

**PROCEEDINGS**  
**OF THE**  
**TERREBONNE PARISH COUNCIL**  
**IN REGULAR SESSION**  
**OCTOBER 13, 2010**

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 Councilwoman T. Cavalier, Councilman B. Hebert led the Pledge of Allegiance.

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

Mr. C. Voisin moved, seconded by Mr. J. Cehan, "THAT, the Council approve the minutes of the Regular Council Session held on 9/8/10."

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None

ABSENT: A. Tillman

The Chairwoman declared the motion adopted.

Mr. B. Hebert moved, seconded by Mr. C. Voisin, "THAT, the Council approve the minutes of the Special Council Session (Condemnations) held on 9/22/10."

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None

ABSENT: A. Tillman

The Chairwoman declared the motion adopted.

At this time, 6:02 p.m, Councilman A. Tillman was recorded as joining the proceedings.

Mr. C. Voisin moved, seconded by Mr. J. Cehan, "THAT, the Council approve the Parish Bill Lists dated 9/27/10, 10/4/10, and 10/11/10."

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

OFFERED BY: Ms. T. Cavalier.

SECONDED: Unanimously.

RESOLUTION NO. 10-482

WHEREAS, National Breast Cancer Awareness Month (NBCAM) educates women about the importance of early detection for breast cancer, and

WHEREAS, since NBCAM's inception, mammography use has doubled, and the number of deaths related to breast cancer has continuously declined, and

WHEREAS, unfortunately, many women still do not utilize mammography at regular intervals, and

WHEREAS, mammography is the best available method of detecting breast changes that may be cancer, long before physical symptoms can be seen or felt, and breast cancer related deaths could decline further if all women age 40 and older received mammograms at regular intervals, and

WHEREAS, the NBCAM network is celebrating over 25 years of awareness, education and empowerment this year.

NOW, THEREFORE BE IT RESOLVED, by the Terrebonne Parish Council, on behalf of the Parish President and the entire Terrebonne Parish Consolidated Government, that October, 2009 be declared "Breast Cancer Awareness Month in Houma-Terrebonne" and that all women in the Houma-Terrebonne community and their families be urged to get the facts about mammography as a life-saving measure.

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairwoman declared the resolution adopted on this, the 13<sup>th</sup> day of October, 2010.

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The Chairwoman recognized Mrs. Phyllis Peoples, TGMC CEO, who thanked the Council and Parish President for the proclamation and stressed the importance of Breast Cancer Awareness in the community and across the nation.

Chairwoman A. Williams announced that technical difficulties are being experienced and even if the video is not viewable, there will be an audio recording of the meeting.

OFFERED BY: Mr. A. Tillman.

SECONDED: Unanimously.

RESOLUTION NO. 10-483

WHEREAS, alcohol and other drug abuse in this nation has reached epidemic stages, and

WHEREAS, it is imperative that visible, unified prevention education efforts by community leaders be launched to eliminate the demand for drugs, and

WHEREAS, the support of the people in the neighborhoods is the most effective tool that community leaders can have in their efforts to reduce the use of alcohol, tobacco and other drugs, and

WHEREAS, the Red Ribbon Campaign offers citizens the opportunity to demonstrate their commitment to drug-free lifestyles, and

WHEREAS, this year's theme – "I have better things to do than drugs", creates awareness of the drug problems facing every community, encourages development of parents and community teams to combat alcohol, tobacco and other drugs and promotes drug-free lifestyles for all, and

WHEREAS, the red ribbon was chosen as a symbol commemorating the work of Enrique “Kiki” Camarena, a Drug Enforcement Administration agent, who was murdered in the line of duty and has come to represent the belief that one person can make a difference, and

WHEREAS, the Red Ribbon Campaign was established by Congress in 1988 to promote this belief and encourage a drug-free lifestyle and involvement in drug prevention efforts, and

WHEREAS, Red Ribbon Month will be celebrated in every community in America during the month of October.

NOW, THEREFORE BE IT RESOLVED, by the Terrebonne Parish Council, on behalf of the Parish President, Michel H. Claudet, and the Terrebonne Parish Consolidated Government, that the month of October 2010 be hereby declared Red Ribbon Month in Houma-Terrebonne and that all citizens be urged to join the Bayou Council on Alcoholism and Drug Abuse, a United Way Agency, and the Lafourche Prevention Partnership to encourage everyone to wear and display red ribbons and participate in drug-free activities throughout the month of October 2010.

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairwoman declared the resolution adopted on this, the 13<sup>th</sup> day of October, 2010.

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The Chairwoman recognized Ms. Sally Portier, MADD Organization and Ms. Evelyn Head, Red Ribbon Coalition, who thanked the Council and Parish President for the proclamation and stated that this is the 23<sup>rd</sup> year of the Red Ribbon Coalition, the sponsors of Team Spirit which has been in effect for 21 years. Ms. Head stated that there is a retreat every year to educate children on the awareness of the effects drugs can have on them. She acknowledged some of the Team Spirit leaders who were present.

The following resolution was offered by Mr. Clayton J. Voisin and seconded Unanimously:

RESOLUTION NO. 10-484

A resolution giving preliminary approval to the issuance of not exceeding Forty-Nine Million Dollars (\$49,000,000) of Public Improvement Bonds of the Parish of Terrebonne, State of Louisiana; providing certain terms of said bonds; making application to the State Bond Commission for approval of said Bonds; and providing for other matters in connection therewith.

WHEREAS, the Bonds will be secured by an irrevocable pledge and dedication of the avails or proceeds of the Issuer’s one-fourth of one percent sales and use tax now being levied and collected under the authority of Article VI, Section 29 of the Louisiana Constitution of 1974 pursuant to an election held on November 17, 2001 (the “Tax”), subject only to the prior payment of the reasonable and necessary expenses of collecting the Tax (the “Net Revenues”); and

WHEREAS, pursuant to the authority of the aforesaid election, the Issuer adopted an ordinance on May 22, 2002 (the “Tax Ordinance”), providing for the levy and collection of the Tax; and

WHEREAS, in accordance with the provisions of the Tax Ordinance the Net Revenues of the Tax shall be available for appropriation and expenditure by the Issuer for the purposes designated in the proposition authorizing the levy of the Tax, which includes the payment of bonds authorized to be issued in accordance with Louisiana law; and

WHEREAS, the Issuer has no outstanding bonds or other obligations of any kind or nature payable from or enjoying a lien on any portion of the Net Revenues of the Tax herein pledged; and

WHEREAS, on September 24, 2001 the Terrebonne Levee and Conservation District (the "District") and the Issuer entered into a Local Services Agreement (the "Agreement"); and

WHEREAS, the Agreement provides that the Issuer, with the concurrence of the District, may issue bonds or other debt obligations payable from the proceeds of the Tax and for the purposes set forth in the proposition providing for the levy of the Tax. The Issuer may provide for the lien of the bonds and the avails of the Tax and provide for the sinking and reserve funds and for other necessary costs; and

WHEREAS, the District on September 14, 2010 adopted a resolution requesting the Terrebonne Parish Council make application to the State Bond Commission to issue the Bonds; and

WHEREAS, the Issuer desires to make formal application to the State Bond Commission for approval of the Public Improvement Bonds described below;

NOW, THEREFORE, BE IT RESOLVED by the Terrebonne Parish Council of the Parish of Terrebonne, State of Louisiana (the "Council"), acting as governing authority of the Parish of Terrebonne, State of Louisiana (the "Parish"), as follows:

