department, subject to review and approval of the parish president.
 - (2) *Record of actions.* Maintain records of all actions taken by the department in the administration of the ordinances of this chapter.
 - (3) *Nuisance adjudication hearings.* To convene upon the violator's request the nuisance administrative hearing officer to consider and rule upon any defense or justification presented by violators; and, to resist and to oppose any deviations from the ordinances of this chapter, when necessary.
 - (4) *Investigations and surveys.* Conduct investigations and surveys to determine compliance or noncompliance with the ordinances of this chapter. Incidental to such surveys and investigations, the department head or an authorized representative of the department, may enter into and upon any land or structure to be inspected or examined.
 - a. *Right of entry.* Whenever it is necessary to make an inspection to administer any of the ordinances of this chapter, the department head, or his duly authorized representative, may enter upon such property, at all reasonable times, to perform his duties. If such property is occupied, he shall first present proper credentials and request entry. If entry is refused, then the department head, or his duly authorized representative, shall have recourse to every remedy provided by law to secure entry onto the property or entrance into the structure.
- (5) *Enforcement.* Issue written warnings, citations and orders requiring compliance with the ordinances of this chapter.
- (6) Sufficiency of Service. Any notice or service required under this Article may be made by registered, certified, or first-class mail or by domiciliary or personal service as provided in Section 14-9 of this Code. Service by mail on property owners shall be addressed to the person named and at the address provided on the current ad valorem tax records maintained by the Terrebonne Parish Tax Assessor. For service by mail, the date of mailing shall be deemed the date of service of any nuisance warning. If no last known address is available for the violating party or proprietary party, the Department shall make notification by publication in the legal notice section of the official journal of the parish, publishing notice at least once.
- (7) Process Service. TPCG may appoint a process server for the purposes of making service of any notice, citation, and order, provided for within this chapter related to nuisance abatement. Process service shall be deemed sufficient if made by personal service or domiciliary service. The process server must return a copy of the notice or citation with service information.

Sec. 14-304. Nuisance warnings; forms; required contents; form of service.

- (a) The nuisance warning shall be the preliminary notice of a violation of this chapter.
- (b) A nuisance warning shall be served ~~personally or by first class mail~~ upon the person, firm, corporation, or proprietary party deemed by the department to be violating the ordinances of this chapter; provided, however, that if such person, firm, or corporation is not the proprietary party of the land or the structure in which the violation is deemed to exist or to have occurred, a copy of the citation ~~shall be sent by first class mail~~ served to the proprietary party of such land or structure, ~~with the proprietary party to be determined from the tax roll for the preceding year in the office of the tax assessor of the parish. The date of mailing shall be deemed the date of service of any nuisance warning served by first class mail.~~ If the occupant ~~cannot be~~ is not so served, or is not present, the nuisance citation shall be served upon the recorded proprietary party of the property. ~~If the registered, recorded or last known proprietary party of the party deemed to be violating the ordinances of this chapter cannot be located, notification shall consist of one (1) publication in the legal notice section of the official journal of the parish.~~
- (1) Adequate notice, in the case of nuisance warnings issued for the abatement of a junked, abandoned and inoperative vehicle located on public or private property, should also be served by notice affixed to a prominent place on the vehicle so as to be plainly in the public view.
- (c) The warning shall contain information concerning the nature, date, time, and location of the alleged violation; the corrective action to be taken to abate the nuisance; and, with the following exceptions, the time period not to exceed five (5) days in which the corrective action is to be completed. The warning shall also contain the telephone number and the address of the department.

Exceptions as to content and time for compliance:

- (1) In the case of nuisance warnings issued for the abatement of dilapidated and dangerous structures the time period for compliance shall be a minimum of fifteen (15) days.
- (2) In the case of a nuisance warning issued for the abatement of a junked, abandoned, and inoperative vehicle located on public or private property, the warning shall contain the state vehicle license number, and the make of the vehicle. In those cases where the license plate is not visible or legible, the vehicle identification number, color, or any other identifying characteristics shall be so noted. The notice shall also note the total number of vehicles in violation. The warning shall also contain information advising the proprietary party that failure to remove the vehicle in accordance with the issued notice of warning will result in the vehicle being declared public property and disposed of by the parish in accordance with R.S. 33:4876. The time period for compliance of nuisance warnings issued for the abatement of a junked, abandoned, or inoperative vehicle, ~~whether~~ located on public or private property shall be a minimum of ten (10) days. ~~The time period for compliance of nuisance warnings issued for the abatement of a junked, abandoned, or inoperative vehicle located on private property shall be a minimum of ten (10) days.~~
- (3) In the case of nuisance warnings issued for the abatement of any sunken vessel, the registered proprietary party or last known proprietary party of any abandoned sunken vessel shall be notified in accordance with R.S. 34:843, as may be amended, such notice to contain a description of the abandoned sunken vessel, the location of the sunken vessel, a statement that the sunken vessel has been deemed either dangerous or abandoned, a list of criteria the proprietary party must meet in order to comply with this chapter, and a deadline for compliance in accordance with R.S. 34:843.

(d) The warning shall also contain information advising the person that failure to abate the nuisance in accordance with the issued warning will result in the issuance of a written citation, and the assessment of fines incidental thereto.

~~(e) Exceptions: In the case of a nuisance warning issued for the removal of a junked, abandoned and inoperative vehicle located on public or private property, the warning shall also contain information advising the proprietary party that failure to remove the vehicle in accordance with the issued notice of warning will result in the vehicle being declared public property and disposed of by the parish in accordance with R.S. 33:4876.~~

(1) At the Director of Planning and Zoning's discretion, certain nuisance violations which pose a risk to welfare, safety, or health will receive a warning with notice that their violation will be adjudicated directly with a hearing officer, as set out in Section 14-309 of this code, without following the required form of this section.

(2) The notice requirements of this section and Section 13-305 shall not apply to violations under Article IV dealing with tall grass violations.

~~(e) Twelve month rule. A nuisance warning shall only be issued to a person, firm, corporation or proprietary party deemed by the department to be violating a certain provision of this chapter once within a single calendar year. Should the same nuisance occur within the same calendar year involving the same violator, a nuisance citation will be issued with fines assessed.~~

(f) Warning period; continuation.

(1) For the purposes of this Chapter, a nuisance warning shall be valid and remain in effect for twelve months, commencing on the date of issuance of the warning.

(2) Should the same nuisance violation persist, or should a new violation of the same nature occur within the said twelve-month period, the warning period shall continue for an additional 12 months from the date of the last violation, or the last date of the continuing violation, whichever occurs later.

(3) During the warning period, as may be continued under this Section, TPCG shall proceed to issue nuisance citations, assess fines, and enforce the remedies and penalties under this Chapter without the need to first issue new warnings.

Sec. 14-305. Nuisance citation; contesting the citation.

(a) The nuisance citation shall be the notice of violation for purposes of this chapter.

(b) The citation shall contain information concerning the nature, date, time, and location of the alleged violation; the corrective action to be taken to remedy the nuisance, the fine assessed, and the time period, not to exceed five (5) days, in which the fine is to be paid and the corrective action is to be completed.

(c) The citation shall contain information advising the person charged that he/she may contest the citation by requesting either in person or in writing, within seventy-two (72) hours of service, a hearing before the nuisance administrative hearing officer. The citation shall also provide that failure to appear for a requested hearing before the nuisance administrative hearing officer may carry an additional penalty and shall be considered a prima facie admission of the violation set forth in the nuisance citation.

(d) Once a violation is noticed with a citation, the property is considered to remain in violation until all portions of the property have been abated.

Sec. 14-306. Service of nuisance citations.

(a) Except as provided for in subsection (f) of this section, a nuisance citation shall be served personally or by certified or registered mail upon the person, firm, corporation, or proprietary party deemed by the department to be violating the ordinances of this chapter; provided, however, that if such person, firm, or corporation is not the

proprietary party of the land or the structure in which the violation is deemed to exist or to have occurred, a copy of the citation shall be served on sent by certified or registered mail to the proprietary party of such land or structure, with the proprietary party to be determined from the tax roll for the preceding year in the office of the tax assessor of the parish. The date of personal service or of receipt of mailing shall be deemed the date of service of any citation or order served by certified or registered mail or personally upon the occupant of the property who is present at the time of service. If the occupant cannot be is not so served, or is not present, the nuisance citation shall be served upon the recorded proprietary party of the property.

- (b) The original nuisance citation shall bear the name or initials and identification number of the issuing officer, who shall affirm the truth of the facts set forth therein.
- (c) In the event that the nuisance citation is refused by either the occupant or proprietary party of the property on which the nuisance is located, this fact shall be duly noted on the original and all copies of the citation.
- (d) The original and all copies of a citation shall constitute a business record of the parish, and shall constitute prima facie evidence that the citation was issued and that an attempt at service thereof was made in accordance with the ordinances of this chapter.
- (e) Notice to one (1) proprietary party by any method shall be deemed to be notice to all other co-owners.
- (f) Absentee or unknown owners. If the proprietary party of the property is unknown and cannot be ascertained, or if attempts to serve notice of violation and citation by ~~certified or registered mail or personal service have been~~ are unsuccessful, notice of the nature and location of the violation may be published on one (1) day in the official journal of the parish and such publication shall be deemed to be notice to the proprietary party of the property upon which the violation is found to occur. Notice to one (1) proprietary party by any method shall be deemed to be notice to all other co-owners.

* * *

Sec. 14-309. Creation of the nuisance administrative hearing officer.

- (a) *Established.* There is hereby created, a nuisance administrative hearing officer ~~who shall have jurisdiction over contested violations of any civil ordinances of nuisances, as provided for in this chapter. The~~ authorized by the parish president, shall authorize the nuisance administrative hearing officer to preside at hearings for:

(1) the adjudication of contested nuisance violations of this chapter; and

(2) the adjudication of certain nuisance violations, at the discretion of the Director of Planning and Zoning, which pose a risk to welfare, safety, or health, after one nuisance citation, and without the necessary warnings and notices prescribed above in Sections 14-304 through 14-306.

- (b) *Officer.* The nuisance administrative hearing officer shall be a Terrebonne Parish licensed attorney, not currently serving as a parish attorney, paid a reasonable fee. The nuisance administrative hearing officer shall be paid an hourly rate not to exceed one hundred twenty-seven dollars (\$127.00) per hour and all approved expenses. The parish shall furnish the nuisance administrative hearing officer with hearing facilities and a court reporter and shall maintain all records of contested hearings.

~~(b)~~(c) *Functions, powers, and duties.* The nuisance administrative hearing officer shall serve the following functions, powers, and duties:

- (1) To accept admissions to, and to hear and determine contests of nuisance violations under the ordinances of this chapter;

- (2) To issue subpoenas to compel the attendance of a person to give testimony at hearings and to compel the production of relevant books, papers, and other things. Service of subpoenas shall be by city marshal or private process server. Service shall be personal or domiciliary.
- (3) To adjudicate alleged nuisance violations issued under this chapter.
- (4) To compile and maintain complete and accurate records relating to all citations, violations and/or dispositions of nuisance violations and citations; and, upon request, to prepare complete and accurate transcripts of all hearings conducted and to furnish such transcripts to the violator, at said violator's expense and turn over such records and transcripts to the planning and zoning department.
- (5) To determine whether the contested nuisance should be removed, discarded, buffered, towed, immobilized, or any other method deemed appropriate in the abatement of the violation.
- (6) To determine all remedies and enforcement for nuisance violations, including the remedies set forth in section 14-307 and to assess and collect administrative costs and the costs incurred in the remedy of the nuisance violation.

* * *

Sec. 14-313. Hearings for disposition of contested nuisance citations.

(a) Every hearing for the adjudication of a contested charge of nuisance violation under the authority of this chapter shall be held before the nuisance administrative hearing officer.

* * *

(g) At the conclusion of the hearing, the nuisance administrative hearing officer shall render a written decision within forty-eight (48) hours, either finding the person cited liable, ordering the abatement of the nuisance within a specified time period, and assessing the fine and administrative costs or a portion thereof; or declaring the violation unproven or invalid. TPCG may enforce any order, judgment, or notice of judgement assessing fees, costs, and penalties, and/or stipulating a required correction, repair, or abatement measure.

(h) Remedies not exclusive. The regulations, procedures, and remedies established by this section are nonexclusive and may be pursued independently of each other and in addition to other remedies provided by law.

(i) Failure to comply. If the proprietary party fails or refuses to take the corrective action ordered by the nuisance administrative hearing officer within the time period specified, the nuisance administrative hearing officer shall authorize parish crews or a parish contractor to enter the property where the violation is occurring and remedy the violation.

* * *

Sec. 14-315. Schedule of fines; costs of administrative penalties and remedy costs.

(a) *Schedule of fines.* ~~The following rates for a~~ Nuisance violation fines within the areas of Terrebonne Parish under this chapter are progress as follows:

(1) For the first violation: \$250.00

(2) For a second violation ~~within the same calendar year:~~ \$500.00

(3) For a third and subsequent violations: ~~within the same calendar year,~~ criminal enforcement and/or civil fines up to five thousand dollars (\$5,000.00) ~~shall be utilized.~~

(b) Fines progress by person and property. Fines under this Section shall apply progressively to violations of this Chapter by person and by property. All violations subsequent to the first violation shall be considered repeat offenses of the nuisance abatement code and fined, remedied, or enforced as such, regardless of whether the subsequent violation occurs on the same property of the first violation or occurs on

property owned or occupied by the same person named in first violation. For purposes of this Chapter, different business entities who share at least one of the same member, director, partner, or officer shall be considered one in the same owner, regardless of the named property owner.

(c) Except as provided in paragraph (b) of this section which governs business entities, nothing shall be construed to mean that a co-owner of a property subject to violation under this Chapter is responsible for prior violations of their co-owner(s) on a separate property not owned by both parties.

(d) Administrative fees. A schedule of administrative fees shall be established by the nuisance administrative hearing officer, subject to the approval of the chief administrative officer and with the concurrence of a majority of the parish council. Administrative fees shall include, but not be limited to, the costs associated in the investigation of property to determine if a nuisance is occurring, determining ownership, processing the notice and citation, serving, sending, and providing notice to the owner, attendance at hearing(s), cost of the court reporter, legal fees associated with the nuisance enforcement and any other administrative tasks required in the proper enforcement of the ordinances of this chapter. The losing party shall bear all costs of the nuisance administrative hearing officer.

(e)(e)Remedy costs. Remedy costs are those direct costs incurred by either parish personnel or a parish contractor in the elimination and disposal of a nuisance. Remedy costs, when incurred, shall be assessed against the nuisance ordinance violator in the manner provided for herein.

Sec. 14-316. Judicial review.

(a) The written decision of the nuisance administrative hearing officer shall be the final decision by the parish. Any person or persons, aggrieved by any decision may file a petition for judicial review to the ~~civil~~ 32nd Judicial District Court of the parish of Terrebonne, within five (5) days after the date of entry of the decision. Absent an injunctive order or temporary restraining order from the reviewing court, enforcement of the decision of the nuisance administrative hearing officer shall commence as specified by the nuisance administrative hearing officer.

(b) The judicial review by ~~Terrebonne Parish Civil~~ 32nd Judicial District Court shall not be de novo but solely a review of the record and a finding of whether the administrative hearing officer is sustained or overruled.

(c) The decision of the 32nd Judicial District Court shall be final, and no subsequent appeals shall be available.

* * *

Sec. 14-320. Barking dog affidavit.

