

PROCEEDINGS
OF THE
TERREBONNE PARISH COUNCIL
IN REGULAR SESSION
AUGUST 26, 2009

Prior to the meeting being called to order, Vice-Chairman J. Pizzolatto announced that if anyone was here tonight to discuss the issue of the public hearing on the request for a permit by U.S. Oil and Gas for salt water injection well, to please be advised that the owners of the company have WITHDRAWN their request for a permit. Therefore, since there is no request for a permit, there is no need for a public hearing. If anyone wishes to make comments on the issue of salt water injection wells, they may fill in a speaker card and they would be given five minutes to make comments.

The Chairwoman, Ms. A. Williams, called the meeting to order at 6:01 p.m. in the Terrebonne Parish Council Meeting Room. Following the Invocation, led by Councilman C. Voisin, Councilwoman T. Cavalier led the Pledge of Allegiance.

Upon roll call, Council Members recorded as present were: C. Voisin, J. Cehan, P. Lambert, A. Tillman, A. Williams, B. Hebert, T. Cavalier, J. Pizzolatto, and K. Voisin. A quorum was declared present.

Mr. A. Tillman moved, seconded by Mr. C. Voisin, "THAT, the Council approve the minutes of the Regular Council Session held on 7/22/09".

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

UPON ROLL CALL THERE WAS RECORDED:

YEAS: C. Voisin, J. Cehan, P. Lambert, A. Tillman, A. Williams, B. Hebert, T. Cavalier, J. Pizzolatto, and K. Voisin

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

Mr. A. Tillman moved, seconded by Mr. C. Voisin, "THAT, the Council approve the Parish Bill List dated 8/26/09."

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

UPON ROLL CALL THERE WAS RECORDED:

YEAS: C. Voisin, J. Cehan, P. Lambert, A. Tillman, A. Williams, B. Hebert, T. Cavalier, J. Pizzolatto, and K. Voisin

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

Mr. C. Voisin moved, seconded by Mr. A. Tillman, "THAT, the Council approve the Parish Manual Check List for June and July 2009."

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

UPON ROLL CALL THERE WAS RECORDED:

YEAS: C. Voisin, J. Cehan, P. Lambert, A. Tillman, A. Williams, B. Hebert, T. Cavalier, J. Pizzolatto, and K. Voisin

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

Chief Financial Officer J. Elfert read aloud a retirement commendation for Mr. David Fonseca, Parish Employee of 25 years and Parish President M. Claudet presented it to him. Mr. Fonseca's supervisor, Mrs. Mary Crochet, was also present for the commendation presentation.

OFFERED BY: Mr. B. Hebert.

SECONDED: Unanimously.

RESOLUTION NO. 09-420

WHEREAS, Mr. David Fonseca began his employment with the Parish September 14, 1984 as a Customer Service Meter Reader and during his 25 years of service has worked in the Gas Distribution, Pollution Control and Transit Divisions before spending the last several years in the Warehouse Division of Finance, and

WHEREAS, David has set an example for his co-workers with outstanding qualities of dependability, integrity and a genuine "kindness", and

WHEREAS, a retirement in early September 2009, will allow David and his wife Dina to spend time with their two children Angela and Brian, and four grandchildren, expand his vegetable garden, fish with family and friends and have extra time for his love of cooking.

NOW, THEREFORE BE IT RESOLVED by the Terrebonne Parish Council, on behalf of the Parish President and the entire Terrebonne Parish Consolidated Government that Mr. David Fonseca be commended for his 25 years of service to this government.

THERE WAS RECORDED:

YEAS: C. Voisin, J. Cehan, P. Lambert, A. Tillman, A. Williams, B. Hebert, T. Cavalier, J. Pizzolatto and K. Voisin.

NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairwoman declared the resolution adopted on this, the 26th day of August, 2009.

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The Chairwoman recognized Mr. David Fonseca, who thanked the Council and Parish President for the commendation.

OFFERED BY: Mr. C. Voisin.

SECONDED: Unanimously.

RESOLUTION NO. 09-421

WHEREAS, the United Houma Nation and the Terrebonne Parish Consolidated Government have partnered for the mutual care and service of United Houma Nation citizens residing within the parish; and

WHEREAS, the United Houma Nation Vocational Rehabilitation Program strives to serve American Indians with disabilities in achieving self-sufficiency through work; and

WHEREAS, all Terrebonne Parish residents with disabilities are recognized for the many contributions and abilities they offer to the community, and

WHEREAS, Terrebonne Parish Council supports the inclusion of individuals with disabilities within all aspects of the community.

NOW THEREFORE BE IT RESOLVED by the Terrebonne Parish Council, on behalf of Parish President Michel H. Claudet and the entire Terrebonne Parish Consolidated Government, that the Parish Government supports the United Houma Nation's efforts to raise the awareness of disability issues within the parish and is pleased to be a partner of the September 19, 2009 Celebrating Abilities Powwow; and

BE IT FURTHER RESOLVED that the Parish President and the Terrebonne Parish Council support the United Houma Nation and all the disability community's efforts to improve the employment outcomes of individuals with disabilities and joins the rest of the Nation in declaring October 2009 as Disability Employment Awareness Month in Houma-Terrebonne and urges all citizens to take part in the celebrations of this special month.

THERE WAS RECORDED:

YEAS: C. Voisin, J. Cehan, P. Lambert, A. Tillman, A. Williams, B. Hebert, T. Cavalier, J. Pizzolatto and K. Voisin.

NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairwoman declared the resolution adopted on this, the 26th day of August, 2009.

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The Chairwoman recognized Ms. Lenar Curole, Program Director for the United Houma Nation's Rehabilitation Program, who thanked the Council and Parish President for the proclamation and support. She stressed the devotion in insuring that all individuals with disabilities have a place in the community.

OFFERED BY: Mr. C. Voisin.

SECONDED BY: Mr. P. Lambert.

RESOLUTION NO. 09-422

A resolution approving the holding of an election in Recreation District No. 4 of the Parish of Terrebonne, State of Louisiana, on Saturday, November 14, 2009, to authorize the continuation of a special tax therein.

WHEREAS, the Board of Commissioners of Recreation District No. 4 of the Parish of Terrebonne, State of Louisiana (the "Governing Authority"), acting as the governing authority of Recreation District No. 4 of the Parish of Terrebonne, State of Louisiana (the "District"), adopted a resolution on August 5, 2009, calling a special election in the District on Saturday, November 14, 2009, to authorize the renewal of a special tax therein; and

WHEREAS, the governing authority of the District has requested that this Parish Council, acting as the governing authority of the Parish of Terrebonne, State of Louisiana, give its consent and authority for the District to hold the aforesaid election, and in the event that the election carries to continue to levy and collect the special tax provided for therein; and

WHEREAS, as required by Article VI, Section 15 of the Constitution of the State of Louisiana of 1974, it is now the desire of this Parish Council to approve the holding of said election and in the event that the election carries, to continue to levy and collect the special tax provided for therein;

NOW, THEREFORE, BE IT RESOLVED by the Parish Council of the Parish of Terrebonne, State of Louisiana, acting as the governing authority of said Parish, that:

SECTION 1. In compliance with the provisions of Article VI, Section 15 of the constitution of the State of Louisiana of 1974, and in accordance with the request of the Board of Commissioners of Recreation District No. 4 of the Parish of Terrebonne, State of Louisiana, this Parish Council hereby approves the holding of an election in the District, on Saturday, November 14, 2009, at which election there will be submitted the following proposition, to-wit:

MILLAGE CONTINUATION PROPOSITION

SUMMARY: AUTHORITY FOR RECREATION DISTRICT 4 TO CONTINUE TO LEVY A 10-YEAR 6.91-MILL PROPERTY TAX FOR CONSTRUCTING, MAINTAINING AND OPERATING RECREATIONAL FACILITIES FOR SAID RECREATION DISTRICT

Shall Recreation District No. 4 of the Parish of Terrebonne, State of Louisiana (the "District"), continue to levy and collect a special tax of six and ninety-one hundredths (6.91) mills on all property subject to taxation in said District, for a period of ten (10) years, beginning with the year 2011 and ending with the year 2020 (an estimated \$400,000 reasonably expected at this time to be collected from the levy of the tax for an entire year), for the purpose of constructing, maintaining and operating recreational facilities for said Recreation District?

SECTION 2. In the event the election carries, this Parish Council does hereby further consent to and authorize the District to continue to levy and collect the special tax provided for therein.

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

YEAS: Clayton J. Voisin, Joey Cehan, Pete Lambert, Alvin Tillman, Arlanda J. Williams, Billy Hebert, Teri C. Cavalier, Johnny Pizzolatto and Kevin Voisin.

NAYS: NONE.

ABSENT: NONE.

And the resolution was declared adopted on this, the 26th day of August, 2009.

The Chairwoman recognized Mr. Kirby Verret, Recreation District No. 4 Chairman, who explained that the aforementioned millage tax is a renewal and stressed the different recreation programs that are offered to the residents who live in this district.

OFFERED BY: Mr. J. Cehan.

SECONDED BY: Mr. C. Voisin.

RESOLUTION NO. 09-423

WHEREAS, following a public hearing held at a meeting of the Terrebonne Parish Council on behalf of the Terrebonne Parish Consolidated Government on June 23, 2009, the Terrebonne Parish Council found that structure located at 113 Jane Street, Chauvin, LA, owned by Ms. Jerri Smitko, as per the legal description:

‘A certain lot of ground situated in the Parish of Terrebonne, Louisiana, on the right descending bank of Bayou Little Caillou, about fifteen (15) miles below the City of Houma; designated as Lot Eight (8) of Block One (1) on a plan of CALVIN L. MARTIN SUBDIVISION, made by T. Baker Smith, C.E., December 4, 1946, on file in the Clerk’s Office, Terrebonne Parish; said lot measuring Sixty-five (65’) feet front on the south side of Jane Street by a depth of One Hundred Thirty-six (136’) feet between parallel lines; together with all buildings and improvements thereon, as well as all rights, ways, privileges, and servitudes thereunto belonging or in anywise appertaining.’

was in a dilapidated and dangerous condition that endangers the health, safety, and welfare of the public, and it thereby condemned the structure, and further ordered the owner to demolish or remove the structure on or before July 31, 2009, in default of which the Terrebonne Parish Consolidated Government was authorized to proceed with the bidding process to demolish and/or remove the structure at the owner’s expense, and

WHEREAS, in accordance therewith, a certified copy of the Order recognizing said action was recorded July 6, 2009, under Entry number 1326417, at COB 2158, folio 423, Terrebonne Parish Clerk of Court’s office, and

WHEREAS, the owner has made repairs to the structure, and it is no longer in a dilapidated and dangerous condition that endangers the health, safety, and welfare of the public, and

WHEREAS, therefore it is in order that the previous order of condemnation be revoked and rescinded, so that the appropriate owner(s) can be notified.

NOW, THEREFORE BE IT RESOLVED, by the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government that the order of condemnation previously issued by the Terrebonne Parish Council on June 23, 2009, for the structure located on the property designated as 113 Jane Street, Chauvin, LA, having a legal description of:

‘A certain lot of ground situated in the Parish of Terrebonne, Louisiana, on the right descending bank of Bayou Little Caillou, about fifteen (15) miles below the City of Houma; designated as Lot Eight (8) of Block One (1) on a plan of CALVIN L. MARTIN SUBDIVISION, made by T. Baker Smith, C.E., December 4, 1946, on file in the Clerk’s Office, Terrebonne Parish; said lot measuring Sixty-five (65’) feet front on the south side of Jane Street by a depth of One Hundred Thirty-six (136’) feet between parallel lines; together with all buildings and improvements thereon, as well as all rights, ways, privileges, and servitudes thereunto belonging or in anywise appertaining.’

is hereby revoked and rescinded, and

BE IT FURTHER RESOLVED that Parish President Michel Claudet is authorized to sign a SATISFACTION OF CONDEMNATION ORDER, to be properly recorded with the Terrebonne Parish Clerk of Court’s office.

THERE WAS RECORDED:

YEAS: C. Voisin, J. Cehan, P. Lambert, A. Tillman, A. Williams, B. Hebert, T. Cavalier, J. Pizzolatto and K. Voisin.

NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairwoman declared the resolution adopted on this, the 26th day of August, 2009.

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The Chairwoman recognized Mr. Charles Bass, Levron Street resident, who expressed his concerns relative to the side exit of Popeye’s Chicken on West Tunnel Boulevard and the nearby residents being overwhelmed with large trucks and speeding motorists. He requested the Parish consider closing the exit. He also expressed his concerns relative to the parking at the building located at West Tunnel Boulevard and Levron Street obstructing motorists’ view when exiting from Levron Street onto Tunnel Boulevard.

Mr. K. Voisin moved, seconded by Mr. A. Tillman, “THAT, the Council extend Mr. Charles Bass’ time an additional two minutes.”

The Chairwoman called for a vote on the motion offered by Mr. K. Voisin.

UPON ROLL CALL THERE WAS RECORDED:

YEAS: C. Voisin, J. Cehan, P. Lambert, A. Tillman, A. Williams, B. Hebert, T. Cavalier, J. Pizzolatto, and K. Voisin

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

Mr. Charles Bass continued his presentation regarding the traffic issues on West Tunnel Boulevard in the vicinity of intersection with Levron Street.

Upon questioning by Councilman K. Voisin, Planning Director P. Gordon stated that Tunnel Boulevard was reconfigured at the intersection of Levron Street by DOTD and doesn’t recall if there was a guard rail there previously.

Parish President M. Claudet stated that he previously owned the building being discussed from around 1984 to 2002, and during that time, there was no barricade or guard rail there. He

stated that the intersection has greatly improved as result of DOTD installing a turn lane. He also stated that the exit from Popeye's to Levron Street is essential because when the area floods, there was previously no way for the residents to get out.

Councilwoman T. Cavalier requested that the Planning Department perform a study to determine if a guard rail would be warranted in the area of Levron Street and West Tunnel Boulevard and be reported back to the Council in four weeks.

Chairwoman A. Williams stated that she already requested the Planning Department to research the permit that was issued and the variance that was granted by the Board of Adjustments in the vicinity and asked that be part of the study.

Councilman A. Tillman stated that he had previously requested consideration of variances brought to the Board of Adjustments being brought to the Council and requested that the discussed be researched by the Council Staff and provided to him for possible re-evaluation.

The Chairwoman recognized Mr. Floyd Bergeron, Bayou Cane resident, who expressed his concerns relative to the proposed millage tax increase to increase the Houma Police and Fire Department budgets. He suggested that other measures to eliminate wasteful spending be considered instead of increasing millages.

Chairwoman A. Williams relinquished the Chair to Vice-Chairman J. Pizzolatto.

Councilwoman A. Williams who stated that when someone asks why additional funds are being given to the Fire and Police Departments it disturbs her because these employees are the individuals who address public safety in the City of Houma and work diligently to protect the residents in the City. She also stated that she does not believe the Council or Parish President wish to waste taxpayers' money.

Chairwoman A. Williams resumed the Chair.

Councilman K. Voisin explained that it is not legal to transfer funds from one Road Lighting District to another and that is the reason there are eleven to fourteen districts that cannot transfer funds and consolidation of Road Lighting Districts should be considered again so that everyone pays the same taxes. He stated that the reason some of the millage taxes are increasing is because for years, the maximum amount that was authorized by the voters had not been taken.

Councilman B. Hebert stated that any member of the public can attend budget hearings that are held in the Budget and Finance Committee, at which every department of the Parish Government is reviewed, and offer their comments.

Mr. C. Voisin moved, seconded by Mr. A. Tillman, "THAT, it now being 6:40 p.m., the Council open public hearings at this time."

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

UPON ROLL CALL THERE WAS RECORDED:

YEAS: C. Voisin, J. Cehan, P. Lambert, A. Tillman, A. Williams, B. Hebert, T. Cavalier, J. Pizzolatto, and K. Voisin

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

The Chairwoman stated that agenda item 6:30 A - A public hearing on a request by U.S. Oil and Gas, Inc. for a permit to drill a salt water disposal well and to dispose of salt water had been pulled at the request of the owner.

Councilman A. Tillman read aloud a letter from the attorney representing U. S. Oil and Gas, Inc. which gave notice to the Terrebonne Parish Council and Terrebonne Parish Consolidated Government that U.S. Oil and Gas, Inc. withdraws its application for a permit and

variance for a saltwater disposal well. He also presented a petition for the record from the residents of Crozier and surrounding area opposing the proposed saltwater disposal well.

The Chairwoman recognized the public for comments on the following:

B. A proposed ordinance to set the 2009 Property Tax Millage Rates

The Chairwoman recognized Ms. Juanita Callagan, Peaceful Avenue resident, who expressed her opposition of the proposed increase in property millage tax and gave her reasoning.

The Chairman recognized Mr. Herdis Neil, Montegut resident, who expressed his support of the proposed increase in property millage tax and gave his reasoning.

The Chairwoman recognized Ms. Kathy Burson, Cierra Street resident, who expressed her opposition of the proposed increase in property millage tax and gave her reasoning.

The Chairwoman recognized Mr. Reggie Bourg, Country Drive resident, who expressed his concerns relative to the voters of Terrebonne Parish believing what was advertised in the newspaper that their millage taxes were being increased without their approval. He suggested that a better explanation be printed to clarify the millage rates being set for property tax millages so the public would understand.

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

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

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

UPON ROLL CALL THERE WAS RECORDED:

YEAS: C. Voisin, J. Cehan, P. Lambert, A. Tillman, A. Williams, B. Hebert, T. Cavalier, J. Pizzolatto, and K. Voisin

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

OFFERED BY: Mr. J. Cehan.

SECONDED BY: Mr. K. Voisin.

ORDINANCE NO. 7695

BE IT ORDAINED, that the following millages are hereby levied on the 2009 tax roll on all property subject to taxation by the Terrebonne Parish Council:

MILLAGES

Parish Tax – Alimony (Outside): 3.09 Mills
 Parish Tax – Alimony (Inside): 1.55 Mills
 Drainage Tax – Maintenance: 7.31 Mills
 Drainage Tax – 2004 Bonds: 1.62 Mills
 Road and Bridge – 2004 Bonds: 1.27 Mills
 Sewerage Tax – 2004 Bonds: 0.74 Mills
 Health Unit: 1.66 Mills
 Mental Health: 0.42 Mills
 Juvenile Detention (Houma) Maintenance: 0.98 Mills
 Juvenile Detention (Houma) Maintenance: 0.96 Mills
 Retarded Citizens – Maintenance: 5.33 Mills
 Recreation Tax – Maintenance: 2.06 Mills
 Council on Aging: 7.14 Mills
 Sanitation District – Maintenance: 11.21 Mills
 Road District No. 6 Maintenance: 0.81 Mills

Fire Protection District No. 8 – Maintenance: 10.52 Mills
 Road Lighting District No. 1 – Maintenance: 5.60 Mills
 Road Lighting District No. 2 – Maintenance: 1.00 Mills
 Road Lighting District No.3-A – Maintenance: 3.75 Mills
 Road Lighting District No. 4 – Maintenance: 2.11 Mills
 Road Lighting District No. 5 – Maintenance: 5.77 Mills
 Road Lighting District No. 6 – Maintenance: 3.15 Mills
 Road Lighting District No. 7 – Maintenance: 2.10 Mills
 Road Lighting District No. 8 – Maintenance: 2.50 Mills
 Road Lighting District No. 9 – Maintenance: 2.00 Mills
 Road Lighting District No. 10 – Maintenance: 2.30 Mills
 City Ad Valorem Tax: 6.38 Mills
 City of Houma – Fire Protection District: 5.08 Mills
 City of Houma – Police Protection District: 5.08 Mills

BE IT FURTHER ORDAINED that the proper administrative officials of the Parish of Terrebonne, State of Louisiana, be and they are hereby empowered, authorized, and directed to spread said taxes, as hereinabove set forth, upon the assessment roll of said Parish for the year 2009, and to make the collection of the taxes imposed for and on behalf of the taxing authority, according to law, and that the taxes herein levied shall become a permanent lien and privilege on all property subject to taxation as herein set forth, and collection thereof shall be enforceable in the manner provided by law.

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. Voisin, J. Cehan, P. Lambert, A. Tillman, A. Williams, B. Hebert, T. Cavalier, J. Pizzolatto and K. Voisin.

NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairwoman declared the ordinance adopted on this, the 26th day of August, 2009.

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The Chairwoman recognized the public for comments on the following:

- C. A proposed ordinance to amend the 2009 Adopted Budget to provide funds for :
- Upper Ward 7 Levee Improvements: \$1,100,000.00
 - Head Start Program: \$86,951.00

The Chairwoman recognized Mr. Reggie Bourg, Country Drive resident, who requested an explanation of the funding being proposed for the Upper Ward 7 Levee Improvements.

Chairwoman A. Williams explained that the aforementioned funds for the Ward 7 Levee are from the Statewide Flood Control Program that is distributed according to a priority list. She stated that the funds have been received and the amendment is to allow for this year's allocation to come to the Parish Government.

The Chairwoman recognized Mr. Herdis Neil, who expressed his appreciation to the state for providing funding for fix the Ward 7 Levee because the residents need help now.

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

Mr. J. Cehan moved, seconded by Mr. B. Hebert, "THAT, the Council close the aforementioned public hearing."

The Chairwoman called for a vote on the motion offered by Mr. J. Cehan.

UPON ROLL CALL THERE WAS RECORDED:

YEAS: C. Voisin, J. Cehan, P. Lambert, A. Tillman, A. Williams, B. Hebert, T. Cavalier, J. Pizzolatto, and K. Voisin

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

OFFERED BY: Mr. B. Hebert.

SECONDED BY: Mr. J. Cehan and Mr. P. Lambert.

ORDINANCE NO. 7696

AN ORDINANCE TO AMEND THE 2009 ADOPTED OPERATING BUDGET AND THE FIVE-YEAR CAPITAL OUTLAY BUDGET FOR THE FOLLOWING ITEMS:

I. UPPER WARD 7 LEVEE IMPROVEMENTS: \$1,100,000

II. HEAD START PROGRAM: \$86,951

SECTION I

WHEREAS, the 2009 Regular Session of the Louisiana Legislature has provided funding for the Statewide Flood Control Program to be distributed according to the prioritized list of projects adopted by the Joint Legislative Committee on Transportation, Highways, and Public Works, and

WHEREAS, the State will incrementally provide funding each year until the portion attributable to the State has been satisfied, and

WHEREAS, this year's allocation of \$1,100,000 for the Upper Ward 7 Levee Improvements is combined with funding that has been made available in previous years.

NOW, THEREFORE BE IT ORDAINED, by the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, that the 2009 Adopted Budget and the 5-Year Capital Outlay be amended for the additional funding for the Upper Ward 7 Levee Improvements. (Attachment A)

SECTION II

WHEREAS, the Parish's Head Start Program has received funding for Cost of Living Allowance (COLA) in the amount of \$55,774 and Quality Improvement (QI) in the amount of \$31,177 for the total amount of \$86,951 from the Department of Health and Human Services, Office of Head Start, Administration of Children and Families Region VI funded through the American Recovery and Reinvestment Act, and

WHEREAS, the Parish approved the Waters Wage Study which included the Head Start personnel and General Fund paid for the increase in salaries for the Head Start budget which covers the match of this grant in the amount of \$21,738, and

WHEREAS, the \$55,774 wage funding will be used to offset a large portion of the permanent salary increases that have been already implemented through the Council adopted Waters Wage Study, and

WHEREAS, the QI is for various supplies such as supplies for training participants, televisions, and computer and communication equipment to be used to benefit the Family/Child services for those in this program.