SECTION 1. Preliminary Approval of Bonds. Preliminary approval is given to the issuance of not exceeding \$49,000,000 aggregate principal amount of Public Improvement Bonds (the "Bonds") of the Parish of Terrebonne, State of Louisiana (the "Issuer"), to be issued for the purpose of constructing, acquiring, and operating, extending and/or improving hurricane protection for Terrebonne Parish, title to which shall be in the public, providing for a reserve therefor and paying the costs of issuance in connection therewith. The Bonds will be payable from and secured by an irrevocable pledge and dedication of the Issuer's net avails or proceeds of the special one-fourth of one percent (1/4%) sales and use tax being levied and collected under the authority of Article VI, Section 29 of the Louisiana Constitution of 1974, by the Parish of Terrebonne, State of Louisiana (the "Parish"), pursuant to an election held in the Parish on November 17, 2001, subject only to the prior payment of the reasonable and necessary expenses of collecting the Tax. The Bonds shall bear interest at a rate or rates not to exceed six percent (6%) per annum, to be sold at not less than 95% of the par value thereof, to be determined by subsequent proceedings of this Governing Authority at the time of the sale of the Bonds, and will mature over a period not exceeding 25 years from the date thereof, all in the manner provided by Section 1430 of Title 39 of the Louisiana Revised Statutes of 1950, as amended, and other constitutional and statutory authority.

SECTION 2. State Bond Commission Approval. Application is hereby formally made to the State Bond Commission, Baton Rouge, Louisiana, for its consent and authority to issue and sell the aforesaid Bonds, and a certified copy of this resolution shall be forwarded to the State Bond Commission on behalf of the Governing Authority, together with a letter requesting the prompt consideration and approval of this application. By virtue of applicant/issuer's application for, acceptance and utilization of the benefits of the Louisiana State Bond Commission's approval(s) resolved and set forth herein, it resolves that it understands and agrees that such approval(s) are expressly conditioned upon, and it further resolves that it understands, agrees and binds itself, its successors and assigns to, full and continuing compliance with the "State Bond Commission Policy on Approval of Proposed Use of Swaps, or other forms of Derivative Products Hedges, Etc.", adopted by the Commission on July 20, 2006, as to the borrowing(s) and other matter(s) subject to the approval(s), including subsequent application and approval under said Policy of the implementation or use of any swap(s) or other product(s) or enhancement(s) covered thereby.

SECTION 3. Bond Counsel. This Governing Authority finds and determines that a real necessity exists for the employment of special bond counsel in connection with the issuance of the Bonds, and accordingly, Foley & Judell, L.L.P., as Bond Counsel, is hereby employed to do and perform comprehensive legal and coordinate professional work as bond counsel with respect to the issuance and sale of the Bonds. Said Bond Counsel shall prepare and submit to this Governing Authority for adoption all of the proceedings incidental to the authorization, issuance, sale and delivery of such Bonds, shall counsel and advise this Governing Authority as to the issuance and sale thereof and shall furnish its opinion covering the legality of the issuance of the Bonds. The fee of Bond Counsel shall be fixed at a sum not exceeding the maximum fee

allowed by the Attorney General's fee schedule for comprehensive, legal and coordinate professional work in the issuance of revenue bonds and based on the amount of bonds actually issued, sold, delivered and paid for, plus "out-of-pocket" expenses, said fees to be contingent upon the issuance, sale and delivery of said Bonds. Bond Counsel shall cause to be prepared an official statement containing detailed and comprehensive financial and statistical data with respect to the sale of the Bonds and the costs of the preparation and printing of said official statement shall be paid from the proceeds of the issue for which it has been prepared. Said official statement shall be submitted to such nationally recognized bond rating service or services as may be recommended by Bond Counsel, together with a request that an appropriate rating be assigned. Payment for all ratings shall be made by the Clerk upon presentation of appropriate statements from the particular rating service furnishing the ratings. A certified copy of this resolution shall be submitted to the Attorney General of the State of Louisiana for his written approval of said employment and of the fees herein designated, and the Clerk is hereby empowered and directed to issue vouchers in payment for the work herein provided for upon completion of the work herein specified and under the conditions herein enumerated.

SECTION 4. Declaration of Official Intent. Prior to the delivery of the Bonds, the Issuer anticipates that it may pay a portion of the costs of the Project from the General Fund. A portion of the Project includes specifically constructing, acquiring, and operating, extending and/or improving hurricane protection for Terrebonne Parish. Upon the issuance of the Bonds, the Issuer reasonably expects to reimburse any such expenditures of other available funds from a portion of the proceeds of the Bonds. Any such allocation of proceeds of the Bonds for reimbursement will be with respect to capital expenditures (as defined in Reg. 1.150-1(b)) and will be made upon the delivery of the Bonds and not later than one year after the later of (i) the date such expenditure was paid or (ii) the date on which the Project was placed in service. This Section is intended to be a declaration of official intent within the meaning of Reg. 1.150-2.

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

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

NAYS: NONE.

ABSENT: NONE.

And the resolution was declared adopted on this, the 13<sup>th</sup> day of October, 2010.

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The Chairwoman recognized Mr. Mark Jeff, Grand Caillou resident, who stated that he had brought to the attention of the Planning & Zoning Department an issue regarding an adjacent property owner storing lumber in the Bobtown Garden Memorial Cemetery. He stated that the Planning Department wrote a nuisance violation letter, but everytime he talks to the Planning Department he is told something different. He stated that the day before he approached the Council about a boat that was in the cemetery that should not have been there, the boat was removed. He stated that he contacted the Council Member for this district regarding garbage and trash in the cemetery. He stated that he was informed that the Planning Department indicated it would be all right for the adjacent property owner to store lumber, a utility trailer, etc. that would be used to elevate a home that was on the demolition list for the Parish adjacent to the cemetery. He expressed his concerns for the debris being allowed to clutter this community.

Mr. C. Voisin moved, seconded by Mr. K. Voisin, "THAT, the Council extend Mr. Mark Jeff's time for an additional minute."

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

Mr. Mark Jeff continued his comments regarding his concerns relative to the adjacent property owner to the Bobtown Garden Memorial Cemetery being told by the Planning Department that she could store residential construction material in the cemetery. He requested that the Council direct the objects to removed from the cemetery. He also expressed his concerns relative to the property owner being given a fine, but not being made to pay it.

Upon questioning by Councilman C. Voisin, Planning & Zoning Director P. Gordon explained that he did not give the property owner permission to store residential construction material in the Bobtown Cemetery. He gave a brief description of the events that took place regarding the situation that led to a nuisance abatement violation and fine issued. He presented photos of the site where there debris was and some still located. He said the property owner is waiting for one of the relatives to come and hook up the trailer and haul it off. He said that the property owner was also cited for a structure the Nuisance Abatement Division believes could be condemned or which has been boarded up and the owners are working with the Parish on the structure. He stated once the trailer is moved, the file will be closed the fine will turned over to Finance for collection. He said he informed the property that she would be worked with in order to pay the fine in full. He further stated there are hundreds of owners on the property of the Bobtown Cemetery.

Councilman C. Voisin requested Planning & Zoning Director P. Gordon to monitor this matter very closely and if it appears the matter is not addressed accordingly to let him and the Parish President know.

The Chairwoman recognized Mr. Reggie Bourg, Bourg resident, who expressed his concerns relative to not receiving an adequate explanation of the Census data at the recent Community Development & Planning Committee asked and how the needs are be ascertained without that information. He stated he believes the public should have been allowed to participate in the CDBG funding that was being received by the Parish for their input on the needs in the community.

Several Council Members expressed their concerns relative to what solutions the speaker would recommend to address the issues he brought forth.

Vice-Chairman C. Voisin stated that he agrees with the speaker that everything has been done that can be done to assist the residents in the lower areas of the Parish, although he believes the funds have been dispersed well throughout the Parish.