~~For purposes of prima facie evidence of nuisance associated with barking dogs, notwithstanding anything to the contrary herein, sufficient proof may be made in the form of an affidavit by any complaining proprietary property attesting to the fact that the barking dog meets the definition contained at section 14-26. The affidavit shall create a presumption that the complaint meets the criteria of a nuisance for a barking dog; however, the presumption is rebuttable.~~

Sec. 14-321. Exclusion of condemnation.

Article XI does not apply to condemnations proceedings unless used to determine blighted property or to determine whether a property owner should be barred under Section 14-322.

Sec. 14-322. Violators prohibited from acquiring immovable property declared surplus.

- (a) Any person cited for a violation of this Chapter subsequent to the first violation shall be barred from purchasing any immovable property declared surplus by the Terrebonne Parish Consolidated Government, including but not limited to adjudicated property, (a) for one year from the date of issuance of the second citation, (b) for two years from the date of issuance of the third citation, and (c) permanently from the date of issuance of the fourth citation.
- (b) Any person whose property becomes subject to an order of condemnation under this Chapter shall be permanently barred from purchasing any immovable property declared surplus by the TPCG, including but not limited to, adjudicated property.
- (c) Any person who is in violation of this Chapter shall remain barred from purchasing immovable surplus properties until each original or subsequent violation has been remedied, regardless of whether the time for barring has lapsed. Remedy, for these purposes, shall include the payment of any fines and liens.

Secs. ~~14-322~~ 14-323—14-399. Reserved.

ARTICLE XII. JUSTICE OF THE PEACE COURTS

* * *

SECTION II

NOW, THEREFORE BE IT 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 adopted.

SECTION III

NOW, LET IT FURTHER BE ORDAINED 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 IV

NOW, LET IT FURTHER BE ORDAINED 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 thirty days, was voted upon as follows:

THERE WAS RECORDED:

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

NAYS: B. Pledger.

NOT VOTING: None.

ABSENT: None.

The Chairman declared the ordinance adopted on this the 30th day of October 2024.

* * * * *

The Chairman recognized the public for comments on the following:

- G. An ordinance to Amend Article V, Chapter 21, of the Terrebonne Parish Code, Section 21-87 to Add Provisions for the Removal of Recreation District Board Members; to

Amend Sections 21-93 and 21-94 to Require the Repair of Unsafe Equipment or Premises, to Require Compliance with the Policies and Procedures Manual, and to Authorize TPCG to Take Certain Action if the Recreation District Fails to Act; to Adopt Section 21-99 to Create the Recreation Advisory Committee; and to Amend Section 21-97 to Establish Deadlines for the Adoption of District and Comprehensive Master Plans; and Provide for Other Matters.

Mr. C. Harding 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. C. Harding.

THERE WAS RECORDED:

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

NAYS: S. Trosclair.

ABSENT: None.

The Chairman declared the motion adopted.

At Mr. C. Harding's request, the Chairman recognized Parish President Jason Bergeron who gave an overview of the parameters required to remove a board member as per the proposed ordinance.

Discussion ensued regarding the oversight of and the enforcement of policies regarding Recreation District Boards.

The Chairman recognized Chief Administrative Office Noah Lirette who shared his support for the proposed ordinance and his optimism for its assistance to recreation districts. (***ORDINANCE ADOPTED AFTER DISCUSSION**)

OFFERED BY: MR. D. BABIN

SECONDED BY: MS. K. CHAUVIN

ORDINANCE NO. 9662

AN ORDINANCE TO AMEND ARTICLE V, CHAPTER 21, OF THE TERREBONNE PARISH CODE, SECTION 21-87 TO ADD PROVISIONS FOR THE REMOVAL OF RECREATION DISTRICT BOARD MEMBERS; TO AMEND SECTIONS 21-93 AND 21-94 TO REQUIRE THE REPAIR OF UNSAFE EQUIPMENT OR PREMISES, TO REQUIRE COMPLIANCE WITH THE POLICIES AND PROCEDURES MANUAL, AND TO AUTHORIZE TPCG TO TAKE CERTAIN ACTION IF THE RECREATION DISTRICT FAILS TO ACT; TO ADOPT SECTION 21-99 TO CREATE THE RECREATION ADVISORY COMMITTEE; AND TO AMEND SECTION 21-97 TO ESTABLISH DEADLINES FOR THE ADOPTION OF DISTRICT AND COMPREHENSIVE MASTER PLANS; AND PROVIDE FOR OTHER MATTERS

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 an administrative code;

WHEREAS, TPCG wishes to amend Chapter 21 of the Terrebonne Parish Code of Ordinances to add provisions for the removal of Recreation District Board Members, to require

districts to repair unsafe premises and equipment, to authorize the parish to take such action in the event the district fails to do so, to provide remedies to the parish for a district's failure to follow policies and procedures, to create an advisory body for the purposes of establishing district and parish-wide recreation master plans; 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 21, Section 21-87(d) shall be and is hereby enacted, with underline to show new provisions:

Sec. 21-87. – Powers; members of the boards; appointment and tenure.

(d)Removal of recreation district board members; investigation of complaints.

- (1) The Terrebonne Parish Council may remove any recreation district board member with or without cause. Any council member may initiate such removal.
- (2) All complaints or allegations made against any recreation district board member shall be referred to the Terrebonne Parish Council. Upon receipt of such complaint, the council clerk shall make a record of the complaint or allegation and, within 30 days of receipt of the complaint, schedule an executive session before the full Council for the purpose of hearing the complaint. The Council may take whatever action it deems necessary for the resolution of the complaint, including, but not limited to, exonerating the accused board member, ordering an investigation, or removing the board member with or without cause.
- (3) For each executive session held under this Section, the Council shall serve notice to the board member in accordance with the Louisiana Open Meetings Laws.

SECTION III

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 21, Sections 21-93 and 21-94 shall be and are hereby amended, with underline to show additions and strikeout to show deletions, as follows:

Sec. 21-93. – Board cooperation.

(a)*Direction by the council.* From time to time, council may reasonably advise a board to take action with regard to its facilities, programs, employees, expenditures, and revenues for the purposes for which the district was created. ~~Board shall make every effort to work towards the goal(s) directed by the council.~~

- (1) In the event TPCG notifies a board of unsafe equipment or premises, the board shall isolate the unsafe equipment or premises to prevent its use, begin the necessary action to remedy the unsafe equipment or premises within seven calendar days of TPCG's notice, and continue to work diligently to complete the necessary repairs or replacements to the equipment or premises.
- (2) Should the recreation district fail, within six months from the date of first notification by TPCG, to resolve and remedy the unsafe equipment or premises, TPCG may, at its sole discretion, complete the repair or replacement and charge the recreation district for any costs associated therewith, including TPCG's administrative costs, as provided for by the Recreation District Policy and Procedure Manual.

(b) *Cooperation.* Board shall fully cooperate with the council and parish president to ensure

maximum feasible coordination of local government and recreation programs.

Sec. 21-94. Board operations/policy manuals.

- (a) TPCG shall publish a written policies and procedures manual to be utilized by the districts.
 - (1) The written policies and procedures manual shall be submitted to the Terrebonne Parish Council for approval.
 - (2) If any amendments are needed, TPCG administration shall submit proposed changes to the Terrebonne Parish Council for approval.
 - (3) Each recreation district shall enact the components of the policies and procedures manual no later than ninety (90) days following the acceptance of the components by the Terrebonne Parish Council and notification of such acceptance by TPCG.
 - (4) Each recreation district shall enact the components of any approved changes to the policies and procedures manuals within ninety (90) days of acceptance by the Terrebonne Parish Council and notification of such acceptance by TPCG.
- (b) Each recreation district may add components to the policy and procedures manual provided that such additions are equal to or more restrictive than any requirements illustrated in the manual provided by the TPCG and approved by the Terrebonne Parish Council.
- (c) Districts shall keep their uniform policies and procedures manual updated to the most current version and easily available to the public in a central location as defined by the TPCG Recreation Policies and Procedures Manual.
- (d) The parish shall have broad authority to enforce compliance with the policies and procedures manual. In the event a recreation district fails to comply with one or more provisions of the policies and procedures manual, the parish administration and/or council may take any or all of the following actions:
 - (1) place the district under oversight;
 - (2) investigate and take reasonable disciplinary action as provided in the policies and procedures manual;
 - (3) in the event non-compliance continues 30 days following written notice by the parish to the district of the deficiency, take any action necessary to remedy the deficiency, whether by using parish resources or by contractor, at the cost of the district. The district shall be liable to the parish for all costs and fees incurred by the parish to remedy the deficiency, and payment shall be due to the parish within 30 days of written demand.

SECTION IV

NOW, THEREFORE, BE IT ORDAINED by the Terrebonne Parish Council on behalf of the Terrebonne Parish Consolidated Government that Section 21-97 of the Code of Ordinances of Terrebonne Parish shall be and is hereby amended as follows, with underlining to indicate additions and strikethrough to indicate deletions:

Sec. 21-97. - Capital projects/capital assets Recreation district master plans; parish-wide recreation master plan.

~~Districts shall maintain a comprehensive five-year master plan.~~

- ~~(1) The five-year comprehensive master plan shall be reviewed by each district's board of directors annually, when preparing their proposed budget.~~

- ~~a. All five-year comprehensive master plans and/or revisions thereto shall be presented to and approved by the Terrebonne Parish Council.~~
- ~~b. If the council takes no action within thirty (30) days of receipt of the district's five-year plan, the board may adopt the five-year plan as submitted.~~
- ~~c. If the council rejects the proposed five-year plan and/or revisions within thirty (30) days of receipt, the council shall send written notice with specific instruction to the board for amendments to the proposed plan. The board shall then submit the amended proposed plan to the council for review.~~
- ~~d. If the council takes no action within fifteen (15) days of receipt of the revised five-year plan or revisions thereto, the board may adopt the plan/revision as revised.~~

Each recreation district shall create and maintain its own five-year comprehensive master plan for public review and comment. District master plans shall include, but not be limited to, an inventory of facilities, a list of programs offered, a statement regarding long term goals, a statement regarding planned construction of or improvements to facilities, current assessment and future goals for accessibility and inclusivity, plans for maintenance and operations, current staff and anticipated staffing needs, long term budget projections, funding sources, current and future plans for work with schools and non-profits; environmental sustainability measures, plans for schedule.

- (a) No later than February 28, 2025, each recreation district shall submit its proposed master plan to the Recreation Advisory Committee, created by Section 21-99. If the district has already adopted a master plan, it shall submit the adopted master plan to the Advisory Committee. The Parish may audit the records of, and prepare a proposed district master plan for, any district who fails to timely submit such a plan to the Advisory Committee. The said district shall be liable to the parish for any costs and attorney fees necessary to perform such actions.
- (b) No later than August 1, 2025, the Advisory Committee shall review the recreation district master plans and report and make recommendations to the Council regarding those plans.
- (c) On or before August 1, 2025, the Advisory Committee shall submit to the Council a proposed parish-wide, five-year comprehensive recreation master plan. The proposed comprehensive recreation master plan shall be designed in a manner which facilitates the placement of services and programs throughout the parish while eliminating duplicative services and programs in close proximity, capturing savings for the acquisition of similar resources across the parish, fostering cooperation amongst the districts, and enhancing the quality of life in Terrebonne Parish.
- (d) Following a review and public hearing on the proposed comprehensive recreation master plan, and an opportunity for revisions if any are necessary, the Council shall adopt a comprehensive master plan, the Terrebonne Parish Recreation Master Plan.
- (e) The Council may propose revisions to a recreation district's master plan to facilitate the implementation of the Terrebonne Parish Recreation Master Plan. Recreation district boards shall make all efforts to incorporate such revisions into their district master plans.
- (f) Each recreation district board shall be responsible for adopting and implementing its district master plan in a manner consistent with the parish-wide master plan.
- (g) Thereafter, on or before February 28 of each year, each recreation district shall submit to the Advisory Committee and Council any revisions to its district master plan, or if no revision is made, a statement that no revision was made to its district master plan.
- (h) Non-compliance with this Section shall subject a recreation district to oversight by the Council.

SECTION V

NOW, THEREFORE, BE IT ORDAINED by the Terrebonne Parish Council on behalf of the Terrebonne Parish Consolidated Government that Section 21-99 of the Code of Ordinances of Terrebonne Parish shall be and are hereby enacted as follows:

Sec. 21-99. – Recreation Advisory Committee.

(a) There is hereby created, as a part of the Quality of Life Department, a fifteen-member advisory committee, which shall be composed of the Parish President or his proxy, TPCG Venues and Destinations Administrator, the chairperson of each of the eleven recreation districts, a councilmember to be appointed by the chairperson of the Council, and the Director of the Quality of Life Department.

(1) The Recreation Advisory Committee shall be chaired by a Terrebonne Parish Council Member appointed by the Council Chair.

(2) The Director of the Quality of Life Department shall serve as the Vice-Chair of the Advisory Committee.

(3) The Venues and Destinations Administrator shall serve as the secretary of the Advisory Committee.

(b) The Advisory Committee shall meet at least monthly and serve without compensation.

(c) Members of the Advisory Committee who represent a recreation district shall be removed from the Advisory Committee and removed from their recreation district officer role upon failure to attend at least half of the Advisory Committee meetings within one calendar year. Removal shall become effective upon written notice by the Terrebonne Parish Council.

(d) The Advisory Committee shall review all district master plans pursuant to Sec. 21-97 and develop a comprehensive "Terrebonne Parish Recreation Master Plan." This comprehensive plan should incorporate insights, recommendations, and potential group savings, with the aim of fostering cooperation and enhancing the Quality of Life in Terrebonne.

SECTION VI

Section 12.4 of the Terrebonne Parish Recreation District Policy and Procedure Manual, adopted by Terrebonne Parish Council Ordinance No. 22-9438 on November 30, 2022, and effective January 1, 2023, shall be and is hereby amended as follows, with strikeout to indicate deletions and underlining to indicate additions:

12.4 FIVE-YEAR COMPREHENSIVE MASTER PLAN

A. The District shall maintain a Five-Year Comprehensive Master Plan in accordance with Terrebonne Parish Code of Ordinances Section 21-97, as may be amended.

~~B. This plan should be reviewed by the Board annually when preparing the proposed budget.~~

~~C. This plan shall be submitted to the CFO and the Council at the same time as the proposed budget (no later than sixty (60) days prior to the District's fiscal year).~~

~~1. If the Council takes no action within thirty (30) days of receipt of the District's proposed budget, the District may adopt the five-year plan as submitted.~~

~~2. If the Council rejects the proposed five-year plan within thirty (30) days of receipt, the Council will send written notice with specific instruction to the Board for amendments to the proposed plan. The Board shall then submit the amended proposed plan to the CFO and Council for review.~~

~~3. If the Council takes no action within fifteen (15) days of receipt of the revised, the~~

~~Board may adopt the five-year plan as revised.~~

SECTION VII

The Council Clerk shall deliver a copy of this adopted Ordinance to all Terrebonne Parish recreation districts for adoption in accordance with Terrebonne Parish Code of Ordinances Section 21-94(b).

NOW, THEREFORE BE IT FURTHER ORDAINED 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 VIII

NOW, LET IT FURTHER BE ORDAINED 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: C. Harding, C. Voisin, Jr., J. Amedée, C. K. Champagne, C. Hamner, D. Babin, and K. Chauvin.

NAYS: B. Pledger and S. Trosclair.

NOT VOTING: None.

ABSENT: None.

The Chairman declared the ordinance adopted on this the 30th day of October 2024.

* * * * *

The Chairman recognized the public for comments on the following:

- H. 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.

Mr. D. Babin moved, seconded by Mr. C. K. Champagne, "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: C. Harding, C. Voisin, Jr., J. Amedée, C. K. Champagne, C. Hamner, D. Babin, K. Chauvin, S. Trosclair, and B. Pledger.