BE IT FURTHER ORDAINED, by the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, that the 2009 Adopted Budget be amended for the funding for the Head Start Program. (Attachment B)

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. Voisin, J. Cehan, P. Lambert, A. Tillman, A. Williams, B. Hebert, T. Cavalier, J. Pizzolatto and K. Voisin.

NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairwoman declared the ordinance adopted on this, the 26th day of August, 2009.

ATTACHMENT A - Upper Ward 7 Levee Improv

	2009		
	Adopted	Change	Amended
P/W Drainage Constr Drainage	10,616,736	1,100,000	11,716,736
DOTD - Ward 7 Levee	(1,305,203)	(1,100,000))	(2,405,203)

ATTACHMENT B - Head Start Program

	2009		
	Adopted	Change	Amended
Allocated Salaries	-	55,774	55,774
Classroom/Educational Supplies	-	8,293	8,293
Communication	-	12,624	12,624
Computer Equipment	-	6,465	6,465
Machinery & Equipment	-	3,795	3,795
HUD Head Start Revenue	-	(86,951)	(86,951)

The Chairwoman recognized the public for comments on the following:

- D. A proposed ordinance to declare vehicles, excavators, and other miscellaneous equipment from various departments as surplus and authorizing said items to be disposed of by any legally approved method

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

Mr. A. Tillman moved, seconded by Mr. C. Voisin and Mr. P. Lambert, "THAT, the Council close the aforementioned public hearing."

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

UPON ROLL CALL THERE WAS RECORDED:

YEAS: C. Voisin, J. Cehan, P. Lambert, A. Tillman, A. Williams, B. Hebert, T. Cavalier, J. Pizzolatto, and K. Voisin

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

OFFERED BY: Mr. A. Tillman.

SECONDED BY: Mr. C. Voisin.

ORDINANCE NO. 7697

An Ordinance to declare vehicles, excavators, and other miscellaneous equipment from the Customer Service, Drainage, Head Start, Housing & Human Services, Houma Police, Port Commission, Purchasing, Recreation, and Vegetation departments as surplus as described in the attached Exhibit "A" and authorizing said items to be disposed of by public bid, negotiated sale, junked or by any other legally approved method.

SECTION I

NOW THEREFORE BE IT ORDAINED that the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, does hereby declare the attached Exhibit "A" surplus and authorizes the Parish President to dispose of said items by public bid, negotiated sale, junked or by any other legally approved method.

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 force and effect, the provisions of this ordinance hereby being declared to be severable.

SECTION III

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

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

THERE WAS RECORDED:

YEAS: C. Voisin, J. Cehan, P. Lambert, A. Tillman, A. Williams, B. Hebert, T. Cavalier, J. Pizzolatto and K. Voisin.

NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairwoman declared the ordinance adopted on this, the 26th day of August, 2009.

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Exhibit "A", Surplus Items List

- 1- 1994 Dump Truck (Drainage)
- 1- 1999 Dodge Pick Up (Drainage)
- 2- Excavators (Drainage)
- 1- Printer (Customer Service)
- 7- Cots (Head Start)
- 1- Copier (Head Start)
- 1- Copier (Housing & Human Services)
- 8- Concrete Blocks (Houma Police)
- 1- Mobile Radar (Houma Police)
- 1- Copier (Port Commission)
- 1- Fax Machine (Port Commission)
- 1- 2002 Ford Taurus (Purchasing)
- 1- 1996 Dodge Pick Up (Recreation)
- 1- 1997 Jeep Cherokee (Vegetation)

The Chairwoman recognized the public for comments on the following:

- E. A proposed ordinance to that will amend Section 19-76 of the Parish Code to provide for a minimum number of organizations (Krewe) members to parade

The Chairwoman recognized Ms. Gail Veal, Bubby Drive resident, who expressed her concerns relative to the letter that was sent to Mardi Gras Krewees which initially indicated number of riders of each float, but was changed to number of membership of the Krewe. She stated that the Krewe of Tut has only been in existence for one year and hasn't had an opportunity to grow, but is being worked on. She stated that there was an unfortunate incident occurred with the mismanagement of funds, but it was not the Krewe members and that problem was being worked on to be eliminated. She stated that there were more than two people on each float. She requested the opportunity for the Krewe of Tut to develop and grow.

The Chairwoman recognized Mr. Herdis Neil, Montegut resident, who stated that he didn't believe it makes a difference how many members are in a carnival club, but it should make a difference of how many riders are on a float. He stressed his opposition to the proposed ordinance, as is.

The Chairwoman recognized Ms. Lotoya Keller, Antoine Street resident, who stated that she was in attendance at the Mardi Gras Review Advisory Committee meeting, and, it appeared that the decision was already made before the meeting was held. She stated that she was asked a question and responded that she did not see a problem with the Krewe of Tut getting 200 members.

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

Mr. A. Tillman moved, seconded by Mr. B. Hebert and Mr. K. Voisin, "THAT, the Council send the proposed ordinance providing for a minimum number of organization (Krewe) members to parade back to the Mardi Gras Advisory Review Committee for further review." (*SUBSTITUTE MOTION OFFERED, BUT DIES DUE TO LACK OF SECOND, **ORIGINAL MOTION AMENDED AND VOTED UPON)

Mr. J. Pizzolatto offered a substitute motion, "THAT, the Council adopt the proposed ordinance that will amend Section 19-76 of the Parish Code to provide for a minimum number of organization (Krewe) members to parade."

*The Chairwoman declared the motion died, due to the lack of a second.

A discussion ensued relative to whether there should be a minimum number of Mardi Gras Krewe members or whether it should be re-addressed to implement a number of riders on floats.

**Mr. A. Tillman amended the motion seconded by Mr. B. Hebert and Mr. K. Voisin, "THAT, the Council continue the public hearing on the proposed ordinance that will amend Section 19-75 of the Parish Code to provide for a minimum number of organization (Krewe) members to parade, and that the matter be sent back to the Mardi Gras Review Advisory Committee for further review."

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

UPON ROLL CALL THERE WAS RECORDED:

YEAS: C. Voisin, J. Cehan, P. Lambert, A. Tillman, A. Williams, B. Hebert, T. Cavalier, and K. Voisin

NAYS: J. Pizzolatto

ABSENT: None

The Chairwoman declared the motion adopted.

The Chairwoman recognized the public for comments on the following:

- F. A proposed ordinance to amend the appropriate sections of the Parish Code to allow personnel from the Houma Fire Department and area volunteer fire districts to solicit for funds for Muscular Dystrophy on two weekends in each calendar year

The Chairwoman recognized Mr. Keith Ward, Houma Fire Department, who requested the Council's support in adopting the proposed ordinance to allow the Houma Fire Department to do their boot drives to collect funds for the Muscular Dystrophy Association on two weekends of the year.

The Chairwoman recognized Mr. Jim Carey, Savage Drive resident, who requested the Council's support in adopting the proposed ordinance to allow the Houma Fire Department to do their boot drives to collect funds for the Muscular Dystrophy Association. He introduced his wife and his daughter,(his daughter has Muscular Dystrophy).

The Chairwoman recognized Mr. Mickey Fonseca, Magnolia Street resident, who stated he was a former Jaycee Member and formerly collected funds for Muscular Dystrophy and expressed his support for allowing the fire department employees to once again collect money on the street.

The Chairwoman recognized Mr. Herdis Neil, who stated he didn't understand why can shakes were banned in the first place, and expressed his support in allowing it to begin again, with some type of safety control.

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

Mr. K. Voisin moved, seconded by Mr. P. Lambert, "THAT, the Council close the aforementioned public hearing."

The Chairwoman called for a vote on the motion offered by Mr. K. Voisin.

UPON ROLL CALL THERE WAS RECORDED:

YEAS: C. Voisin, J. Cehan, P. Lambert, A. Tillman, A. Williams, B. Hebert, T. Cavalier, J. Pizzolatto, and K. Voisin

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

Upon questioning by Councilman C. Voisin, Mr. Keith Ward stated that off-duty firemen will be used to collect funds, but requested the use of a fire truck be allowed to hang a banner on the side of it.

Upon further questioning by Councilman C. Voisin, Parish Attorney C. Alcock stated that the fireman certainly should not be on the clock while collecting funds, and as far as the equipment, she would think it would be very limited and would need to research the matter further.

A discussion ensued relative to whether the solicitation ordinance should be amended to allow only the Houma Fire Department to hold a can shake to raise funds for Muscular Dystrophy; or whether it should remain as is, prohibiting anyone from doing so; or whether other not-for-profit organizations should be allowed to do so.

OFFERED BY: Mr. J. Pizzolatto.

SECONDED BY: Mr. A. Tillman.

ORDINANCE NO. 7698

AN ORDINANCE TO AMEND ARTICLE III, "PEDDLERS AND SOLICITORS", OF CHAPTER 16 "LICENSES AND MISCELLANEOUS BUSINESS REGULATIONS," SECTION 16-53 "UNLAWFUL SOLICITATION" OF THE TERREBONNE PARISH CODE OF ORDINANCES SO AS TO ALLOW THE HOUMA FIRE DEPARTMENT AND AREA VOLUNTEER FIRE DISTRICTS TO SOLICIT FOR FUNDS FOR THE MUSCULAR DYSTROPHY ASSOCIATION

WHEREAS, current provisions in the Terrebonne Parish Code of Ordinances prohibit all forms of public solicitation in Terrebonne Parish, and

WHEREAS, the members of the Houma Fire Department and area volunteer fire districts wish to contribute to the public welfare and solicit for funds from the motoring public on two separate weekends in each year to raise funds for the Muscular Dystrophy Association.

SECTION I

BE IT ORDAINED by the Terrebonne Parish Council, acting on behalf of the Terrebonne Parish Consolidated Government, in regular session convened, does hereby approve the following change to the Parish Code as it relates to solicitation:

Sec. 16-53. Unlawful solicitation.

{(a) through (f) remain the same}

(g) It shall be unlawful for any person to be upon or go upon: (1) any parish street or parish roadway; or (2) any shoulder of any parish street or parish roadway; or (3) any neutral ground or right-of-way adjacent to any parish street or parish roadway for the purpose of engaging in any solicitation from the occupants of any vehicle upon such parish street or parish roadway.

THE ONLY EXCEPTION TO THIS PROVISION SHALL BE THAT THE REPRESENTATIVES OF THE HOUMA FIRE DEPARTMENT AND AREA VOLUNTEER FIRE DISTRICTS SHALL BE ALLOWED TO SOLICIT FOR FUNDS TO HELP THE MUSCULAR DYSTROPHY ASSOCIATION (MDA) ON THE SECOND WEEKEND IN MARCH (3RD WEEKEND FOR "RAIN DAY") AND ON THE SECOND WEEKEND IN NOVEMBER (3RD WEEKEND FOR "RAIN DAY"). THE EXCEPTION SHALL BE PROVIDED THAT THE PARISH GOVERNMENT SHALL BE LISTED ON A ONE MILLION DOLLAR LIABILITY INSURANCE POLICY DURING THE TIME THE SOLICITATION IS TAKING PLACE.

{(h) remains the same}

(Ord. No. 4511, Art. I, § 2, 6-27-90; Ord. No. 5565, § I, 3-27-96)

State law references: Unfair methods of competition by charitable organizations, etc., R.S. 51:1904.1.

SECTION II

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

SECTION III

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

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

THERE WAS RECORDED:

YEAS: P. Lambert, A. Tillman, A. Williams, B. Hebert and J. Pizzolatto.

NAYS: C. Voisin, J. Cehan, T. Cavalier and K. Voisin.

ABSTAINING: None.

ABSENT: None.

The Chairwoman declared the ordinance adopted on this, the 26th day of August, 2009.

The Chairwoman recognized the public for comments on the following:

- G. A proposed ordinance to dedicate and accept the maintenance/operation of the streets, drainage servitudes and rights-of-way for “Sugarland Subdivision, Addendum No. 4” and to incorporate “Payton Drive” and the extension of “Blakefield Drive” into the Enhanced 911 Emergency Response System

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

Mr. K. Voisin moved, seconded by Mr. J. Cehan, “THAT, the Council close the aforementioned public hearing.”

The Chairwoman called for a vote on the motion offered by Mr. K. Voisin.

UPON ROLL CALL THERE WAS RECORDED:

YEAS: C. Voisin, J. Cehan, P. Lambert, A. Tillman, A. Williams, B. Hebert, T. Cavalier, J. Pizzolatto, and K. Voisin

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

OFFERED BY: Mr. K. Voisin.

SECONDED BY: Mr. J. Cehan.

ORDINANCE NO. 7699

AN ORDINANCE DEDICATING AND ACCEPTING THE MAINTENANCE/OPERATION OF THE STREET(S), DRAINAGE SERVITUDES, AND RIGHTS-OF-WAY FOR “SUGARLAND SUBDIVISION, ADDENDUM NO. 4” AND TO INCORPORATE “PAYTON DRIVE” AND THE EXTENSION OF “BLAKEFIELD DRIVE” INTO THE ENHANCED 911 EMERGENCY RESPONSE SYSTEM FOR THE PURPOSE OF PROVIDING A BETTER MEANS OF LOCATING ADDRESSES; AND TO SET FORTH AN EFFECTIVE DATE FOR THE INCORPORATION OF STREET NAME(S), TO INFORM THE PROPER AGENCIES OF THE STREET NAME(S), AND TO AUTHORIZE THE INSTALLATION OF THE APPROPRIATE STREET SIGN(S), AND TO ADDRESS OTHER MATTERS RELATIVE THERETO.

SECTION I

BE IT ORDAINED that the Terrebonne Parish Council, on behalf of Terrebonne Parish Consolidated Government, dedicates and accepts the maintenance/operation of the street(s), drainage servitudes, and rights-of-way as depicted on a plat, prepared on February 18, 2009 by Milford & Associates, Inc. titled “Sugarland Subdivision, Addendum No. 4,” a copy of which is attached hereto and made a part hereof;

BE IT FURTHER ORDAINED effective on the 16th day of September, 2009, that “Payton Drive” and the extension of “Blakefield Drive” be incorporated into the Enhanced 911 Emergency Response System;

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

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

SECTION II

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

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. Voisin, J. Cehan, P. Lambert, A. Tillman, A. Williams, B. Hebert, T. Cavalier, J. Pizzolatto and K. Voisin.

NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairwoman declared the ordinance adopted on this, the 26th day of August, 2009.

* * * * *

Mr. A. Tillman moved, seconded by Mr. J. Pizzolatto, "THAT, the Council continue with the regular order of business."

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

UPON ROLL CALL THERE WAS RECORDED:

YEAS: C. Voisin, J. Cehan, P. Lambert, A. Tillman, A. Williams, B. Hebert, T. Cavalier, J. Pizzolatto, and K. Voisin

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

The Chairwoman acknowledged that nursing students from Nicholls State University were present in the audience.

The Chairwoman recognized Mr. Thomas Ragas, Westview Drive resident, who expressed his concerns relative to receiving numerous violations from the Parish requiring him to cut his grass on properties he owns, within five days. He stated that he has only received one notice on June 25, 2009 for the structure at 2613 Truman Street for condemnation. He requested that this structure be removed from the condemnation list. Upon questioning by Councilman A. Tillman, Mr. Ragas stated that if the structure is taken off the condemnation list, he would try to make the outside of it look better. He stated he cut a lot of trees off the property.

Councilman A. Tillman stated that he attempted to grant an extension to make repairs to the structure at 2613 Truman, but it appears that if it is taken off the condemnation list there will be no plans to improve the structure; therefore he is not taking it off the list.

The Chairwoman recognized Mr. Herdis Neil, Montegut resident, who expressed his concerns relative to the small print for public notices in "The Courier" being hard for subscribers to read. He suggested that at least the heading be requested to be put in bold print and requested that the matter be addressed in committee.

Councilman K. Voisin stated that he will follow up on the matter of the small print for public notices in "The Courier" and refer it to the appropriate committee for review.

Council Clerk P. Labat stated that if the print in the notices in "The Courier" are larger, it will cost considerably more.

The Chairwoman recognized Mr. Reggie Bourg, Country Drive resident, who expressed his concerns relative to the CDBG funding meetings that were held not being advertised well enough, in his opinion, to inform the public. He requested that the matter be referred back to the Community Development and Planning Committee for inquiry as to why the information was not adequately provided to the public for the meetings that were held.

Planning and Zoning Director P. Director clarified that Mr. Darryl Waire is the Director of Community Development, and although Federal Programs Division was under the Planning Department for eight years, there were successful in obtaining additional federal funding and became their own department.

Chairwoman A. Williams explained that there is a difference between CDBG Recovery Funds and CDBG Program funds.

Parish Manager A. Levron explained that the annual plan of the CDBG has minimum public participation requirements necessary, the meetings are published in "The Courier" and they are held in accordance with HUD guidelines. He stated that perhaps there could be more notification in excess of the requirements.

The Chairwoman called for a report on the Public Services Committee meeting held on 8/24/09, whereupon the Committee Vice-Chairman, noting that ratification of the minutes calls a public hearing on 9/9/09, rendered the following:

PUBLIC SERVICES COMMITTEE

AUGUST 24, 2009

The Vice Chairman, Johnny Pizzolatto, called the Public Services Committee meeting to order at 5:30 p.m. in the Terrebonne Parish Council Meeting Room with the Invocation led by K. Voisin and the Pledge of Allegiance led by C. Voisin. Upon roll call, Committee Members recorded as present were: B. Hebert, P. Lambert, J. Pizzolatto, A. Tillman, C. Voisin, K. Voisin, and A. Williams. Committee Members T. Cavalier and J. Cehan were recorded as absent and Committee Member A. Williams entered the proceedings at 5:36 p.m. A quorum was declared present.

The Vice Chairman noted that Committee Member T. Cavalier was unable to attend this evening's committee meeting due to a family emergency and Committee Member J. Cehan was unable to attend due to an unexpected business commitment. He added that Committee Member J. Cehan has requested that the Committee allow the speakers to speak this evening and defer action until Wednesday's Council meeting.

Mr. Sid Sundberry, attorney for U. S. Oil and Gas, Inc., stated that it is the intent of U. S. Oil and Gas, Inc. to only produce salt water and suggested that any permits issued be specifically conditioned to include this and that the Parish reserves the right to inspect and monitor the activities at the site.

Committee Member A. Williams entered the proceedings at this time.

Mr. William Clay Kimbrell of Baton Rouge, LA, reiterated Mr. Sundberry's comments noting that only salt water will be produced in the injection well; that the well will be a Class 2 which deals with salt water only; suggested that the permit stipulate that the injection well site can only be used for salt water production; and explained the construction of the injection well.

Parish Attorney Courtney Alcock noted that the Council's action can not override the decision of the Department of Natural Resources, but could include certain local stipulations for the permit.

Mr. A. Tillman moved, seconded by Mr. C. Voisin, "THAT, the Public Services Committee defer action with respect to the issuance of a variance for a saltwater injection well to U. S. Oil and Gas, Inc. until Wednesday's Council meeting."

The Vice Chairman called for the vote on the motion offered by Mr. A. Tillman.

UPON ROLL CALL THERE WAS RECORDED:

YEAS: B. Hebert, P. Lambert, J. Pizzolatto, A. Tillman, C. Voisin, K. Voisin, and A. Williams.

NAYS: None.

ABSENT: T. Cavalier and J. Cehan.

The Vice Chairman declared the motion adopted.

OFFERED BY: Mr. P. Lambert.
 SECONDED BY: Mr. C. Voisin.

RESOLUTION NO. 09-424

A resolution ratifying the appointment of the engineering firm of T. Baker Smith, Inc., to provide engineering services for the Bourg Company Canal Emergency Mooring Piles (LCDBG) Project; and authorizing execution of an engineering agreement for these services.

WHEREAS, the Terrebonne Parish Consolidated Government wishes to obtain LCDBG funding for Bourg Company Canal Emergency Mooring Piles (LCDBG) Disaster Recovery Program through the Fisheries Infrastructure Assistance Program, and

WHEREAS, the engineering firm of T. Baker Smith, Inc., has been selected through the Request for Qualifications process to provide the required services for the Bourg Company Canal Emergency Mooring Piles (LCDBG) Project; and

NOW, THEREFORE BE IT RESOLVED that the Terrebonne Parish Council (Public Services Committee), on behalf of the Terrebonne Parish Consolidated Government, does hereby ratify the appointment of the engineering firm of T. Baker Smith, Inc., by Terrebonne Parish President Michel Claudet for professional engineering services for the Bourg Company Canal Emergency Mooring Piles (LCDBG) Project; and

BE IT FURTHER RESOLVED that the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, does hereby authorize the execution of an engineering agreement with the engineering firm of T. Baker Smith, Inc., by Terrebonne Parish President Michel Claudet, for the Bourg Company Canal Emergency Mooring Piles (LCDBG) Project.

THERE WAS RECORDED:

YEAS: B. Hebert, P. Lambert, J. Pizzolatto, A. Tillman, C. Voisin, K. Voisin and A. Williams.

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: T. Cavalier and J. Cehan.

The Vice Chairman declared the resolution adopted on this, the 24th day of August, 2009.

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OFFERED BY: Ms. A. Williams.
 SECONDED BY: Mr. C. Voisin.

RESOLUTION NO. 09-425

A Resolution providing approval of Amendment No. 3 to the Engineering Agreement for Parish Project No. 05-ECD-11, Bayou Terrebonne Boardwalk Project, Terrebonne Parish, Louisiana.

WHEREAS, the Terrebonne Parish Consolidated Government entered into an Engineering Agreement dated January 24, 2006 with GSE Associates, Inc. for the project entitled Parish Project No. 05-ECD-11, Bayou Terrebonne Boardwalk Project, Terrebonne Parish, Louisiana, and

WHEREAS, the OWNER has agreed to provide funding to complete the Base Bid and Alternate No. 1 for Phase II, Segment 1, Contract 2 of the Bayou Terrebonne Boardwalk Project, and

WHEREAS, the compensation for the Project Representative Services associated with Phase II, Segment 1, Contract 2 can be best adjusted for the additional services by increasing the Limitation of Costs.

NOW, THEREFORE, BE IT FURTHER RESOLVED that the Terrebonne Parish Council (Public Services Committee), on behalf of the Terrebonne Parish Consolidated Government, does hereby approve this Amendment No. 3 to the Engineering Agreement for Phase II, Segment 1, Contract 2, Additional services will increase by a total amount of \$15,000 as set forth in said Amendment No. 3 and authorizes the Parish President, Michel Claudet to execute this Amendment No. 3 to the Engineering Agreement for Parish Project No. 05-ECD-11, Bayou Terrebonne Boardwalk Project, Terrebonne Parish, Louisiana, with GSE Associates, Inc., and

BE IT FURTHER RESOLVED that a certified copy of the resolution be forwarded to the Engineer, GSE Associates, Inc.

THERE WAS RECORDED:

YEAS: B. Hebert, P. Lambert, J. Pizzolatto, A. Tillman, C. Voisin, K. Voisin and A. Williams.

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: T. Cavalier and J. Cehan.

The Vice Chairman declared the resolution adopted on this, the 24th day of August, 2009.