Mr. K. Voisin moved, seconded by Mr. A. Tillman, "THAT, it now being 6:30 p.m., the Council open public hearings at this time."

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

The Chairwoman recognized the public for comments on the following:

- A. A proposed ordinance for the appointment of an additional Clerical Assistant to serve temporarily until the end of FY 2010

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

Mr. A. Tillman moved, seconded by Mr. C. Voisin, "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: A. Tillman, A. Williams, B. Hebert, T. Cavalier, J. Pizzolatto, K. Voisin, C. Voisin, J. Cehan, and P. Lambert

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

OFFERED BY: Mr. C. Voisin.

SECONDED BY: Mr. A. Tillman.

ORDINANCE NO. 7906

AN ORDINANCE TO AUTHORIZE THE APPOINTMENT OF AN ADDITIONAL CLERICAL ASSISTANT TO SERVE TEMPORARILY AS A MEMBER OF THE COUNCIL STAFF, AND TO SET AN EFFECTIVE DATE FOR THE EMPLOYMENT OF SAID INDIVIDUAL.

WHEREAS, Section 2-10 of the Home Rule Charter requires approval of the Terrebonne Parish Council to appoint clerical personnel as members of the Council Staff; and

WHEREAS, due to increased work responsibilities during the months of November and December, 2010, a temporary adjustment in the duties of the members of the Council Staff have been recommended, and

WHEREAS, due to the aforementioned adjustments in duties and responsibilities, it has been determined that the appointment of an additional Clerical Assistant will be necessary for the remainder of FY 2010.

SECTION 1

NOW, THEREFORE BE IT ORDAINED by the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, that effective October 4, 2010, Tammy E. Triggs has been appointed as a Clerical Assistant on the Terrebonne Parish Council Staff, whose salary shall be as per Attachment A to this ordinance.

SECTION 2

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 3

This ordinance shall become effective upon signing by the Parish President or, if not signed by the Parish President, in accordance with Sections 2-12, 2-13 and 2-14 of the Terrebonne Parish Home Rule Charter.

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

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairwoman declared the ordinance adopted on this, the 13<sup>th</sup> day of October, 2010.

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ATTACHMENT 'A'  
GRADE 107

ENTRY: \$28,369 (Hourly Rate, \$13.64)  
MID-RANGE: \$36,170  
MAXIMUM: \$44,147  
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The Chairwoman recognized the public for comments on the following:

- B. A proposed ordinance to create a "No Parking on Median Zone" along all medians in Terrebonne Parish

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

Mr. J. Pizzolatto 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. J. Pizzolatto.

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

OFFERED BY: Mr. J. Pizzolatto.

SECONDED BY: Mr. K. Voisin.

ORDINANCE NO. 7907

AN ORDINANCE TO AMEND THE TERREBONNE PARISH CODE, CHAPTER 18, ARTICLE V, DIVISION 2 (PARISH) IN ORDER TO ADD TO SECTION 18-223. NO PARKING ZONES - (d) - NEUTRAL GROUNDS, A PROVISION THAT WILL ESTABLISH A NO PARKING ZONE ON ALL MEDIANS/NEUTRAL GROUNDS IN THE PARISH OF TERREBONNE; AND PROVIDING FOR OTHER MATTERS RELATIVE THERETO.

SECTION I

BE IT ORDAINED by the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, in regular session convened, that Chapter 18 of the Terrebonne Parish Code, Article V, Division 2 (Parish) is hereby amended as follows:

Section 18-223. No Parking Zones.

*(a) through (c) Remain the same.*

(d) Neutral grounds. All neutral grounds or medians in the parish are hereby designated as no parking zones, and appropriate signs shall be erected and maintained along the roadways to create and maintain such areas; any vehicle traveling on such streets with neutral grounds or medians shall respect the "no parking" signs erected and maintained under the provisions of this subsection.

SECTION II

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



SECTION III

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

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

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairwoman declared the ordinance adopted on this, the 13<sup>th</sup> day of October, 2010.

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The Chairwoman recognized the public for comments on the following:

- C. A proposed ordinance to amend the 2010 Adopted Budget and the 5-Year Capital Outlay Budget so as to provide funding for the following:
  - 1. Multi-Jurisdictional Task Force Program - \$21,087
  - 2. Victims Assistance Program - \$8,120
  - 3. Federal Transit Administration - \$125,000
  - 4. Sewer Fund – Contractor’s Repairs - \$125,000
  - 5. Sanitation Fund – Ashland Transfer Station - \$488,035

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

Mr. A. Tillman moved, seconded by Mr. C. Voisin, “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: A. Tillman, A. Williams, B. Hebert, T. Cavalier, J. Pizzolatto, K. Voisin, C. Voisin, J. Cehan, and P. Lambert

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

OFFERED BY: Mr. A. Tillman.

SECONDED BY: Mr. C. Voisin.

ORDINANCE NO. 7908

AN ORDINANCE TO AMEND THE 2010 ADOPTED OPERATING BUDGET AND THE 5 YEAR CAPITAL OUTLAY OF THE TERREBONNE PARISH CONSOLIDATED GOVERNMENT FOR THE FOLLOWING ITEMS:

- I. MULTI-JURISDICTIONAL TASK FORCE PROGRAM - \$21,087
- II. VICTIMS ASSISTANCE PROGRAM - \$8,120
- III. FEDERAL TRANSIT ADMINISTRATION - \$334,835
- IV. SEWER FUND – CONTRACTOR’S REPAIRS - \$125,000
- V. SANITATION FUND – ASHLAND TRANSFER STATION - \$488,035

SECTION I

WHEREAS, Louisiana Commission on Law Enforcement and Administration of Criminal Justice has approved a sub-grant award # B 08-7-014 in the amount of \$15,815, and

WHEREAS, these funds are to pay for certain overtime pay and confidential informant fees, and

WHEREAS, the Parish's share of the above stated expenditures is \$5,272.

BE IT ORDAINED, by the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, that the 2010 Adopted Budget be amended for the Multi-Jurisdictional Task Force Program. (Attachment A)

#### SECTION II

WHEREAS, Louisiana Commission on Law Enforcement and Administration of Criminal Justice has approved a sub-grant award # C 08-7-016 in the amount of \$6,496, and

WHEREAS, these funds are to pay for certain overtime pay for the Victims Assistance Program, and

WHEREAS, the Parish's share of the above stated expenditure is \$1,624.

BE IT ORDAINED, by the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, that the 2010 Adopted Budget be amended for the Victims Assistance Program (Attachment B)

#### SECTION III

WHEREAS, the U. S. Department of Transportation, Federal Transit Administration has awarded a grant # LA 90-X346-00 for implementation and operation of our public transit system, and

WHEREAS, this award for the weekend and holiday service is in the amount of \$334,835.

BE IT FURTHER ORDAINED, by the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, that the 2010 Adopted Budget of the Terrebonne Parish Consolidated Government be amended for the Federal Transit Administration. (Attachment C)

#### SECTION IV

WHEREAS, Administration is requesting for an increase in the Contractor's -Sewer Lines Repair account due to unforeseen repairs necessary to maintain the integrity of the sewer lines in the Parish, and

WHEREAS, the amount of \$125,000 will be funded by Sewer Fund's Net Assets.

BE IT FURTHER ORDAINED, by the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, that the 2010 Adopted Budget of the Terrebonne Parish Consolidated Government be amended for the Sewer Fund Contractor's Sewer Lines Repairs. (Attachment D)

#### SECTION V

WHEREAS, the Finance Department is recommending a change in funding source from Sanitation 2001 Bond Construction Fund (which has expended the funds) to the Sanitation Fund for the Ashland Transfer Station in the amount of \$488,035.