NAYS: None.

ABSENT: None.

The Chairman declared the motion adopted.

Ms. K. Chauvin shared her support for the ordinance then expressed her concerns regarding road conditions on Bayouside Drive with ongoing levee construction nearby.

Mr. D. Babin noted that measures are being taken to have roadways repaired once levee constructions are completed. (***ORDINANCE ADOPTED AFTER DISCUSSION**)

OFFERED BY: MR. D. BABIN

SECONDED BY: MR. C. HAMNER

ORDINANCE NO. 9663

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

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

WHEREAS, TPCG wishes to restructure Chapter 12 and to regulate Borrow Pits in the parish in the restructured Chapter.

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

SECTION I

The title of Chapter 12, Gas and Petroleum Pipelines, Seismographs, etc. shall be and is hereby renamed Coastal Impact Certificates.

SECTION II

Sections 12-66 through 12-69 shall be and are hereby moved from Chapter 12, Article III, to Chapter 12, Article I, and they shall be and are hereby renumbered and amended as follows:

Sec. 12-66 12-1. Statement of purpose.

- (a) Terrebonne Parish is committed to providing aggressive leadership, direction and consonance in the development and implementation of policies, plans, and programs which encourage multiple use of the coastal zone and achieve a proper balance between development and conservation, restoration, creation and nourishment of coastal resources in Terrebonne Parish.
- (b) It is the purpose of the coastal impact certificate to enhance and to protect the ecological systems of the parish, whose renewable resources include numerous species of wildlife and support fisheries, and whose nonrenewable resources, such as crude oil and natural gas, serve as the economic base of the parish. The coastal impact certificate process reviews activities, outlined in this Chapter section 12-71 of this article, to:
 - (1) Assure that the proposed activity is consistent with local coastal restoration efforts and coastal zone plans;
 - (2) Assure that the proposed activity does not unnecessarily or excessively impact wetlands and/or water bottoms;
 - (3) Assure that the proposed activity does not negatively impact parish infrastructure facilities such as Morganza/Gulf Levee alignment, force drainage levee alignment or future roadways as depicted on the parish GIS map;
 - (4) Determine the extent that the proposed activity will impact coastal areas and the viability of proposed mitigation plans; and

- (5) Minimize expenditures of public money for costly erosion control and environmental restoration projects.

Sec. ~~12-67~~ 12-2. Land to which this article applies.

This ~~article~~ Chapter shall apply to all areas within the jurisdiction of the Terrebonne Parish Consolidated Government.

Sec. ~~12-68~~ 12-3. Abrogation and greater restrictions.

This ~~article~~ Chapter is not intended to impair any existing federal or state regulations or statutes.

Sec. ~~12-69~~ 12-4. Interpretation.

In the interpretation and application of this article Chapter, all provisions shall be:

- (1) Liberally construed in favor of the Terrebonne Parish Consolidated Government; and
- (2) Deemed neither to limit nor repeal any other powers granted under state statutes.

SECTION III

Section 12-5 of the Terrebonne Parish Code of Ordinances is hereby enacted to read, in its entirety, as follows:

Sec. 12-5. – Information on Archaeological, historical, and cultural resources; same, environmental compliance

- (a) This Section 12-5 is provided for informational purposes, only. The information in this Section is not intended to limit or expand any existing local, state, or federal laws. Sec. 12-66 regarding violations does not apply to this Section.
- (b) If archaeological, historical, paleontological, or other cultural resources are encountered or suspected as such *during excavation* activities authorized by this Chapter, work shall cease and the permittee/operator shall immediately notify the Division of Archaeology, Department of Culture, Recreation, and Tourism [CRT, P.O. Box 44247, Baton Rouge, LA 70804; (225) 342-8200] and the Office of Coastal Management in the Department of Energy and Natural Resources [(P.O. Box 44487, Baton Rouge, LA 70804-4487; (225) 342-7591)] as well as the Local Coastal Zone Management Program (985-873-6889). Work may not resume until written approval is obtained from CRT.
- (c) The applicant is responsible for compliance with all environmental regulations and permitting requirements under the jurisdiction of the U.S. Army Corps of Engineers, the Louisiana Department of Energy and Natural Resources, the Louisiana Department of Environmental Quality, and the Environmental Protection Agency, and obtaining all required permits from these agencies, as well as paying any compensatory mitigation imposed for permanent adverse impacts to wetlands or jurisdictional waters (Waters of the United States) and the payment of any fees and/or fines associated with the issuance of Aer-the-Fact permits.
- (d) The applicant shall comply with a Storm Water Pollution Prevention Plan (SWPPP) approved by the parish Engineering Division when conducting clearing or earthwork operations. The SWPPP shall include erosion control feature in addition to other components which may be required by the US Environmental Protection Agency (EPA), the Louisiana Department of Environmental Quality (LDEQ) and/or the Louisiana Department of Energy and Natural Resources (LDENR).

SECTION IV

Sections 12-71 through 12-74 shall be and are hereby moved from Chapter 12, Article III, to Chapter 12, Article I, and they shall be and are hereby renumbered and amended as follows:

Sec. ~~12-71~~ 12-6. Coastal impact certificate required.

(a) A coastal impact certificate from the Terrebonne Parish Consolidated Government shall be required prior to the performing of any of the following: soil regrading as defined in Article II of this Chapter; seismographic survey; or the construction of any well, well site, well platform, other mining operation, pipeline, canal; or for the dredging of canals, bayous, borrow pits, wetlands, ponds, lakes, bays, slips, shells or other excavation; or the construction of bulkheads, drainage control structures, flood control structures, landfills, spoil areas, platforms, board roads, levees, battures; or the construction of non-residential facilities requiring a coastal zone permit from the Louisiana Department of Energy and Natural Resources or a Section 10/404 permit from the United States Army Corps of Engineers; or the construction of single-family residential structures requiring a coastal zone permit from the Louisiana Department of Energy and Natural Resources or a Section 10/404 permit from the United States Army Corps of Engineers; or any other type of structure or facility within the boundaries of the parish requiring a coastal zone permit from the Louisiana Department of Energy and Natural Resources or a Section 10/404 permit from the United States Army Corps of Engineers.

(b) No excavation site or borrow pit will be constructed within the right-of-way alignment of any proposed hurricane protection levee, forced drainage levee, future roadway as depicted on the parish GIS map, or environmentally sensitive areas of Terrebonne Parish outside of the hurricane levee protection.

(c) All borrow pits or excavation sites will be required to maintain a minimum side slope of one (1) foot vertical drop for two (2) feet horizontal run to a depth of ten (10) feet. Below the depth of ten (10) feet side slopes are not subject to this requirement.

(d) To the fullest extent allowed by law, no borrow pits shall be constructed upon land involuntarily expropriated primarily for use as a borrow source for a levee project at another location. This provision shall not apply to land commandeered or lawfully taken for emergency purposes.

(e) No borrow pit shall be constructed within the Urban Planning District of this parish.

Sec. ~~12-72~~ 12-7. Application for coastal impact certificate.

(a) An application for a coastal impact certificate, as required by section 12-71 of this ~~article~~ Chapter, shall be made on forms furnished by the Terrebonne Parish Consolidated Government and shall be signed and certified as to authenticity by an authorized agent, representative or owner.

(b) Accompanying the application must be a clear description of the facility and its proposed purpose, plans, specifications, locations, vicinity maps, construction costs, proposed maintenance plan, possible environmental impacts and plans for minimizing impacts, acres of wetlands and/or water bottoms affected, proposed mitigation plans, and the names and addresses of its owner, contractor, and the authorized agent or representative.

(c) All mitigation plans shall be in accordance with local, state and federal guidelines. There is an ongoing duty to amend a permit application should the mitigation plan be altered.

(d) All emergency operations shall be carried out in accordance with state and federal laws.

Sec. 12-73 12-8. Coastal impact fees.

(a) For construction related to any single-family dwelling units requiring a coastal zone permit from the Louisiana Department of Natural Resources or a Section 10/404 permit from the United States Army Corps of Engineers, the following fees will apply:

Value	Wetland and/or Water Bottom Acreage Impacted	Fee
Less than \$200,000.00	Less than 1	\$100.00
Less than 200,000.00	1 to less than 3	500.00
200,000.00 or greater	Less than 3	1,000.00
Any value	3 to less than 10	2,000.00
Any value	10 to less than 15	3,500.00
Any value	15 or greater	5,000.00

(b) For construction related to any commercial/industrial, nonresidential facility requiring a coastal zone permit from the Louisiana Department of Natural Resources or a Section 10/404 permit from the United States Army Corps of Engineers, the following fees will apply:

Value	Wetland and/or Water Bottom Acreage Impacted	Fee
Less than \$200,000.00	Less than 1	\$500.00
Less than 200,000.00	1 to less than 3	1,000.00
Less than 200,000.00	3 to less than 10	2,000.00
200,000.00 or greater	Less than 10	2,000.00
Any value	10 to less than 15	3,500.00
Any value	15 or greater	5,000.00

(c) For activity not subject to regulations by the tables in subsections (a) and (b) above that relates to any of the following: seismographic survey; or the construction of any well, well site, well platform, other mining operation, pipeline, canal; or for the dredging of canals, bayous, borrow pits, wetlands, lakes, bays, slips, shells or other excavation; or the construction of bulkheads, drainage control structures, flood control structures, landfills, spoil areas, platforms, board roads, levees, and battures, the certificate fee shall be five hundred dollars (\$500.00).

(d) As it relates to the construction or maintenance of public works projects, a coastal impact certificate shall only be required where the activity is regulated by state and federal agencies. No processing fee will be charged for any required application for coastal impact certificate for the construction or maintenance of public works projects financed by local, state or federal government funds.

Sec. 12-74 12-9. Decisions on applications.

(a) Within ~~twenty (20)~~ forty-five (45) working days after receipt of a completed application package which meets the requirements of this ~~article~~ Chapter, the applicant shall either receive a coastal impact certificate from the Director of Coastal Restoration and Preservation of the Terrebonne Parish Consolidated Government or shall be advised in writing by the Director as to specific reasons for the denial of same.

- (b) The applicant shall have twenty (20) days to file a written notice of appeal with the Clerk of the Council and in the event of appeal, the Council shall schedule a public hearing at its next regularly scheduled meeting wherein the applicant will have the opportunity to appeal the decision of the Director.
- (c) The Terrebonne Parish Consolidated Government may place on a Coastal Impact Certificate any reasonable conditions deemed necessary so as to minimize or compensate for environmental impact.

SECTION V

Article II of Chapter 12 of the Terrebonne Parish Code of Ordinances shall be and is hereby renamed to Excavation, Grading, and Fill.

Article III of Chapter 12 of the Terrebonne Parish Code of Ordinances shall be and is hereby renamed to Enforcement.

SECTION VI

Sections 12-26 through 12-30 of the Code of Ordinances of Terrebonne Parish at Chapter 12, Article II, shall be and are hereby enacted, as follows:

Sec. 12-26 – Definitions

- (a) Borrow Pit is defined as an area created or dug for the extraction of earthen material which will be used for fill at another location. A coastal use permit and coastal impact certificate are always required for Borrow Pits.
- (b) Borrow Canal is defined as an area dug for the extraction of earthen material which is adjoining, and will be used in connection with, a flood protection project, and is generally located within the right of way of the flood protection project. The provisions of this Article shall not be applicable to borrow canals.
- (c) Pond, for the purposes of this Chapter, is defined as a man-made body of water with a ground-level surface area of 1,000 square feet or more which is not already included in the plan or design of a subdivision approved by the Regional Planning Commission.
- (d) Soil Regrading, for the purposes of this Chapter, is defined as the disturbance, whether by excavation or fill, of (i) 2,500 Cubic Yards or more of soil in a residential subdivision, or (ii) 5,000 Cubic Yards or more of soil in all other locaons, (iii) the change in elevation of the grade of any portion of property measuring 1,000 square foot or more at ground-level by more than 24 inches. This subpart, Secon 12-26 (d), shall not apply to borrow pit operations.

Sec. 12.-27– Safety

- (a) The operator of the borrow pit site shall *post* “No Trespassing – Borrow Pit” signage at the entrance to the site from a public roadway and at the borrow pit site.
- (b) It is the responsibility of the borrow pit operator to ensure public safety during excavation of the borrow pit.

Sec. 12-28. – Borrow Pits.

- (a) Borrow Pits may be placed no closer than 50 feet from the site’s property lines, or 75 feet from any parish road right-of-way (ROW), any local road/street ROW, or any ROW or servitude for a critical redundant parish levee (named below) except that Borrow Pits may be placed no closer than 150 feet from the following:
 - 1.State highway ROWs;
 - 2.Plated residential subdivisions or existing residential structures;

3. Rights-of-way for the Morganza Hurricane Levee Protection System or borrow canal servitudes.
- (b) Critical redundant parish levees include the following:
1. Ward 7 5-1 Levee;
 2. Montegut 4-8 Levee;
 3. Pointe aux Chenes 4-1 Levee;
 4. Thompson Road Extension (East Houma Surge Levee);
 5. Ashland North Levee;
 6. Levees on the western side of Lake Boudreaux (Cane Break, Suzie Canal, NFL South);
 7. Lower Lacache Levee;
 8. Industrial Road/Chabert Hospital Levee;
 9. Shrimpers Row Levee;
 10. Mayfield Levee;
 11. Lower Dularge Levees (East and West);
 12. Concord Levee; and
 12. Bush Canal Levee.
- (c) A Borrow Pit operator or agent may apply in writing to the Terrebonne Parish President for a variance from these distance restrictions based on the size and shape of the proposed Borrow Pit site and supported by engineering analysis including soil stability analysis prepared by a Louisiana licensed engineer. The variance may not be based on financial hardship. Upon favorable recommendation by the Parish President, and favorable approval by the Parish Council by an affirmative vote, the Parish Council at its discretion may grant the variance by ordinance.
- (d) The Borrow Pit operator shall take reasonable protective measures to provide dust and mud control on the site. The operator shall keep public roadways free of excessive dirt and mud for 500 feet in either direction and follow all state and local signage and permitting requirements.
- (e) Upon completion of the Borrow Pit, if there is a possibility to encompass the Borrow Pit into a forced drainage system for drainage retention purposes as well as other purposes designed to accrue to the benefit of the public, such as recreation, the parish may initiate negotiations with the property owner for maintenance, ingress and egress, and any other feature or component deemed necessary for drainage and /or recreational purposes, including the rights to be retained by the property owner.
- Original Paragraph (f), regarding requirement for a surety bond was redundant in that this is included in the contract between TLCDC and the borrow pit operator. Therefore, it was deleted.
- (f) The applicant for the Borrow Pit Coastal Impact Certificate will also provide a traffic plan map showing primary access (truck haul routes) to and from the site within two (2) miles of the Borrow Pit. This truck haul route map shall be supplied to the Terrebonne Parish School Board Administration, the Terrebonne Parish Sheriff's Office, and the Parish Public Works Department for their review and comment.
- (g) The Borrow Pit operator will provide adequate truck/equipment parking to ensure no truck queuing on public ROWs or roads.
- (h) No materials shall be stored on any public access roads or within any of the distance buffers provided in Sec. 12-28 (a) and (b) above without prior approval of Terrebonne Parish Consolidated Government.

Sec. 12-29. – Ponds.

- (a) No person shall construct a pond exceeding (1) 2,500 square feet in surface area measured at ground level or (2) by removing 1,000 cubic yards or more of material, without first obtaining a Coastal Impact Certificate.