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OFFERED BY: Mr. K. Voisin.

SECONDED BY: Mr. B. Hebert.

RESOLUTION NO. 09-426

A resolution authorizing the execution of Change Order No. 1 to the Construction Agreement for Parish Project No. 05-ECD-11, FPC Project No. 50-J55-04-01, Bayou Terrebonne Bayouwalk, Enhancement Project, Phase I - Contract II, Terrebonne Parish, Louisiana.

WHEREAS, the Terrebonne Parish Consolidated Government entered into a construction agreement dated June 24, 2009 with Sealevel Construction, Inc., Recordation Number 1325489 for Parish Project No. 05-ECD-11, FPC Project No. 50-J55-04-01, Bayou Terrebonne Bayouwalk, Enhancement Project, Phase I - Contract II, Terrebonne Parish, Louisiana, and

WHEREAS, this Change Order has been recommended for additional electrical conduits and photo control for the new light standards as described on the attached Change Order No. 1 for the above referenced project, and

WHEREAS, the Change Order is necessary in order to increase the overall contract price by \$3,001.00 and has no increase in the contract time, and

WHEREAS, this Change Order No. 1 has been recommended by the Engineer, GSE Associates, Inc., for this project.

NOW, THEREFORE, BE IT RESOLVED that the Terrebonne Parish Council (Public Services Committee), on behalf of the Terrebonne Parish Consolidated Government, does hereby approve and authorize the execution by Terrebonne Parish President, Michel Claudet, of Change Order No. 1 to the construction agreement with Sealevel Construction, Inc. for Parish Project No. 05-ECD-11, FPC Project No. 50-J55-04-01, Bayou Terrebonne Bayouwalk Enhancement Project, Phase I - Contract II, Terrebonne Parish, Louisiana for an increase in the amount of Three Thousand, One Dollar and No Cents (\$3,001.00) to the contract amount as described on Change Order No. 1, and

BE IT FURTHER RESOLVED that a certified copy of the resolution be forwarded to the Engineer, GSE Associates, Inc.

THERE WAS RECORDED:

YEAS: B. Hebert, P. Lambert, J. Pizzolatto, A. Tillman, C. Voisin, K. Voisin and A. Williams.

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: T. Cavalier and J. Cehan.

The Vice Chairman declared the resolution adopted on this, the 24th day of August, 2009.

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Staff Engineer Jeanne Bray explained that funding for the aforementioned project is derived from the Houma Downtown Development Corporation and Facility Planning & Control. She added that there is sufficient funding to cover the \$3,000.00 increase.

OFFERED BY: Ms. A. Williams.

SECONDED BY: Mr. K. Voisin.

RESOLUTION NO. 09-427

A resolution authorizing the execution of Change Order No. 2 to the Construction Agreement for Parish Project No. 05-ECD-11, FPC Project No. 50-J55-04-01, Bayou Terrebonne Bayouwalk, Enhancement Project, Phase I - Contract II, Terrebonne Parish, Louisiana.

WHEREAS, the Terrebonne Parish Consolidated Government entered into a construction agreement dated June 24, 2009 with Sealevel Construction, Inc., Recordation Number 1325489 for Parish Project No. 05-ECD-11, FPC Project No. 50-J55-04-01, Bayou Terrebonne Bayouwalk, Enhancement Project, Phase I - Contract II, Terrebonne Parish, Louisiana, and

WHEREAS, this Change Order No. 2 has been recommended for the addition of Bid Alternate Proposal No. 1 and an addition of Contract Item S-010, photo control twist-lock receptacle and the photo cell for new light standards, as described on the attached Change Order No. 2 for the above referenced project, and

WHEREAS, the Change Order No. 2 is necessary in order to increase the overall contract price by \$209,611.00 and a 45 day increase in the contract time, and

WHEREAS, this Change Order No. 2 has been recommended by the Engineer, GSE Associates, Inc., for this project, and whereas additional engineering services are required of GSE Associates, Inc. in connection with the work authorized in Change Order No. 2.

NOW, THEREFORE, BE IT RESOLVED that the Terrebonne Parish Council (Public Services Committee), on behalf of the Terrebonne Parish Consolidated Government, does hereby approve and authorize the execution by Terrebonne Parish President, Michel Claudet, of Change Order No. 2 to the construction agreement with Sealevel Construction, Inc. for Parish Project No. 05-ECD-11, FPC Project No. 50-J55-04-01, Bayou Terrebonne Bayouwalk Enhancement Project, Phase I - Contract II, Terrebonne Parish, Louisiana for an increase in the amount of Two Hundred Nine Thousand, Six Hundred Eleven Dollars and No Cents (\$209,611.00) to the contract amount as described on Change Order No. 2, contingent upon a budget adjustment, and

BE IT FURTHER RESOLVED that a certified copy of the resolution be forwarded to the Engineer, GSE Associates, Inc.

THERE WAS RECORDED:

YEAS: B. Hebert, P. Lambert, J. Pizzolatto, A. Tillman, C. Voisin, K. Voisin and A. Williams.

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: T. Cavalier and J. Cehan.

The Vice Chairman declared the resolution adopted on this, the 24th day of August, 2009.

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Mr. Phil Schexnayder of GSE Associates, Inc. stated that the aforementioned project is being funded through proceeds from the Parish's hotel/motel tax and that Administration has been requested to pay the increase and will be reimbursed next year.

Parish Manager Al Levron explained that the Parish President is recommending that the Parish Government advance funding for the aforementioned project due to the construction pricing being good at this time and the potential of future earnings from the Parish hotel/motel tax. He continued that only the "boardwalk" is being funded at this time; that the project was bid as a base bid and an alternate bid for the downtown park; that the current project consists of extending the "boardwalk" from downtown to Barrow Street; and that the alternate bid is contingent upon a change order.

Chief Finance Officer Jamie Elfert explained that funding from the General Fund is being used for the project in anticipation of the funding being reimbursed to the General Fund.

OFFERED BY: Mr. K. Voisin.

SECONDED BY: Mr. C. Voisin.

RESOLUTION NO. 09-428

A Resolution authorizing the execution of Change Order No. 1 (Balancing) to the Construction Agreement for Parish Project No. 02-DRA-28, Little Bayou Black Drainage Improvements; Forced Drainage Project 1-1A – Phase 2 (Polk to Ouiski Bayou), State Project Number 576-55-0015(332), Terrebonne Parish, Louisiana.

WHEREAS, the Terrebonne Parish Consolidated Government entered into a construction agreement dated October 9th, 2008 with Wilco Industrial Services, LLC., Recordation Number 1307362, for Parish Project No. 02-DRA-28, Little Bayou Black Drainage Improvements; Forced Drainage Project 1-1A – Phase 2, State Project Number 576-55-0015(332), Terrebonne Parish, Louisiana, and

WHEREAS, this change order has been recommended so as to balance original contract quantities to actual contract quantities, and

WHEREAS, this change order is necessary in order to decrease the overall contract price by \$92,225.26, and

WHEREAS, this Change Order No. 1 (Balancing) has been recommended by the Engineer, T. Baker Smith, Inc., for this project.

NOW, THEREFORE BE IT RESOLVED that the Terrebonne Parish Council (Public Services Committee), on behalf of the Terrebonne Parish Consolidated Government, does hereby approve and authorize the execution by Terrebonne Parish President Michel Claudet of Change Order No. 1 (Balancing) to the construction agreement with Wilco Industrial Services, Inc. for Parish Project No. 02-DRA-28, Little Bayou Black Drainage Improvements; Forced Drainage Project 1-1A – Phase 2, STP No. 576-55-0015(332), Terrebonne Parish, Louisiana for a decrease in the amount of Ninety-Two Thousand, Two Hundred Twenty-Five Dollars and Twenty-Six Cents \$92,225.26 to the contract amount as described on Change Order No. 1 (Balancing), and

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

THERE WAS RECORDED:

YEAS: B. Hebert, P. Lambert, J. Pizzolatto, A. Tillman, C. Voisin, K. Voisin and A. Williams.

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: T. Cavalier and J. Cehan.

The Vice Chairman declared the resolution adopted on this, the 24th day of August, 2009.

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OFFERED BY: Mr. P. Lambert.
SECONDED BY: Mr. B. Hebert.

RESOLUTION NO. 09-429

A resolution authorizing the execution of Change Order No. 1 for the Construction Agreement for Parish Project No. 09-LEV-18, Lower Ward 7 Levee Maintenance Interim Lift; North of Boudreaux Canal to South of Lashbrook Pump Station, Terrebonne Parish, Louisiana.

WHEREAS, the Terrebonne Parish Consolidated Government entered into a contract dated July 16th, 2009, with Phylway Construction, LLC., for the Parish Project No. 09-LEV-18, Lower Ward 7 Levee Maintenance Interim Lift; North of Boudreaux Canal to South of Lashbrook Pump Station, Terrebonne Parish, Louisiana, and

WHEREAS, this change order has been recommended so as to repair a section of levee near the pipeline canal north of Lashbrook Pump Station, and

WHEREAS, this change order is necessary in order to increase the contract price by \$19,800, and

WHEREAS, this Change Order No. 1 has been recommended by the ENGINEER, Shaw Coastal, Inc. for this project

NOW, THEREFORE BE IT RESOLVED that the Terrebonne Parish Council (Public Services Committee), on behalf of the Terrebonne Parish Consolidated Government, does hereby approve and authorize the execution by Terrebonne Parish President Michel Claudet of Change Order No. 1 to the construction agreement with Phylway Construction, LLC, to perform construction services for Parish Project No. 09-LEV-18, Lower Ward 7 Levee Maintenance Interim Lift; North of Boudreaux Canal to South of Lashbrook Pump Station, for an increase in the amount of Nineteen Thousand, Eight Hundred Dollars and No Cents (\$19,800) to the original contract amount, and

BE IT FURTHER RESOLVED that a certified copy of the resolution be forwarded to the Engineer, Shaw Coastal, Inc.

THERE WAS RECORDED:

YEAS: B. Hebert, P. Lambert, J. Pizzolatto, A. Tillman, C. Voisin, K. Voisin and A. Williams.

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: T. Cavalier and J. Cehan.

The Vice Chairman declared the resolution adopted on this, the 24th day of August, 2009.

OFFERED BY: Mr. P. Lambert.
SECONDED BY: Mr. B. Hebert.

RESOLUTION NO. 09-430

A resolution authorizing the execution of Change Order No. 1 to the Construction Agreement for Parish Project No. 08-BRG-50, Toussaint-Foret Bridge Over Bayou Petit Caillou Rehabilitation Repair, Terrebonne Parish, Louisiana.

WHEREAS, the Terrebonne Parish Consolidated Government entered into a contract dated June 17th, 2009, with F. Miller Construction, L.L.C.; Recordation Number 1324940, for the Toussaint-Foret Bridge Over Bayou Petit Caillou Rehabilitation Repair, Parish Project No. 08-BRG-50, Terrebonne Parish, Louisiana, and

WHEREAS, this change order is necessary for the replacement of U-bolts and angle bracing on the swing span of the bridge and shimming of the east bridge seat and asphalt overlay of the east apron, and

WHEREAS, this change order is necessary in order to add twenty-one (21) calendar days to the contract, and

WHEREAS, the Engineer for this project, Shaw Coastal Inc., recommend this change order, and

NOW, THEREFORE BE IT RESOLVED that the Terrebonne Parish Council (Public Services Committee), on behalf of the Terrebonne Parish Consolidated Government, does hereby approve and authorize the Parish President Michel Claudet, to execute this Change Order No. 1 which results in an increase of Forty-Six Thousand, One-Hundred Fifty Dollars and Zero Cents (\$46,150.00) and an increase of Twenty-One (21) calendar days, for Parish Project No. 08-BRG-50; Toussaint-Foret Bridge Over Bayou Petit Caillou Rehabilitation Repair Project, contingent upon a budget adjustment, Terrebonne Parish, Louisiana.

THERE WAS RECORDED:

YEAS: B. Hebert, P. Lambert, J. Pizzolatto, A. Tillman, C. Voisin, K. Voisin and A. Williams.

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: T. Cavalier and J. Cehan.

The Vice Chairman declared the resolution adopted on this, the 24th day of August, 2009.

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Council Clerk Paul Labat stated that the aforementioned change order is contingent upon a budget amendment.

OFFERED BY: Mr. P. Lambert.

SECONDED BY: Mr. C. Voisin.

RESOLUTION NO. 09-431

A resolution authorizing the execution of Change Order No. 2 for the Construction Agreement for Parish Project No. 08-DRA-26, Lower Montegut Pump Station (D-2) Steel Bulkhead/Discharge Pipe Improvements Project, Terrebonne Parish, Louisiana.

WHEREAS, the Terrebonne Parish Consolidated Government entered into a contract dated April 23, 2009, JAG Construction Services, Inc., recordation number 1320928, for the Lower Montegut Pump Station (D-2) Steel Bulkhead /Discharge Pipe Improvements Project, Parish Project No. 08-DRA-26, Terrebonne Parish, Louisiana, and

WHEREAS, this change order has been recommended so as to replace the existing section at the existing steel sheet pile wall associated with the existing discharge piping due to heavy corrosion and pitting of the interior surface of the existing piping, and

WHEREAS, it is also necessary to increase the contract time by 30 days, and

WHEREAS, this Change Order No. 2 has been recommended by the Engineer, T. Baker Smith, Inc., for this project.

NOW, THEREFORE BE IT RESOLVED that the Terrebonne Parish Council (Public Services Committee), on behalf of the Terrebonne Parish Consolidated Government, does hereby approve and authorize the execution by Terrebonne Parish President Michel Claudet of Change Order No. 2 to the construction agreement with Jag Construction Services, Inc, to perform construction services for the Lower Montegut Pump Station (D-2) Steel Bulkhead /Discharge Pipe Improvements Project, Parish Project No. 08-DRA-26, for a increase in the amount of Forty Two Thousand Dollars and zero cents (\$42,000.00) to the original contract amount and increases the contract time by an additional 30 days, and

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

THERE WAS RECORDED:

YEAS: B. Hebert, P. Lambert, J. Pizzolatto, A. Tillman, C. Voisin, K. Voisin and A. Williams.

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: T. Cavalier and J. Cehan.

The Vice Chairman declared the resolution adopted on this, the 24th day of August, 2009.

OFFERED BY: Ms. A. Williams.

SECONDED BY: Mr. A. Tillman.

RESOLUTION NO. 09-432

A resolution ratifying the Parish President's appointment of Morris P. Hebert, Inc to provide services relative to the TPCG Internet GIS Website Upgrade.

WHEREAS, Terrebonne Parish Consolidated Government (TPCG) currently maintains a GIS Map Website and wishes to upgrade the site ERSI ArcGIS Server and make the site more user friendly, and

WHEREAS, Morris P. Hebert, Inc. has submitted a proposal to upgrade the website from ArcIMS to ArcGIS Server at the quoted price of \$26,000.00.

NOW THEREFORE BE IT RESOLVED, by the Terrebonne Parish Council (Public Services Committee), on behalf of the Terrebonne Parish Consolidated Government, that the Parish President's appointment of Morris P. Hebert, Inc. to provide services relative to the TPCG Internet GIS Website Upgrade in accordance with their proposal dated August 3, 2009 be, and is hereby, ratified, and

THERE WAS RECORDED:

YEAS: B. Hebert, P. Lambert, J. Pizzolatto, A. Tillman, C. Voisin, K. Voisin and A. Williams.

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: T. Cavalier and J. Cehan.

The Vice Chairman declared the resolution adopted on this, the 24th day of August, 2009.

OFFERED BY: Mr. A. Tillman.

SECONDED BY: Mr. B. Hebert.

RESOLUTION NO. 09-433

A resolution authorizing Amendment No. 1 to the agreement with RW Beck, Inc. for the professional services related to the potential repowering of the Houma Generating Station with renewable energy.

WHEREAS, the Terrebonne Parish Consolidated Government entered into an agreement with RW Beck, Inc. dated June 23, 2009 for professional services related to the evaluation of renewable energy alternatives, and

WHEREAS, Terrebonne Parish Consolidated Government, Department of Utilities, recommends additional study of these alternatives, and

WHEREAS, RW Beck, Inc has proposed to provide such services, and

NOW, THEREFORE BE IT RESOLVED, that the Terrebonne Parish Council (Public Services and Natural Resources Committee), on behalf of the Terrebonne Parish Consolidated Government, does hereby authorize Amendment No. 1 of the professional services agreement with RW Beck, Inc for the professional services related to the potential repowering of the Houma Generating Station with renewable energy resulting in an increase of \$24,000.

THERE WAS RECORDED:

YEAS: B. Hebert, P. Lambert, J. Pizzolatto, A. Tillman, C. Voisin, K. Voisin and A. Williams.

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: T. Cavalier and J. Cehan.

The Vice Chairman declared the resolution adopted on this, the 24th day of August, 2009.

* * * * *

Utilities Director Tom Bourg explained that the scope of the project looked at various technologies both capital and economic; and that eight alternatives were considered and were subsequently narrowed down to three or four alternatives.

Mr. K. Voisin moved, seconded by Mr. B. Hebert, "THAT, the Public Services Committee recess in order to conduct condemnation hearings scheduled for 6:00 p. m."

The Vice Chairman called for the vote on the motion offered by Mr. K. Voisin.

UPON ROLL CALL THERE WAS RECORDED:

YEAS: B. Hebert, P. Lambert, J. Pizzolatto, A. Tillman, C. Voisin, K. Voisin, and A. Williams.

NAYS: None.

ABSENT: T. Cavalier and J. Cehan.

The Vice Chairman declared the motion adopted.

Mr. B. Hebert moved, seconded by Mr. K. Voisin, "THAT, the Public Services Committee reconvene, as per the written agenda."

The Vice Chairman called for the vote on the motion offered by Mr. B. Hebert.

UPON ROLL CALL THERE WAS RECORDED:

YEAS: B. Hebert, P. Lambert, J. Pizzolatto, A. Tillman, C. Voisin, K. Voisin, and A. Williams.

NAYS: None.

ABSENT: T. Cavalier and J. Cehan.

The Vice Chairman declared the motion adopted.

OFFERED BY: Mr. C. Voisin.

SECONDED BY: Mr. P. Lambert.

RESOLUTION NO. 09-434

A resolution accepting the Work Performed by Phylway Contractors, Inc. of Thibodaux, LA as Substantially Complete for the Terrebonne Parish Consolidated Government (TPCG) Upper Ward 7 Levee Reconstruction Phase 2A Emergency Project; North of Bayou Neuf to South Central Blvd., Parish Project No. 08-LEV-41

WHEREAS, the Engineer, Shaw Coastal Inc., has reviewed the Work performed by the Contractor, Phylway Contractors, Inc. for the construction of the Upper Ward 7 Levee Reconstruction Phase 2A Emergency Project; North of Bayou Neuf to South Central Blvd., Parish Project No. 08-LEV-41 on Monday June 9, 2009, and

WHEREAS, the Engineer has found the Work to be substantially complete in conformance with the Contract Documents, and

WHEREAS, the Engineer has prepared a Punch List of items that must be completed before the Project can be considered as finally complete and accordingly final payment and

retainage can be paid upon presentation of a Clear Lien Certificate, and providing of required Guarantees and Warranties, and

WHEREAS, the Engineer recommends to the Terrebonne Parish Council and TPCG staff that the Project be accepted as substantially complete, and

NOW, THEREFORE BE IT RESOLVED that the Terrebonne Parish Council (Public Services Committee), on behalf of the Terrebonne Parish Consolidated Government, accepts the work performed by Phylway Contractors, Inc. of Thibodaux, LA as substantially complete.

THERE WAS RECORDED:

YEAS: B. Hebert, P. Lambert, J. Pizzolatto, A. Tillman, C. Voisin, K. Voisin and A. Williams.

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: T. Cavalier and J. Cehan.

The Vice Chairman declared the resolution adopted on this, the 24th day of August, 2009.

Parish Manager Al Levron stated that there were a few minor punch list items and that the levee is functioning well.

OFFERED BY: Mr. C. Voisin.

SECONDED BY: Mr. K. Voisin.

RESOLUTION NO. 09-435

A resolution authorizing the execution of a contract between Three Ridge Farms, LLC & Terrebonne Parish Consolidated Government to provide mitigation banking services for the Thompson Road Project identified as Parish Project No. 07-ROAD-24 and authorizing execution of a contract for these services.

WHEREAS, the Terrebonne Parish Consolidated Government is desirous of entering into a contract with Three Ridge Farms, LLC, and

WHEREAS, the Terrebonne Parish Consolidated Government is required by the USCOE to mitigate for wetland damages it will incur with the construction of the Thompson Road Project, and

WHEREAS, the Terrebonne Parish Consolidated Government wishes to satisfy these required mitigation requirements, and

WHEREAS, Three Ridge Farms, LLC has the site known as the Upper Bayou Folse Mitigation Bank, and

WHEREAS, this mitigation bank will satisfy the wetland mitigation requirements for this project, and

WHEREAS, the Terrebonne Parish Consolidated Government is required to mitigate for Fifteen and Three-tenths (15.3) acres of bottomland hardwood mitigation located within the Upper Bayou Folse Mitigation Bank, and

WHEREAS, the Terrebonne Parish Consolidated Government agrees to pay Three Ridge Farms, LLC a non-refundable payment of Two Hundred Six Thousand Five Hundred Fifty and No/100 Dollars (\$206,550.00) for these wetland mitigation requirements, and

NOW, THEREFORE BE IT RESOLVED, that the Terrebonne Parish Council (Public Services Committee), on behalf of the Terrebonne Parish Consolidated Government, does hereby authorize the execution of said contract in the amount of \$206,550.00 and any and all paperwork necessary for mitigation for the Thompson Road Project, Parish Project No. 07-ROAD-24; by Terrebonne Parish President Michel Claudet.

THERE WAS RECORDED:

YEAS: B. Hebert, P. Lambert, J. Pizzolatto, A. Tillman, C. Voisin, K. Voisin and A. Williams.

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: T. Cavalier and J. Cehan.

The Vice Chairman declared the resolution adopted on this, the 24th day of August, 2009.

Staff Engineer Jeanne Bray presented a power point presentation with respect to slips, channels, and man-made waterways regulations and guidelines. She continued that Administration's recommendation is to continue to utilize the existing development regulations and that the Storm Design Manual does address the issue of slips and man-made waterways. (NO ACTION TAKEN)

Public Works Operations Superintendent Perry Blanchard reported that an average of 800 lbs of debris is being removed from waterways daily and the debris is being separated for recycling purposes. (NO ACTION TAKEN)

Public Works Operations Superintendent stated that the corrective action with respect to the collapsing land in Sugarwood Subdivision will begin in three or four weeks. (NO ACTION TAKEN)

Committee Member C. Voisin exited the proceedings at 6:40 p. m.

Mr. P. Lambert moved, seconded by Mr. B. Hebert, "THAT, the Public Services Committee add on the agenda the matter relative to authorizing the Parish President to execute a Cooperative Endeavor Agreement with the Terrebonne Levee and Conservation District to elevate a portion of the 4-8 Levee."

The Vice Chairman called for the vote on the motion offered by Mr. P. Lambert.

UPON ROLL CALL THERE WAS RECORDED:

YEAS: B. Hebert, P. Lambert, J. Pizzolatto, A. Tillman, C. Voisin, K. Voisin, and A. Williams.