BE IT FURTHER ORDAINED, by the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, that the 2010 Adopted Budget and the 5 Year Capital Outlay of the Terrebonne Parish Consolidated Government be amended for the Ashland Transfer Station Project. (Attachment E)

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

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairwoman declared the ordinance adopted on this, the 13<sup>th</sup> day of October, 2010.

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**ATTACHMENT A - Multi-Jurisdictional Task Force Program**

	<b>2010</b>		
	<b><u>Adopted</u></b>	<b><u>Change</u></b>	<b><u>Amended</u></b>
Overtime Pay	-	18,087	18,087
Other Fees	-	3,000	3,000
Multi-Task Force	-	(15,815)	(15,815)
Fund Balance (Decrease)	N/A	(5,272)	N/A

**ATTACHMENT B - Victims Assistance Program**

	<b>2010</b>		
	<b><u>Adopted</u></b>	<b><u>Change</u></b>	<b><u>Amended</u></b>
Overtime Pay	-	8,120	8,120
LCLE Victims Assistance	-	(6,496)	(6,496)
Fund Balance (Decrease)	N/A	(1,624)	N/A

**ATTACHMENT C - Federal Transit Administration**

	<b>2010</b>		
	<b><u>Adopted</u></b>	<b><u>Change</u></b>	<b><u>Amended</u></b>
Personal Services	154,162	84,437	238,599
Supplies & Materials	44,281	22,968	67,249
Other Services & Contracts	64,457	18,495	82,952
Maintenance & Repairs	5,996	104,172	110,168
FTA Revenue	(268,896)	(230,072)	(498,968)

**ATTACHMENT D - Contractor's Sewer Lines Repair**

	<b>2010</b>		
	<b><u>Adopted</u></b>	<b><u>Change</u></b>	<b><u>Amended</u></b>
Contractor's Repairs	200,000	125,000	325,000
Net Assets	N/A	(125,000)	N/A

**AMENDMENT E - Ashland Transfer Station**

	2010		
	<u>Adopted</u>	<u>Change</u>	<u>Amended</u>
Ashland Transfer Station	397,847	488,035	885,882
Transfer From Sanitation Fund	-	(488,035)	(488,035)
Transfer To Sanitation 2001 Bond Constr.	-	488,035	488,035
Net Assets (Decrease)	N/A	(488,035)	N/A

\*\*\*\*\*

The Chairwoman recognized the public for comments on the following:

D. A proposed ordinance proposing changes to the Subdivision Ordinance, Chapter 24, Section 24.75.5.2 "Lighting Standards"

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

Mr. J. Pizzolatto 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. J. Pizzolatto.

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

OFFERED BY: Mr. J. Pizzolatto.

SECONDED BY: Mr. K. Voisin.

ORDINANCE NO. 7909

AN ORDINANCE TO AMEND THE SUBDIVISION ORDINANCE, CHAPTER 24, SECTION 24.7.5.2 "LIGHT STANDARDS" TO INCLUDE UPDATED STANDARDS AS PER "ATTACHMENT A."

## SECTION I

BE IT ORDAINED by the Terrebonne Parish Council, in regular session convened, acting pursuant to the authority invested in it by the Constitution and laws of the State of Louisiana, the Home Rule Charter for a Consolidated Government for Terrebonne Parish, and including, but not limited to, LSA R.S. 33:1368 and other statutes of the State of Louisiana, to amend the Subdivision Ordinance, Chapter 24, Section 24.7.5.2 "Lighting Standards" to include updated regulations.

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

NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairwoman declared the ordinance adopted on this, the 13<sup>th</sup> day of October, 2010.

\* \* \* \* \*

## **Attachment A – Proposed Changes to Chapter 24, Section 24.7.5.2 “Light Standards”**

**Remove:**

### **24.7.5.2 - Light Standards:**

~~Light standards may be located on either side of the street right-of-way or in an easement designated for this purpose or may be located in the center of the median of the boulevard. There shall be one (1) standard at each intersection and the spacing of standards shall not exceed three hundred (300) feet and shall not be less than one hundred fifty (150) feet except with special permission of the Terrebonne Parish Planning Commission. Light standards may be functional cobra head or decorative type standards of appropriate height, style, and lamping. Style and height of light fixture is at the discretion of the developer. When a private entity is paying for and maintaining the lights, the spacing may be reduced.~~

**Replace With:**

### **24.7.5.2 Light Standards:**

Light standards may be located on either side of the street right-of-way or in the median of the boulevard. There shall be one (1) standard at each intersection and the spacing of standards shall not exceed three hundred (300) feet and shall not be less than one hundred fifty (150) feet. Light standards may be functional cobra head or decorative type. Placement, height, style, and lamping of the lighting standards to be dedicated for public benefit are at the discretion of the developer, subject to approval of the Terrebonne Parish Consolidated Government Electric Department. When a private entity is paying for and maintaining the lights, the spacing may be reduced.

#### **Sec. 24.7.5.2.1 Notice before work is concealed.**

When any part of a wiring installation is to be buried or concealed from view, the person supervising and installing the duct or wiring shall notify the TPCG Electric Department, and such parts of the wiring installation shall not be concealed until they have been inspected and approved by TPCG Electric Department, provided that on such installation as the concealment of parts of the wiring, if not approved in the discretion of the inspector, trenches will remain open and wiring uncovered until further inspection as is necessary has been made.

#### **Sec. 24.7.5.2.2 Responsibility for underground streetlight installation; raceways, etc.**

(a) It shall be the responsibility of any person to install or cause to be installed Underground Street lighting systems in any area where it is deemed necessary to conform to existing street lighting conditions, or, when any person enters into an agreement with local electric utility company providing for rear lot line or underground electric distribution.

(b) It shall be the responsibility of the persons to:

1. Furnish copies of plans and specifications for proposed underground street lighting systems including manufacturer spec-sheets and manufacturer and distributor name for proposed street light standards. Discontinued light standards will not be allowed.
2. Provide proposed details of street light locations and wiring with feed points on development plans.
3. Coordinate with the appropriate utility company and have lights connected before dedication to conduct a functional test to be witnessed by TPCG at final inspection.
4. Provide a (1) one year warranty for street lights.
  - a. Should lights prove to be defective it is the responsibility of the developer to provide replacement.
  - b. The above is to be provided to the TPCG Planning Department and the TPCG Electric Department for approval prior to starting construction. Plans shall be thoroughly checked for proper standard spacing, standard conformance, and the type of fixture and glassware before approval is given.

(c) Streetlight standards shall be commercially available and of aluminum, galvanized steel, fiberglass or reinforced concrete construction of a design acceptable to the TPCG Planning Department and the TPCG Electric Department Standards shall be equipped with a bracket of acceptable construction and size and provide a one and one-fourth-inch slip fitter luminaries mounting not less than twenty-two (22) feet above grade if it extends over the street and such other height as approved by TPCG Electric Department. When anchor base standards are used, the size of the standard foundation and the proposal for piling under the foundation will be approved TPCG Engineering Department or its appointed representative at the time that plans for street lighting are approved.

(d) All underground conductors supplying current for street lighting systems shall be installed in a nonmetallic, watertight raceway. Where run under streets, the conductor and nonmetallic raceway assembly shall be enclosed in metallic conduit coated and wrapped with a protective coating. The coating shall be a type normally used for protection purposes and shall be applied in accordance with the manufacturer's specifications. All raceways shall have a minimum trade size of one and one-fourth (1 1/4) inches and shall be buried a minimum of twenty-four (24) inches below grade. Where the raceways enter the base of the light standards, they shall extend up to the hand hole provided for electrical connections above grade near the base of the standard. All nonmetallic raceway installed above grade on the exterior of any pole, light standard, or pedestal shall be enclosed in galvanized metallic conduit extending a minimum of twenty-four (24) inches below grade. All "turns" of raceway or raceway encasement shall have a minimum radius of twenty-four (24) inches.