- (b) Ponds shall not be constructed closer than 75 feet from the site's property lines, any parish road right-of way (ROW), any local road/street ROW, or any ROW or servitude for a critical redundant parish levee (named in Sec 12-28 (b) above).
- (c) Ponds shall not be placed closer than 150 feet from the following:
 - 1.State highway ROWs;
 - 2.Platted residential subdivisions or existing residential structures;
 - 3.Rights-of-way for the Morganza Hurricane Levee Protection System or borrow canal servitudes.
- (d)A landowner or developer may apply in writing to the Terrebonne Parish President for a variance from the distance restrictions based on the size and shape of the proposed Pond site and supported by engineering analysis including soil stability analysis prepared by a Louisiana licensed engineer. The variance may not be based on financial hardship. Upon favorable recommendation by the Parish President, and favorable approval by the Parish Council by an affirmative vote, the Parish Council at its discretion may grant the variance by ordinance.

Sec. 12-30. – Soil Regrading.

- (a) No person shall perform Soil Regrading which results in the increase to the reservoir stage of the district or in any way adversely impacts the drainage of other property without first obtaining a letter of no adverse effect from the department of public works engineering division.
- (b) Soil regrading shall be performed in accordance with an engineer-stamped grading plan approved by the department of public works engineering division. Submitted plans shall include:
 - 1. existing elevations and direction and method of drainage;
 - 2. proposed elevations and direction and method of drainage
 - 3. proposed method of erosion control;
 - 4. address and legal property description.
- (c) Exception. A letter of no adverse effect shall not be required under this Chapter when:
 - 1.Soil Regrading is included in a plan for a new subdivision approved by the Terrebonne Parish Regional Planning Commission;
 - 2.A letter of no adverse effect is required under Chapter 28, Appendix A, Sec 24.2 (in lieu of this section);
 - 3. Excavation, removal, or stockpiling of rock, sand, dirt, clay, or other like material as may be required in connection with the construction or maintenance of public roads, public highways, and public levees;
 - 4.When approved by the parish engineering division, grading in an isolated, self-contained area if there is no danger to public or private property;
 - 5.Cemetery graves;
 - 6.Refuse disposal sites controlled by other regulations; and
 - 7.Excavations for wells, tunnels, or utilities.
- (d)The purposes of this section are to bring awareness to the effects soil regrading may have on existing property drainage, runoff, and water disbursement, and to require landowners to obtain engineered plans to prevent adverse water and flooding impacts due to soil regrading. TPCG shall not, under any circumstances, be liable for any damages (property or injury, including death) resulting from soil regrading, regardless of whether a letter of no adverse impact is issued. Landowners shall rely solely on engineered plans and construction in accordance with engineered plans to prevent adverse impacts of water and flooding.

SECTION VII

Section 12-70 shall be and is hereby renumbered and amended as follows:

Sec. ~~12-70~~ 12.66. Violations.

(a) Any person violating any provisions of this article Chapter shall be so notified by personal service or by certified return receipt mail of the specific violation, and if the violation can be corrected, the violating party will be given no less than five (5) days and no more than thirty (30) days to correct the violation by securing a valid coastal impact certificate, by removal of the obstruction/activity if it is prohibited, or by causing the structure/activity to conform with the provisions of this article Chapter and coastal zone plans.

(b) If the violating party has committed an offense which cannot be corrected by securing a valid coastal impact certificate, by conformance to this article Chapter, or if the violating party fails or refuses to comply with the provisions of this article Chapter relating to permitting or removal, each such offense shall constitute a misdemeanor subject to penalties up to, but not to exceed state law. Each day that a violation exists shall constitute a separate offense. Any offense arising due to the submission of falsified or fraudulent certificate information shall carry the maximum misdemeanor allowed by state law.

(c) The imposition of any penalty hereunder shall not preclude the Director of the TPCG Coastal Restoration Department, the parish legal counsel, or other appropriate authority of the parish, or any adjacent or neighboring property owner who would be specifically damaged by such violation, from instituting injunction, mandamus, or other appropriate action or proceeding to prevent such unlawful erection, construction, reconstruction, alteration, conversion, maintenance, repair and/or improvement, or to correct or abate such violation, or to prevent the occupancy of such structure, building, or land.

SECTION VIII

NOW, THEREFORE BE IT 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 adopted.

SECTION IX

NOW, LET IT FURTHER BE ORDAINED 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 X

NOW, LET IT FURTHER BE ORDAINED this ordinance shall become effective upon approval by the Parish President or as otherwise provided in Sec 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: C. Harding, C. Voisin, Jr., J. Amedée, C. K. Champagne, C. Hamner, D. Babin, K. Chauvin, S. Trosclair and B. Pledger.

NAYS: None.

NOT VOTING: None.

ABSENT: None.

The Chairman declared the ordinance adopted on this the 30th day of October 2024.

* * * * *

The Chairman recognized the public for comments on the following:

- I. The Proposed 2025 Parish Budget and Five-Year Capital Outlay Budget.

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

Mr. Babin moved, seconded by Mr. C. K. Champagne, "THAT the Council continue the public hearing to the next Regular Council Session to be held November 6, 2024, at 6:30 p.m."

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

THERE WAS RECORDED:

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

NAYS: None.

ABSENT: None.

The Chairman declared the motion adopted.

Mr. C. Harding moved, seconded by Mr. B. Pledger, "THAT the Council return to the regular order of business as per written agenda."

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

THERE WAS RECORDED:

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

NAYS: None.

ABSENT: None.

The Chairman declared the motion adopted.

**PARISH OF TERREBONNE
IN THE NAME AND BY THE AUTHORITY OF
THE TERREBONNE PARISH COUNCIL**

RESOLUTION NO. 24-413

A RESOLUTION CONCURRING WITH A RESOLUTION ORDERING AND CALLING A SPECIAL ELECTION TO BE HELD IN THE BAYOU BLUE FIRE PROTECTION DISTRICT OF THE PARISHES OF TERREBONNE AND LAFOURCHE, STATE OF LOUISIANA, TO AUTHORIZE THE RENEWAL AND LEVY OF A SPECIAL TAX THEREIN, MAKING APPLICATION TO THE STATE BOND COMMISSION IN CONNECTION THEREWITH AND PROVIDING FOR OTHER MATTERS IN CONNECTION THEREWITH.

WHEREAS, the Board of Commissioners of the Bayou Blue Fire Protection District of the Parishes of Terrebonne and Lafourche, State of Louisiana (the "**District**") will adopt a resolution on November 13, 2024, calling an election to be held within the District on March 29, 2024, to authorize the renewal and levy of special taxes therein.

WHEREAS, the District has requested that this Council concur in said resolution.

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

SECTION 1. This Council does hereby approve, ratify and concur in that certain resolution of the Board of Commissioners of the Bayou Blue Fire Protection District of the Parishes of Terrebonne and Lafourche, State of Louisiana, to be adopted on **November 13, 2024**, attached hereto and made a part hereof as "**Exhibit A.**"

SECTION 2. This resolution shall become effective immediately upon its adoption.

The Resolution having come to a vote:

MEMBER	YEA	NAY	ABSENT	ABSTAIN
Amedée, John (Chairman)	√			
Babin, Daniel	√			
Champagne, Charles			√	
Chauvin, Kim	√			
Hamner, Clyde	√			
Harding, Carl (Vice- Charman)	√			
Pledger, Brien	√			
Trosclair, Steve	√			
Voisin, Jr., Clayton	√			

And the resolution was adopted on this, the 30TH day of **October, 2024**.

The Chairman called for discussion on Agenda Item No. 2B – Public Wishing to Address the Council; no speaker cards were submitted.

The Chairman called for a report on the Community Development and Planning Committee meeting held on held on 10/28/24, whereupon the Committee Chairman, ratification of minutes calls public hearing on Wednesday, November 20, 2024, at 6:30 p.m., rendered the following:

COMMUNITY DEVELOPMENT AND PLANNING COMMITTEE

OCTOBER 28, 2024

The Chairwoman, Ms. Kim Chauvin, called the Community Development and Planning Committee meeting to order at 5:32 p.m. in the Terrebonne Parish Council Meeting Room. The Invocation was offered by Mr. J. Amedée and the Pledge of Allegiance was led by the Chairwoman. Upon roll call, Committee Members recorded as present were: C. Harding, C. Voisin, Jr., J. Amedée, C. K. Champagne, D. Babin, K. Chauvin, S. Trosclair, and B. Pledger. Mr. C. Hamner was recorded as absent. A quorum was declared present.

At the request of Mr. C. Harding, Planning and Zoning Director Christopher Pulaski stated that BBC is a procurement consultant who helps with the preparation of flood mitigation assistance and other programs and receives payment through administrative fees on approved applications. (***RESOLUTION ADOPTED AFTER DISCUSSION**)

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

RESOLUTION NO. 24-414

A RESOLUTION AUTHORIZING THE PARISH PRESIDENT TO EXECUTE THE APPROPRIATE AGREEMENT BETWEEN TERREBONNE PARISH CONSOLIDATED GOVERNMENT AND BAROWKA AND BONURA ENGINEERS AND CONSULTANTS, LLC FOR APPLICATION DEVELOPMENT TASK ORDER 1 FOR FMA AND BRIC APPLICATIONS.

WHEREAS, the Terrebonne Parish Consolidated Government has yearly opportunities to apply for funding under the Federal Emergency Management Agency (FEMA) for Flood Mitigation Assistance and Building Resilient Infrastructure and Communities grant programs; and

WHEREAS, after a formal procurement process the Council approved an agreement with Barowka and Bonura Engineers and Consultants, LLC. (BBEC) through Resolution 24-255; and

WHEREAS, the Parish benefits from applications BBEC is qualified to develop to reduce risk through all project types of risk mitigation activities for the Parish and institutional partners as required;

WHEREAS, the Parish will be able to seek 75% to 100% reimbursement for these services for all applications that are approved by FEMA in these nationally competitive grant programs based on the cost share for that approved application;

NOW, THEREFORE, BE IT RESOLVED by the Terrebonne Parish Council, (Community Development and Planning Committee) on behalf of the Terrebonne Parish Consolidated Government, that the Parish President is hereby authorized to enter into Task Order 1 with Barowka and Bonura Engineers and Consultants, LLC to provide the needed application development services.

THERE WAS RECORDED:

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

NAYS: None.

NOT VOTING: None.

ABSTAINING: None.

ABSENT: C. Hamner.

The Chairwoman declared the resolution adopted on this the 28th day of October 2024.

At the request of Mr. C. Harding, Planning and Zoning Director Christopher Pulaski explained that the cost of home elevations through the Swift Current program are elevated per certified gold standard and that the Parish follows the federal procurement process to hire engineers for these projects. (***RESOLUTION ADOPTED AFTER DISCUSSION**)

OFFERED BY: MR. D. BABIN

SECONDED BY: MR. C. HARDING

RESOLUTION NO. 24-415

A RESOLUTION AUTHORIZING THE PARISH PRESIDENT TO EXECUTE THE APPROPRIATE AGREEMENT BETWEEN TERREBONNE PARISH CONSOLIDATED GOVERNMENT AND BAROWKA AND BONURA ENGINEERS AND CONSULTANTS, LLC FOR APPLICATION DEVELOPMENT TASK ORDER 2 FOR FMA 2022 SWIFT CURRENT ELEVATIONS AND RECONSTRUCTION PROJECTS.

WHEREAS, the Terrebonne Parish Consolidated Government applied for and was awarded funding under the Federal Emergency Management Agency (FEMA) 2022 Flood Mitigation Assistance pilot program Swift Current; and

WHEREAS, after a formal procurement process the Council approved an agreement with Barowka and Bonura Engineers and Consultants, LLC. (BBEC) through Resolution 24-255; and

WHEREAS, the Parish benefits from the expertise and staff augmentation provided by consultants to implement the grant programs; and

WHEREAS, BBEC is qualified to provide the services necessary to implement the FMA-EMT-2022-FM-016 Elevation grant project and the FMA-EMT-2022-FM-025 Mitigation Reconstruction project;

WHEREAS, the Parish will be able to 100% reimbursement for these services through the Subrecipient Management Costs made available through the grant;

NOW, THEREFORE, BE IT RESOLVED by the Terrebonne Parish Council, (Community Development and Planning Committee) on behalf of the Terrebonne Parish Consolidated Government, that the Parish President is hereby authorized to enter into Task Order 2 with Barowka and Bonura Engineers and Consultants, LLC to provide the professional services to implement these two projects.

THERE WAS RECORDED:

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

NAYS: None.

NOT VOTING: None.

ABSTAINING: None.

ABSENT: C. Hamner.

The Chairwoman declared the resolution adopted on this the 28th day of October 2024.

OFFERED BY: MR. D. BABIN

SECONDED BY: MR. C. K. CHAMPAGNE

RESOLUTION NO. 24-416

A RESOLUTION AUTHORIZING THE PARISH PRESIDENT TO EXECUTE THE APPROPRIATE AGREEMENT BETWEEN TERREBONNE PARISH CONSOLIDATED GOVERNMENT AND BAROWKA AND BONURA ENGINEERS AND CONSULTANTS, LLC FOR APPLICATION DEVELOPMENT TASK ORDER 3 FOR THE CRIMINAL JUSTICE COMPLEX GENERATOR PROJECT.

WHEREAS, the Terrebonne Parish Consolidated Government applied for and was awarded funding under the Federal Emergency Management Agency (FEMA) Hazard Mitigation Grant Program funding allocation as a result of Hurricane Zeta FEMA-4577-DR-LA; and

WHEREAS, after a formal procurement process the Council approved an agreement with Barowka and Bonura Engineers and Consultants, LLC. (BBEC) through Resolution 24-255; and

WHEREAS, the agreement authorized work orders for professional services related to Building Resilient Infrastructure and Community grants, Flood Mitigation Assistance grants, the Hazard Mitigation Grant Program, and Public Assistance programs from FEMA as well as professional services contracts or task orders for other state, federal, or nonprofit opportunities that require transferable skills proposed by Consultant; and

WHEREAS, the Parish benefits from the expertise and staff augmentation provided by consultants to implement the grant programs; and

WHEREAS, BBEC is qualified to provide the services necessary to implement the 4577-20 Criminal Justice Complex Generator project;

WHEREAS, the Parish will be able to receive 90% reimbursement for these services through the grant;

NOW, THEREFORE, BE IT RESOLVED by the Terrebonne Parish Council, (Community Development and Planning Committee) on behalf of the Terrebonne Parish Consolidated Government, that the Parish President is hereby authorized to enter into Task Order 3 with Barowka and Bonura Engineers and Consultants, LLC to provide the professional services to implement this project.

THERE WAS RECORDED:

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

NAYS: None.

NOT VOTING: None.

ABSTAINING: None.

ABSENT: C. Hamner.

The Chairwoman declared the resolution adopted on this the 28th day of October 2024.

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

RESOLUTION NO. 24-417

A RESOLUTION AUTHORIZING THE PARISH PRESIDENT TO ACCEPT THE FUNDING PROVIDED BY THE FEDERAL EMERGENCY MANAGEMENT AGENCY AND THE GOVERNOR'S OFFICE OF HOMELAND SECURITY AND EMERGENCY PREPAREDNESS (GOHSEP) TO IMPLEMENT THE CRIMINAL JUSTICE COMPLEX GENERATOR PROJECT 4577-20.