NAYS: None.

ABSENT: T. Cavalier, J. Cehan, and C. Voisin.

The Vice Chairman declared the motion adopted.

The Vice Chairman called for public comments of which there were none.

OFFERED BY: Mr. P. Lambert.

SECONDED BY: Mr. A. Tillman.

RESOLUTION NO. 09-436

WHEREAS, Article 7 Section 14C of the Constitution of the State of Louisiana provides that "for a public purpose, the state and political subdivisions...may engage in cooperative endeavors with each other..." and

WHEREAS, Louisiana Revised Statute 33:1324(3) 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, specifically including public drainage projects, 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, LA R.S. 38:329 specifically authorizes the Terrebonne Levee and Conservation District (DISTRICT) to enter into agreements of this nature; and

WHEREAS, the DISTRICT and Terrebonne Parish Consolidated Government (PARISH) recognize the necessity of providing tidal flood protection and coastal restoration for the residents of Terrebonne Parish;

WHEREAS, the PARISH and the DISTRICT have overlapping constitutional and statutory authority with respect to providing said flood protection, drainage and coastal restoration; and

WHEREAS, the DISTRICT has proposed to take the lead on the project to repair, rehabilitate, and elevate a portion of the 4-8 Levee (Montegut) that was damaged by Hurricane Ike, not to exceed the sum of \$25,000; and an additional sum of \$15,000 to restore the aggregate roadway on Point Farm, and

NOW THEREFORE BE IT RESOLVED by the Terrebonne Parish Council (Public Services Committee), on behalf of the Terrebonne Parish Consolidated Government, authorizes the Parish President to enter into a cooperative endeavor agreement with the Terrebonne Parish Levee District, the terms of which are substantially in accordance with the preceding paragraphs.

THERE WAS RECORDED:

YEAS: B. Hebert, P. Lambert, J. Pizzolatto, A. Tillman, K. Voisin and A. Williams.

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: T. Cavalier, J. Cehan and C. Voisin..

The Vice Chairman declared the resolution adopted on this, the 24th day of August, 2009.

* * * * *

Mr. P. Lambert moved, seconded by Ms. A. Williams, "THAT, the Public Services Committee add on to the agenda the matter relative to introducing an ordinance to accept Learning Lane into the Parish Maintenance System and incorporating said roadway into the Enhanced 911 Emergency Response System."

The Vice Chairman called for the vote on the motion offered by Ms. A. Williams.

UPON ROLL CALL THERE WAS RECORDED:

YEAS: B. Hebert, P. Lambert, J. Pizzolatto, A. Tillman, C. Voisin, K. Voisin, and A. Williams.

NAYS: None.

ABSENT: T. Cavalier, J. Cehan, and C. Voisin.

The Vice Chairman declared the motion adopted.

The Vice Chairman called for public comments of which there were none.

OFFERED BY: Ms. A. Williams.

SECONDED BY: Mr. K. Voisin.

RESOLUTION NO. 09-437

A Resolution giving Notice of Intent to adopt an Ordinance to dedicate and accept the maintenance/operation of the street(s), drainage servitudes, gas, and rights-of-way for "Learning Lane;" energize street lights; and to incorporate into the Enhanced 911 Emergency Response System for the purpose of providing a better means of locating addresses.

THEREFORE, BE IT RESOLVED by the Terrebonne Parish Council (Public Services Committee), on behalf of the Terrebonne Parish Consolidated Government, that Notice of Intent is given for adopting an ordinance to dedicate and accept the maintenance/operation of the street(s), drainage servitudes, gas, and rights-of-way for "Learning Lane;" energize the street lights; and to incorporate into the Enhanced 911 Emergency Response System for the purpose of providing a better means of locating addresses.

BE IT FURTHER RESOLVED that a public hearing on said ordinance be called for Wednesday, September 9, 2009 at 6:30 p.m.

THERE WAS RECORDED:

YEAS: B. Hebert, P. Lambert, J. Pizzolatto, A. Tillman, K. Voisin and A. Williams.

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: T. Cavalier, J. Cehan and C. Voisin..

The Vice Chairman declared the resolution adopted on this, the 24th day of August, 2009.

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Mr. B. Hebert moved, seconded by Mr. A. Tillman, "THAT, there being no further business to come before the Public Services Committee, the meeting be adjourned."

The Vice Chairman called for the vote on the motion offered by Mr. B. Hebert.

UPON ROLL CALL THERE WAS RECORDED:

YEAS: B. Hebert, P. Lambert, J. Pizzolatto, A. Tillman, K. Voisin, and A. Williams.

NAYS: None.

ABSENT: T. Cavalier, J. Cehan, and C. Voisin.

The Vice Chairman declared the motion adopted and the meeting was adjourned at 6:50 p.m.

Joey Cehan, Chairman

Suzette Thomas, Minute Clerk

Mr. J. Pizzolatto moved, seconded by Mr. J. Cehan, "THAT, the Council accept and ratify the minutes of the Public Services Committee meeting held on 8/24/09."

The Chairwoman called for a vote on the motion offered by Mr. J. Pizzolatto.

UPON ROLL CALL THERE WAS RECORDED:

YEAS: C. Voisin, J. Cehan, P. Lambert, A. Tillman, A. Williams, B. Hebert, T. Cavalier, J. Pizzolatto, and K. Voisin

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

The Chairwoman called for a report on the Community Development & Planning Committee meeting held on 8/24/09, whereupon the Committee Chairman, noting that ratification of the minutes calls public hearings on 9/9/09 and condemnations hearings on 9/22/09, rendered the following:

COMMUNITY DEVELOPMENT & PLANNING COMMITTEE

AUGUST 24, 2009

The Chairman, A. Tillman, called the Community Development & Planning Committee meeting to order at 6:59 p.m. in the Terrebonne Parish Council Meeting Room with the Invocation led by A. Williams and the Pledge of Allegiance led by P. Lambert. Upon roll call, Committee Members recorded as present were: B. Hebert, P. Lambert, J. Pizzolatto, A. Tillman, C. Voisin, K. Voisin, and A. Williams. Committee Member T. Cavalier (family emergency) and Committee Member J. Cehan (unexpected business commitment) were recorded as absent. A quorum was declared present.

OFFERED BY: Ms. A. Williams.

SECONDED BY: Mr. C. Voisin.

RESOLUTION NO. 09-438

A Resolution giving Notice of Intent to adopt an Ordinance to dedicate and accept the maintenance/operation of the street(s), drainage servitudes, gas, and rights-of-way for "Ardoyne Plantation Estates, Addendum No. 3;" energize the street lights; and to incorporate "Goldsby

Drive” and the extension of “Destrahan Drive” and “Longdale Drive” into the Enhanced 911 Emergency Response System for the purpose of providing a better means of locating addresses.

THEREFORE, BE IT RESOLVED by the Terrebonne Parish Council (Community Development and Planning Committee), on behalf of the Terrebonne Parish Consolidated Government, that Notice of Intent is given for adopting an ordinance to dedicate and accept the maintenance/operation of the street(s), drainage servitudes, gas, and rights-of-way for “Ardoyne Plantation Estates, Addendum No. 3;” energize the street lights; and to incorporate “Goldsby Drive” and the extension of “Destrahan Drive” and “Longdale Drive” into the Enhanced 911 Emergency Response System for the purpose of providing a better means of locating addresses.

BE IT FURTHER RESOLVED that a public hearing on said ordinance be called for Wednesday, September 9, 2009 at 6:30 p.m.

THERE WAS RECORDED:

YEAS: B. Hebert, P. Lambert, J. Pizzolatto, A. Tillman, C. Voisin, K. Voisin and A. Williams.

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: T. Cavalier and J. Cehan.

The Chairman declared the resolution adopted on this, the 24th day of August, 2009.

OFFERED BY: Mr. C. Voisin.

SECONDED BY: Mr. K. Voisin.

RESOLUTION NO. 09-439

A Resolution giving Notice of Intent to adopt an Ordinance to dedicate and accept the maintenance/operation of the street(s), drainage servitudes, utilities, gas, sewer, and rights-of-way for “Fe’si Court Subdivision;” energize the street lights; and to incorporate the extension of “Del Rio Drive” into the Enhanced 911 Emergency Response System for the purpose of providing a better means of locating addresses.

THEREFORE, BE IT RESOLVED by the Terrebonne Parish Council (Community Development and Planning Committee), on behalf of the Terrebonne Parish Consolidated Government, that Notice of Intent is given for adopting an ordinance to dedicate and accept the maintenance/operation of the street(s), drainage servitudes, utilities, gas, sewer, and rights-of-way for “Fe’si Court Subdivision;” energize the street lights; and to incorporate the extension of “Del Rio Drive” into the Enhanced 911 Emergency Response System for the purpose of providing a better means of locating addresses.

BE IT FURTHER RESOLVED that a public hearing on said ordinance be called for Wednesday, September 9, 2009 at 6:30p.m.

THERE WAS RECORDED:

YEAS: B. Hebert, P. Lambert, J. Pizzolatto, A. Tillman, C. Voisin, K. Voisin and A. Williams.

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: T. Cavalier and J. Cehan.

The Chairman declared the resolution adopted on this, the 24th day of August, 2009.

Planning & Zoning Director Patrick Gordon stated that the matter relative to the amending the Subdivision Regulations as they relate to multi-residential buildings on single lots has been referred by the Houma-Terrebonne Regional Planning Commission to the Subdivision Regulations Review Subcommittee for review and recommendation and that a recommendation would be submitted to the Council within 60-days. (NO ACTION TAKEN)

OFFERED BY: Mr. K. Voisin.
SECONDED BY: Mr. J. Pizzolatto.

RESOLUTION NO. 09-440

A Resolution authorizing the Parish President to execute a grant agreement to apply for an Urban and Community Forestry Grant for the development of a master landscaping plan for Main Street and the Bayou Walk.

WHEREAS, the Terrebonne Parish Tree Board is seeking funding from the Urban & Community Forestry Grant for the development of a master landscaping plan for Main Street and the Bayou Walk; and

WHEREAS, the development of a master landscaping plan for Main Street and the Bayou Walk will allow the Terrebonne Parish Tree Board and the Downtown Development Corporation expend financial resources on the implementation of the master plan created.

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 execute a grant agreement to apply for an Urban and Community Forestry Grant for the development of a master landscaping plan for Main Street and the Bayou Walk; and

THERE WAS RECORDED:

YEAS: B. Hebert, P. Lambert, J. Pizzolatto, A. Tillman, C. Voisin, K. Voisin and A. Williams.

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: T. Cavalier and J. Cehan.

The Chairman declared the resolution adopted on this, the 24th day of August, 2009.

Terrebonne Economic Development Executive Director Michael Ferdinand presented a power point presentation and the semi-annual report on the Terrebonne Economic Development Authority. He noted that TEDA's mission is to grow Terrebonne Parish's economic base through business retention and expansion; that Terrebonne Parish's current population is 109,000 residents; that Terrebonne Parish makes up approximately 44.6% of business in the region and 6.2% of business in the State; that the number of businesses considering expansion has declined since last year; that six businesses have considered expansion, with TEDA actively working with 5 of the 6 businesses with investments of \$22.5 million dollars; that 218 jobs have been created; that two new loans have been approved for 2009; and that TEDA continues to maintain the portfolio of 11 eleven existing revolving business loans. In response to questioning, Mr. Ferdinand stated that TEDA is currently investigating the possibility of extending short rail services to industrial areas. (NO ACTION TAKEN)

OFFERED BY: Ms. A. Williams.
SECONDED BY: Mr. P. Lambert.

RESOLUTION NO. 09-441

A RESOLUTION CALLING A CONDEMNATION HEARING ON THE RESIDENTIAL STRUCTURE SITUATED AT 1022 GOODE STREET, LOT 50' X 80' EM 50' OF LOT 6, BLOCK 69 CORNER OF GOODE AND HONDURAS STREET FOR TUESDAY, SEPTEMBER 22, 2009, AT 6:00 P.M. AND ADDRESSING OTHER MATTERS RELATIVE THERETO.

WHEREAS, on December 1, 2008 the Department of Planning and Zoning was notified of extensive violations to the Terrebonne Parish Nuisance Abatement Ordinance occurring at 1022 Goode Street; and

WHEREAS, from an inspection of the property conducted by the Department of Planning and Zoning on December 2, 2008, it was found that the residential structure located at 1022 Goode Street was, in fact, in such condition that it has been formally declared a derelict and abandoned structure, as defined under Section 14-26 of the Terrebonne Parish Code of Ordinances and, therefore, constitutes a nuisance; and

WHEREAS, the owner of record has been issued the required warning via certified mail by the Department of Planning and Zoning, of the violations occurring on the property; and

WHEREAS, subsequent to the required notifications and inspections of the property, the last of which occurring on July 1, 2009, no work to remedy the violations has occurred;

NOW, THEREFORE, BE IT RESOLVED by the Terrebonne Parish Council that a condemnation hearing on the residential structure located at 1022 Goode Street be called for Tuesday, September 22, 2009, at 6:00 p. m.; and

BE IT FURTHER RESOLVED that the appropriate notice be sent to the property owner(s) requiring him/her to show just cause at the hearing as to why the structure should not be condemned; and

BE IT FURTHER RESOLVED that the Parish President is hereby authorized to appoint an attorney ad hoc to ensure that the property owner(s) are given proper notice and representation, if needed.

THERE WAS RECORDED:

YEAS: B. Hebert, P. Lambert, J. Pizzolatto, A. Tillman, C. Voisin, K. Voisin and A. Williams.

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: T. Cavalier and J. Cehan.

The Chairman declared the resolution adopted on this, the 24th day of August, 2009.

OFFERED BY: Mr. J. Pizzolatto.

SECONDED BY: Mr. K. Voisin.

RESOLUTION NO. 09-442

A RESOLUTION CALLING A CONDEMNATION HEARING ON THE RESIDENTIAL MOBILE HOME STRUCTURE SITUATED AT 10301 EAST MAIN STREET, LOTS 18 & 19, BLOCK 2, EDGEWATER SUBDIVISION FOR TUESDAY, SEPTEMBER 22, 2009, AT 6:00 P.M. AND ADDRESSING OTHER MATTERS RELATIVE THERETO.

WHEREAS, on February 14, 2008 the Department of Planning and Zoning was notified of extensive violations to the Terrebonne Parish Nuisance Abatement Ordinance occurring at 10301 East Main Street; and

WHEREAS, from an inspection of the property conducted by the Department of Planning and Zoning on March 7, 2008, it was found that the residential mobile home structure located at 10301 East Main Street was, in fact, in such condition that it has been formally declared a derelict and abandoned structure, as defined under Section 14-26 of the Terrebonne Parish Code of Ordinances and, therefore, constitutes a nuisance; and

WHEREAS, the owner of record has been issued the required warning via certified mail by the Department of Planning and Zoning, of the violations occurring on the property; and

WHEREAS, subsequent to the required notifications and inspections of the property, the last of

which occurring on July 22, 2009, no work to remedy the violations has occurred;

NOW, THEREFORE, BE IT RESOLVED by the Terrebonne Parish Council that a condemnation hearing on the residential mobile home structure located at 10301 East Main Street be called for Tuesday, September 22, 2009, at 6:00 p. m.; and

BE IT FURTHER RESOLVED that the appropriate notice be sent to the property owner(s) requiring him/her to show just cause at the hearing as to why the structure should not be condemned; and

BE IT FURTHER RESOLVED that the Parish President is hereby authorized to appoint an attorney ad hoc to ensure that the property owner(s) are given proper notice and representation, if needed.

THERE WAS RECORDED:

YEAS: B. Hebert, P. Lambert, J. Pizzolatto, A. Tillman, C. Voisin, K. Voisin and A. Williams.

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: T. Cavalier and J. Cehan.

The Chairman declared the resolution adopted on this, the 24th day of August, 2009.

* * * * *

OFFERED BY: Ms. A. Williams.

SECONDED BY: Mr. C. Voisin.

RESOLUTION NO. 09-443

A RESOLUTION CALLING A CONDEMNATION HEARING ON THE RESIDENTIAL STRUCTURE AND THE ACCESSORY STRUCTURE SITUATED AT 1120 LEE AVENUE, LOT 6 & E/2 OF LOT 5, BLOCK 88, CORNER OF LEE AVENUE & WILLOW, NEWTON FOR TUESDAY, SEPTEMBER 22, 2009, AT 6:00 P.M. AND ADDRESSING OTHER MATTERS RELATIVE THERETO.

WHEREAS, on April 3, 2009 the Department of Planning and Zoning was notified of extensive violations to the Terrebonne Parish Nuisance Abatement Ordinance occurring at 1120 Lee Avenue; and

WHEREAS, from an inspection of the property conducted by the Department of Planning and Zoning on April 13, 2009, it was found that the structure located at 1120 Lee Avenue was, in fact, in such condition that it has been formally declared a derelict and abandoned structure, as defined under Section 14-26 of the Terrebonne Parish Code of Ordinances and, therefore, constitutes a nuisance; and

WHEREAS, the owner of record has been issued the required warning via certified mail by the Department of Planning and Zoning, of the violations occurring on the property; and

WHEREAS, subsequent to the required notifications and inspections of the property, the last of which occurring on July 28, 2009, no work to remedy the violations has occurred;

NOW, THEREFORE, BE IT RESOLVED by the Terrebonne Parish Council that a condemnation hearing on the structure located at 1120 Lee Avenue be called for Tuesday, September 22, 2009, at 6:00 p. m.; and

BE IT FURTHER RESOLVED that the appropriate notice be sent to the property owner(s) requiring him/her to show just cause at the hearing as to why the structure should not be condemned; and

BE IT FURTHER RESOLVED that the Parish President is hereby authorized to appoint an attorney ad hoc to ensure that the property owner(s) are given proper notice and representation, if needed.

THERE WAS RECORDED:

YEAS: B. Hebert, P. Lambert, J. Pizzolatto, A. Tillman, C. Voisin, K. Voisin and A. Williams.

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: T. Cavalier and J. Cehan.

The Chairman declared the resolution adopted on this, the 24th day of August, 2009.

OFFERED BY: Mr. C. Voisin.

SECONDED BY: Ms. A. Williams.

RESOLUTION NO. 09-444

A RESOLUTION CALLING A CONDEMNATION HEARING ON THE RESIDENTIAL STRUCTURE SITUATED AT 122 SAMUEL STREET, LOT 45' X 180' BEING S 15' OF LOT 38 AND N 30' OF LOT 37, BLOCK D, MECHANICVILLE FOR TUESDAY, SEPTEMBER 22, 2009, AT 6:00 P.M. AND ADDRESSING OTHER MATTERS RELATIVE THERETO.

WHEREAS, on October 9, 2008, the Department of Planning and Zoning was notified of violations to the Terrebonne Parish Nuisance Abatement Ordinance occurring at 122 Samuel Street; and

WHEREAS, from an inspection of the property conducted by the Department of Planning and Zoning on October 16, 2008, it was found that the residential structure located at 122 Samuel Street was, in fact, in such condition that it has been formally declared a derelict and abandoned structure, as defined under Section 14-26 of the Terrebonne Parish Code of Ordinances and, therefore, constitutes a nuisance; and

WHEREAS, after attempts to contact the owner of record via certified mail, the Department of Planning and Zoning published the required warning giving the owner notice of the violations; and

WHEREAS, subsequent to the required publication of the nuisance warning and numerous inspections of the property, the last of which occurring on June 30, 2009, no work to remedy the violations has occurred.

NOW, THEREFORE, BE IT RESOLVED by the Terrebonne Parish Council that a condemnation hearing on the residential structure located at 122 Samuel Street be called for Tuesday, September 22, 2009, at 6:00 p. m.; and

BE IT FURTHER RESOLVED that the appropriate notice be sent to the property owner(s) requiring him/her to show just cause at the hearing as to why the structure should not be condemned; and

BE IT FURTHER RESOLVED that the Parish President is hereby authorized to appoint an attorney ad hoc to ensure that the property owner(s) are given proper notice and representation, if needed.

THERE WAS RECORDED:

YEAS: B. Hebert, P. Lambert, J. Pizzolatto, A. Tillman, C. Voisin, K. Voisin and A. Williams.

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: T. Cavalier and J. Cehan.

The Chairman declared the resolution adopted on this, the 24th day of August, 2009.

OFFERED BY: Ms. A. Williams.

SECONDED BY: Mr. K. Voisin.

RESOLUTION NO. 09-445

A RESOLUTION CALLING A CONDEMNATION HEARING ON THE RESIDENTIAL STRUCTURE AND THE ACCESSORY STRUCTURE SITUATED AT 1502 MEMORY LANE, LOT 3-C, BLOCK 9, BARROW SUBDIVISION FOR TUESDAY, SEPTEMBER 22, 2009, AT 6:00 P.M. AND ADDRESSING OTHER MATTERS RELATIVE THERETO.

WHEREAS, on February 6, 2008 the Department of Planning and Zoning was notified of extensive violations to the Terrebonne Parish Nuisance Abatement Ordinance occurring at 1502 Memory Lane; and

WHEREAS, from an inspection of the property conducted by the Department of Planning and Zoning on February 8, 2008, it was found that the residential structure and the accessory structure located at 1502 Memory Lane was, in fact, in such condition that it has been formally declared a derelict and abandoned structure, as defined under Section 14-26 of the Terrebonne Parish Code of Ordinances and, therefore, constitutes a nuisance; and

WHEREAS, the owner of record has been issued the required warning via certified mail by the Department of Planning and Zoning, of the violations occurring on the property; and

WHEREAS, subsequent to the required notifications and inspections of the property, the last of which occurring on July 29, 2009, no work to remedy the violations has occurred;

NOW, THEREFORE, BE IT RESOLVED by the Terrebonne Parish Council that a condemnation hearing on the residential structure and the accessory structure located at 1502 Memory Lane be called for Tuesday, September 22, 2009, at 6:00 p. m.; and

BE IT FURTHER RESOLVED that the appropriate notice be sent to the property owner(s) requiring him/her to show just cause at the hearing as to why the structure should not be condemned; and

BE IT FURTHER RESOLVED that the Parish President is hereby authorized to appoint an attorney ad hoc to ensure that the property owner(s) are given proper notice and representation, if needed.

THERE WAS RECORDED:

YEAS: B. Hebert, P. Lambert, J. Pizzolatto, A. Tillman, C. Voisin, K. Voisin and A. Williams.

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: T. Cavalier and J. Cehan.

The Chairman declared the resolution adopted on this, the 24th day of August, 2009.

OFFERED BY: Mr. K. Voisin.

SECONDED BY: Ms. A. Williams.

RESOLUTION NO. 09-446

A RESOLUTION CALLING A CONDEMNATION HEARING ON THE RESIDENTIAL STRUCTURE SITUATED AT 216 ISLE OF CUBA ROAD, LOT 12 BEING A PORTION OF LOTS 37 & 38, WAUBUN PLANTATION SUBDIVISION FOR TUESDAY, SEPTEMBER 22, 2009, AT 6:00 P.M. AND ADDRESSING OTHER MATTERS RELATIVE THERETO.