(e) The installation of all street lighting standards shall be in strict compliance with rules and regulations set forth in the parish.

**Sec. 24.7.5.2.3 Miscellaneous specifications and standards.**

(a) *Feeder conductors.* The underground feeder conductors and the grounding conductors shall be aluminum or copper, with type (R.R.-U.S.F.) R.W., or R.H.W. insulation, and shall be of sufficient size so that the voltage drop to the last light standard will not exceed five (5) percent. A minimum of six (6) feet of conductor shall be left extending out of the service head to allow the local utility to make the necessary connections to this system.

(b) *Connections.* All electrical connections shall be made with the use of mechanical connectors approved by the Underwriters' Laboratories, Inc., and shall be made in the junction box at the base of the service pole or in the hand hole at the base of the light standard. No splices or connections shall be made in conduit or raceways. Each connection shall be covered with insulation equal to the insulation of the conductor. All lighting shall be fused at the hand hole of the light and in the feed source.

(c) *Grounding.* The service equipment shall be grounded at the utility company's pole to a driven electrode. There shall be run the length of the system an equipment grounding conductor of no. eight (8) or larger B and S gauge aluminum or copper for grounding all light standards, metallic sections of raceways and other metallic equipment. The equipment grounding conductors shall be an insulated conductor.

(d) *Luminaires and controls.* Luminaires shall be standard size street lighting luminaires equipped with aluminum head and separated aluminum reflector, with Moguel screw multiple socket and ballast for one hundred (100) watt or two-hundred fifty (250) watt high pressure sodium lamp, with IES, open bottom glassware, with automatic latch glassware fastener and with one and one-fourth (1 1/4) inches slip fitter type head. Suitable automatic controls, approved by TPCG Electric Department shall be provided and installed for the energizing and de-energizing of individual streetlights.

(e) *Spacing of standards.* Refer to sec. 24.7.5.2

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The Chairwoman recognized the public for comments on the following:

E. A proposed ordinance to amend Chapter 6, "Buildings and Structures", Article II, "Comprehensive Building Code Enforcement Program", Division 8, "Property Maintenance" of the Code of Terrebonne Parish, Section 6-110, "Property Maintenance Code" to adopt the amendments to the 2009 Property Maintenance Code

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

Mr. J. Pizzolatto 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. J. Pizzolatto.

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

OFFERED BY: Mr. J. Pizzolatto.

SECONDED BY: Mr. K. Voisin.

ORDINANCE NO. 7910

AN ORDINANCE TO AMEND CHAPTER 6 "BUILDING AND STRUCTURES", ARTICLE II, "COMPREHENSIVE BUILDING CODE ENFORCEMENT PROGRAM", DIVISION 8, "PROPERTY MAINTENANCE" OF THE CODE OF TERREBONNE PARISH, SECTION 6-110, "PROPERTY MAINTENANCE CODE" TO ADOPT THE AMENDMENTS TO THE 2009 PROPERTY MAINTENANCE CODE, AND ADDRESS OTHER MATTERS RELATIVE THERETO.

## CHAPTER 6

### BUILDINGS AND STRUCTURES

#### Article II. Comprehensive Building Code Enforcement Program

##### Sec. 6-110. - Property Maintenance Code.

(a) *Adoption.*

The *International Property Maintenance Code*, 2009 edition, as published by the International Code Council, is hereby adopted as the Property Maintenance Code of Terrebonne Parish, Louisiana, for regulating and governing the conditions and maintenance of all property,

buildings, and structures; by providing the standards for supplied utilities and facilities and other physical things and conditions essential to ensure that structures are safe, sanitary, and fit for occupation and use; and the condemnation of buildings and structures unfit for human occupancy and use, and the demolition of such existing structures as herein provided; providing for the issuance of permits and collection of fees therefore Each and all of the regulations, provisions, penalties, conditions, and terms of said property maintenance code, not less than three (3) copies of which are on file in the office of the code official for this code, are hereby referred to, adopted, and made a part hereof, as if fully set out in this division, with the additions, insertions, deletions, and changes, if any, prescribed in Section 6-110 (b), below..

(b) *Revisions to code.*

The following sections of the *International Property Maintenance Code* are hereby revised to read as follows:

CHAPTER 1, "ADMINISTRATION"

Section 101, "General"

Section 101.1. Title.

These regulations shall be known as the *Property Maintenance Code* of Terrebonne Parish, hereinafter referred to as "this code."

Section 103, "Responsibility for Administration"

Section 103.1. General.

The Regulatory Division of the Department of Planning and Zoning shall be responsible for the overall administration of this code and the official in charge thereof shall be the code official. Whenever the term "department of building safety" is used in this code it shall mean the Regulatory Division of the Planning and Zoning Department of the Consolidated Government of Terrebonne Parish, Louisiana.

Section 103.2. Appointment.

The official in charge of the Regulatory Division shall be designated by the Director of Planning and Zoning, with the concurrence of the parish president.

Section 103.3.

Deputies. In accordance with the prescribed personnel procedures of the Terrebonne Parish Consolidated Government and with the concurrence of the Director of Planning and Zoning, the code official shall have the authority to designate deputy inspectors, as required in the administration of this code. Such employees shall have powers, as delegated by the code official.

Section 103.5. Fees. (TO BE DELETED)

Section 111, "Means of Appeal"

111.1 Application for appeal

Any person directly affected by a decision of the code official or a notice or order issued under this code shall have the right to appeal to the Terrebonne Parish Council provided that written application, citing the grounds for the appeal is filed with the Parish Clerk within 20 days after the day the decision, notice or order was served.

111.1.1 Grounds for appeal

An application for appeal shall be based only on a claim that:

- (a) The true intent of this code have been incorrectly interpreted; or
- (b) The provisions of this code do not apply; or
- (c) The requirements of this code are adequately satisfied by other means

111.2 Membership of the board of maintenance appeals



The board of maintenance appeals shall consist of the members of the Terrebonne Parish Council, sitting in Special Session.

111.2.1 thru 111.2.5 (TO BE DELETED)

111.3 Notice of Meeting

For the purpose of hearing appeals, notice of meeting shall be given in accordance with the normal rules for a Special Session of the Terrebonne Parish Council.

Section 111.5 Postponed hearing (TO BE DELETED)

CHAPTER 3 , “GENERAL REQUIREMENTS”

302.4 Weeds & Grass – First sentence to read:

All premises and exterior property shall be maintained free from weeds or plant growth in excess of 12 inches

304.14 Insect Screens shall be amended to read:

Every door, window and other outside opening required for the ventilation of habitable rooms, food preparation areas, food service areas or any areas where products to be included or utilized in food for human consumption as processed, manufactured, packaged or stored shall be supplied with approved tightly fitting screens of not less than 16 mesh per inch (16 mesh per 25 mm) and every screen door used for insect control shall have a self closing device in good working condition.

Exception: Screens shall not be required where other approved means, such as air curtains or insect repellent fans are employed.

CHAPTER 6, “MECHANICAL & ELECTRICAL REQUIREMENTS”

602.3 The required dates shall be 1<sup>st</sup> October to 31<sup>st</sup> March

602.4 The required dates shall be 1<sup>st</sup> October to 31<sup>st</sup> March

(Ord. No. 7102, § I, 4-12-06; Ord. No. 7279, § I, 3-28-07; Ord No. § ; )

Section 112.4 Failure to Comply - shall be amended to read as follows:

112.4 Failure to comply. Any Person who shall continue any work after having been served with a stop work order, except such work as that person is directed to perform to remove a violation or unsafe condition, shall be liable to a fine not exceeding \$200 and/or 30 days imprisonment in respect of each such offence.