WHEREAS, the Terrebonne Parish Consolidated Government applied for and was awarded funding under the Federal Emergency Management Agency (FEMA) Hazard Mitigation Grant Program funding allocation as a result of Hurricane Zeta FEMA-4577-DR-LA; and

WHEREAS, by communication from the GOHSEP dated October 10, 2024, the Terrebonne Parish Consolidated Government has been notified that its application for federal assistance allocated to provide redundant power for the Criminal Justice Complex was approved by FEMA October 3, 2024; and

WHEREAS, the approved funding for the installation of two generators and associated equipment at 3211 Grand Caillou Road:

Federal Share (90%)	\$ 924,080.48
Non Federal Share (10%)	\$ 102,675.61
TOTAL PROJECT AWARD:	\$1,026,756.09

WHEREAS, the Parish was awarded Subrecipient Management Fees of \$51,337.80, which will be reimbursed at 100% with no nonfederal share for a total of \$975,418.28 funding,

WHEREAS, the Governor's Office of Homeland Security and Emergency Preparedness (GOHSEP) is the grantee under this Hazard Mitigation Assistance Program; and

WHEREAS, Terrebonne Parish Consolidated Government is a subgrantee;

WHEREAS, the grant will be implemented as required by the terms of the Memorandum of Understanding executed by the Parish and GOHSEP August 1, 2022;

NOW, THEREFORE, BE IT RESOLVED by the Terrebonne Parish Council that the Parish President is hereby authorized to accept the funding from GOHSEP to implement the Criminal Justice Complex Generator project.

THERE WAS RECORDED:

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

NAYS: None.

NOT VOTING: None.

ABSTAINING: None.

ABSENT: C. Hamner.

The Chairwoman declared the resolution adopted on this the 28th day of October 2024.

At the request of Mr. B. Pledger, Director of Housing and Human Services Kelli Varnado shared that her department is partnering with HRI Properties to build a new affordable housing development for low-income families.

The Chairwoman recognized Mr. Joshua Collen, President of HRI Properties, who offered a brief history of his company's providing housing for low-to-moderate income families then shared their plans for constructing new housing units in the parish. (***RESOLUTION ADOPTED AFTER DISCUSSION**)

OFFERED BY: MR. C. HARDING

SECONDED BY: MR. S. TROSCLAIR

RESOLUTION NO. 24-418

A resolution to loan housing program income funds and commit project based vouchers to West Tunnel Lofts, LLC. in an amount not to exceed \$1,000,000 for the construction of an affordable multi-family housing development at 1368 West Tunnel Boulevard, Houma, Louisiana.

WHEREAS, Terrebonne Parish Consolidated Government is committed to addressing the affordable housing crisis created by Hurricane Ida; and

WHEREAS, the Terrebonne Parish Consolidated Government Department of Housing and Human Services has developed housing programs that generate program income for the sole purpose of reinvesting in affordable housing; and

WHEREAS, West Tunnel Lofts was awarded CDBG Disaster funds from the Louisiana Housing Corporation dedicated to addressing Terrebonne Parish's affordable housing needs in the aftermath of Hurricane Ida; and

WHEREAS, the loan from housing program income and project based vouchers from Terrebonne Parish Consolidated Government will provide the gap funding necessary for West Tunnel Lofts, LLC to develop forty new units of affordable housing in Terrebonne Parish; and

WHEREAS, Terrebonne Parish Consolidated Government shall disburse \$500,000 at loan closing and enter into a Housing Assistance Payments Contract for 10 project based vouchers prior to completion of construction; and

NOW, THEREFORE BE IT RESOLVED, that the Terrebonne Parish Council (Community Development and Planning Committee), on behalf of Terrebonne Parish Consolidated Government, and the Parish President, does hereby agree to loan housing program income funds and provide 10 project based vouchers in an amount not to exceed \$1,000,000 to West Tunnel Lofts, LLC for the construction of an affordable forty unit housing development at 1368 West Tunnel Boulevard, Houma, Louisiana.

BE IT FURTHER RESOLVED, that the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, does, hereby authorize the Parish President to execute all agreements in this regard.

THERE WAS RECORDED:

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

NAYS: None.

NOT VOTING: None.

ABSTAINING: None.

ABSENT: C. Hamner.

The Chairwoman declared the resolution adopted on this the 28th day of October 2024.

Mr. S. Trosclair moved, seconded by Mr. C. Harding, “THAT the Community Development and Planning Committee rescind the condemnation order adopted October 24, 2023, on the residential structure located at 1743 Highway 55, owned by Harry J. Dugas c/o Carl Ellender, Ronnie Wayne Duke, Susan Lirette Massey, Gary Lirette, Michael Lirette, Cynthia Cunningham, Michael David Cunningham, Jr., Scott Matthew Cunningham, Holly Fay Cunningham Boudreaux, Jacqueline “Jackie” Lirette, Michael P, Lirette, Melissa Lirette Nugent, Marie Lirette, and Judith M. Lirette.”

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

THERE WAS RECORDED:

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

NAYS: None.

ABSENT: C. Hamner.

The Chairwoman declared the motion adopted

Mr. C. Harding moved, seconded by Mr. C. Voisin, Jr., “THAT the Community Development and Planning Committee rescind the condemnation order adopted October 24, 2023, on the residential structure located at 308 Richard Drive, owned by Ralph J. Lirette, Jr. & Nellie Garcia Lirette.”

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

THERE WAS RECORDED:

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

NAYS: None.

ABSENT: C. Hamner.

The Chairwoman declared the motion adopted

Mr. C. Harding moved, seconded by Mr. B. Pledger, “THAT the Community Development and Planning Committee rescind the condemnation order adopted April 24, 2023, on the residential structure located at 7391 Park Avenue, owned by F I I D K, LLC.”

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

THERE WAS RECORDED:

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

NAYS: None.

ABSENT: C. Hamner.

The Chairwoman declared the motion adopted.

Mr. C. Harding moved, seconded by Mr. S. Trosclair, “THAT the Community Development and Planning Committee rescind the condemnation order adopted April 24, 2023, on the residential structure located at 7397 Park Avenue, owned by F I I D K, LLC.”

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

THERE WAS RECORDED:

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

NAYS: None.

ABSENT: C. Hamner.

The Chairwoman declared the motion adopted.

Mr. C. Harding moved, seconded by Mr. C. Voisin, Jr., “THAT the Community Development and Planning Committee rescind the condemnation order adopted April 24, 2023, on the residential structure located at 7395 Park Avenue, owned by F I I D K, LLC.”

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

THERE WAS RECORDED:

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

NAYS: None.

ABSENT: C. Hamner.

The Chairwoman declared the motion adopted.

Mr. C. K. Champagne moved, seconded by Mr. J. Amedée, "THAT the Community Development and Planning Committee introduce an ordinance authorizing the Parish President to execute a lease agreement with Grace Lutheran Church for Head Start classroom space and call a public hearing on said matter on Wednesday, November 20, 2024, at 6:30 p.m."

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

THERE WAS RECORDED:

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

NAYS: None.

ABSENT: C. Hamner.

The Chairwoman declared the motion adopted.

Mr. J. Amedée 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. J. Amedée.

THERE WAS RECORDED:

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

NAYS: None.

ABSENT: C. Hamner.

The Chairwoman declared the motion adopted and the meeting was adjourned at 5:50 p.m.

Kimberly Chauvin, Chairwoman

Charlie Howard, Minute Clerk

Ms. K. Chauvin moved, seconded by Mr. C. Harding, "THAT, the Council accept and ratify the minutes of the Community Development and Planning Committee meeting held on 10/28/24."

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

THERE WAS RECORDED:

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

NAYS: None.

ABSENT: C. K. Champagne.

The Chairman declared the motion adopted.

The Chairman called for a report on the Public Services Committee meeting held on 10/28/24, whereupon the Committee Chairman, noting ratification of minutes calls public hearings on Wednesday, November 20, 2024, at 6:30 p.m., rendered the following:

PUBLIC SERVICES COMMITTEE

OCTOBER 28, 2024

The Chairman, Mr. Daniel Babin, called the Public Services Committee meeting to order at 5:51 p.m. in the Terrebonne Parish Council Meeting Room. The Invocation was

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

OFFERED BY: MR. C. HARDING
SECONDED BY: MS. K. CHAUVIN

RESOLUTION NO. 24-419

WHEREAS, the Code of Federal Regulations, as enacted by the United States Congress, mandates that all structures defined as bridges located on all public roads shall be inspected, rated for safe load capacity, and posted in accordance with the National Bridge Inspection Standards and that an inventory of these bridges be maintained by each state, and

WHEREAS, the responsibility to inspect, rate and load post those bridges under the authority of Terrebonne Parish, in accordance with those standards, is delegated by the Louisiana Department of Transportation and Development to Terrebonne Parish.

NOW, THEREFORE BE IT RESOLVED by the Terrebonne Parish Council (Public Services Committee), on behalf of the Terrebonne Parish Consolidated Government, that for the period January 1, 2025 through December 31, 2025:

1. The Terrebonne Parish Consolidated Government will perform all interim inspections on all Parish-owned or maintained bridges in accordance with the National Bridge Inspection Standards for the National Bridge Inventory.
2. All bridges owned or maintained by the Terrebonne Parish Consolidated Government will be structurally analyzed and rated by the Parish as to the safe load capacity in accordance with the American Association of State Highway and Transportation Officials (AASHTO) Manual for Bridge Evaluation. The load posting information that has been determined by the Louisiana Department of Transportation and Development for all bridges where maximum legal load under Louisiana State Law exceeds the load permitted under the operating rating as determined above will be critically reviewed by the Parish. Load posting information will be updated by the parish to reflect all structural changes, and obsolete structural ratings or any missing structural ratings.
3. All Terrebonne Parish Government-owned or maintained bridges which load posting or closing shall be load posted or closed in accordance with the table in the DOTD Engineering Directives. All bridges shall be critically reviewed by the Terrebonne Parish Consolidated Government prior to load posting.
4. All bridges owned or maintained by the Terrebonne Parish Consolidated government are shown on the attached list in the format specified by DOTD. Corrections to data supplied to the Parish by DOTD are noted.
5. All bridges owned and maintained by the Terrebonne Parish Consolidated Government are accessible to DOTD for all routine bridge inspections. Parish will clear vegetation as required upon request.

BE IT FURTHER RESOLVED, that the Terrebonne Parish Consolidated Government is cognizant that these stipulations are prerequisites for participation by the Terrebonne Parish Consolidated Government in the Off-System Bridge Replacement Program.

THERE WAS RECORDED:

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

NAYS: None.

NOT VOTING: None.

ABSTAINING: None.

ABSENT: C. Hamner.

The Chairman declared the resolution adopted on this the 28th day of October 2024.

OFFERED BY: MS. K. CHAUVIN
SECONDED BY: MR. C. HARDING

RESOLUTION NO. 24-420

A resolution authorizing the purchase of mitigation credits from RES (Resource Environmental Solutions), LLC to purchasing 2.1 acres of Fresh Marsh, for the Dularge West (D-18) Pump Station Replacement, Terrebonne Drainage Project, identified as Project No. 20-DRA-03; and authorizing the signing of the necessary agreements for this mitigation as required by the U.S. Army Corps of Engineers.

WHEREAS, the Terrebonne Parish Consolidated Government is pursuing a project to replace the D-18 Pump Station in the western Dularge Area, and

WHEREAS, because of the unavoidable impacts of wetlands due to the construction of the drainage improvements, the Permitting Process requires purchasing 2.1 acres of Fresh Marsh from RES, LLC, and

WHEREAS, the credits and acres must be purchased to obtain the necessary Permits, and

WHEREAS, the Terrebonne Parish Consolidated Government agrees to pay \$105,000.00 to RES, LLC for the Bayou Terrebonne MB, and

NOW, THEREFORE BE IT RESOLVED that the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, does hereby authorize the execution of said contract in the amount of \$105,000.00 to RES, LLC, and any and all paperwork necessary for mitigation for the Dularge West (D-18) Pump Station Replacement, Parish Project No. 20-DRA-03; by Terrebonne Parish President Jason W. Bergeron.

THERE WAS RECORDED:

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

NAYS: None.

NOT VOTING: None.

ABSTAINING: None.

ABSENT: C. Hamner.

The Chairman declared the resolution adopted on this the 28th day of October 2024.

Mr. J. Amedée moved, seconded by Ms. K. Chauvin, “THAT, the Public Services Committee introduce an ordinance to appoint Acrisure, LLC (“Insurer”) to Serve as Agent of Record for TPCG’s Property, Inland Marine, and Flood Insurance Coverage, Commencing March 1, 2025, Effective Through February 28, 2026, and to Exercise the Option to Renew Insurer’s Contract; and call a Public Hearing on Wednesday, November 20, 2024, at 6:30 p.m.”

The Chairman called for the vote on the motion offered by Mr. J. Amedée.

THERE WAS RECORDED:

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

NAYS: None.

ABSENT: C. Hamner.

The Chairman declared the motion adopted

Mr. S. Trosclair moved, seconded by Mr. J. Amedée, “THAT, the Public Services Committee introduce an ordinance to appoint Acrisure, LLC (“Insurer”) to Serve as Agent of Record for TPCG’s Casualty Insurance Coverage, Commencing April 1, 2025 Effective Through March 31, 2026, and to Exercise the Option to Renew Insurer’s Contract, Authorizing a Change to the Agreement Which Will Facilitate a More Efficient Method to Renew for the

Second Option Term; and call a Public Hearing on Wednesday, November 20, 2024 at 6:30 p.m.”

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

THERE WAS RECORDED:

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

NAYS: None.

ABSENT: C. Hamner.

The Chairman declared the motion adopted.

Mr. C. Harding moved, seconded by Mr. C. K. Champagne, “THAT, the Public Services Committee introduce an ordinance to appoint the Ledet Corporation dba Ledet Insurance (“Insurer”) to Serve as Agent of Record for TPCG’s Comprehensive Firemen’s Insurance Coverage and Boiler and Machinery Coverage, Commencing on Those Dates Described Herein, to Exercise the Option to Renew Insurer’s Contract, to Eliminate the Requirement Under Ordinance Number 9524 to Sign a New Contract in Order to Exercise the Option Terms Under this Agreement; and call a Public Hearing on Wednesday, November 20, 2024 at 6:30 p.m.

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

THERE WAS RECORDED:

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

NAYS: None.

ABSENT: C. Hamner

The Chairman declared the motion adopted.

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

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

THERE WAS RECORDED:

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

NAYS: None.

ABSENT: None.

The Chairman declared the motion adopted and the meeting was adjourned at 5:58 p.m.

Daniel Babin, Chairman

Charlie Howard, Sr. Minute Clerk

Mr. D. Babin moved, seconded by Ms. K. Chauvin, “THAT, the Council accept and ratify the minutes of the Public Service Committee meeting held on 10/28/24.”

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

THERE WAS RECORDED:

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

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 10/28/24, whereupon the Committee Vice Chairman rendered the following:

POLICY, PROCEDURE & LEGAL COMMITTEE

OCTOBER 28, 2024

The Vice-Chairman, Mr. C. K. Champagne, called the Policy, Procedure and Legal Committee meeting to order at 5:59 p.m. in the Terrebonne Parish Council Meeting Room. Mr. B. Pledger offered the Invocation and led the Pledge of Allegiance. Upon roll call, Committee Members recorded as present were: C. Harding, C. Voisin, Jr., J. Amedée, C. K. Champagne, D. Babin, K. Chauvin., S. Trosclair, B. Pledger. Mr. C. Hamner was recorded as absent. A quorum was declared present.

Mr. S. Trosclair moved, seconded by Mr. D. Babin, “THAT, the Policy, Procedure and Legal Committee approve the co-sponsorship request for the Annual United States Bowling Congress Bayou Region Awards Banquet to be held on December 20, 2024, from 4:00 p.m. to 9:00 p.m.at the Houma Municipal Auditorium.”