WHEREAS, on February 17, 2009 the Department of Planning and Zoning was notified of extensive violations to the Terrebonne Parish Nuisance Abatement Ordinance occurring at 216 Isle of Cuba Road; and

WHEREAS, from an inspection of the property conducted by the Department of Planning and

Zoning on February 19, 2009, it was found that the structure located at 216 Isle of Cuba Road was, in fact, in such condition that it has been formally declared a derelict and abandoned structure, as defined under Section 14-26 of the Terrebonne Parish Code of Ordinances and, therefore, constitutes a nuisance; and

WHEREAS, the owner of record has been issued the required warning via certified mail by the Department of Planning and Zoning, of the violations occurring on the property; and

WHEREAS, subsequent to the required notifications and inspections of the property, the last of which occurring on July 28, 2009, no work to remedy the violations has occurred;

NOW, THEREFORE, BE IT RESOLVED by the Terrebonne Parish Council that a condemnation hearing on the structure located at 216 Isle of Cuba Road be called for Tuesday, September 22, 2009, at 6:00 p. m.; and

BE IT FURTHER RESOLVED that the appropriate notice be sent to the property owner(s) requiring him/her to show just cause at the hearing as to why the structure should not be condemned; and

BE IT FURTHER RESOLVED that the Parish President is hereby authorized to appoint an attorney ad hoc to ensure that the property owner(s) are given proper notice and representation, if needed.

THERE WAS RECORDED:

YEAS: B. Hebert, P. Lambert, J. Pizzolatto, A. Tillman, C. Voisin, K. Voisin and A. Williams.

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: T. Cavalier and J. Cehan.

The Chairman declared the resolution adopted on this, the 24th day of August, 2009.

* * * * *

OFFERED BY: Mr. P. Lambert.

SECONDED BY: Ms. A. Williams.

RESOLUTION NO. 09-447

A RESOLUTION CALLING A CONDEMNATION HEARING ON THE RESIDENTIAL STRUCTURE SITUATED AT 2620 BRYANT STREET, LOT 16, SQUARE 1, BARROWTOWN SUBDIVISION FOR TUESDAY, SEPTEMBER 22, 2009, AT 6:00 P.M. AND ADDRESSING OTHER MATTERS RELATIVE THERETO.

WHEREAS, on April 28, 2008 the Department of Planning and Zoning was notified of extensive violations to the Terrebonne Parish Nuisance Abatement Ordinance occurring at 2620 Bryant Street; and

WHEREAS, from an inspection of the property conducted by the Department of Planning and Zoning on April 29, 2008, it was found that the residential structure located at 2620 Bryant Street was, in fact, in such condition that it has been formally declared a derelict and abandoned structure, as defined under Section 14-26 of the Terrebonne Parish Code of Ordinances and, therefore, constitutes a nuisance; and

WHEREAS, the owner of record has been issued the required warning via certified mail by the Department of Planning and Zoning, of the violations occurring on the property; and

WHEREAS, subsequent to the required notifications and inspections of the property, the last of which occurring on July 29, 2009, no work to remedy the violations has occurred;

NOW, THEREFORE, BE IT RESOLVED by the Terrebonne Parish Council that a condemnation hearing on the residential structure located at 2620 Bryant Street be called for Tuesday, September 22, 2009, at 6:00 p. m.; and

BE IT FURTHER RESOLVED that the appropriate notice be sent to the property owner(s) requiring him/her to show just cause at the hearing as to why the structure should not be condemned; and

BE IT FURTHER RESOLVED that the Parish President is hereby authorized to appoint an attorney ad hoc to ensure that the property owner(s) are given proper notice and representation, if needed.

THERE WAS RECORDED:

YEAS: B. Hebert, P. Lambert, J. Pizzolatto, A. Tillman, C. Voisin, K. Voisin and A. Williams.

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: T. Cavalier and J. Cehan.

The Chairman declared the resolution adopted on this, the 24th day of August, 2009.

* * * * *

OFFERED BY: Mr. C. Voisin.

SECONDED BY: Mr. P. Lambert.

RESOLUTION NO. 09-448

A RESOLUTION CALLING A CONDEMNATION HEARING ON THE ACCESSORY STRUCTURE SITUATED AT 322 AMERICAN BOULEVARD, LOT 23, BLOCK 25, PHASE VII, ASHLAND NORTH SUBDIVISION FOR TUESDAY, SEPTEMBER 22, 2009, AT 6:00 P.M. AND ADDRESSING OTHER MATTERS RELATIVE THERETO.

WHEREAS, on July 21, 2008, the Department of Planning and Zoning was notified of violations to the Terrebonne Parish Nuisance Abatement Ordinance occurring at 322 American Boulevard; and

WHEREAS, from an inspection of the property conducted by the Department of Planning and Zoning on July 31, 2008, it was found that the accessory structure located at 322 American Boulevard was, in fact, in such condition that it has been formally declared a derelict and abandoned structure, as defined under Section 14-26 of the Terrebonne Parish Code of Ordinances and, therefore, constitutes a nuisance; and

WHEREAS, after attempts to contact the owner of record via certified mail, the Department of Planning and Zoning published the required warning giving the owner notice of the violations; and

WHEREAS, subsequent to the required publication of the nuisance warning and numerous inspections of the property, the last of which occurring on June 30, 2009, no work to remedy the violations has occurred.

NOW, THEREFORE, BE IT RESOLVED by the Terrebonne Parish Council that a condemnation hearing on the accessory structure located at 322 American Boulevard be called for Tuesday, September 22, 2009, at 6:00 p. m.; and

BE IT FURTHER RESOLVED that the appropriate notice be sent to the property owner(s) requiring him/her to show just cause at the hearing as to why the structure should not be condemned; and

BE IT FURTHER RESOLVED that the Parish President is hereby authorized to appoint an attorney ad hoc to ensure that the property owner(s) are given proper notice and representation, if needed.

THERE WAS RECORDED:

YEAS: B. Hebert, P. Lambert, J. Pizzolatto, A. Tillman, C. Voisin, K. Voisin and A. Williams.

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: T. Cavalier and J. Cehan.

The Chairman declared the resolution adopted on this, the 24th day of August, 2009.

* * * * *

OFFERED BY: Ms. A. Williams.

SECONDED BY: Mr. P. Lambert.

RESOLUTION NO. 09-449

A RESOLUTION CALLING A CONDEMNATION HEARING ON THE RESIDENTIAL ACCESSORY STRUCTURE SITUATED AT 512 MADISON STREET, LOT 12, BLOCK 1, MADISON SUBDIVISION FOR TUESDAY, SEPTEMBER 22, 2009, AT 6:00 P.M. AND ADDRESSING OTHER MATTERS RELATIVE THERETO.

WHEREAS, on April 30, 2009, the Department of Planning and Zoning was notified of violations to the Terrebonne Parish Nuisance Abatement Ordinance occurring at 512 Madison Street; and

WHEREAS, from an inspection of the property conducted by the Department of Planning and Zoning on April 30, 2009, it was found that the accessory structure located at 512 Madison Street was, in fact, in such condition that it has been formally declared a derelict and abandoned structure, as defined under Section 14-26 of the Terrebonne Parish Code of Ordinances and, therefore, constitutes a nuisance; and

WHEREAS, after attempts to contact the owner of record via certified mail, the Department of Planning and Zoning published the required warning giving the owner notice of the violations; and

WHEREAS, subsequent to the required publication of the nuisance warning and numerous inspections of the property, the last of which occurring on July 28, 2009, no work to remedy the violations has occurred.

NOW, THEREFORE, BE IT RESOLVED by the Terrebonne Parish Council that a condemnation hearing on the accessory structure located at 512 Madison Street be called for Tuesday, September 22, 2009, at 6:00 p. m.; and

BE IT FURTHER RESOLVED that the appropriate notice be sent to the property owner(s) requiring him/her to show just cause at the hearing as to why the structure should not be condemned; and

BE IT FURTHER RESOLVED that the Parish President is hereby authorized to appoint an attorney ad hoc to ensure that the property owner(s) are given proper notice and representation, if needed.

THERE WAS RECORDED:

YEAS: B. Hebert, P. Lambert, J. Pizzolatto, A. Tillman, C. Voisin, K. Voisin and A. Williams.

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: T. Cavalier and J. Cehan.

The Chairman declared the resolution adopted on this, the 24th day of August, 2009.

* * * * *

OFFERED BY: Ms. A. Williams.

SECONDED BY: Mr. P. Lambert and Mr. B. Hebert.

RESOLUTION NO. 09-450

A RESOLUTION CALLING A CONDEMNATION HEARING ON THE COMMERCIAL

STRUCTURE SITUATED AT 605 CORPORATE DRIVE, REVISED TRACT C-3-E1, 3040 COMMERCIAL PRAK SUBDIVISION FOR TUESDAY, SEPTEMBER 22, 2009, AT 6:00 P.M. AND ADDRESSING OTHER MATTERS RELATIVE THERETO.

WHEREAS, on January 28, 2009 the Department of Planning and Zoning was notified of extensive violations to the Terrebonne Parish Nuisance Abatement Ordinance occurring at 605 Corporate Drive; and

WHEREAS, from an inspection of the property conducted by the Department of Planning and Zoning on February 10, 2009, it was found that the commercial structure located at 605 Corporate Drive was, in fact, in such condition that it has been formally declared a derelict and abandoned structure, as defined under Section 14-26 of the Terrebonne Parish Code of Ordinances and, therefore, constitutes a nuisance; and

WHEREAS, the owner of record has been issued the required warning via certified mail by the Department of Planning and Zoning, of the violations occurring on the property; and

WHEREAS, subsequent to the required notifications and inspections of the property, the last of which occurring on August 12, 2009, no work to remedy the violations has occurred;

NOW, THEREFORE, BE IT RESOLVED by the Terrebonne Parish Council that a condemnation hearing on the commercial structure located at 605 Corporate Drive be called for Tuesday, September 22, 2009, at 6:00 p. m.; and

BE IT FURTHER RESOLVED that the appropriate notice be sent to the property owner(s) requiring him/her to show just cause at the hearing as to why the structure should not be condemned; and

BE IT FURTHER RESOLVED that the Parish President is hereby authorized to appoint an attorney ad hoc to ensure that the property owner(s) are given proper notice and representation, if needed.

THERE WAS RECORDED:

YEAS: B. Hebert, P. Lambert, J. Pizzolatto, A. Tillman, C. Voisin, K. Voisin and A. Williams.

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: T. Cavalier and J. Cehan.

The Chairman declared the resolution adopted on this, the 24th day of August, 2009.

OFFERED BY: Ms. A. Williams.

SECONDED BY: Mr. K. Voisin.

RESOLUTION NO. 09-451

A RESOLUTION CALLING A CONDEMNATION HEARING ON THE RESIDENTIAL STRUCTURE SITUATED AT 814 HONDURAS STREET, W/2 OF LOT 2, BLOCK 82, HONDURAS STREET FOR TUESDAY, SEPTEMBER 22, 2009, AT 6:00 P.M. AND ADDRESSING OTHER MATTERS RELATIVE THERETO.

WHEREAS, on January 28, 2008 the Department of Planning and Zoning was notified of extensive violations to the Terrebonne Parish Nuisance Abatement Ordinance occurring at 814 Honduras Street; and

WHEREAS, from an inspection of the property conducted by the Department of Planning and Zoning on January 29, 2008, it was found that the residential structure located at 814 Honduras Street was, in fact, in such condition that it has been formally declared a derelict and abandoned structure, as defined under Section 14-26 of the Terrebonne Parish Code of Ordinances and, therefore, constitutes a nuisance; and

WHEREAS, the owner of record has been issued the required warning via certified mail by the Department of Planning and Zoning, of the violations occurring on the property; and

WHEREAS, subsequent to the required notifications and inspections of the property, the last of which occurring on July 1, 2009, no work to remedy the violations has occurred;

NOW, THEREFORE, BE IT RESOLVED by the Terrebonne Parish Council that a condemnation hearing on the residential structure located at 814 Honduras Street be called for Tuesday, September 22, 2009, at 6:00 p. m.; and

BE IT FURTHER RESOLVED that the appropriate notice be sent to the property owner(s) requiring him/her to show just cause at the hearing as to why the structure should not be condemned; and

BE IT FURTHER RESOLVED that the Parish President is hereby authorized to appoint an attorney ad hoc to ensure that the property owner(s) are given proper notice and representation, if needed.

THERE WAS RECORDED:

YEAS: B. Hebert, P. Lambert, J. Pizzolatto, A. Tillman, C. Voisin, K. Voisin and A. Williams.

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: T. Cavalier and J. Cehan.

The Chairman declared the resolution adopted on this, the 24th day of August, 2009.

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OFFERED BY: Mr. J. Pizzolatto.

SECONDED BY: Ms. A. Williams and Mr. K. Voisin.

RESOLUTION NO. 09-452

A RESOLUTION CALLING A CONDEMNATION HEARING ON THE RESIDENTIAL STRUCTURE SITUATED AT 828 ELDER STREET, LOT 14, BLOCK 6, GARNET ADDITION FOR TUESDAY, SEPTEMBER 22, 2009, AT 6:00 P.M. AND ADDRESSING OTHER MATTERS RELATIVE THERETO.

WHEREAS, on October 2, 2008, the Department of Planning and Zoning was notified of violations to the Terrebonne Parish Nuisance Abatement Ordinance occurring at 828 Elder Street; and

WHEREAS, from an inspection of the property conducted by the Department of Planning and Zoning on October 8, 2008, it was found that the residential structure located at 828 Elder Street was, in fact, in such condition that it has been formally declared a derelict and abandoned structure, as defined under Section 14-26 of the Terrebonne Parish Code of Ordinances and, therefore, constitutes a nuisance; and

WHEREAS, after attempts to contact the owner of record via certified mail, the Department of Planning and Zoning published the required warning giving the owner notice of the violations; and

WHEREAS, subsequent to the required publication of the nuisance warning and numerous inspections of the property, the last of which occurring on July 1, 2009, no work to remedy the violations has occurred.

NOW, THEREFORE, BE IT RESOLVED by the Terrebonne Parish Council that a condemnation hearing on the residential structure located at 828 Elder Street be called for Tuesday, September 22, 2009, at 6:00 p. m.; and

BE IT FURTHER RESOLVED that the appropriate notice be sent to the property owner(s) requiring him/her to show just cause at the hearing as to why the structure should not be

condemned; and

BE IT FURTHER RESOLVED that the Parish President is hereby authorized to appoint an attorney ad hoc to ensure that the property owner(s) are given proper notice and representation, if needed.

THERE WAS RECORDED:

YEAS: B. Hebert, P. Lambert, J. Pizzolatto, A. Tillman, C. Voisin, K. Voisin and A. Williams.

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: T. Cavalier and J. Cehan.

The Chairman declared the resolution adopted on this, the 24th day of August, 2009.

* * * * *

OFFERED BY: Mr. C. Voisin.

SECONDED BY: Mr. K. Voisin.

RESOLUTION NO. 09-453

A RESOLUTION CALLING A CONDEMNATION HEARING ON THE RESIDENTIAL MOBILE HOME STRUCTURE SITUATED AT 121 SOLET COURT, FOR TUESDAY, SEPTEMBER 22, 2009, AT 6:00 P.M. AND ADDRESSING OTHER MATTERS RELATIVE THERETO.

WHEREAS, on February 10, 2009, the Department of Planning and Zoning was notified of violations to the Terrebonne Parish Nuisance Abatement Ordinance occurring at 121 Solet Court; and

WHEREAS, from an inspection of the property conducted by the Department of Planning and Zoning on February 17, 2009, it was found that the mobile home structure located at 121 Solet Court was, in fact, in such condition that it has been formally declared a derelict and abandoned structure, as defined under Section 14-26 of the Terrebonne Parish Code of Ordinances and, therefore, constitutes a nuisance; and

WHEREAS, after attempts to contact the owner of record via certified mail, the Department of Planning and Zoning published the required warning giving the owner notice of the violations; and

WHEREAS, subsequent to the required publication of the nuisance warning and numerous inspections of the property, the last of which occurring on July 1, 2009, no work to remedy the violations has occurred.

NOW, THEREFORE, BE IT RESOLVED by the Terrebonne Parish Council (Community Development and Planning Committee), on behalf of the Terrebonne Parish Consolidated Government, that a condemnation hearing on the mobile home structure located at 121 Solet Court be called for Tuesday, September 22, 2009, at 6:00 p. m.; and

BE IT FURTHER RESOLVED that the appropriate notice be sent to the property owner(s) requiring him/her to show just cause at the hearing as to why the structure should not be condemned; and

BE IT FURTHER RESOLVED that the Parish President is hereby authorized to appoint an attorney ad hoc to ensure that the property owner(s) are given proper notice and representation, if needed.

THERE WAS RECORDED:

YEAS: B. Hebert, P. Lambert, J. Pizzolatto, A. Tillman, C. Voisin, K. Voisin and A. Williams.

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: T. Cavalier and J. Cehan.

The Chairman declared the resolution adopted on this, the 24th day of August, 2009.

OFFERED BY: Mr. J. Pizzolatto.

SECONDED BY: Mr. B. Hebert.

RESOLUTION NO. 09-454

A RESOLUTION CALLING A CONDEMNATION HEARING ON THE RESIDENTIAL STRUCTURE SITUATED AT 124 JACKSON STREET, LOT 12, BLOCK 2, BELLEVIEW PLACE FOR TUESDAY, SEPTEMBER 22, 2009, AT 6:00 P.M. AND ADDRESSING OTHER MATTERS RELATIVE THERETO.

WHEREAS, on March 30, 2009, the Department of Planning and Zoning was notified of violations to the Terrebonne Parish Nuisance Abatement Ordinance occurring at 124 Jackson Street; and

WHEREAS, from an inspection of the property conducted by the Department of Planning and Zoning on April 8, 2009, it was found that the structure located at 124 Jackson Street was, in fact, in such condition that it has been formally declared a derelict and abandoned structure, as defined under Section 14-26 of the Terrebonne Parish Code of Ordinances and, therefore, constitutes a nuisance; and

WHEREAS, after attempts to contact the owner of record via certified mail, the Department of Planning and Zoning published the required warning giving the owner notice of the violations; and

WHEREAS, subsequent to the required publication of the nuisance warning and numerous inspections of the property, the last of which occurring on June 30, 2009, no work to remedy the violations has occurred.

NOW, THEREFORE, BE IT RESOLVED by the Terrebonne Parish Council (Community Development and Planning Committee), on behalf of the Terrebonne Parish Consolidated Government, that a condemnation hearing on the structure located at 124 Jackson Street be called for Tuesday, September 22, 2009, at 6:00 p. m.; and

BE IT FURTHER RESOLVED that the appropriate notice be sent to the property owner(s) requiring him/her to show just cause at the hearing as to why the structure should not be condemned; and

BE IT FURTHER RESOLVED that the Parish President is hereby authorized to appoint an attorney ad hoc to ensure that the property owner(s) are given proper notice and representation, if needed.

THERE WAS RECORDED:

YEAS: B. Hebert, P. Lambert, J. Pizzolatto, A. Tillman, C. Voisin, K. Voisin and A. Williams.

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: T. Cavalier and J. Cehan.

The Chairman declared the resolution adopted on this, the 24th day of August, 2009.

OFFERED BY: Ms. A. Williams.

SECONDED BY: Mr. K. Voisin.

RESOLUTION NO. 09-455

A RESOLUTION CALLING A CONDEMNATION HEARING ON THE RESIDENTIAL STRUCTURE SITUATED AT 168 PORCHE LANE FOR TUESDAY, SEPTEMBER 22, 2009, AT 6:00 P.M. AND ADDRESSING OTHER MATTERS RELATIVE THERETO.

WHEREAS, on April 8, 2009, the Department of Planning and Zoning was notified of violations to the Terrebonne Parish Nuisance Abatement Ordinance occurring at 168 Porche Lane; and

WHEREAS, from an inspection of the property conducted by the Department of Planning and Zoning on April 21, 2009, it was found that the structure located at 168 Porche Lane was, in fact, in such condition that it has been formally declared a derelict and abandoned structure, as defined under Section 14-26 of the Terrebonne Parish Code of Ordinances and, therefore, constitutes a nuisance; and

WHEREAS, after attempts to contact the owner of record via certified mail, the Department of Planning and Zoning published the required warning giving the owner notice of the violations; and

WHEREAS, subsequent to the required publication of the nuisance warning and numerous inspections of the property, the last of which occurring on May 29, 2009, no work to remedy the violations has occurred.

NOW, THEREFORE, BE IT RESOLVED by the Terrebonne Parish Council (Community Development and Planning Committee), on behalf of the Terrebonne Parish Consolidated Government, that a condemnation hearing on the structure located at 168 Porche Lane be called for Tuesday, September 22, 2009, at 6:00 p. m.; and

BE IT FURTHER RESOLVED that the appropriate notice be sent to the property owner(s) requiring him/her to show just cause at the hearing as to why the structure should not be condemned; and

BE IT FURTHER RESOLVED that the Parish President is hereby authorized to appoint an attorney ad hoc to ensure that the property owner(s) are given proper notice and representation, if needed.

THERE WAS RECORDED:

YEAS: B. Hebert, P. Lambert, J. Pizzolatto, A. Tillman, C. Voisin, K. Voisin and A. Williams.

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: T. Cavalier and J. Cehan.

The Chairman declared the resolution adopted on this, the 24th day of August, 2009.

OFFERED BY: Ms. A. Williams.

SECONDED BY: Mr. C. Voisin.

RESOLUTION NO. 09-456

A RESOLUTION CALLING A CONDEMNATION HEARING ON THE RESIDENTIAL STRUCTURE SITUATED AT 171 STOVALL STREET, LOT 18, BLOCK 1, GUS WALKER SUBDIVISION FOR TUESDAY, SEPTEMBER 22, 2009, AT 6:00 P.M. AND ADDRESSING OTHER MATTERS RELATIVE THERETO.

WHEREAS, on August 13, 2008 the Department of Planning and Zoning was notified of extensive violations to the Terrebonne Parish Nuisance Abatement Ordinance occurring at 171 Stovall Street; and

WHEREAS, from an inspection of the property conducted by the Department of Planning and Zoning on August 22, 2008, it was found that the structure located at 171 Stovall Street was, in fact, in such condition that it has been formally declared a derelict and abandoned structure, as

defined under Section 14-26 of the Terrebonne Parish Code of Ordinances and, therefore, constitutes a nuisance; and

WHEREAS, the owner of record has been issued the required warning via certified mail by the Department of Planning and Zoning, of the violations occurring on the property; and

WHEREAS, subsequent to the required notifications and inspections of the property, the last of which occurring on July 1, 2009, no work to remedy the violations has occurred;

NOW, THEREFORE, BE IT RESOLVED by the Terrebonne Parish Council (Community Development and Planning Committee), on behalf of the Terrebonne Parish Consolidated Government, that a condemnation hearing on the structure located at 171 Stovall Street be called for Tuesday, September 22, 2009, at 6:00 p. m.; and

BE IT FURTHER RESOLVED that the appropriate notice be sent to the property owner(s) requiring him/her to show just cause at the hearing as to why the structure should not be condemned; and

BE IT FURTHER RESOLVED that the Parish President is hereby authorized to appoint an attorney ad hoc to ensure that the property owner(s) are given proper notice and representation, if needed.

THERE WAS RECORDED:

YEAS: B. Hebert, P. Lambert, J. Pizzolatto, A. Tillman, C. Voisin, K. Voisin and A. Williams.

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: T. Cavalier and J. Cehan.

The Chairman declared the resolution adopted on this, the 24th day of August, 2009.