#### SECTION I

BE IT ORDAINED by the Terrebonne Parish Council, in regular session convened, acting pursuant to the authority invested in it by the Constitution and laws of the State of Louisiana, the Home Rule Charter for a Consolidated Government for Terrebonne Parish, and including, but not limited to, LSA R.S. 33:1368 and other statutes of the State of Louisiana, to amend Chapter 6 “ Building and Structures”, Article II “Comprehensive Building Code Enforcement Program”, Division 8 “Property Maintenance” of the Code of Terrebonne Parish, Section 6-110 “Property Maintenance Code” to adopt the amendments to the 2009 property maintenance code.

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

NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairwoman declared the ordinance adopted on this, the 13<sup>th</sup> day of October, 2010.

\* \* \* \* \*

The Chairwoman recognized the public for comments on the following:

- F. A proposed ordinance to amend Chapter 11, Garbage, Trash, Hazardous Waste and Weeds of the Terrebonne Parish Code of Ordinances to add "Article V. Residential Recycling"

The Chairwoman recognized Mr. Mickey Fonseca, Magnolia Street resident, who expressed his concerns relative to his residential apartment owner not wanting to participate in the recycling program and asked if a way could be determined that would allow him and others in this situation to participate.

There were no further 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." **\*(MOTION VOTED ON AFTER DISCUSSION.)**

Upon questioning by Councilman C. Voisin, Utilities Director T. Bourg explained that currently approximately 600 households have signed up for the proposed curbside recycling program and 10,000 are needed to implement it, but the numbers are daily rising. He explained that for the Parish to be able to ask the public to offer a service for a fee, in accordance with the Parish Charter, it is necessary to have the Council's approval by ordinance to be in a position to levy that fee. He stated that the service areas would be set at some later date. He stated that if the minimum participation requirement is not met, the proposal would require an amendment.

Vice-Chairman C. Voisin expressed his concerns relative to adopting the proposed ordinance before the minimum participation requirement is met.

A discussion ensued relative to apartment residents and trailer parks not having the option to participate in the proposed curbside recycling program because the apartment complex owners choose not to for some reason. It was decided that the matter be further looked into.

Upon questioning by Councilman A. Tillman, Parish Attorney C. Alcock stated that the proposed ordinance does provide that it is subject to minimum service subscriptions established by the provider, so as long as fees are not taken from subscribers until the minimum is met, adopting the ordinance would be in order.

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None

ABSTAIN: C. Voisin

ABSENT: None

The Chairwoman declared the motion adopted.

OFFERED BY: Mr. K. Voisin.  
SECONDED BY: Mr. A. Tillman.

ORDINANCE NO. 7911

AN ORDINANCE AMENDING CHAPTER 11. GARBAGE, TRASH, HAZARDOUS WASTE AND WEEDS OF THE TERREBONNE PARISH CODE OF ORDINANCES TO ADD ARTICLE V. RESIDENTIAL RECYCLING.

WHEREAS, the issue of recycling has been long discussed as a means of removing trash and debris from roadsides and providing for beneficial use of materials that would otherwise congest landfills, and

WHEREAS, advancements in recycling technology, primarily comingled collection and post processing or single-stream recycling, have made curb-side recycling programs much more feasible and user friendly, and

WHEREAS, many citizens have expressed their desire for voluntary curb-side recycling service, and

WHEREAS, the overwhelming success of the current Community Recycling Program has demonstrated the general desire and willingness of the community to participate in programs intended to advance a community spirit of environmental stewardship, and

NOW THEREFORE BE IT ORDAINED, that Chapter 11. GARBAGE, TRASH, HAZARDOUS WASTE AND WEEDS of the Terrebonne Parish Code of Ordinances be, and is hereby, amended to add Article V. Residential Recycling as follows

Article V. Residential Recycling

Curb-side Recycling

*Generally.* Subject to minimum service subscriptions established by contract, curb-side recycling service may be offered on a voluntary basis to residential solid waste service locations in the service area prescribed by the council.

*Service Area.* The service area shall be as recommended by the administration and prescribed by resolution of the council with the expressed intent of servicing the maximum number of voluntary participating residents at the minimum cost, in increments of subdivision developments.

*Character of Service.* Collection shall be once weekly servicing subscribing residential solid waste service locations according to routes and schedules established by the Solid Waste Department.

*Recycling Receptacles.* Each program participant shall be provided one eighteen gallon recycling receptacle for the exclusive use of their residence. Program participants shall be solely responsible for the care, custody, and control of their assigned receptacles and shall be responsible for the replacement cost of lost or missing receptacles. Damaged receptacles shall be replaced at no cost to program participants.

*Rates and Charges.*

Service shall be subscribed in minimum three-month (quarter) intervals. Mid-quarter program entrants shall be required to subscribe for the remaining current and following program intervals. Each participating residence shall pay \$10.00 per quarter adjusted pro-rata for the current quarter based on the date of first service. In the absence of notification of program termination and return of the assigned receptacle before the first day of the following program quarter, program participants shall be deemed to have elected continued program participation.

In the event of withdrawal from participation, program participants shall be due no refund for the remaining term of the quarter.

*Prohibited Deposits.* Recycling receptacles shall be provided for the sole and exclusive use of the subscribed residential program participant. Acceptable recyclable deposits shall be as prescribed by the Solid Waste Department. Use by others or for any purpose other than the intended use is strictly prohibited. Failure to adhere to program rules and regulations may constitute cause for temporary or permanent program disqualification at the sole discretion of the Solid Waste Department.

#### Community Recycling Bins

*Generally.* Community recycling bins may be located outside the prescribed curb-side recycling service area for use by residents not eligible for curb-side recycling. There shall be no fee for this service.

*Locations.* Community recycling bins shall be strategically located at the discretion of the Solid Waste Department so as to provide convenient access to the maximum number of residents.

*Prohibited Deposits.* All community recycling bins shall be clearly marked to identify the most common permissible and prohibited deposits. The deposit of any prohibited materials or placement of any articles (bags, boxes, containers, etc.) outside the community recycling bins shall constitute littering.

BE IT FUTHER ORDAINED, that the provisions of this ordinance shall be effective upon adoption.

This ordinance, having been introduced and laid on the table for a period exceeding a one-month period prescribed for ordinances establishing a fee or charge for a public service, was voted upon as follows:

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

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: C. Voisin.

ABSENT: None.

The Chairwoman declared the ordinance adopted on this, the 13<sup>th</sup> day of October, 2010.

\* \* \* \* \*

The Chairwoman recognized the public for comments on the following:

G. The proposed 2011 Operations and Maintenance Budget of the Terrebonne Parish Consolidated Government and the Five-Year Capital Outlay Budget, as presented by the Parish President.

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

Mr. J. Pizzolatto 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. J. Pizzolatto.

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

(No action was necessary on this matter at this time.)

Mr. A. Tillman moved, seconded by Mr. K. Voisin, "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: A. Tillman, A. Williams, B. Hebert, T. Cavalier, J. Pizzolatto, K. Voisin, C. Voisin, J. Cehan, and P. Lambert

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

The Chairwoman called for a report on the Budget & Finance Committee meeting held on 10/11/10, whereupon the Committee Chairman, noting that ratification of minutes calls public hearings on 10/27/10, rendered the following:

### **BUDGET & FINANCE COMMITTEE**

**OCTOBER 11, 2010**

The Chairman, Alvin Tillman, called the Budget & Finance Committee meeting to order at 5:33 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: T. Cavalier, J. Cehan, B. Hebert, P. Lambert, J. Pizzolatto, A. Tillman, C. Voisin, and A. Williams. Committee Member K. Voisin was recorded as absent. A quorum was declared present.