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

THERE WAS RECORDED:

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

NAYS: None.

ABSENT: C. Hamner.

The Vice-Chairman declared the motion adopted.

Mr. D. Babin moved, seconded by Ms. K. Chauvin, “THAT, the Policy, Procedure and Legal Committee co-sponsorship request from the Rotary Club of Houma for the Cast Iron Cookoff to be held on March 15, 2025, from 11:00 a.m. to 3:00 p.m.at the Courthouse Square.”

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

THERE WAS RECORDED:

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

NAYS: None.

ABSENT: C. Hamner.

The Vice-Chairman declared the motion adopted.

OFFERED BY: MR. D. BABIN
SECONDED BY: MS. K. CHAUVIN

RESOLUTION NO. 24-421

A resolution authorizing the Parish President to execute an application form to the Louisiana Commission on Law Enforcement and the Administration of Criminal Justice 2023 Crime Victim Assistance grant for the Houma Police Department of the Terrebonne Parish Consolidated Government, and to address other matters relative thereto.

WHEREAS, the Houma Police Department of the Terrebonne Parish Consolidated Government has been approved to apply for application for a grant from the Louisiana Commission on Law Enforcement and the Administration of Criminal Justice Fiscal Year 2023 Crime Victim Assistance funding in the amount of One hundred and Fifty-Nine Thousand and One Hundred Eighty-eight dollars (\$159,188.00) for the Terrebonne Parish Consolidated Government. The Fiscal Year 2023 Crime Victim Assistance Fund will be used to facilitate overtime compensation for Post Certified Police Officers as victim advocates, along with funding for The Haven for improved servers for victims within the Region 11 Sane Program and,

WHEREAS, the Parish Administrative staff and the Parish Finance Department will oversee the application process in the implementation and meeting all the requirements set forth by the Louisiana Commission on Law Enforcement and the Administration of Criminal Justice and,

NOW, THEREFORE BE IT RESOLVED, that the Terrebonne Parish Council on behalf of the Terrebonne Parish Consolidated Government, authorizes the Parish President to execute any and all necessary documents to implement the grant upon awarded amount from

the Louisiana Commission on Law Enforcement and the Administration of Criminal Justice and to address other matters relative thereto.

THERE WAS RECORDED:

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

NAYS: None.

NOT VOTING: None.

ABSTAINING: None.

ABSENT: C. Hamner.

The Vice-Chairman declared the resolution adopted on this the 28th day of October 2024.

OFFERED BY: MS. K. CHAUVIN

SECONDED BY: MR. D. BABIN

RESOLUTION NO. 24-422

WHEREAS, Terrebonne Parish Consolidated Government (TPCG) is authorized to provide Administration of all claims for Workers' Compensation through its Department of Risk Management; and

WHEREAS, Administration and the Risk Management Department would like to recommend the continuation of the Third-Party Administrator Contract in place with Gulf South Risk Services to handle the Worker's Compensation claims one (1) year term with the option to renew thereafter on a year-to-year basis upon the same terms and conditions unless either party give the other written notice of the desire to terminate this agreement (90) days or more prior to the end of the initial term or any annual anniversary thereafter. per the attached Proposal; and

WHEREAS, it is the recommendation of Administration and the Risk Management Department that the attached Proposal for TPA Services with Gulf South Risk Services be accepted for One (1) more year with the option to renew thereafter on a year-to-year basis upon the same terms and conditions and become effective for November 1, 2024, and.

NOW THEREFORE BE IT RESOLVED, by the Terrebonne Parish Council (Policy, Procedure and legal Committee) on behalf of the Terrebonne Parish Consolidated Government is hereby authorized to accept the recommendation of Administration and the Risk Management Department to continue the Third-Party Administrator Contract in place with Gulf South Risk Services to become effective for November 1, 2024.

THERE WAS RECORDED:

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

NAYS: None.

NOT VOTING: None.

ABSTAINING: None.

ABSENT: C. Hamner.

The Vice-Chairman declared the resolution adopted on this the 28th day of October 2024.

OFFERED BY: MR. D. BABIN

SECONDED BY: MS. K. CHAUVIN

RESOLUTION NO. 24-423

WHEREAS, Terrebonne Parish Consolidated Government (TPCG) is authorized to provide Property and Casualty Insurance coverage through its Department of Risk Management; and

WHEREAS, Administration and the Risk Management Department would like to recommend the continuation of Contract already in place for services of professional consultants with Sigma Consulting Corporation for a period of one year at the approximate cost of \$12,000.00 per year for Property/Casualty and \$18,000.00 for Actuarial services for a total of \$30,000 for 2025; the above actuarial fee schedule is contingent upon receipt of loss data in acceptable Excel usage format; if loss data is provided in paper format, an additional hourly rate of \$150.00 will be charged for loss data conversion/analysis; and

WHEREAS, such services would begin January 1, 2025, and end on December 31, 2025, and

WHEREAS, Terrebonne Parish Consolidated Government (TPCG) has determined that the terms of this service will serve a public purpose and have a public benefit commensurate with the cost.

NOW THEREFORE BE IT RESOLVED by the Terrebonne Parish Council (Policy, Procedure and Legal Committee), on behalf of Terrebonne Parish Consolidated Government is hereby authorized to accept the recommendation of Administration and the Risk Management Department to continue the contract in place with Sigma Consulting Services to commence on January 1, 2025, through December 31, 2025.

THERE WAS RECORDED:

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

NAYS: None.

NOT VOTING: None.

ABSTAINING: C. Voisin, Jr.

ABSENT: C. Hamner.

The Vice-Chairman declared the resolution adopted on this the 28th day of October 2024.

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

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

THERE WAS RECORDED:

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

NAYS: None.

ABSENT: C. Hamner.

The Vice-Chairman declared the motion adopted and the meeting was adjourned at 6:03 p.m.

Charles K. Champagne, Vice-Chairman

Charlie Howard, Sr. Minute Clerk

Mr. C. K. Champagne moved, seconded by Ms. K. Chauvin, “THAT, the Council accept and ratify the minutes of the Policy, Procedure and Legal Committee meeting held on 10/28/24.”

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

THERE WAS RECORDED:

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

NAYS: None.

ABSENT: C. Voisin, Jr.

The Chairman declared the motion adopted.

The Chairman called for a report on the Budget and Finance Committee meeting held on 10/28/24, whereupon the Committee Chairman, ratification of minutes calls public hearing on Wednesday, November 20, 2024, at 6:30 p.m., rendered the following:

BUDGET & FINANCE COMMITTEE

OCTOBER 28, 2024

The Chairman, Mr. Brien Pledger, called the Budget & Finance Committee meeting to order at 6:05 p.m. in the Terrebonne Parish Council Meeting Room. The Invocation was offered, and the Pledge of Allegiance was led by Mr. C. Harding. Upon roll call, the Committee Members recorded as present were: C. Harding, C. Voisin, Jr., J. Amedée, C. K. Champagne, D. Babin, K. Chauvin, S. Trosclair, and B. Pledger. Mr. C. Hamner was recorded as absent. A quorum was declared present.

Mr. C Voisin, Jr., moved, seconded by Ms. K. Chauvin, "THAT, the Broadmoor Tree Committee be dissolved."

The Chairman called for the vote on the motion offered by Mr. C. Voisin, Jr.

THERE WAS RECORDED:

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

NAYS: None

ABSENT: C. Hamner.

The Chairman declared the motion adopted.

OFFERED BY: MR. D. BABIN

SECONDED BY: MR. C. K. CHAMPAGNE

RESOLUTION NO. 24-424

A resolution authorizing the Parish President to execute an application form to the U.S. Department of Justice, Office of Justice Programs 2024 Edward Byrne Memorial JAG Grant for the Houma Police Department of the Terrebonne Parish Consolidated Government; and to address other matters relative thereto.

WHEREAS, the Houma Police Department of the Terrebonne Parish Consolidated Government has been approved to implement an application for a grant from the U.S. Department of Justice, Office of Justice Programs Fiscal Year 2024 Edward Byrne Memorial JAG Fund in the amount of Sixteen Thousand, Seven Hundred and Forty-four dollars(\$16,744.00) for the Terrebonne Parish Consolidated Government, The Fiscal Year 2024 Edward Byrne Memorial JAG Fund will provide grant funding to purchase portable radios improve the effectiveness and safety of our Police Officers by providing them with updated communication equipment,

WHEREAS, the Parish Administrative staff and the Parish Finance Department will oversee the application process in the implementation and meeting all the requirements set forth by the United States Department of Justice, Office of Justice Programs and,

NOW, THEREFORE BE IT RESOLVED, that the Terrebonne Parish Council on behalf of the Terrebonne Parish Consolidated Government, authorizes the Parish President to execute any and all necessary documents to implement the grant from the United States Department of Justice, Office of Justice Programs and to address other matters relative thereto.

THERE WAS RECORDED:

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

NAYS: None.

NOT VOTING: None.

ABSTAINING: None.

ABSENT: C. Hamner.

The Chairman declared the resolution adopted on this the 28th day of October 2024.

OFFERED BY: MS. K. CHAUVIN
SECONDED BY: MR. C. K. CHAMPAGNE

RESOLUTION NO. 24-425

A resolution authorizing the Parish President to execute an application form to the Louisiana Commission on Law Enforcement and the Administration of Criminal Justice FY 2023 Victim of Crime Act – Victims Assistance (VOCA) grant for the Houma Police Department of the Terrebonne Parish Consolidated Government; and to address other matters relative thereto.

WHEREAS, the Houma Police Department of the Terrebonne Parish Consolidated Government has approved to apply for an application for a grant from the Louisiana Commission on Law Enforcement and the Administration of Criminal Justice Fiscal Year 2023 Victim of Crime Act-Victims Assistance funding in the amount of Ninety-four thousand, nine hundred and sixteen dollars (\$94,916.00) for the Terrebonne Parish Consolidated Government. The Fiscal Year 2024-2025 Victim of Crime Act Fund will be used to facilitate a SANE Coordinator who provides leadership and coordination of the development and activities of a pool of SANE nurses for 6 of a 7-parish region. The coordinator meets all SANE qualifications to participate in an on-call rotation. The coordinator will interact with people/departments to ensure the program runs smoothly and,

WHEREAS, the Parish Administrative staff and the Parish Finance Department will oversee the application process in the implementation and meeting all the requirements set forth by the Louisiana Commission on Law Enforcement and the Administration of Criminal Justice and,

NOW, THEREFORE BE IT RESOLVED, that the Terrebonne Parish Council on behalf of the Terrebonne Parish Consolidated Government, authorizes the Parish President to execute any and all necessary documents to implement the grant upon awarded amount from the Louisiana Commission on Law Enforcement and the Administration of Criminal Justice and to address other matters relative thereto.

THERE WAS RECORDED:

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

NAYS: None.

NOT VOTING: None.

ABSTAINING: None.

ABSENT: C. Hamner.

The Chairman declared the resolution adopted on this the 28th day of October 2024.

OFFERED BY: MS. K. CHAUVIN
SECONDED BY: MR. C. K. CHMPAGNE

RESOLUTION NO. 24-426

A resolution authorizing the Parish President to execute an application form to the Louisiana Commission on Law Enforcement and the Administration of Criminal Justice 2023 Crime Victim Assistance grant for the Houma Police Department of the Terrebonne Parish Consolidated Government, and to address other matters relative thereto.

WHEREAS, the Houma Police Department of the Terrebonne Parish Consolidated Government has been approved to apply for application for a grant from the Louisiana

Commission on Law Enforcement and the Administration of Criminal Justice Fiscal Year 2023 Crime Victim Assistance funding in the amount of One hundred and Fifty-Nine Thousand and One Hundred Eighty-eight dollars (\$159,188.00) for the Terrebonne Parish Consolidated Government. The Fiscal Year 2023 Crime Victim Assistance Fund will be used to facilitate overtime compensation for Post Certified Police Officers as victim advocates, along with funding for The Haven for improved servers for victims within the Region 11 Sane Program and,

WHEREAS, the Parish Administrative staff and the Parish Finance Department will oversee the application process in the implementation and meeting all the requirements set forth by the Louisiana Commission on Law Enforcement and the Administration of Criminal Justice and,

NOW, THEREFORE BE IT RESOLVED, that the Terrebonne Parish Council on behalf of the Terrebonne Parish Consolidated Government, authorizes the Parish President to execute any and all necessary documents to implement the grant upon awarded amount from the Louisiana Commission on Law Enforcement and the Administration of Criminal Justice and to address other matters relative thereto.

THERE WAS RECORDED:

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

NAYS: None.

NOT VOTING: None.

ABSTAINING: None.

ABSENT: C. Hamner.

The Chairman declared the resolution adopted on this the 28th day of October 2024.

OFFERED BY: MR. D. BABIN

SECONDED BY: MS. K. CHAUVIN

RESOLUTION NO. 24-427

A resolution authorizing the Parish President to execute an application form to the Louisiana Commission on Law Enforcement and the Administration of Criminal Justice 2023 Crime Victim Assistance grant for the Houma Police Department of the Terrebonne Parish Consolidated Government, and to address other matters relative thereto.

WHEREAS, the Houma Police Department of the Terrebonne Parish Consolidated Government has been approved to apply for application for a grant from the Louisiana Commission on Law Enforcement and the Administration of Criminal Justice Fiscal Year 2023 Crime Victim Assistance funding in the amount of One hundred and Fifty-Nine Thousand and One Hundred Eighty-eight dollars (\$159,188.00) for the Terrebonne Parish Consolidated Government. The Fiscal Year 2023 Crime Victim Assistance Fund will be used to facilitate overtime compensation for Post Certified Police Officers as victim advocates, along with funding for The Haven for improved servers for victims within the Region 11 Sane Program and,

WHEREAS, the Parish Administrative staff and the Parish Finance Department will oversee the application process in the implementation and meeting all the requirements set forth by the Louisiana Commission on Law Enforcement and the Administration of Criminal Justice and,

NOW, THEREFORE BE IT RESOLVED, that the Terrebonne Parish Council on behalf of the Terrebonne Parish Consolidated Government, authorizes the Parish President to execute any and all necessary documents to implement the grant upon awarded amount from the Louisiana Commission on Law Enforcement and the Administration of Criminal Justice and to address other matters relative thereto.

THERE WAS RECORDED:

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

NAYS: None.

NOT VOTING: None.

ABSTAINING: None.

ABSENT: C. Hamner.

The Chairman declared the resolution adopted on this the 28th day of October 2024.

OFFERED BY: MR. D. BABIN
SECONDED BY: MS. K. CHAUVIN

RESOLUTION NO. 24-428

A resolution authorizing the Parish President to execute an application form to the Louisiana Highway Safety Commission (LHSC) for the Federal Fiscal Year 2025 LHSC Grant for the Houma Police Department of the Terrebonne Parish Consolidated Government; and to address other matters relative thereto.

WHEREAS, the Houma Police Department of the Terrebonne Parish Consolidated Government has been approved to implement an application for a grant from the Louisiana Highway Safety Commission (LHSC) for the Federal Fiscal Year 2025 LHSC Grant in the amount of One Hundred and One Thousand Two Hundred and Fifty dollars \$101,250.00 for the Terrebonne Parish Consolidated Government, This subgrant is a part of the Louisiana Highway Safety Commission (LHSC) statewide FFY 2025 Fatal and Injury Crash Reduction Effort. The primary objective of this effort is to reduce fatal and injury crashes on Louisiana roadways and,

WHEREAS, the Parish Administrative staff and the Parish Finance Department will oversee the application process in the implementation and meeting of all the requirements set forth by the Louisiana Highway Safety Commission (LHSC) and,

NOW, THEREFORE BE IT RESOLVED, that the Terrebonne Parish Council on behalf of the Terrebonne Parish Consolidated Government, authorizes the Parish President to execute any and all necessary documents to implement the grant from the Louisiana Highway Safety Commission (LHSC) and to address other matters relative thereto.