OFFERED BY: Ms. A. Williams.

SECONDED BY: Mr. C. Voisin.

RESOLUTION NO. 09-457

A RESOLUTION CALLING A CONDEMNATION HEARING ON THE RESIDENTIAL STRUCTURE SITUATED AT 175 STOVALL STREET, LOT 18, BLOCK 1, GUS WALKER SUBDIVISION FOR TUESDAY, SEPTEMBER 22, 2009, AT 6:00 P.M. AND ADDRESSING OTHER MATTERS RELATIVE THERETO.

WHEREAS, on August 13, 2008 the Department of Planning and Zoning was notified of extensive violations to the Terrebonne Parish Nuisance Abatement Ordinance occurring at 175 Stovall Street; and

WHEREAS, from an inspection of the property conducted by the Department of Planning and Zoning on August 22, 2008, it was found that the structure located at 175 Stovall Street was, in fact, in such condition that it has been formally declared a derelict and abandoned structure, as defined under Section 14-26 of the Terrebonne Parish Code of Ordinances and, therefore, constitutes a nuisance; and

WHEREAS, the owner of record has been issued the required warning via certified mail by the Department of Planning and Zoning, of the violations occurring on the property; and

WHEREAS, subsequent to the required notifications and inspections of the property, the last of which occurring on July 1, 2009, no work to remedy the violations has occurred;

NOW, THEREFORE, BE IT RESOLVED by the Terrebonne Parish Council (Community Development and Planning Committee), on behalf of the Terrebonne Parish Consolidated Government, that a condemnation hearing on the structure located at 175 Stovall Street be called for Tuesday, September 22, 2009, at 6:00 p. m.; and

BE IT FURTHER RESOLVED that the appropriate notice be sent to the property owner(s) requiring him/her to show just cause at the hearing as to why the structure should not be condemned; and

BE IT FURTHER RESOLVED that the Parish President is hereby authorized to appoint an attorney ad hoc to ensure that the property owner(s) are given proper notice and representation, if needed.

THERE WAS RECORDED:

YEAS: B. Hebert, P. Lambert, J. Pizzolatto, A. Tillman, C. Voisin, K. Voisin and A. Williams.

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: T. Cavalier and J. Cehan.

The Chairman declared the resolution adopted on this, the 24th day of August, 2009.

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OFFERED BY: Mr. C. Voisin.

SECONDED BY: Mr. K. Voisin.

RESOLUTION NO. 09-458

A RESOLUTION CALLING A CONDEMNATION HEARING ON THE RESIDENTIAL STRUCTURE SITUATED AT 182 MARJORIE STREET, LOT 21, BLOCK 2, A. J. AUTHEMENT SUBDIVISION NO. 2, FOR TUESDAY, SEPTEMBER 22, 2009, AT 6:00 P.M. AND ADDRESSING OTHER MATTERS RELATIVE THERETO.

WHEREAS, on February 25, 2009 the Department of Planning and Zoning was notified of extensive violations to the Terrebonne Parish Nuisance Abatement Ordinance occurring at 182 Marjorie Street; and

WHEREAS, from an inspection of the property conducted by the Department of Planning and Zoning on March 3, 2009, it was found that the structure located at 182 Marjorie Street was, in fact, in such condition that it has been formally declared a derelict and abandoned structure, as defined under Section 14-26 of the Terrebonne Parish Code of Ordinances and, therefore, constitutes a nuisance; and

WHEREAS, the owner of record has been issued the required warning via certified mail by the Department of Planning and Zoning, of the violations occurring on the property; and

WHEREAS, subsequent to the required notifications and inspections of the property, the last of which occurring on July 1, 2009, no work to remedy the violations has occurred;

NOW, THEREFORE, BE IT RESOLVED by the Terrebonne Parish Council (Community Development and Planning Committee), on behalf of the Terrebonne Parish Consolidated Government, that a condemnation hearing on the structure located at 182 Marjorie Street be called for Tuesday, September 22, 2009, at 6:00 p. m.; and

BE IT FURTHER RESOLVED that the appropriate notice be sent to the property owner(s) requiring him/her to show just cause at the hearing as to why the structure should not be condemned; and

BE IT FURTHER RESOLVED that the Parish President is hereby authorized to appoint an attorney ad hoc to ensure that the property owner(s) are given proper notice and representation, if needed.

THERE WAS RECORDED:

YEAS: B. Hebert, P. Lambert, J. Pizzolatto, A. Tillman, C. Voisin, K. Voisin and A. Williams.

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: T. Cavalier and J. Cehan.

The Chairman declared the resolution adopted on this, the 24th day of August, 2009.

OFFERED BY: Ms. A. Williams.

SECONDED BY: Mr. C. Voisin.

RESOLUTION NO. 09-459

A RESOLUTION CALLING A CONDEMNATION HEARING ON THE RESIDENTIAL MOBILE HOME STRUCTURE SITUATED AT 2019 BULL RUN ROAD, LOTS 4-A & 4-B, BLOCK 2, BAYOU CHACHAHOULA SUBDIVISION FOR TUESDAY, SEPTEMBER 22, 2009, AT 6:00 P.M. AND ADDRESSING OTHER MATTERS RELATIVE THERETO.

WHEREAS, on April 14, 2008 the Department of Planning and Zoning was notified of extensive violations to the Terrebonne Parish Nuisance Abatement Ordinance occurring at 2019 Bull Run Road; and

WHEREAS, from an inspection of the property conducted by the Department of Planning and Zoning on April 21, 2008, it was found that the structure located at 2019 Bull Run Road was, in fact, in such condition that it has been formally declared a derelict and abandoned structure, as defined under Section 14-26 of the Terrebonne Parish Code of Ordinances and, therefore, constitutes a nuisance; and

WHEREAS, the owner of record has been issued the required warning via certified mail by the Department of Planning and Zoning, of the violations occurring on the property; and

WHEREAS, subsequent to the required notifications and inspections of the property, the last of which occurring on June 30, 2009, no work to remedy the violations has occurred;

NOW, THEREFORE, BE IT RESOLVED by the Terrebonne Parish Council (Community Development and Planning Committee), on behalf of the Terrebonne Parish Consolidated Government, that a condemnation hearing on the mobile home structure located at 2019 Bull Run Road be called for Tuesday, September 22, 2009, at 6:00 p. m.; and

BE IT FURTHER RESOLVED that the appropriate notice be sent to the property owner(s) requiring him/her to show just cause at the hearing as to why the structure should not be condemned; and

BE IT FURTHER RESOLVED that the Parish President is hereby authorized to appoint an attorney ad hoc to ensure that the property owner(s) are given proper notice and representation, if needed.

THERE WAS RECORDED:

YEAS: B. Hebert, P. Lambert, J. Pizzolatto, A. Tillman, C. Voisin, K. Voisin and A. Williams.

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: T. Cavalier and J. Cehan.

The Chairman declared the resolution adopted on this, the 24th day of August, 2009.

OFFERED BY: Mr. P. Lambert.

SECONDED BY: Mr. C. Voisin.

RESOLUTION NO. 09-460

A RESOLUTION CALLING A CONDEMNATION HEARING ON THE RESIDENTIAL STRUCTURE SITUATED AT 209 SUZIE STREET, NM 70' OF LOT 6, BLOCK 2, THIBODAUX SUBDIVISION FOR TUESDAY, SEPTEMBER 22, 2009, AT 6:00 P.M. AND

ADDRESSING OTHER MATTERS RELATIVE THERETO.

WHEREAS, on July 14, 2008, the Department of Planning and Zoning was notified of violations to the Terrebonne Parish Nuisance Abatement Ordinance occurring at 209 Suzie Street; and

WHEREAS, from an inspection of the property conducted by the Department of Planning and Zoning on July 22, 2008, it was found that the structure located at 209 Suzie Street was, in fact, in such condition that it has been formally declared a derelict and abandoned structure, as defined under Section 14-26 of the Terrebonne Parish Code of Ordinances and, therefore, constitutes a nuisance; and

WHEREAS, after attempts to contact the owner of record via certified mail, the Department of Planning and Zoning published the required warning giving the owner notice of the violations; and

WHEREAS, subsequent to the required publication of the nuisance warning and numerous inspections of the property, the last of which occurring on July 1, 2009, no work to remedy the violations has occurred.

NOW, THEREFORE, BE IT RESOLVED by the Terrebonne Parish Council (Community Development and Planning Committee), on behalf of the Terrebonne Parish Consolidated Government, that a condemnation hearing on the structure located at 209 Suzie Street be called for Tuesday, September 22, 2009, at 6:00 p. m.; and

BE IT FURTHER RESOLVED that the appropriate notice be sent to the property owner(s) requiring him/her to show just cause at the hearing as to why the structure should not be condemned; and

BE IT FURTHER RESOLVED that the Parish President is hereby authorized to appoint an attorney ad hoc to ensure that the property owner(s) are given proper notice and representation, if needed.

THERE WAS RECORDED:

YEAS: B. Hebert, P. Lambert, J. Pizzolatto, A. Tillman, C. Voisin, K. Voisin and A. Williams.

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: T. Cavalier and J. Cehan.

The Chairman declared the resolution adopted on this, the 24th day of August, 2009.

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Committee Member C. Voisin exited the proceedings at 7:16 p. m.

OFFERED BY: Ms. A. Williams.

SECONDED BY: Mr. J. Pizzolatto and Mr. K. Voisin.

RESOLUTION NO. 09-461

A RESOLUTION CALLING A CONDEMNATION HEARING ON THE RESIDENTIAL STRUCTURE SITUATED AT 523 ELIZA STREET, LOT 8, BLOCK 130, ELIZA STREET, ELIZABETHTOWN FOR TUESDAY, SEPTEMBER 22, 2009, AT 6:00 P.M. AND ADDRESSING OTHER MATTERS RELATIVE THERETO.

WHEREAS, on February 12, 2009, the Department of Planning and Zoning was notified of violations to the Terrebonne Parish Nuisance Abatement Ordinance occurring at 523 Eliza Street; and

WHEREAS, from an inspection of the property conducted by the Department of Planning and Zoning on February 17, 2009, it was found that the structure located at 523 Eliza Street was, in fact, in such condition that it has been formally declared a derelict and abandoned structure, as

defined under Section 14-26 of the Terrebonne Parish Code of Ordinances and, therefore, constitutes a nuisance; and

WHEREAS, after attempts to contact the owner of record via certified mail, the Department of Planning and Zoning published the required warning giving the owner notice of the violations; and

WHEREAS, subsequent to the required publication of the nuisance warning and numerous inspections of the property, the last of which occurring on July 1, 2009, no work to remedy the violations has occurred.

NOW, THEREFORE, BE IT RESOLVED by the Terrebonne Parish Council (Community Development and Planning Committee), on behalf of the Terrebonne Parish Consolidated Government, that a condemnation hearing on the structure located at 523 Eliza Street be called for Tuesday, September 22, 2009, at 6:00 p. m.; and

BE IT FURTHER RESOLVED that the appropriate notice be sent to the property owner(s) requiring him/her to show just cause at the hearing as to why the structure should not be condemned; and

BE IT FURTHER RESOLVED that the Parish President is hereby authorized to appoint an attorney ad hoc to ensure that the property owner(s) are given proper notice and representation, if needed.

THERE WAS RECORDED:

YEAS: B. Hebert, P. Lambert, J. Pizzolatto, A. Tillman, C. Voisin, K. Voisin and A. Williams.

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: T. Cavalier, J. Cehan and C. Voisin.

The Chairman declared the resolution adopted on this, the 24th day of August, 2009.

* * * * *

OFFERED BY: Mr. J. Pizzolatto.

SECONDED BY: Mr. P. Lambert.

RESOLUTION NO. 09-462

A RESOLUTION CALLING A CONDEMNATION HEARING ON THE RESIDENTIAL STRUCTURE SITUATED AT 7808 WATERFRONT DRIVE, LOTS 49-A & 49-B, ROBINSON CANAL CAMP SITES FOR TUESDAY, SEPTEMBER 22, 2009, AT 6:00 P.M. AND ADDRESSING OTHER MATTERS RELATIVE THERETO.

WHEREAS, on March 20, 2009, the Department of Planning and Zoning was notified of violations to the Terrebonne Parish Nuisance Abatement Ordinance occurring at 7808 Waterfront Drive; and

WHEREAS, from an inspection of the property conducted by the Department of Planning and Zoning on March 24, 2009, it was found that the structure located at 7808 Waterfront Drive was, in fact, in such condition that it has been formally declared a derelict and abandoned structure, as defined under Section 14-26 of the Terrebonne Parish Code of Ordinances and, therefore, constitutes a nuisance; and

WHEREAS, after attempts to contact the owner of record via certified mail, the Department of Planning and Zoning published the required warning giving the owner notice of the violations; and

WHEREAS, subsequent to the required publication of the nuisance warning and numerous inspections of the property, the last of which occurring on July 1, 2009, no work to remedy the violations has occurred.

NOW, THEREFORE, BE IT RESOLVED by the Terrebonne Parish Council (Community Development and Planning Committee), on behalf of the Terrebonne Parish Consolidated Government, that a condemnation hearing on the structure located at 7808 Waterfront Drive be called for Tuesday, September 22, 2009, at 6:00 p. m.; and

BE IT FURTHER RESOLVED that the appropriate notice be sent to the property owner(s) requiring him/her to show just cause at the hearing as to why the structure should not be condemned; and

BE IT FURTHER RESOLVED that the Parish President is hereby authorized to appoint an attorney ad hoc to ensure that the property owner(s) are given proper notice and representation, if needed.

THERE WAS RECORDED:

YEAS: B. Hebert, P. Lambert, J. Pizzolatto, A. Tillman, K. Voisin and A. Williams.

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: T. Cavalier, J. Cehan and C. Voisin.

The Chairman declared the resolution adopted on this, the 24th day of August, 2009.

OFFERED BY: Mr. P. Lambert.

SECONDED BY: Ms. A. Williams.

RESOLUTION NO. 09-463

A RESOLUTION CALLING A CONDEMNATION HEARING ON THE RESIDENTIAL MOBILE HOME STRUCTURE SITUATED AT 116 RUSSELL COURT, FOR TUESDAY, SEPTEMBER 22, 2009, AT 6:00 P.M. AND ADDRESSING OTHER MATTERS RELATIVE THERETO.

WHEREAS, on July 16, 2008, the Department of Planning and Zoning was notified of violations to the Terrebonne Parish Nuisance Abatement Ordinance occurring at 116 Russell Court; and

WHEREAS, from an inspection of the property conducted by the Department of Planning and Zoning on July 28, 2008, it was found that the mobile home structure located at 116 Russell Court was, in fact, in such condition that it has been formally declared a derelict and abandoned structure, as defined under Section 14-26 of the Terrebonne Parish Code of Ordinances and, therefore, constitutes a nuisance; and

WHEREAS, after attempts to contact the owner of record via certified mail, the Department of Planning and Zoning published the required warning giving the owner notice of the violations; and

WHEREAS, subsequent to the required publication of the nuisance warning and numerous inspections of the property, the last of which occurring on July 1, 2009, no work to remedy the violations has occurred.

NOW, THEREFORE, BE IT RESOLVED by the Terrebonne Parish Council (Community Development and Planning Committee), on behalf of the Terrebonne Parish Consolidated Government, that a condemnation hearing on the mobile home structure located at 116 Russell Court be called for Tuesday, September 22, 2009, at 6:00 p.m.; and

BE IT FURTHER RESOLVED that the appropriate notice be sent to the property owner(s) requiring him/her to show just cause at the hearing as to why the structure should not be condemned; and

BE IT FURTHER RESOLVED that the Parish President is hereby authorized to appoint an attorney ad hoc to ensure that the property owner(s) are given proper notice and representation, if needed.

THERE WAS RECORDED:

YEAS: B. Hebert, P. Lambert, J. Pizzolatto, A. Tillman, K. Voisin and A. Williams.

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: T. Cavalier, J. Cehan and C. Voisin.

The Chairman declared the resolution adopted on this, the 24th day of August, 2009.

Mr. B. Hebert moved, seconded by Mr. J. Pizzolatto, "THAT, there being no further business to come before the Community Development & Planning Committee, the meeting be adjourned."

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

UPON ROLL CALL THERE WAS RECORDED:

YEAS: B. Hebert, P. Lambert, J. Pizzolatto, A. Tillman, K. Voisin, and A. Williams.

NAYS: None.

ABSENT: T. Cavalier, J. Cehan, and C. Voisin.

The Chairman declared the motion adopted and the meeting was adjourned at 7:16 p.m.

Alvin Tillman, Chairman

Suzette Thomas Minute Clerk

Chairwoman A. Williams relinquished the Chair to Vice-Chairman J. Pizzolatto.

Mr. A. Tillman moved, seconded by Mr. J. Cehan, "THAT, the Council accept and ratify the minutes of the Community Development & Planning Committee meeting held on 8/24/09."

The Vice-Chairman called for a vote on the motion offered by Mr. A. Tillman.

UPON ROLL CALL THERE WAS RECORDED:

YEAS: C. Voisin, J. Cehan, P. Lambert, A. Tillman, A. Williams, B. Hebert, T. Cavalier, J. Pizzolatto, and K. Voisin

NAYS: None

ABSENT: None

The Vice-Chairman declared the motion adopted.

The Vice-Chairman called for a report on the Budget & Finance Committee meeting held on 8/24/09, whereupon the Committee Chairman, noting that ratification of the minutes calls public hearing on 9/9/09, rendered the following:

BUDGET & FINANCE COMMITTEE

AUGUST 24, 2009

The Chairman, Billy Hebert, called the Budget & Finance Committee meeting to order at 7:23 p.m. in the Terrebonne Parish Council Meeting Room with the Invocation led by K. Voisin and the Pledge of Allegiance led by J. Pizzolatto. Upon roll call, Committee Members recorded as present were: B. Hebert, P. Lambert, J. Pizzolatto, A. Tillman, C. Voisin, K. Voisin, and A. Williams. Committee Member T. Cavalier (family emergency) and Committee Member J. Cehan (unexpected business commitment) were recorded as absent. A quorum was declared present.

OFFERED BY: Mr. J. Pizzolatto.

SECONDED BY: Mr. C. Voisin.

RESOLUTION NO. 09-464

A resolution authorizing advertisement of bids for a mineral lease in the City of Houma Area, Terrebonne Parish, Louisiana.

WHEREAS, Jason Elmore, CPL, Petroleum Land Resources, Inc., P. O. Box 9011, Houma LA 70361, has made application in writing, addressed to the Terrebonne Parish Consolidated Government, requesting the Terrebonne Parish Council advertise for bids for oil, gas and mineral lease on all of the right, title and interest held by the Terrebonne Parish Consolidated Government in Sections 8, 38, 39, 101, 102, and 105, Township 17 South, Range 17 East, and

WHEREAS, a check in the amount of \$400.00 made payable to the Terrebonne Parish Consolidated Government from Petroleum Land Resources was enclosed with such application, as required by law, and

WHEREAS, in the judgment of the Terrebonne Parish Council, this application is in order and it is in the best interest of the Terrebonne Parish Consolidated Government that property, more particularly described below, be advertised for bids for an oil, gas and mineral lease.

NOW, THEREFORE BE IT RESOLVED by the Terrebonne Parish Council (Budget and Finance Committee), on behalf of the Terrebonne Parish Consolidated Government, that the following is accepted:

That the Terrebonne Parish Council advertise for bids for an oil, gas and mineral lease of all or part of the right, title and interest held by the Terrebonne Parish Consolidated Government in the following described land situated in Terrebonne Parish, Louisiana, except those streets or portions of those adjacent lands, including but not limited to streets, alleys parks and any other lands currently under lease with the Houma Community Mineral Lease, South Coast Production Company, Ltd and any other lease recorded or in process.

**DESCRIPTION OF TERREBONNE PARISH CONSOLIDATED GOVERNMENT LANDS
NOMINATED FOR OIL, GAS AND MINERAL LEASE**

All of the right, title and interest in and to the lands, including but not limited to streets, alleys, parks and any other lands owned by the Terrebonne Parish Consolidated Government, located within Sections 8, 38, 39, 101, 102 and 105, Township 17 South, Range 17 East, Terrebonne Parish, Louisiana, located within the green outline on the attached map, and described as follows, to-wit:

Tract 1: Containing approximately **156.0** acres and including, but not limited to, the following street rights-of-way in which the Parish retains the mineral rights:

Acadian Dr.
 Agnes Street
 Allen St.
 Aubrey Dr.
 Barataria Ave.
 Barracuda Ave.
 Beatrice St.
 Bobbie Lou Ave.
 Boston Ln.
 Boudreaux St.
 Bourg St.
 Brooke St.
 Center St.
 Chateau Ct.
 Choctaw Dr.
 Church St.
 Civic Center Blvd.
 Cleveland St.
 Community St.
 Crescent Blvd.
 Cretini
 Daisy St.
 Daspit St.
 Dewey St.
 Dunn Ave.

Dupre St.
East
Edison Ave.
Ellender St.
Elysian Drive
Emma St.
Emma St.
Engeron St.
Gibb St.
Glenwood
Glynn Avenue
Grande
Grand Caillou Road
Hall St.
Harvest Dr.
Havers St.
Hawthorne Dr.
Hialeah
Honduras St.
Jabez
Jackie Ln.
Jane Avenue
Joseph St.
Keith St.
Laban Avenue
Lafayette St.
Last St.
Leona St.
Levron St.
Lois Road
Luke St.
Madison St.
Magnolia St.
Mahler St.
Marmande St.
Maverick
Maxine St.
May St.
Melody
Merrill Dr.
Miles St.
Morningside Dr.
Municipal Ln.
Navajo Dr.
Norman
North Van Avenue
Odette St.
Patterson
Pine Ave.
Plant Rd.
Pontiff St.
Raymond St.
Russell St.
Routier St.
Saadi St.
Schley St.
Sherwood
Short St.
Simmons Dr.
Sonny St.
South Van Avenue

St. Peter St.
 St. Pius St.
 Sunset Ave.
 Swan
 Tara Street
 Troy Street
 Valhi Blvd.
 Vivian Dr.
 Voisin St.
 Willow Street

LESS AND EXCEPT: Those streets or portions of those adjacent lands, including but not limited to streets, alleys parks and any other lands currently under lease to Houma Community Mineral Lease, South Coast Production Company, Ltd and any other lease recorded or in process.

Tract 2: The Civic Center tract, comprising **41.0** acres, more or less, having been acquired by the Terrebonne Parish Police Jury in Sale dated January 9, 1984, from Valhi, Inc., recorded in Conveyance Book 863, Page 748; less tract donated to the Board of Trustees for the University of Louisiana Systems, et al, by act recorded in Conveyance Book 1567, Page 52; less tract sold to CNM Holdings 1, Ltd., by act recorded in Conveyance Book 2106, Page 264.

Tract 3: The Houma power station tract, comprising **10.0** acres, more or less, described as a certain tract of land, located in Section 101, T17S-R17E, as shown on map titled "Map showing 10 acre site and extension of Barrow Street to be deeded to the City of Houma, LA", having been acquired by the City of Houma in Sale dated January 10, 1923, from People's Sugar Co., Inc., recorded in Conveyance Book 77, Page 486.