The Chairman noted that Committee Member K. Voisin was unable to attend this evening's Committee meeting due to flight delays.

OFFERED BY: Mr. J. Pizzolatto.

SECONDED BY: Mr. C. Voisin.

RESOLUTION NO. 10-485

WHEREAS, on August 11, 2010, bids were received by the Terrebonne Parish Consolidated Government for Bid No. #10-DRA-17(partial re-bid) Purchase of Two 8" Portable Pumps for the Public Works Department (Drainage Division), and

WHEREAS, after careful review by the Purchasing Division, Gregory Bush, Public Works Director, Perry Blanchard, Operations Manager, and Carl Ledet, Forced Drainage Superintendent, it has been determined that the bid of Associated Pump and Supply is the lowest qualified bid for the amount of \$37,000.00 per pump, and

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

WHEREAS, Terrebonne Parish Consolidated Government, Public Works Department, Forced Drainage Division reserves the right to increase or decrease quantities as its sole discretion within a six (6) month period, and, and

WHEREAS, the Parish Administration has concurred with the recommendation that the bid of Associated Pump and Supply is the lowest qualified bid for Bid No. #10-DRA-17(partial re-bid) Purchase of Two 8" Portable Pumps for the Public Works Department (Drainage Division) as per the attached bid forms.

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 Parish Administration is approved and the bid of Associated Pump and Supply be accepted as the lowest qualified bid for the amount of \$37,000.00 per pump, as per the attached bid forms.

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: K. Voisin.

The Chairman declared the resolution adopted on this, the 11<sup>th</sup> day of October, 2010.

\*\*\*\*\*

OFFERED BY: Ms. A. Williams.

SECONDED BY: Mr. J. Pizzolatto and Mr. B. Hebert.

RESOLUTION NO. 10-486

WHEREAS, on September 14, 2010, quotes were received by the Terrebonne Parish Consolidated Government/Public Works Department for the 2010 Pavement Marking Contract, and

WHEREAS, after careful review by the Gregory Bush, Public Works Director, Perry Blanchard, Operations Manager and Jerome Robinson, R&B Superintendent it has been determined that the quote of Southern Synergy, LLC is the lowest qualified quote in the amount of \$90,517.00, and

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

WHEREAS, the Parish Administration has concurred with the recommendation that the quote of Southern Synergy, LLC is the lowest qualified quote for the 2010 Pavement Marking Contract.

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 Parish Administration is approved and the quote of Southern Synergy, LLC be accepted as the lowest qualified quote in the amount of \$90,517.00.

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: K. Voisin.

The Chairman declared the resolution adopted on this, the 11<sup>th</sup> day of October, 2010.

\*\*\*\*\*

OFFERED BY: Mr. J. Pizzolatto.

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

RESOLUTION NO. 10-487

WHEREAS, on September 10, 2010, bids were received by the Terrebonne Parish Consolidated Government for Bid No. #10-DRA-56 Purchase ONE (1) Each- Motor/ Pump/Gear Drive/Exhaust/PTO for the Public Works Department (Drainage Division), and

WHEREAS, after careful review by the Purchasing Division, Gregory Bush, Public Works Director, Perry Blanchard, Operations Manager, and Carl Ledet, Forced Drainage Superintendent, it has been determined that the bid of M & L Engine, LLC is the lowest qualified bid for the total amount of \$136,007.75, and

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

WHEREAS, the Parish Administration has concurred with the recommendation that the bid of M & L Engine, LLC is the lowest qualified bid for Bid No. #10-DRA-56 Purchase ONE (1) Each-Motor/ Pump/Gear Drive/Exhaust/PTO for the Public Works Department (Drainage Division) as per bid forms.

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 Parish Administration is approved and the bid of M & L Engine, LLC be accepted as the lowest qualified bid for the total amount of \$136,007.75, as per bid forms.

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: K. Voisin.

The Chairman declared the resolution adopted on this, the 11<sup>th</sup> day of October, 2010.

\* \* \* \* \*

OFFERED BY: Mr. J. Pizzolatto.

SECONDED BY: Mr. B. Hebert.

RESOLUTION NO. 10-488

WHEREAS, on August 30, 2010, bids were received by the Terrebonne Parish Consolidated Government for Bid No. 10-FEMA-SEW-43 Repair or Replace Thirteen (13) Storm Damaged Sewer Lift Stations (roofs only), and

WHEREAS, after careful review by the Purchasing Division, Gregory Bush, Public Works Director and Mike Ordogne, Pollution Control Administrator it has been determined that the bid of Andrew Baudoin Building Contractor is the lowest qualified bid in the amount of \$51,572.00, and

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

WHEREAS, the Parish Administration has concurred with the recommendation that the bid of Andrew Baudoin Building Contractor is the lowest qualified bid for Bid No. 10-FEMA-SEW-43 Repair or Replace Thirteen (13) Storm Damaged Sewer Lift Stations (roof only).

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 Parish Administration is approved and the bid of Andrew Baudoin Building Contractor be accepted as the lowest qualified bid in the amount of \$51,572.00.

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: K. Voisin.

The Chairman declared the resolution adopted on this, the 11<sup>th</sup> day of October, 2010.

\* \* \* \* \*

Purchasing Manager Angela Guidry stated that the bid for the sale of adjudicated property located at Lot 17 Block 5 Orange Street to Mr. Willis Trosclair, Jr. was previously rejected and re-bid due to the bidder failing to sign the documents. In response to questioning, Mrs. Guidry stated that Mr. Trosclair was the sole bidder again.

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

## RESOLUTION NO. 10-489

WHEREAS, on July 22, 2009, the Terrebonne Parish Council adopted Ordinance No. 7678 declaring the following described property adjudicated to the Terrebonne Parish Consolidated Government, with an owner of record of A-1 Bonding Company Inc. surplus:

LOT 17 BLOCK 5 ADDEN. 2 A.J. AUTHEMENT SUBD. 2. CB 1976/593.  
 And

WHEREAS, on September 15, 2010, bids were received by the Terrebonne Parish Consolidated Government for Bid No. #10-S/P-03 (Re-Bid) Surplus Sale of Adjudicated Property Located at Lot 17 Block 5 Orange Street, and

WHEREAS, after careful review by Parish Administration it has been determined that the highest bid received is that of Willis Trosclair Jr. in the amount of One Thousand, One Hundred Dollars (\$1,100.00) and that the bid should be accepted as per bid forms and pursuant to all the terms and conditions as stated in Ordinance 7678, and

WHEREAS, the Parish Administration has recommended the acceptance of the aforementioned bid for Bid No. #10-S/P-03 (Re-Bid) Surplus Sale of Adjudicated Property Located at Lot 17 Block 5 Orange Street.

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 Willis Trosclair Jr. is accepted as per bid forms and pursuant to all the terms and conditions as stated in Ordinance 7678.

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: K. Voisin.

The Chairman declared the resolution adopted on this, the 11<sup>th</sup> day of October, 2010.

\* \* \* \* \*

OFFERED BY: Ms. A. Williams.  
 SECONDED BY: Mr. J. Pizzolatto.

## RESOLUTION NO. 10-490

A Resolution Authorizing the Parish President, Michel Claudet, to execute all necessary documents to submit an application for refunding to the Administration for Children and Families for the Head Start Program in Terrebonne Parish and to execute the contract for funding for PY 2011 Head Start Refunding Application once approved.