THERE WAS RECORDED:

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

NAYS: None.

NOT VOTING: None.

ABSTAINING: None.

ABSENT: C. Hamner.

The Chairman declared the resolution adopted on this the 28th day of October 2024.

At the request of Ms. K. Chauvin, Chief Financial Officer Kandace Mauldin explained that Matrix HVAC, LLC was the only company qualified to work on this type of HVAC system. (***RESOLUTION ADOPTED AFTER DISCUSSION**)

OFFERED BY: MR. D. BABIN
SECONDED BY: MR. J. AMEDÉE

RESOLUTION NO. 24-429

A RESOLUTION TO AUTHORIZE THE PARISH PRESIDENT OR PARISH ADMINISTRATION TO EXECUTE AN AGREEMENT FOR PROFESSIONAL HVAC

CONSULTING SERVICES AT THE TERREBONNE PARISH ANIMAL SHELTER (“ANIMAL SHELTER”) BETWEEN MATRIX HVAC, LLC (“MATRIX”) AND THE TERREBONNE PARISH CONSOLIDATED GOVERNMENT (“TPCG”).

WHEREAS, the Terrebonne Parish Animal Shelter is in need of professional HVAC consulting services in association with the installation of a new HVAC system at the Terrebonne Parish Animal Shelter; and

WHEREAS, Matrix HVAC, LLC provides professional HVAC consulting services which can fulfill the Animal Shelter’s need for those services; and

WHEREAS, TPCG finds it is in the best interests of Terrebonne Parish to retain the services that Matrix provides as soon as possible; and

WHEREAS, TPCG and Matrix have agreed in principal upon the terms of an agreement for Matrix to provide professional HVAC consulting services as set forth in the Professional HVAC Consulting Services Agreement attached hereto.

SECTION I

BE IT RESOLVED by the Terrebonne Parish Council, in due, regular and legal sessions convened, that the Parish Administration is hereby authorized to execute the Professional HVAC Consulting Services Agreement between TPCG and Matrix HVAC, LLC, subject to final approval by legal.

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

NAYS: None.

NOT VOTING: None.

ABSTAINING: None.

ABSENT: C. Hamner.

The Chairman declared the resolution adopted on this the 28th day of October 2024.

OFFERED BY: MR. D. BABIN

SECONDED BY: MS. K. CHAUVIN

RESOLUTION NO. 24-430

Resolution to reject the proposals received for the Request for Proposal (RFP) No. 24-REFUSE-27 Large Refuse Container and Community Recycling Service and receive authorization to re-advertise as soon as allowable.

WHEREAS, on October 8, 2024, proposals for RFP No. 24-REFUSE-27 Large Refuse Container and Community Recycling Service were received by the Terrebonne Parish Consolidated Government for the Solid Waste Department, and

WHEREAS, after careful review it has been determined that it would be in the best interest of Terrebonne Parish Consolidated Government to reject all proposals received due cost being sufficiently over budget, to re-structure the proposal and to re-advertise as soon as allowable, and

WHEREAS, the Parish Administration has recommended that the proposals be rejected and that the Request for Proposals be readvertised as soon as allowable, and

NOW, THEREFORE BE IT RESOLVED by the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, that the recommendation be approved and that the proposals for RFP No. 24-REFUSE-27 Large Refuse Container and Community Recycling Service be rejected and readvertised as soon as allowable.

THERE WAS RECORDED:

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

NAYS: None.

NOT VOTING: None.

ABSTAINING: None.

ABSENT: C. Hamner.

The Chairman declared the resolution adopted on this the 28th day of October 2024.

At the request of Mr. S. Trosclair, Michelle Neil Parish Attorney explained that a link to the RFP proposals was sent via email.

OFFERED BY: MR. D. BABIN

SECONDED BY: MS. K. CHAUVIN

RESOLUTION NO. 24-431

A RESOLUTION REJECTING ALL PROPOSALS SUBMITTED IN RESPONSE TO TPCG'S REQUEST FOR PROPOSALS FOR EMPLOYEE BENEFITS PRODUCER OF RECORD FOR THE YEAR 2025

WHEREAS, TPCG advertised for and received proposals for Employee Benefits Producer of Record services on August 7, 2024; and

WHEREAS, according to terms of the published Request for Proposals (RFP), under the Section entitled Parish Commitment, "the Parish reserves to work with any insurance company directly, if that is in the best interest of the Parish and reserves the right to terminate this RFP at any time prior to contract execution"; and

WHEREAS, the published Request for Proposals (RFP) also provides, under the Section entitled Parish Commitment, that "the parish reserves the right to accept or reject, in whole or in part, all Proposals submitted, and/or cancel this announcement if it is determined to be in the Parish's best interest";

WHEREAS, the published Request for Proposals (RFP), under the Section entitled Evaluation and Selection, further provides that "the parish also reserves the right to reject any and all proposals";

WHEREAS, TPCG finds that extending its contract with the current producer of record for employee benefits is in the best interest of the Parish; and

WHEREAS, TPCG wishes to reject all proposals submitted in response to this RFP;
and

SECTION I

NOW THEREFORE BE IT RESOLVED by the Terrebonne Parish Council, in due, regular and legal sessions convened, that all proposals submitted on or before August 7, 2024 in response to TPCG’s RFP for Employee Benefits Producer of Record 2025 shall be and are hereby rejected, it having been determined that extending TPCG’s current contract for producer of record for employee benefits is in the best interest of the Parish.

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

NAYS: None.

NOT VOTING: None.

ABSTAINING: None.

ABSENT: C. Hamner.

The Chairman declared the resolution adopted on this the 28th day of October 2024.

Mr. C. K. Champagne moved, seconded by Mr. D. Babin, “THAT the Budget and Finance Committee introduce 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. 5% Budget Adjustment for Criminal Court Fund, -0-
- II. 5% Budget Adjustment for Road District #1, \$79,034
- III. 5% Budget Adjustment for Road Lighting District #2, \$23,715
- IV. 5% Budget Adjustment for Road Lighting District #3, \$5,041
- V. 5% Budget Adjustment for Road Lighting District #4, (19,664)
- VI. 5% Budget Adjustment for Road District #5, \$20,619
- VII. 5% Budget Adjustment for Road Lighting District #6, \$31,144
- VIII. 5% Budget Adjustment for Road Lighting District #7, \$37,549
- IX. 5% Budget Adjustment for Road Lighting District #8, \$7,780
- X. 5% Budget Adjustment for Road District #9, \$12,409
- XI. 5% Budget Adjustment for Road Lighting District #10, \$1,967
- XII. 5% Budget Adjustment for Juvenile Detention, \$76,691
- XIII. Criminal Justice Complex Generator, \$1,026,756
- XIV. Company Canal Miter Gate, \$500,000

and calling a public hearing on said matter on November 20, 2024, at 6:30 pm.”

At the request of Ms. K. Chauvin, Chief Financial Officer Kandace Mauldin gave a brief overview of the proposed budget adjustments being suggested to remain in compliance with

state law and shared that additional adjustments would likely be presented with future amendments.

At the request of Mr. C. Harding, Ms. Mauldin explained that the balance of item #5 Budget Adjustment for Road Lighting District #4 is a saving amount. She also explained that item #13 Criminal Justice Complex Generator is a grant through HMGP and/or FEMA to put a permanent generator at the current jail with a 10% match on the parish's behalf. She explained that this is recognizing the revenue coming in as well as the match. The match will be recognized and will be credited after the funding is received.

The Chairman called for the vote on the motion offered by Mr. C. K. Champagne.

THERE WAS RECORDED:

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

NAYS: None

ABSENT: C. Hamner

The Chairman declared the motion adopted.

Mr. S. Trosclair moved, seconded by Ms. K. Chauvin, "THAT the Budget and Finance Committee introduce an ordinance to appoint Anthony J. Alford Insurance Corporation ("Insurer") to serve as Agent of Record for Employee Life, Disability, and Other Benefits for the Year 2025 and to exercise the option to renew insurer's contract, authorizing a change to the agreement which will facilitate a more efficient method to renew for the second option term and call a public hearing on said matter on Wednesday, November 20, 2024, at 6:30 p.m."

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

THERE WAS RECORDED:

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

NAYS: None

ABSENT: C. Hamner.

The Chairman declared the motion adopted.

Mr. D. Babin moved, seconded by Ms. K. Chauvin, "THAT the Budget and Finance Committee introduce an ordinance adopt Anthony J. Alford Insurance Corporation ("INSURER") to serve as Agent of Record for Employee Group Health Benefits for Medical, Dental, and Pharmacy for the Year 2025, to exercise the option to renew Insurer's contract, and to authorize the Parish President (and Designee) to enter into an amendment of that contract for the purposes of reducing the Insurer's per-insured broker fee and call a public hearing on said matter on Wednesday, November 20, 2024, at 6:30 p.m."

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

THERE WAS RECORDED:

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

NAYS: None

ABSENT: C. Hamner

The Chairman declared the motion adopted.

To review the 2025 Proposed Budget for the following departments/agencies:

a). Parish Council (Fund 151-111; Sm. Bk 59; Big Bk. 7) – Chief Financial Officer Kandace Mauldin presented the proposed 2025 Budget noting that Ordinance No. 8257, adopted in January 2013 established salaries for the Council Members and Council Chair (Parish Code, Section 2-51). Council Members, 1,422.00. Council Chair, \$1,600.00.

b). Council Clerk (Fund 151-115; Sm. Bk. 61; Big Bk. 9) - Chief Financial Officer Kandace Mauldin highlighted the proposed 2025 Budget explaining that there were no significant changes.

c). Official Fees/Publications (Fund 151-119; Sm. Bk. 64; Big Bk 11) - Chief Financial Officer Kandace Mauldin summarized the proposed 2025 Budget stating that Membership dues for the year 2025 are as follows: Louisiana Municipal Association: \$12,487, METLEC (Metropolitan Law Enforcement Commission): \$3,545; National Association of Counties: \$2,237, Police Jury Association: \$12,000, P.A.C.E. (Parishes Advocating for Coastal Endurance): \$10,000, Parish Presidents of Louisiana: \$10,000. Independent Audit Fees: \$280,000. Publish Proceedings (Minutes, Public Notices, etc.): \$28,000, same as 2024.

d). City Court (Fund 151-120; Sm. Bk. 65; Big Bk. 12) – Chief Financial Officer Kandace Mauldin reviewed the proposed 2025 Budget and noted no significant changes.

e). District Court (Fund 151-121; Sm. Bk. 67; Big Bk. 13) – Chief Financial Officer Kandace Mauldin presented the proposed 2025 Budget explaining that there were no significant changes.

The Chairman recognized Honorable Judge David Arceneaux, 32nd Judicial Court, and Mrs. Ellen Doskey, Family Preservation Court, who asked the Council to budget opioid settlement funding to the Family Preservation Court to aid their efforts in assisting parents addicted to opioids in regaining custody of their children. They then provided an overview of the services and support provided through the court and shared a need for additional funding to assist more participants in their programs.

Several Committee Members shared their support for the efforts and services provided through the Court.

Upon request, Chief Financial Officer Kandace Mauldin clarified the receipt of previous opioid funds and stated those funds were disbursed to Houma Police Department for overtime pay and equipment for addressing opioid issues.

f). Clerk of Court (Fund 151-124; Sm. Bk. 70; Big Bk.16) - Chief Financial Officer Kandace Mauldin presented the proposed 2025 Budget explaining that there were no significant changes.

g). Ward Court (Fund 151-126; Sm. Bk. 71; Big Bk. 17) – Chief Financial Officer Kandace Mauldin summarized the proposed 2025 Budget stating that wages paid to Justices of the Peace and Constables includes “State Supplemental Pay” which is reimbursed by the State monthly. Every Justice of the Peace and Constable shall attend at least one training course with the Attorney General every other year pursuant to LRS. 49:251.1. If one fails to complete mandatory training, he/she shall not receive compensation until receipt of a “certificate of completion” from the Attorney General.

At Mr. C. Harding’s request, Chief Financial Officer Kandace Mauldin shared that the constables and justices remain responsible for reporting their milage and official functions.

h). Judicial – Other (Fund 151-129; Sm. Bk. 73; Big Bk. 18) – Chief Financial Officer Kandace Mauldin reviewed that the proposed 2025 Budget highlighting the Act 1031 of the 2003 State Regular Session amended the state law to increase the daily compensation for serving on a jury; to increase the jury filing fees in civil cases to the clerk of court; to increase the amount deposited into the registry of the court; and to provide for an additional fee in criminal cases. Court warrants, \$70,000, same as 2024.

i). Parish President (Fund 151-131; Sm. Bk. 74; Big Bk. 19) – Chief Financial Officer Kandace Mauldin reviewed that the proposed 2025 Budget highlighting - Personnel: In January 2013, Ordinance No 8258 established the compensation of the Parish President effective upon the term beginning in 2016, as authorized by Section 3-08 of the Parish Home Rule Charter. The annual salary is computed as the average salary of the Parish Sheriff, Clerk of Court and Assessor, as certified annually by the Human Resources Director. The following name changes as suggested for current positions with no change in pay grade or annual salary, Office Manager to Chief of Staff, Executive Secretary to Executive Assistant.

At the request of Ms. K. Chauvin, the Chairman recognized TEDA Executive Director Cohen Guidry who clarified that Cynthia Louisiana LLC, is a Belgium-based company that has a pilot site in Gibson, LA. The operation is poised to revolutionize waterways by transforming

water lilies into raw material for plants and kitty litter. Discussions with investors are still pending. He also stated that he will provide an update later this year.

Discussion ensued relative to the Council’s ability to request adjustments and amendments to the prepared budget and efforts to reduce potential costs.

j). Communications (Fund 151-132; Sm. Bk. 77; Big Bk. 21) - Chief Financial Officer Kandace Mauldin reviewed that the proposed 2025 Budget highlighting Capital (\$15,000): Two (2) Apple Max Studio, \$5,000, Four (4) Apple Studio Displays, \$6,000, Two (2) Apple Macbook Pro, \$4,000.

k). Registrar of Voters (Fund 151-141; Sm. Bk. 80; Big Bk. 23) – Chief Financial Officer Kandace Mauldin presented the proposed 2025 Budget noting that there were no significant changes.

l). Elections (Fund 151-142; Sm. Bk. 82; Big Bk. 25) – Chief Financial Officer Kandace Mauldin highlighted the proposed 2025 Budget stating that there will be \$25,000, a decrease of \$2,000 from 2024.

m). Finance/Accounting (Fund 151-151; Sm. Bk. 83; Big Bk. 26) - Chief Financial Officer Kandace Mauldin highlighted the proposed 2025 Budget eliminating one (1) Accounting Specialist 1, Grade 105.

n). Finance/Customer Service (Fund 151-152; Sm. Bk. 86; Big Bk. 28) - Chief Financial Officer Kandace Mauldin highlighted the proposed 2025 Budget eliminating one (1) Field Technician 1, Grade 103.

o). Legal Services (Fund 151-157; Sm. Bk. 89; Big Bk. 30) - Chief Financial Officer Kandace Mauldin highlighted the proposed 2025 Budget highlighting Parish wide legal fees, which are not all included in the General Fund, are reflected as follows:

	2021	2022	2023	2025 Estimated	2025 Estimated
General	1,239,657	1,223,255	1,701,329	526,845	500,000
Litigation	607,480	558,370	712,321	500,000	375,000
	<u>1,847,137</u>	<u>1,781,625</u>	<u>2,413,650</u>	<u>1,026,845</u>	<u>875,000</u>

Legal assistance to low-income people. \$36,894, Southeast LA Legal Services, same as 2024.