Tract 4: The East Houma library tract, comprising **1.84** acres, more or less, described as a lot measuring 200' x 400' on the south side of Grand Caillou Road, being part of Lot 182 of Honduras Plantation Subdivision, as shown on plat recorded in Conveyance Book 401, Page 261, having been acquired by the Terrebonne Parish Police Jury in Sale dated January 1, 1967, recorded in Conveyance Book 440, Page 498.

The lands comprise **208.54** acres, more or less.

The Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, authorizes the Parish President to negotiate and to execute any documents necessary to comply with the above policy.

THERE WAS RECORDED:

YEAS: B. Hebert, P. Lambert, J. Pizzolatto, A. Tillman, C. Voisin, K. Voisin and A. Williams.

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: T. Cavalier and J. Cehan.

The Chairman declared the resolution adopted on this, the 24th day of August, 2009.

OFFERED BY: Mr. C. Voisin.

SECONDED BY: Mr. A. Tillman.

RESOLUTION NO. 09-465

WHEREAS, August 13, 2009, bids were received by the Terrebonne Parish Consolidated Government for BID NO. #09-1/9-35 Purchase Gasoline & Diesel: On site Bulk Fuel, and

WHEREAS, after careful review by the Purchasing Division and Al Levron, Parish Manager, it has been determined that the bid of Retif Oil and Fuel is the lowest qualified bid for the markup amount of \$0.119 per gallon (all grades) for unleaded gasoline and diesel fuel, and

WHEREAS, the Department of Finance has verified that funds are budgeted and available for said contract, and

WHEREAS, the Parish Administration has concurred with the recommendation that the bid of Retif Oil and Fuel is the lowest qualified bid for Bid No. #09-1/9-35 Purchase Gasoline & Diesel: On site Bulk Fuel for all using departments, 12 months with option to renew at the same terms and conditions for two (2) additional twelve (12) month periods. Contract not to exceed thirty-six (36) months.

NOW, THEREFORE BE IT RESOLVED by the Terrebonne Parish Council (Budget & Finance Committee), on behalf of the Terrebonne Parish Consolidated Government, that the recommendation of Parish Administration be approved and the bid of Retif Oil and Fuel for #09-1/9-35 Purchase Gasoline & Diesel: On-site Bulk Fuel for the markup amount of \$0.119 per gallon (all grades) for unleaded gasoline and diesel fuel as per the attached bid forms.

THERE WAS RECORDED:

YEAS: B. Hebert, P. Lambert, J. Pizzolatto, A. Tillman, C. Voisin, K. Voisin and A. Williams.

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: T. Cavalier and J. Cehan.

The Chairman declared the resolution adopted on this, the 24th day of August, 2009.

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OFFERED BY: Ms. A. Williams.

SECONDED BY: Mr. A. Tillman.

RESOLUTION NO. 09-466

A Resolution awarding Proposal No. 08-/9-58 (Rebid) Vegetation Maintenance Contract to Chem Spray South, Inc., for Levees (Spraying) \$36.00 per acre, per cycle, Aquatic (Spraying) \$36.00 per acre, per cycle, Laterals (Spraying) \$36.00 per acre, per cycle, Negotiated price for Laterals (Cutting \$71.50) per acre, per cycle and Chem Spray South, Inc. for Alternate (Mowing) of Levees Orange Street and Suzie Canal, \$55.00 per acre, per cycle.

WHEREAS, the Public Works Department and the Purchasing Department have reviewed the proposals received and recommends the proposal of Chem Spray South, Inc., the lowest responsive proposal, and

WHEREAS, Terrebonne Parish Consolidated Government reserves the right to increase or decrease quantities at the unit prices stated in the proposal,

WHEREAS, The term of this agreement shall commence upon execution by both parties and shall continue thereafter a year later with a renewal option for two (2) additional years in one (1) year increments, exercisable at the sole discretion of the Terrebonne Parish Consolidated Government,

WHEREAS, the Department of Finance has certified compliance of this proposal with procedural requirements of the proposal documents and the availability of funding, and

WHEREAS, based upon these supporting recommendations, the Public Works/Drainage Department recommends the award of Proposal No. 08-1/9-58 (Rebid) Vegetation Maintenance Contract to Chem Spray South, Inc., for Levees (Spraying) \$36.00 per acre, per cycle, Aquatic (Spraying) \$36.00 per acre, per cycle, Laterals (Spraying) \$36.00 per acre, per cycle, Negotiated price for Laterals (Cutting) \$71.50 per acre, per cycle and for Alternate (Mowing) of Levees Orange Street and Suzie Canal, \$55.00 per acre, per cycle.

NOW, THEREFORE BE IT RESOLVED that the Terrebonne Parish Council (Budget and Finance Committee), on behalf of the Terrebonne Parish Consolidated Government, awards Proposal #08-1/9-58 (Rebid) Vegetation Maintenance Contract to Chem Spray South, Inc. and that the Parish President and all other appropriate parties be, and they are hereby authorized to execute any and all contract documents associated therewith, and

BE IT FURTHER RESOLVED that Administration prepare a report, within ninety days, explaining the feasibility of Parish Forces spraying/mowing vegetation on Parish property; listing the projected cost of hiring Parish employees to perform said service; and listing the projected cost of purchasing the necessary equipment to perform said work.

THERE WAS RECORDED:

YEAS: B. Hebert, J. Pizzolatto, A. Tillman, C. Voisin, K. Voisin and A. Williams.

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: T. Cavalier, J. Cehan and P. Lambert.

The Chairman declared the resolution adopted on this, the 24th day of August, 2009.

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In response to questioning, Parish Manager Al Levron explained that chemical spraying proposals were solicited; that the base proposal included services as previously conducted for spraying and some of cutting along drainage laterals, but no mowing services on levees; that an alternate proposal was submitted for mowing services along levees only; that the mowing component was higher than the overall project; and that Administration recommends proceeding with the current level of services (cutting and spraying drainage laterals and aquatic spraying with the exception of the Dulac levee system which would be mowed during the term of the contract). He further explained that the contractor would provide the services at a cost of \$55.00 per acre. Mr. Levron continued that the contractor initially bid \$65.00 per acre, but has since agreed to provide mowing services at the competitor's rate of \$55.00 per acre as a negotiated element of the contract.

Committee Member J. Pizzolatto requested that Administration consider extending the existing contract for 90-day in order for Administration to submit a report on whether or not the Parish could assume the duties, hire employees, and purchase equipment.

Mr. Levron suggested continuing the current contract on a month-to-month basis or ask the contractor if he would be willing to honor the contract price for 90-days.

The Chairman recognized Mr. Floyd Navarre, Chem Spray South, Inc. Operations Manager, and Mr. Charles Deville, Chem Spray South, Inc., Secretary/Treasurer.

Mr. Deville agreed to a 90-day extension of the existing contract in order to allow the Parish to study "in-house" servicing of the spraying/mowing of aquatic growth along Parish levees.

Mr. J. Pizzolatto offered a *substitute* motion, seconded by Mr. K. Voisin and Mr. C. Voisin, "THAT, the Budget & Finance Committee extend the current contract with Chem Spray South, Inc. for 90-days and direct Administration to investigate the feasibility of utilizing 'in-house' services to spray/mow vegetative growth in the Parish, the possibility of hiring additional employees in the Vegetation Division, the purchase of the appropriate equipment, and submit a recommendation in 90-days." (**SUBSTITUTE MOTION WITHDRAWN AFTER DISCUSSION)

Parish President Michel Claudet noted that it will take time to obtain equipment and sufficient staffing to provide the aforementioned services. He noted possible problems with mowing levees when the vegetation is wet and may affect the integrity of the levee. Mr. Claudet also suggested that the cost associated with the additional equipment and man power be added up in order to determine the costs and requested that the Committee concur with the recommendation of Administration.

Upon questioning, Mr. Levron stated in prior years, Administration handled mowing of Parish levees and recommended the continuance of spraying Parish levees. He continued that equipment previously owned for mowing services was surplus or distributed to other departments. Mr. Levron requested that a correction be made to the proposed resolution to remove all mention of RAMCO, LLC.

Parish President Claudet expressed some concern with respect to whether or not the Parish should utilize heavy equipment on Parish levees.

In response to questioning, Parish Attorney Courtney Alcock suggested that the resolution could be amended to either award for 90-days or grant a provisional award for 90-days subject to the conditions as expressed by Committee Member J. Pizzolatto. She further suggested that the contractor be asked to grant the extension or hold the matter over until Wednesday's Council meeting.

Mr. Deville provided information with respect to the services that Chem Spray South, Inc. has provided to the Parish.

Additional discussion transpired with respect to extending the proposed contract.

Mr. Levron stated that the proposed contract is for a 1-year period with two 1-year options.

Committee Member J. Pizzolatto removed the substitute motion.

OFFERED BY: Mr. J. Pizzolatto.

SECONDED BY: Ms. A. Williams.

RESOLUTION NO. 09-467

A Resolution awarding Bid No. 09-ELT-31 Pre-Manufactured High Concrete Switch Gear Building to Concrete Modular Systems in the amount of One Hundred Forty One Thousand Five Hundred Six Dollars and Forty Six Cents (\$141,506.46).

WHEREAS, Siamak Mokhtarnejad, Gas Associate Director and Tom Bourg, Utilities Director have reviewed the bids received and recommends the bid of Concrete Modular Systems as the lowest responsive bids, and

WHEREAS, the Department of Finance has certified compliance of this bid with procedural requirements of the bid documents and the availability of funding, and

WHEREAS, based upon these supporting recommendations, the Utilities Department recommends the award of Bid No. 09-ELT-31 Pre-Manufactured High Concrete Switch Gear Building in the amount of One Hundred Forty One Thousand Five Hundred Six Dollars and Forty Six Cents (\$141,506.46), and

NOW, THEREFORE BE IT RESOLVED that the Terrebonne Parish Council (Budget and Finance Committee), on behalf of the Terrebonne Parish Consolidated Government, awards Bid #09-ELT-31 Pre-Manufactured High Strength Concrete Switch Gear Building to Concrete Modular Systems and that the Parish President and all other appropriate parties be, and they are hereby authorized to execute any and all contract documents associated therewith.

THERE WAS RECORDED:

YEAS: B. Hebert, J. Pizzolatto, A. Tillman, C. Voisin, K. Voisin and A. Williams.

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: T. Cavalier, J. Cehan and P. Lambert.

The Chairman declared the resolution adopted on this, the 24th day of August, 2009.

OFFERED BY: Mr. A. Tillman.

SECONDED BY: Mr. P. Lambert and Mr. K. Voisin.

RESOLUTION NO. 09-468

WHEREAS, quotes were obtained by the Terrebonne Parish Consolidated Government for the purpose of the repairs on the inbound scales for Solid Waste, and

WHEREAS, after careful review by Eulin Guidry, Solid Waste Administrator and Tom Bourg, Utilities Director, it has been determined that the quoted price of Fifty-Three Thousand, Four Hundred Two Dollars and Zero Cents (\$53,402.00) from Fairbanks Scales, Inc. for the repair work on the inbound scales should be accepted per the attached documents, and

WHEREAS, the Parish Finance Department has verified that funds are available for the repair work on the inbound scales, and

WHEREAS, the Parish Administration has recommended the acceptance of the price for the aforementioned repairs at the cost of Fifty-three Thousand, Four Hundred Two Dollars and Zero Cents (\$53,402.00) as per the attached documents.

NOW, THEREFORE BE IT RESOLVED by the Terrebonne Parish Council (Budget and Finance Committee), on behalf of the Terrebonne Parish Consolidated Government, that the recommendation of the Parish Administration be approved and that the repairs of the aforementioned inbound scales be accepted as per the attached forms.

THERE WAS RECORDED:

YEAS: B. Hebert, P. Lambert, A. Tillman, C. Voisin, K. Voisin and A. Williams.

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: T. Cavalier, J. Cehan and J. Pizzolatto.

The Chairman declared the resolution adopted on this, the 24th day of August, 2009.

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Utilities Director Tom Bourg stated that the aforementioned work is for hurricane related damage.

OFFERED BY: Ms. A. Williams.

SECONDED BY: Mr. K. Voisin.

RESOLUTION NO. 09-469

WHEREAS, on July 29, 2009 bids were received by the Terrebonne Parish Consolidated Government for Bid No. 07-1/9-42 Surplus Sale of Adjudicated Property on Johnson Ridge Lane and

WHEREAS, after careful review by Parish Administration it has been determined that the highest bid received is that of Darlene Stripling in the amount of Five Thousand, One Dollar and Zero Cents (\$5,001.00) and that the bid should be accepted as per attached bid forms, and

WHEREAS, the Parish Administration has recommended the acceptance of the aforementioned bid for Bid No. 07-1/9-42 Surplus Sale of Adjudicated Property on Johnson Ridge Lane as described in attached hereto and made a part hereof.

NOW, THEREFORE BE IT RESOLVED by Terrebonne Parish Council (Budget and Finance Committee), on behalf of the Terrebonne Parish Consolidated Government, that the recommendation of the Parish Administration is approved and the bid of Darlene Stripling is accepted as per attached bid forms.

THERE WAS RECORDED:

YEAS: B. Hebert, P. Lambert, A. Tillman, C. Voisin, K. Voisin and A. Williams.

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: T. Cavalier, J. Cehan and J. Pizzolatto.

The Chairman declared the resolution adopted on this, the 24th day of August, 2009.

OFFERED BY: Mr. C. Voisin.
SECONDED BY: Mr. P. Lambert.

RESOLUTION NO. 09-470

A RESOLUTION TO REJECT THE SOLE BID FOR BID #08-S/P-42 (RE-BID) SURPLUS SALE OF SEVEN (7) DIESEL ENGINES AND GENERATORS TO BE DISMANTLED FOR THE ELECTRIC GENERATION DIVISION / UTILITIES DEPARTMENT AND RE-BID AT A LATER DATE.

WHEREAS, on July 8, 2009, bids were received by the Terrebonne Parish Consolidated Government for Bid # 08-S/P-42 (Re-Bid) Surplus Sale of Seven (7) Diesel Engines and Generators to be Dismantled for the Electric Generation Division / Utilities Department, and

WHEREAS, it has been determined by Tom Bourg, Utilities Director that the sole bid be rejected for just cause, and

WHEREAS, the Parish Administration concurs with the recommendation that the sole bid be rejected for just cause and re-bid at a later date, and

NOW, THEREFORE BE IT RESOLVED by the Terrebonne Parish Council (Budget and Finance Committee), on behalf of the Terrebonne Parish Consolidated Government, that the recommendation of the Parish Administration be approved and that the sole bid received for Bid #08-S/P-42 (Re-Bid) Surplus Sale of Seven (7) Diesel Engines and Generators to be Dismantled for the Electric Generation / Utilities Department be rejected and re-bid at a later date.

THERE WAS RECORDED:

YEAS: B. Hebert, P. Lambert, A. Tillman, C. Voisin, K. Voisin and A. Williams.

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: T. Cavalier, J. Cehan and J. Pizzolatto.

The Chairman declared the resolution adopted on this, the 24th day of August, 2009.

OFFERED BY: Mr. K. Voisin.
SECONDED BY: Mr. P. Lambert.

RESOLUTION NO. 09-471

WHEREAS, quotations were obtained by the Terrebonne Parish Consolidated Government for the purpose of removing, cutting, hauling and disposal of debris at Jim Bowie Park, and

WHEREAS, after careful review by David Luke, Vegetation Superintendent, Sterling Washington, Parks and Recreation Director it has been determined that the quotation of Green Scapes of Louisiana, Inc. in the amount of Twenty-Five Thousand, Nineteen Dollars (\$25,019.00) should be accepted per the attached forms, and

WHEREAS, the Parish Finance Department has verified that funds are budgeted and available in the 2009 Account Number 205-501-8325-11 for the aforementioned services, and

WHEREAS, the Parish Administration has recommended the acceptance of the quotation of Green Scapes of Louisiana, Inc. in the amount of Twenty-Five Thousand, Nineteen Dollars (\$25,019.00) as per the attached forms.

NOW, THEREFORE BE IT RESOLVED, that the Terrebonne Parish Council (Budget and Finance Committee), on behalf of the Terrebonne Parish Consolidated Government, accept

the recommendation of the Parish Administration be approved and that the quotation of Green Scapes of Louisiana, Inc. be accepted as per the attached forms.

THERE WAS RECORDED:

YEAS: B. Hebert, P. Lambert, J. Pizzolatto, A. Tillman, C. Voisin, K. Voisin and A. Williams.

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: T. Cavalier and J. Cehan.

The Chairman declared the resolution adopted on this, the 24th day of August, 2009.

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OFFERED BY: Mr. P. Lambert.

SECONDED BY: Mr. C. Voisin.

RESOLUTION NO. 09-472

WHEREAS, bids (Bid Number 5000091404) were obtained by Jefferson Parish Purchasing Department for the purpose of purchasing automobiles and light trucks, and related items (Contract Numbers 55-00009956) and,

WHEREAS, after careful review by the John Daigle, Fleet Maintenance Superintendent, Eulin Guidry, Administrator for Landfill and Tom Bourg, Utilities Director it has been determined that the price of Ninety-One Thousand Dollars and Zero Cents (\$71,756.74) from Southland International of Louisiana, LLC for the purchase of one (1) 2010 International 7600 Cab & Chassis and that the price of Fifty-Three Thousand, Six Hundred Seventy-Five Dollars and Zero Cents (\$53,675.00) from Truck and Transportation Equipment Co., Inc. for the purchase of one (1) Rail Roll Off Hoist System should be accepted as per the attached documents and the under provisions set forth in the Louisiana Revised Statutes Titles 39:1701 et seq., and

WHEREAS, the Parish Finance Department has verified that funds are budgeted and available in the 2009 Account Number 695-441-8911-09 for the combined purchases of the aforementioned 2010 International 7600 Cab & Chassis with Rail Roll Off Hoist System, and

WHEREAS, the Parish Administration has recommended the acceptance of the prices for the aforementioned purchases from Southland International of Louisiana, LLC at a cost of Ninety-One Thousand, Dollars and Zero Cents (\$71,756.74) and from Truck and Transportation Equipment Co., Inc. at a cost of Fifty-Three Thousand, Six Hundred Seventy-Five Dollars and Zero Cents (\$53,675.00), having a combined cost of One Hundred Twenty-Five Thousand, Four Hundred Thirty-One Dollars and Seventy-Four Cents (\$125,431.74) as per the attached documents.

NOW, THEREFORE BE IT RESOLVED by the Terrebonne Parish Council (Budget and Finance Committee), on behalf of the Terrebonne Parish Consolidated Government, that the recommendation of the Parish Administration be approved and that the purchase of the Cab & Chassis with Rail Roll Off Hoist System be accepted as per the attached documents.

THERE WAS RECORDED:

YEAS: B. Hebert, P. Lambert, J. Pizzolatto, A. Tillman, C. Voisin, K. Voisin and A. Williams.

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: T. Cavalier and J. Cehan.

The Chairman declared the resolution adopted on this, the 24th day of August, 2009.

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Ms. A. Williams moved, seconded by Mr. A. Tillman, "THAT, the Budget & Finance Committee introduce an ordinance to amend the 2009 Adopted Budget to recognize funding through the following Police Grants Office of Justice Programs – 2009 JAG Grant, \$172,447.00 – Louisiana Commission on Law Enforcement - \$99,471.00 and call a public hearing on said matter on Wednesday, September 9, 2009 at 6:30 p.m."

The Chairman called for the vote on the motion offered by Ms. A. Williams.

UPON ROLL CALL THERE WAS RECORDED:

YEAS: B. Hebert, P. Lambert, J. Pizzolatto, A. Tillman, C. Voisin, K. Voisin, and A. Williams.

NAYS: None.

ABSENT: T. Cavalier and J. Cehan.

The Chairman declared the motion adopted.

Ms. A. Williams moved, seconded by Mr. K. Voisin, "THAT, the Budget & Finance Committee introduce an ordinance to amend the 2009 Adopted Budget to provide funding for the following:

FEMA Acquisitions - \$196,084.00

Head Start Program - \$37,756.00

Animal Shelter - \$15,000.00

and call a public hearing on said matter on Wednesday, September 9, 2009 at 6:30 p.m."

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

UPON ROLL CALL THERE WAS RECORDED:

YEAS: B. Hebert, P. Lambert, J. Pizzolatto, A. Tillman, C. Voisin, K. Voisin, and A. Williams.

NAYS: None.

ABSENT: T. Cavalier and J. Cehan.

The Chairman declared the motion adopted.

OFFERED BY: Mr. J. Pizzolatto.

SECONDED BY: Ms. A. Williams.

RESOLUTION NO. 09-473

WHEREAS, La R.S. 33:1324 provides any parish or political subdivision of the State may make agreements among themselves to engage jointly in the construction or improvement of any public project or the promotion and maintenance of any undertaking provided that at least one of the participants to the agreement is authorized by law to complete the undertaking, and

WHEREAS, pursuant to the above described local services, law, Sales Tax is authorized to collect taxes for various agencies and political subdivisions outside those of TPCG, and

WHEREAS, TPCG provides full service office space to Sales Tax within the Government Tower to the benefit of those outside agencies which collect taxes through the Terrebonne Parish Sales and Use Tax Department, and

WHEREAS, the above parties believe that the collection of local taxes serves a necessary public purpose and that the lease terms of this agreement are commensurate with the costs involved.

NOW, THEREFORE BE IT RESOLVED that the Terrebonne Parish Council (Budget and Finance Committee), on behalf of the Terrebonne Parish Consolidated Government, hereby authorizes Michel H. Claudet, Parish President, to negotiate and renew the lease with the Terrebonne Sales and Use Tax Department for a period of three (3) years beginning September 1, 2009 and ending August 31, 2012.

THERE WAS RECORDED:

YEAS: B. Hebert, P. Lambert, J. Pizzolatto, A. Tillman, C. Voisin, K. Voisin and A. Williams.

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: T. Cavalier and J. Cehan.

The Chairman declared the resolution adopted on this, the 24th day of August, 2009.

* * * * *

Chief Finance Officer Jamie Elfert stated that the Tri Parish Appraisal has estimated the market rental value for space utilized by the Sales & Use Tax Office to be \$14.65 per sq. ft per year; added that currently, the Sales & Use Tax Office pays \$9.87 per sq. ft.; and requested permission to negotiate a rental lease agreement for three years and enter into an agreement as of September 1, 2009. In response to questioning, Mrs. Elfert noted that the negotiated rate should fall between \$10.00 and \$14.00.

Parish President Michel Claudet noted that a representative from K Partners and Terrebonne Economic Development Authority Executive Director Michael Ferdinand were present in the audience and then noted how critical it is to have a hotel located next to the Houma-Terrebonne Civic Center. He continued that Administration has reviewed the plans for the proposed hotel; that K Partners has obtained written confirmation of financing for the proposed project; that site work should commence by September 1, 2009; and that the hotel should be constructed by late 2010/early 2011 with the opening in March of 2011.

OFFERED BY: Mr. K. Voisin.

SECONDED BY: Ms. A. Williams.

RESOLUTION NO. 09-474

WHEREAS, pursuant to Ordinance Number 7397, the Terrebonne Parish Council authorized the sale of property adjacent to the Houma-Terrebonne Civic Center to K Partners Houma 1 LLC (K Partners) for the economic development purpose of building a hotel facility; and

WHEREAS, as a condition to that Cash Sale, K Partners was required to acquire and in fact did acquire a franchise for a Marriot Courtyard Hotel; and

WHEREAS, the Cash Sale of the property to K Partners took place on June 18, 2008 at which sale Terrebonne Parish Consolidated Government received \$794,970.00 for the property; and

WHEREAS, Terrebonne Parish Consolidated Government (TPCG) looks forward to the beautiful and much needed hotel project K Partners has proposed next to the Houma-Terrebonne Civic Center; and

WHEREAS, in order ensure that the project moves forward expeditiously Terrebonne Parish Consolidated Government included a reversionary clause in the Act of Sale which requires that the project, "commence construction", defined as the initial pouring of the slab, within ten months of the sale of the property to K Partners and subject to the discretion of TPCG; and

WHEREAS, in consideration of the impact of the national economic downturn on the credit market, Terrebonne Parish Consolidated Government has not yet enforced its reversionary rights; and

WHEREAS, K Partners has now provided Terrebonne Parish with documentation evidencing financing of the project and indicated an intent to begin site work on or about September 1, 2009; and

WHEREAS, K Partners has indicated that the site work will be complex and require the installation of over 1500 pilings and other infrastructure prior to the pouring of the foundation; and

WHEREAS, K Partners has requested the continued abeyance by Terrebonne Parish Consolidated Government of TPCG's right of reversion until March 1, 2010 in order to allow sufficient time for the necessary site work to take place prior to the initial pouring of the slab for the hotel building; and

WHEREAS, K Partners has also requested a letter of no objection to a temporary construction right of use on a portion of the adjacent Tract A (as depicted on the attached plat) for use as a staging area solely during the construction phase of this project with a start date or September 1, 2009.

NOW THEREFORE BE IT RESOLVED that the Terrebonne Parish Council (Budget and Finance Committee), on behalf of Terrebonne Parish Consolidated Government authorizes the Parish President to execute appropriate documentation subject to legal review signed by both parties deferring the reversionary rights of TPCG as provided in the sale document with K Partners Houma 1 LLC, until March 1, 2010 which deferral shall not constitute a waiver of the subsequent enforcement of the right of the reversion or of any or all the terms and conditions contained within the previously executed Cooperative Endeavor Agreements and Cash Sale and further to authorize, subject to indemnification by K Partners, a temporary construction staging area with a start date of September 1, 2009.

THERE WAS RECORDED:

YEAS: B. Hebert, P. Lambert, J. Pizzolatto, A. Tillman, C. Voisin, K. Voisin and A. Williams.

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: T. Cavalier and J. Cehan.

The Chairman declared the resolution adopted on this, the 24th day of August, 2009.

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Committee Members K. Voisin and A. Williams expressed their support of the proposed amendment.

In response to questioning, Mr. Mark Crisci of K Partners Hospitality Group, who stated that the financial institution financing the project had some concerns with respect to the reversionary clause in the contract for the Civic Center hotel project; that the matter has been addressed; and that the financing agreement has been closed and recorded. He then noted that K Partners Hospitality Group recently its opened 19th hotel last week, that two additional hotels are opening this week; that K Partners Hospitality Group is a bankable group; that the project is estimated to cost \$22 million dollars; that K Partners Hospitality Group is investing \$9 million dollars of equity into the project; and that he does not anticipate any liability in conjunction with driving pilings for the project.

Parish President Claudet stated he does not foresee any liability incurred as a result of the contractor driving the pilings next to existing infrastructure.

Parish Attorney Courtney stated that the aforementioned action simply documents that the project is ongoing and that Parish Government will not take any action under the reversionary clause in the contract.

In response to questioning, Mr. Casey noted K Partners Hospitality support of Terrebonne Parish and constructing a quality 143-room hotel with 7,000 square feet of meeting room space. He added that financing of the project has been recorded and can forward the information to the Parish's Legal staff.

Mr. J. Pizzolatto moved, seconded by Ms. A. Williams and Mr. A. Tillman, "THAT, the Budget & Finance Committee award a three year contract for the Parish Government's audit services to Bourgeois, Bennett, LLC and that the Council Chairwoman be authorized to execute the contract.

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

UPON ROLL CALL THERE WAS RECORDED:

YEAS: B. Hebert, P. Lambert, J. Pizzolatto, A. Tillman, C. Voisin, K. Voisin, and A. Williams.

NAYS: None.

ABSENT: T. Cavalier and J. Cehan.

The Chairman declared the motion adopted.

Mr. J. Pizzolatto moved, seconded by Mr. K. Voisin, "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. J. Pizzolatto.

UPON ROLL CALL THERE WAS RECORDED:

YEAS: B. Hebert, P. Lambert, J. Pizzolatto, A. Tillman, C. Voisin, K. Voisin, and A. Williams.

NAYS: None.

ABSENT: T. Cavalier and J. Cehan.

The Chairman declared the motion adopted and the meeting was adjourned at 8:27 p.m.

Billy Hebert, Chairman

Suzette Thomas, Minute Clerk

Mr. B. Hebert moved, seconded by Mr. J. Cehan, "THAT, the Council accept and ratify the minutes of the Budget & Finance Committee meeting held on 8/26/09."

The Vice-Chairman called for a vote on the motion offered by Mr. B. Hebert.

UPON ROLL CALL THERE WAS RECORDED:

YEAS: C. Voisin, J. Cehan, P. Lambert, A. Tillman, B. Hebert, T. Cavalier, J. Pizzolatto, and K. Voisin

NAYS: None

ABSENT: A. Williams

The Vice-Chairman declared the motion adopted.

The Vice-Chairman called for a report on the Policy, Procedure, & Legal Committee meeting held on 8/24/09, whereupon the Committee Chairman rendered the following:

POLICY, PROCEDURE, & LEGAL COMMITTEE

AUGUST 24, 2009

The Chairman, Clayton J. Voisin, called the Policy, Procedure, & Legal Committee meeting to order at 8:31 p.m. in the Terrebonne Parish Council Meeting Room with the Invocation led by J. Pizzolatto and the Pledge of Allegiance led by A. Tillman. Upon roll call, Committee Members recorded as present were: B. Hebert, P. Lambert, J. Pizzolatto, A. Tillman, C. Voisin, K. Voisin, and A. Williams. Committee Member T. Cavalier (family emergency) and Committee Member J. Cehan (unexpected business commitment) were recorded as absent. A quorum was declared present.

Committee Member K. Voisin noted that he has received several complaints with respect to noise emissions from several local residents; stated that current excessive noise regulations established criteria for amplified sound, but does not contain provisions for unamplified noises; and requested consideration of an ordinance to regulate unamplified sound.

Mr. K. Voisin moved, seconded by Mr. J. Pizzolatto, "THAT, the Policy, Procedure, & Legal Committee introduce an ordinance to amend the excessive noise provisions in the Parish Code to include a '70 decibel' requirement for all forms of noise, and call a public hearing on said matter on September 9, 2009 at 6:30 p.m." (**MOTION AMENDED AFTER DISCUSSION)

Council Clerk Paul Labat interjected that the Parish Attorney has requested additional time to review the matter and submit a recommendation at a later date.

Mr. K. Voisin offered an *amendment*, seconded by Mr. J. Pizzolatto, "THAT, the Policy, Procedure, & Legal Committee retain the matter relative to amending the Parish Code to include a '70 decibel' requirement for all forms of noise in committee for two weeks."

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

UPON ROLL CALL THERE WAS RECORDED:

YEAS: B. Hebert, P. Lambert, J. Pizzolatto, A. Tillman, C. Voisin, K. Voisin, and A. Williams.

NAYS: None.

ABSENT: T. Cavalier and J. Cehan.

The Chairman declared the *amended* motion adopted.

OFFERED BY: Mr. A. Tillman.

SECONDED BY: Mr. J. Pizzolatto.

RESOLUTION NO. 09-475

WHEREAS, the various fire districts in Terrebonne Parish play a crucial role in the protection of the residents and property in this parish, and

WHEREAS, the members of the fire district boards are hard-working individuals who volunteer their time and talents to help safe-guard their community, and

WHEREAS, a question has arisen concerning the definition of “resident property taxpayer of the district” as contained in R.S. 40:1496 (D) relating to the qualifications of a member of fire district boards, and

WHEREAS, a question has also arisen regarding whether or not members of Volunteer Fire Companies can utilize facilities which may be owned by the Volunteer Company, yet operated and maintained by the district, for functions that help raise funds that are used for firefighting purposes.

NOW, THEREFORE BE IT RESOLVED by the Terrebonne Parish Council (Policy, Procedure & Legal Committee), on behalf of the Terrebonne Parish Consolidated Government, that the Louisiana Attorney General, the Honorable James “Buddy” Caldwell, be respectfully requested to provide opinions on the following two questions:

1. Please define “resident property taxpayer of the district” (R.S. 40:1496 D) as it relates to fire district board qualifications. Specifically, does “property” refer to real estate or would a person who owns a mobile/manufactured home be eligible to serve on the board, and
2. Would a Volunteer Fire Company that owns a fire station and attached hall or meeting room that is operated and maintained by the fire district, be able to use the hall or meeting room for fund-raising purposes, providing that an intergovernmental agreement exists between the Volunteer Company and the District? The agreement would, of course, provide that any funds generated would be used for furthering fire protection services in the district.

THERE WAS RECORDED:

YEAS: B. Hebert, P. Lambert, J. Pizzolatto, A. Tillman, C. Voisin, K. Voisin and A. Williams.

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: T. Cavalier and J. Cehan.

The Chairman declared the resolution adopted on this, the 24th day of August, 2009.

Mr. J. Pizzolatto moved, seconded by Mr. A. Tillman, “THAT, there being no further business to come before the Policy, Procedure, & Legal Committee, the meeting be adjourned.”

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

UPON ROLL CALL THERE WAS RECORDED:

YEAS: B. Hebert, P. Lambert, J. Pizzolatto, A. Tillman, C. Voisin, K. Voisin, and A. Williams.

NAYS: None.

ABSENT: T. Cavalier and J. Cehan.

The Chairman declared the motion adopted and the meeting was adjourned at 8:35 p.m.

Clayton J. Voisin, Chairman
Suzette Thomas, Minute Clerk

Mr. C. Voisin, seconded by Mr. a. Tillman, "THAT, the Council accept and ratify the minutes of the Policy, Procedure, & Legal Committee meeting held on 8/24/09."

The Vice-Chairman called for a vote on the motion offered by Mr. C Voisin.

UPON ROLL CALL THERE WAS RECORDED:

YEAS: C. Voisin, J. Cehan, P. Lambert, A. Tillman, A. Williams, B. Hebert, T. Cavalier, J. Pizzolatto, and K. Voisin

NAYS: None

ABSENT: None

The Vice-Chairman declared the motion adopted.

Ms. A. Williams moved, seconded by Mr. J. Cehan, "THAT, the Council approve the following street light list:

ENERGIZE ALL STREET LIGHTS WITHIN CITIPLACE SUBDIVISION, ADDENDUM NO. 2 (CITIPLACE DRIVE); URBAN SERVICES DISTRICT ROAD LIGHTING DISTRICT; ENTERGY; ARLANDA WILLIAMS

ENERGIZE 1 150-WATT STREETLIGHT ACROSS FROM 425 HIGHRIDGE DR. (BEHIND LIBRARY); RLD # 10; SLECA (ROGER DEHART CALLED IN FOR KACY & JILL COOPER); CLAYTON VOISIN

ENERGIZE ALL STREET LIGHTS ALONG GABRETTEN LANE IN ACADIAN VILLA, ADDENDUM NO. 2; ROAD LIGHTING DISTRICT NO. 1; ENTERGY; TERI CAVALIER."

The Vice-Chairman called for a vote on the motion offered by Ms. A. Williams.

UPON ROLL CALL THERE WAS RECORDED:

YEAS: C. Voisin, J. Cehan, P. Lambert, A. Tillman, A. Williams, B. Hebert, T. Cavalier, J. Pizzolatto, and K. Voisin

NAYS: None

ABSENT: None

The Vice-Chairman declared the motion adopted.

Ms. A. Williams moved, seconded by Mr. C. Voisin, "THAT, the Council approve attendance at the following meeting as per the current Council Travel Policy:

A) ENTERGY Teamwork Louisiana Conference; October 14, 2009; Baton Rouge."

The Vice-Chairman called for a vote on the motion offered by Ms. A. Williams.

UPON ROLL CALL THERE WAS RECORDED:

YEAS: C. Voisin, J. Cehan, P. Lambert, A. Tillman, A. Williams, B. Hebert, T. Cavalier, J. Pizzolatto, and K. Voisin

NAYS: None

ABSENT: None

The Vice-Chairman declared the motion adopted.

Mr. A. Tillman moved, seconded by Mr. J. Cehan, "THAT, the Council keep nominations open an additional two weeks for the vacancy on the Village East Volunteer Fire Protection Board."

The Vice-Chairman called for a vote on the motion offered by Mr. A. Tillman.

UPON ROLL CALL THERE WAS RECORDED:

YEAS: C. Voisin, J. Cehan, P. Lambert, A. Tillman, A. Williams, B. Hebert, T. Cavalier,

J. Pizzolatto, and K. Voisin

NAYS: None

ABSENT: None

The Vice-Chairman declared the motion adopted.

Mr. J. Cehan moved, seconded by Ms. A. Williams, “THAT, the Council re-appoint Mr. Pete Konos to another term on the Houma Board of Adjustments.”

The Vice-Chairman called for a vote on the motion offered by Mr. J. Cehan.

UPON ROLL CALL THERE WAS RECORDED:

YEAS: C. Voisin, J. Cehan, P. Lambert, A. Tillman, A. Williams, B. Hebert, T. Cavalier,
J. Pizzolatto, and K. Voisin

NAYS: None

ABSENT: None

The Vice-Chairman declared the motion adopted.

Mr. C. Voisin moved, seconded by Ms. A. Williams, “THAT, the Council hold nominations open for two weeks for the expired terms of Mr. C. J. Christ, Mr. John Hebert, and Mr. Will Theriot on the Veterans’ District Board.”

The Vice-Chairman called for a vote on the motion offered by Mr. C. Voisin.

UPON ROLL CALL THERE WAS RECORDED:

YEAS: C. Voisin, J. Cehan, P. Lambert, A. Tillman, A. Williams, B. Hebert, T. Cavalier,
J. Pizzolatto, and K. Voisin

NAYS: None

ABSENT: None

The Vice-Chairman declared the motion adopted.

Councilman A. Tillman requested that a report be given to the Council at an upcoming meeting with respect to the status of repairs to the East Houma Gymnasium on Boundary Road.

Parish Manager A. Levron stated that the Recreation District No. 11 and its architect should be contacted to give a report on the East Houma Gymnasium because although the Parish still owns the building, it’s under a long term lease agreement with Recreation District No. 11.

Councilman A. Tillman instructed the Council Clerk to contact Recreation District No. 11 to ask them to come to a meeting a give a status of the repairs to the East Houma Gymnasium on Boundary Road.

Councilman A. Tillman stated in reference to agenda item 7A2 – grass cutting on Parish rights-of-way has been addressed.

In reference to agenda item 7A3 – Establish “3-Way Stop” at Roselawn Avenue and Iris Streets, Planning Director P. Gordon stated that it doesn’t appear that this intersection warrants a multi-way stop signs, although other intersections in area have multi-way stops and were not warranted either.

Council Members P. Lambert and C. Voisin expressed their concerns relative to the problem with mosquitoes and stressed the need to address this matter.

Parish Manager A. Levron stated that the Mosquito Control contractor has been put on notice about the excessive mosquito problem and he will follow up with the Vegetation Superintendent.

Councilman K. Voisin announced that owners of small corrugated signs are not being put out as much and, the ones that are out, are being picked up.

Councilman B. Hebert announced that at the corner of Broadmoor Avenue and Mire Street, a completely clogged culvert was discovered, the cutter was attempted be run through it, but got stuck, and broke. He stated that the drain line has been completely removed. He requested the Parish Manager to get the Public Works Division to inspect the culverts on

Broadmoor Avenue in front of Broadmoor School, from Mire Street all the way to Funderburk Avenue because the people are complaining water is not draining.

Councilman J. Cehan announced that the first phase of the levee system behind Chabert Medical Center and along the south portion of Industrial Boulevard has begun.

Parish President M. Claudet gave a status report on the following matters:

- Turn lane signal on Enterprise Drive and Martin Luther King Boulevard should be installed shortly.
- DOTD has agreed to change to two turning lanes from Grand Caillou to Park Avenue over the Dageville Bridge
- DOTD will be requested to allow two turning lanes from Park Avenue onto New Orleans Boulevard
- DOTD has indicated they will put at least four turning lanes, possibly five on Highway 311
- Red light at the intersection of Bayou Blue and Highway 24, Main Street side, was denied.
- A meeting on 9/4/09 with Secretary Anker for more of firm handle on when the Prospect Street Bridge will be done, the elevation of Highway 315 in Dularge, Grand Caillou Road, Hollywood Road, the ITS System

Mr. A. Tillman moved, seconded by Ms. A. Williams, “THAT, the Council revisit agenda item 7A3 – Establish a “3-Way Stop” at Roselawn Avenue and Iris Streets.”

The Vice-Chairman called for a vote on the motion offered by Mr. A. Tillman.

UPON ROLL CALL THERE WAS RECORDED:

YEAS: C. Voisin, J. Cehan, P. Lambert, A. Tillman, A. Williams, B. Hebert, T. Cavalier,
J. Pizzolatto, and K. Voisin

NAYS: None

ABSENT: None

The Vice-Chairman declared the motion adopted.

Mr. A. Tillman moved, seconded by Ms. A. Williams, “THAT, the Council introduce an ordinance to establish a “3-Way Stop” at the intersection of Roselawn Avenue and Iris Streets and call a public hearing on 9/9/09 at 6:30 p.m.”

The Vice-Chairman called for a vote on the motion offered by Mr. A. Tillman.,

UPON ROLL CALL THERE WAS RECORDED:

YEAS: C. Voisin, J. Cehan, P. Lambert, A. Tillman, A. Williams, B. Hebert, T. Cavalier,

J. Pizzolatto, and K. Voisin

NAYS: None

ABSENT: None

The Vice-Chairman declared the motion adopted.

Mr. C. Voisin moved, seconded by Ms. A. Williams, “THAT, the Council continue with the regular order of business.”

The Vice-Chairman called for a vote on the motion offered by Mr. C. Voisin.

UPON ROLL CALL THERE WAS RECORDED:

YEAS: C. Voisin, J. Cehan, P. Lambert, A. Tillman, A. Williams, B. Hebert, T. Cavalier,

J. Pizzolatto, and K. Voisin

NAYS: None

ABSENT: None

The Vice-Chairman declared the motion adopted.

Mr. J. Cehan moved, seconded by Ms. A. Williams, "THAT, the Council allow an add on to tonight's agenda to address a resolution rejecting all bids received for the Upper Ward 7 Levee Reconstruction Reach 2B."

The Vice-Chairman called for a vote on the motion offered by Mr. J. Cehan.

UPON ROLL CALL THERE WAS RECORDED:

YEAS: C. Voisin, J. Cehan, P. Lambert, A. Tillman, A. Williams, B. Hebert, T. Cavalier, J. Pizzolatto, and K. Voisin

NAYS: None

ABSENT: None

The Vice-Chairman declared the motion adopted.

The Vice-Chairman called for comments from the public on the aforementioned.

The Vice-Chairman recognized Mr. Herdis Neil, Montegut resident, who inquired why bids were being rejected.

Vice-Chairman J. Pizzolatto stated that the rejection of bids will be explained by Administration.

There were no additional comments from the public on the aforementioned add on.

Mr. K. Voisin moved, seconded by Mr. J. Cehan, "THAT, the Council close the call for public comments."

The Vice-Chairman called for a vote on the motion offered by Mr. K. Voisin.

UPON ROLL CALL THERE WAS RECORDED:

YEAS: C. Voisin, J. Cehan, P. Lambert, A. Tillman, A. Williams, B. Hebert, T. Cavalier, J. Pizzolatto, and K. Voisin

NAYS: None

ABSENT: None

The Vice-Chairman declared the motion adopted.

Parish Manager A. Levron explained that the construction bids were received for the Upper Ward 7 Levee Reconstruction Reach 2B last Thursday, and unfortunately the first two low bids were invalid, due to some very technical oversight on the bidders part, and the third bid exceeds available funds, therefore it is being recommended to reject the bids for cause and re-advertisement of the project begin immediately.

Councilman C. Voisin requested that add-ons to agenda be used sparingly.

OFFERED BY: Mr. J. Cehan.

SECONDED BY: Ms. A. Williams.

RESOLUTION NO. 09-476

A Resolution rejecting all bids of Parish Project No. 08-LEV-41, Upper Ward 7 Levee Reconstruction Reach 2B, State Project No. 576-55-0023(332), Terrebonne Parish, Louisiana.

WHEREAS, the Terrebonne Parish Consolidated Government wishes to reconstruct Reach 2B of the Upper Ward 7 levee, and

WHEREAS, bids have been received for the Upper Ward 7 Levee Reconstruction Reach 2B, State Project No. 576-55-0023(332) Parish Project No. 08-LEV-41, and

WHEREAS, two of the three bids received must be rejected as they were determined to be non-responsive, and

WHEREAS, the only responsive bid received exceeded available funds for the project, and

WHEREAS, the Parish Administration has recommended that all bids received for the Upper Ward 7 Levee Reconstruction Reach 2B, State Project No. 576-55-0023(332) Parish Project No. 08-LEV-41, be rejected.

NOW, THEREFORE BE IT RESOLVED by the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, that the recommendation of the Parish Administration be approved and that all bids received for the Upper Ward 7 Levee Reconstruction Reach 2B, State Project No. 576-55-0023(332) Parish Project No. 08-LEV-41, be rejected, and

NOW, THEREFORE BE IT FURTHER RESOLVED that Administration is authorized to immediately initiate the re-bidding of said project.

THERE WAS RECORDED:

YEAS: C. Voisin, J. Cehan, P. Lambert, A. Tillman, A. Williams, B. Hebert, T. Cavalier, J. Pizzolatto and K. Voisin.

NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Vice Chairman declared the resolution adopted on this, the 26th day of August, 2009.

* * * * *

No action was necessary on agenda item 9A – Information List.

Parish President M. Claudet further explained the reason for having to reject the bids for the Ward 7 Levee Reach 2B and the need to re-bid as soon as possible. He announced that a \$15 million grant has been received to apply for .95% for sewer improvements in this parish, which is direly needed.

Mr. K. Voisin moved, seconded by Mr. B. Hebert, “THAT, there being no further business to come before the Council, the meeting be adjourned.”

The Vice-Chairman called for a vote on the motion offered by Mr. K. Voisin.

UPON ROLL CALL THERE WAS RECORDED:

YEAS: C. Voisin, J. Cehan, P. Lambert, A. Tillman, A. Williams, B. Hebert, T. Cavalier, J. Pizzolatto, and K. Voisin

NAYS: None

ABSENT: None

The Vice-Chairman declared the motion adopted and the meeting adjourned at 8:48 p.m.

VENITA H. CHAUVIN, MINUTE CLERK

ATTEST:

/S/ARLANDA J. WILLIAMS
ARLANDA J. WILLIAMS, CHAIRWOMAN
TERREBONNE PARISH COUNCIL

/S/PAUL A. LABAT
PAUL A. LABAT, COUNCIL CLERK
TERREBONNE PARISH COUNCIL