Mr. J. Amedee informed the Committee that the Parish Council was awarded a Circle of Excellence award for their years of dedicated service to South LA Legal Services then proposed their budget be increased to \$40,000.

The Chairman recognized Attorney Laura Tuggle with South LA Legal Services who provided an overview of the services provided through this funding to assist low-to-moderate income families throughout the parish.

p). Planning Department/Code Violation/Compliance (Fund 151-195; Sm. Bk. 97; Big Bk.35) - Chief Financial Officer Kandace Mauldin summarized the proposed 2025 Budget noting that there were no significant changes.

q). General – Other (Fund 151-199; Sm. Bk. 100; Big Bk. 38) – Chief Financial Officer Kandace Mauldin presented the proposed 2025 Budget noting that there were no significant changes.

r). Coroner’s Office (Fund 151-205; Sm. Bk. 101/335; Big Bk. 39) - Chief Financial Officer Kandace Mauldin presented the proposed 2025 Budget noting that there were no significant changes.

The Chairman recognized Parish Coroner Patrick Walker and Helen Boudreaux of the Coroner’s Office who requested additional funding for the 2025 budget from the parish to assist with increased costs associated with cremations, updating computer software, and other procedural cost increases.

s). Parish VA Service Office (Fund 151-408; Sm. Bk. 105; Big Bk. 42) – Chief Financial Officer Kandace Mauldin summarized the proposed 2025 Budget highlighting that the Parish supplement for State Veterans Service Office, \$24,160.

Discussion ensued relative to the VA Office’s operation in the Parish and providing greater awareness of the office to the public.

t). Health and Welfare (Fund 151-409; Sm. Bk. 106; Big Bk. 43) – Chief Financial Officer Kandace Mauldin reviewed the proposed 2025 Budget explaining that the Veterans Homeless Shelter, \$28,000, same as 2024. Lenox Hotard Post #31 (American Legion) operating, \$20,000, same as 2024.

u). Publicity (Fund 151-651; Sm. Bk. 112; Big Bk. 48) – Chief Financial Officer Kandace Mauldin reviewed the proposed 2025 Budget explaining that the Holiday Expenses/Parades, \$58,000, same as 2024. Co-sponsorships of various events, \$25,000 same as 2024. Parish Publicity, \$50,000, a decrease of \$50,000.

The Chairman recognized Ms. Diana Collins of the West Houma Gym Enrichment Program who expressed to the Council that the program is needed for the enrichment of children and encouraged the Council and Administration to find funding within the budget to continue the program.

A discussion ensued relative to the need to find funding to support the West Houma Gym Enrichment Program.

v). Economic Development/other (Fund 151-652; Sm. Bk. 113; Big Bk. 49) - Chief Financial Officer Kandace Mauldin reviewed the proposed 2025 Budget explaining that the South-Central Planning Commission had a budget of \$42,000 Regional Membership, \$35,000, Local match for Urban System Grant Administration, TEDA, \$593,750, a decrease of \$31,250. An independent budget is adopted by TEDA governing authority and is submitted annually to the appointing authority. See Miscellaneous Information section for details.

w). Parish Farm Agent (Fund 151-654; Sm. Bk. 117; Big Bk. 54) - Chief Financial Officer Kandace Mauldin presented the proposed 2025 Budget noting that there were no significant changes.

x). Emergency Preparedness (Fund 151-912; Sm. Bk. 119; Big Bk. 56) - Chief Financial Officer Kandace Mauldin presented the proposed 2025 Budget noting that there were no significant changes.

y). Dedicated Emergency Fund (Fund 200; Sm. Bk. 125 Big Bk.59) – Chief Financial Officer Kandace Mauldin presented the proposed 2025 Budget explaining The minimum cap for 2025 is \$3,000,000. Ordinance 21-9316 authorized the appropriation of Emergency Funds from the Dedicated Emergency Fund for purposes of protecting the health, safety and welfare of the Parish Citizens regarding the destruction and damages caused by Hurricane Ida, the minimum cap will be reached after all insurance proceeds and FAMA reimbursements.

<u>Year</u>	<u>Minimum Cap</u>	<u>Year</u>	<u>Minimum Cap</u>
1991	1,500,000	2031	3,500,000
1996	1,750,000	2036	3,750,000
2001	2,000,000	2041	4,000,000
2006	2,250,000	2046	4,250,000
2011	2,500,000	2051	4,500,000
2016	2,750,000	2056	4,750,000
2021	3,000,000	2061	5,000,000
2026	3,250,000		

z). Sales Tax Fund (Fund 255; Sm. Bk. 168, Big Bk. 265) – Chief Financial Officer Kandace Mauldin presented the proposed 2025 Budget explaining in 1976, the voters of the Parish approved a ¼% Capital Improvement sales tax used to fund capital projects and debt service for capital projects. The 2024 collections are estimated at \$6,985,723, a 2.63% decrease from 2023 collections and the same as 2024 projected collections. Transfer to Capital Improvement Bond Sinking Fund for annual bond requirements, \$3,987,350. Maintain a reasonable balance for future bond payments (optimum 60 -75% of next year’s bond debt). Transfer to Capital Projects Fund (2,647,100): Chillers (Government Towers, Municipal Auditorium, Jail), \$647,100, Major government building repairs, \$300,000, Security at Clerk of Court, \$150,000, Government Building Buildout (1st floor), \$175,000, Marina repairs, \$500,000, Valhi Blvd Multi Use-Sidewalks, \$400,000, Williams Ave. Multi Use Path, \$175,000. Civic Center/Valhi Roundabout, \$300,000. Transfer to Road Construction Fund (250,000): Parish Road study and assessment.

aa). Road District #6 O&M (Fund 258; Sm. Bk. 169; Big Bk. 268) – Chief Financial Officer Kandace Mauldin presented the proposed 2025 Budget noting on November 7, 2006, the voters of Ward 6 approved a .82 mills ad valorem tax, generating an estimated \$31,954 for 2025, renewed for the years 2019 to 2028. Street repairs in 2025 are proposed at \$35,000.

bb). Road Lighting Districts (Fund 267-276; Sm. Bk. 170; Big Bk. 272) – Chief Financial Officer Kandace Mauldin reviewed the proposed 2025 Budget explaining that the above table highlights the Road Lighting District’s Ad Valorem Tax Revenue (without penalties), maximum authorized, millages levied, and year tax expires.

cc). Finance/Purchasing-Warehouse (Fund 380-154; Sm. Bk. 253; Big Bk. 474) – Chief Financial Officer Kandace Mauldin presented the proposed 2025 Budget noting that the Purchasing Division is funded by an allocation charge to all departments that process purchase orders and requisitions and 6% of adjudicated property sales. Total allocated revenues projected for 2025, \$865,783.

dd). Communications/Development, IT Marketing (Fund 390-192; Sm. Bk. 256; Big Bk. 485) – Chief Financial Officer Kandace Mauldin presented the proposed 2025 Budget noting that Information Systems Fund derives revenues from the departments that it services. (2025 projected user fees, \$2,477,598. Personnel: Eliminate one (1) Senior Network Technician, Grade 110.

Mr. D. Babin moved, seconded by Mr. C. K. Champagne, “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 Mr. D. W. Guidry.

THERE WAS RECORDED:

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

NAYS: None

ABSENT: C. Hamner

The Chairman declared the motion adopted and the meeting was adjourned at 8:47 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 10/28/24.”

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

THERE WAS RECORDED:

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

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
10-30-2024**

INSTALL ONE (1) STREET LIGHT FACING S. BAYOU BLACK DRIVE (NOT LOUISIANA HIGHWAY 182) ON EXISTING POLE AT 6317 S. BAYOU BLACK DRIVE, GIBSON, LA; RLD #8; SLECA; DISTRICT 4; JOHN AMEDÉE.

INSTALL ONE (1) STREET LIGHT ON EXISTING POLE AT 104 ASHLAND DRIVE, HOUMA, 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: C. Harding, J. Amedée, C. K. Champagne, C. Hamner, D. Babin, K. Chauvin, S. Trosclair, and B. Pledger.

NAYS: None.

ABSENT: C. Voisin, Jr.

The Chairman declared the motion adopted.

Mr. B. Pledger moved, seconded by Mr. D. Babin, "THAT, the Council open nominations for the three (3) expiring terms on the Library Board of Control, nominate Ms. Karen Schilling, Ms. Rosa C. Pitre, Ms. Ann Y. Robichaux, Ms. Mariah Christie, Ms. Kristy Yillik, Ms. Sheila Ledet and Mr. Paul Labat, close nominations, and that a voice vote be taken to determine who will fill said Council appointment vacancies."

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

THERE WAS RECORDED:

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

NAYS: None.

ABSENT: None.

The Chairman declared the motion adopted.

Voting to appoint Ms. Schilling:

Mr. C. Harding
Mr. J. Amedée
Mr. C. K. Champagne
Mr. C. Hamner
Mr. D. Babin
Ms. K. Chauvin
Mr. Pledger

Voting to appoint Ms. Pitre:

Mr. C. Harding
Mr. C. K. Champagne
Mr. C. Hamner
Mr. S. Trosclair
Mr. Pledger

Voting to appoint Ms. Robichaux:

Mr. C. Harding
Mr. C. K. Champagne
Mr. C. Hamner
Mr. D. Babin
Mr. Pledger

Voting for Ms. Christie:

No Votes Recorded

Voting for Ms. Yillik:

Mr. J. Amedée
Mr. D. Babin
Ms. K. Chauvin
Mr. S. Trosclair

Voting for Ms. Ledet:

Mr. J. Amedée
Ms. K. Chauvin
Mr. S. Trosclair

Voting for Mr. Labat

No Votes Recorded

Minute Clerk E. Smith tallied the results, and they were recorded as follows: seven (7) votes for Ms. Schilling, five (5) votes for Ms. Pitre, five (5) votes for Ms. Robichaux, votes for Ms. Christie, four (4) votes for Ms. Yillik, three (3) votes for Ms. Ledet, and zero (0) votes for Mr. Labat.

The Chairman declared that, as per the above voice vote, Ms. Schilling and Ms. Pitre were reappointed and Ms. Robichaux was appointed to serve on the aforementioned board.

The Chairman recognized Ms. Schilling, who thanked the Council, and shared she will continue to do what is best.

Several Council Members commended the Library Board and those interested in serving on the board.

Mr. D. Babin moved, seconded by Mr. C. K. Champagne, “THAT, the Council open nominations for the three (3) expiring terms on the Coastal Zone Management and Restoration Board, one (1) representing Marine Navigation, one (1) representing the Oil Industry, and one (1) representing Flood Concerns appointed by the Parish President, nominate Mr. Mickey Thomas (representing Marine Navigation), Mr. Jan Rogers (representing the Oil Industry), and Mr. Benji C. Poiencot (representing the Oil Industry), close nominations, reappoint Mr. Thomas and Mr. Rogers to serve another term, and appoint Mr. Poiencot to serve a term on the aforementioned board.”

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

THERE WAS RECORDED:

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

NAYS: None.

ABSENT: None.

The Chairman declared the motion adopted.

Mr. D. Babin moved, seconded by Mr. C. K. Champagne, “THAT, the Council open nominations for two (2) expiring terms for the Children and Youth Services Board Faith Based Organization and Terrebonne Parish Juvenile Justice Detention Center and three (3) expired terms (Each representing one of the following Bayou Area Children Foundation, Gulf Coast Teaching and Family Services, and Houma Police Department), nominate Ms. Victoria J. Comeaux (representing the Terrebonne Parish District Attorney Office) and Mr. Joseph Harris (representing Terrebonne Parish Juvenile Justice Center), close nominations, reappoint Mr. Harris to serve another term, appoint Ms. Comeaux 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: C. Harding, C. Voisin, Jr., J. Amedée, C. K. Champagne, C. Hamner, D. Babin, K. Chauvin, S. Trosclair, and B. Pledger.

NAYS: None.

ABSENT: None.

The Chairman declared the motion adopted.

Mr. D. Babin moved, seconded by Mr. C. K. Champagne, “THAT, the Council open nominations for the one (1) expiring terms on the Houma Area Convention and Visitor’s Bureau Board, nominate Mr. William B. Bisland, Sr., close nominations, and reappoint Mr. Bisland to serve another term on the aforementioned board.”

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

THERE WAS RECORDED:

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

NAYS: None.

ABSENT: None.

The Chairman declared the motion adopted.

Mr. D. Babin moved, seconded by Mr. C. K. Champagne, “THAT, the Council ratify Parish President Jason W. Bergeron’s recommendations of Mr. Jeff DeBlieux to the Coastal Zone Management Board.”

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

THERE WAS RECORDED:

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

NAYS: None.

ABSENT: None.

The Chairman declared the motion adopted.

The Chairman announced the following vacancies:

CHILDREN AND YOUTH SERVICES BOARD: One (1) expiring terms on 11-16-24 (Representing a Faith Based Organization and two (2) expired terms (Each representing one of the following: Bayou Area Children Foundation and Houma Police Department).

DOWNTOWN DEVELOPMENT CORPORATION: Three (3) expiring on 11-01-24 (Each representing one of the following: Two (2) representing the Council and one (1) representing the Chamber of Commerce and 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)

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.: One (1) expired term. (Representing the Terrebonne Parish Council).

BOARD OF ADJUSTMENTS: One expired term.

HOUMA AREA CONVENTION AND VISITORS’ BUREAU: One (1) expiring terms on 12-31-24 (Representing a Civic-Non-Profit).

PLANNING COMMISSION: Two (2) expiring terms on 11-29-24.

At Ms. K. Chauvin’s request, the Chairman recognized TEDA Executive Director Cohen Guidry who explained that a current member of the TEDA Board has accepted a job offer that would conflict with his membership on the board and that his position needed to be advertised this week for it to be potentially filled by the next Council meeting.

Announcements–Parish President:

- Parish President Jason Bergeron announced several events:
 - Children’s Water Safety Awareness Pastalaya Cook-off and Car Show on Saturday, November 2, 2024 at the Courthouse Square.
 - Market at the Marina, November 2, 2024.
 - He then provided clarification on the Loan Agreement with HRI regarding affordable housing.

Announcements–Council Members:

- Mr. C. Voisin, Jr. asked everyone to be safe and drive slowly during Halloween then congratulated the Terrebonne Parish Recreation Girls’ Volleyball team for winning their championship game.
- Mr. D. Babin reminded everyone to vote on November 5, 2024, and then invited the public to get involved on boards.
- Ms. K. Chauvin announced several events:
 - Vision Christian Center is having Hallelujah Night on October 30, 2024.
 - Little Caillou Fire Dept. will be having festivities on October 30, 2024, from 5:30 p. m. - 7:30 p. m.
 - She wished her grandson a happy 15th birthday.
 - Veterans’ Celebration on November 8, 2024, at Vision Christian Church, starting at 6:30 p.m.

Ms. K. Chauvin moved, seconded by Mr. C. Hamner, “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: C. Harding, C. Voisin Jr., J. Amedée, C. K. Champagne, C. Hamner, D. Babin, K. Chauvin, S. Trosclair, and B. Pledger.

NAYS: None.

ABSENT: None.

The Chairman declared the motion adopted and the meeting was adjourned at 8:14 p.m.

ELISHA SMITH, MINUTE CLERK

/S/JOHN AMEDÉE, CHAIRMAN
TERREBONNE PARISH COUNCIL

ATTEST:

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