WHEREAS, it is necessary that an application be submitted by the Governing body and the Head Start Policy Council.

NOW THEREFORE BE IT RESOLVED that the Terrebonne Parish Council (Budget and Finance Committee), on behalf of the Terrebonne Parish Consolidated Government does hereby authorize the Parish President, Michel Claudet, to sign and submit the application to Administration for Children and Families to provide Head Start services.



BE IT FURTHER RESOLVED that the Terrebonne Parish Council on behalf of the Terrebonne Parish Consolidated Government does hereby authorize the Parish President, Michel Claudet, to sign all certifications, documents, modifications, etc. that may be associated with the implementation of this agreement.

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: K. Voisin.

The Chairman declared the resolution adopted on this, the 11<sup>th</sup> day of October, 2010.

\* \* \* \* \*

Mr. C. Voisin moved, seconded by Ms. A. Williams and Mr. P. Lambert, "THAT, the Budget & Finance Committee introduce an ordinance to authorize the Parish President to execute a Cooperative Endeavor Agreement for the lease of Hazard Mitigation Grant Program (HMGP) property located at 4673 Grand Caillou Road with Mr. Eric P. Authement and call a public hearing on said matter on Wednesday, October 27, 2010 at 6:30 p.m."

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

ABSENT: K. Voisin.

The Chairman declared the motion adopted.

Mr. J. Pizzolatto moved, seconded by Mr. B. Hebert and Ms. A. Williams, "THAT, the Budget & Finance Committee introduce an ordinance to amend the 2010 Adopted Budget and the 5-Year Capital Outlay Budget of the Terrebonne Parish Consolidated Government to adjust various accounts for funding from the State of Louisiana, Division of Administration, Office of Community Development Disaster Recovery Unit, per Amendment #1 of the Cooperative Endeavor Agreement for \$56,890,221.00 and call a public hearing on said matter on October 27, 2010 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: T. Cavalier, J. Cehan, B. Hebert, P. Lambert, H. Lapeyre, J. Pizzolatto, A. Tillman, C. Voisin, and A. Williams.

NAYS: None.

ABSTAINING: None.

ABSENT: K. Voisin.

The Chairman declared the motion adopted.

Mr. P. Lambert moved, seconded by Mr. C. Voisin, "THAT, the Budget & Finance Committee introduce an ordinance to amend the 2010 Adopted Budget and the 5-Year Capital Outlay of the Terrebonne Parish Consolidated Government for the following items:

- Toussaint/Foret Bridge, \$60,000.00
- Severe Repetitive Loss Program, \$5,650,117.00

and call a public hearing on said matter on Wednesday, October 27, 2010 at 6:30 p.m."

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

ABSENT: K. Voisin.

The Chairman declared the motion adopted.

Ms. A. Williams moved, seconded by Mr. C. Voisin and Mr. J. Cehan, "THAT, the Budget & Finance Committee introduce to amend the 2010 Adopted Budget and the 5-Year Capital Outlay of the Terrebonne Parish Consolidated Government for the various projects relative to the Seventeen Million Dollars (\$17,000,000.00) of sewer revenue bonds, series 2010 of the parish of Terrebonne, State of Louisiana and call a public hearing on said matter on October 27, 2010 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: T. Cavalier, J. Cehan, B. Hebert, P. Lambert, H. Lapeyre, J. Pizzolatto, A. Tillman, C. Voisin, and A. Williams.

NAYS: None.

ABSTAINING: None.

ABSENT: K. Voisin.

The Chairman declared the motion adopted.

Ms. A. Williams moved, seconded by Mr. C. Voisin, "THAT, the Budget & Finance Committee introduce an ordinance to temporarily adjust the salaries of three (3) Council Staff members and call a public hearing on said matter on Wednesday, October 27, 2010 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: T. Cavalier, J. Cehan, B. Hebert, P. Lambert, H. Lapeyre, J. Pizzolatto, A. Tillman, C. Voisin, and A. Williams.

NAYS: None.

ABSTAINING: None.

ABSENT: K. Voisin.

The Chairman declared the motion adopted.

Chief Finance Officer Jamie Elfert presented the bi-weekly BP funds expenditure report noting that an updated report was printed today; that Administration has received \$1,735,000.00 instead of \$1,000,000.00 as presented in the backup information; that the total balance is \$1,180,577.00 after an expenditure of \$554,443.00. She stated that the BP has reimbursed the Parish for funds it has expended in addition to the original \$1,000,000.00 that was originally received.

In response to questioning, Parish President Michel Claudet stated that a meeting will be held in Cocoderie tomorrow at 9:00 a. m. with BP representatives; that BP has indicated that the sightings of oil have not been substantiated as outlined to them; that remediation continues; and that oil sightings are being mapped in the Parish President's Office. He noted that BP will not leave Terrebonne Parish until Administration has confirmed that all oil sightings have been cleared.

Committee Member C. Voisin requested that Administration provide the Council with an update of the BP activities at Wednesday's Council Meeting.

A review of the proposed 2011 Budget began on the following departmental budgets:

**a) Terrebonne Levee & Conservation District (Fund 283; Sm. Bk. 185, Big Bk. 345) –** Terrebonne Levee & Conservation District Executive Director Reggie Dupre, Jr. presented at power point presentation detailing the district's budget and projects that are currently underway and proposed. (NO ACTION TAKEN)

**b) Health Unit (Fund 277; Sm. Bk. 163, Big Bk. 310) -** Chief Finance Officer Jamie Elfert presented highlights of the proposed 2011 Health Unit Budget noting that \$1,200,000.00 has been estimated for taxes and revenue; that an estimated \$662,741.00 will remain in the Fund for 2010 and will be transferred to the health unit construction fund; that two positions will be reclassified to the Waters Consulting Group Compensation Plan – one (1) Clerk IV to an Administrator Coordinator 1 and one (1) Clerk IV to an Administrative Technician I. In

response to questioning, Mrs. Elfert stated that the employees are on the Parish payroll under the State administration.

Health Unit Administrator Paul Landry stated the construction of a new health unit is in the design stages and has been delayed due to the effect of the recent BP oil spill.

Committee Member T. Cavalier expressed her opposition to building a new health unit within the city limits and suggested that satellite office being constructed in the rural areas.

The Chairman requested that Mr. Landry submitted data with respect to the number of clients and their domicile in order to determine factual number for within the city limits clientele and rural area clientele.

Committee Member A. Williams expressed her concern with respect to staff of the Health Unit demeaning clientele as well as elected officials. Ms. Williams expressed her opposition to building another Health Unit within the city limits without first addressing concerns in the rural area.

Mr. Landry explained the reduction in health unit sites with each Parish and noted that the concept of networking services is becoming a more viable option to provide services. He added that grants are handled through the Baton Rouge Office. (NO ACTION TAKEN)

**c) Mental Health (Fund 281-409; Sm. Bk. 181, Big Bk. 343)  
and**

**d) Terrebonne Alcohol/Substance Abuse (Fund 281-412, Sm. Bk. 182, Big Bk. 344)** – Chief Finance Officer Jamie Elfert presented the proposed 2011 Proposed Mental Health and Terrebonne Alcohol Substance Abuse Budgets noting that an estimated \$356,000.00 should be received from the .42 millage tax through year 2019 that includes \$47,310.00 from the General Fund to be split between the Mental Health Fund (\$228,000.00) and Alcohol/Substance Abuse (\$196,654.00). She noted that the General Fund transfer has been reduced by 5% as is the case with all other transfers and that the Parish has applied for mental health assistance from BP.

Parish President Michel Claudet stated that BP gave \$51,000,000.00 to the Gulf States with \$15,000,000.00 going to the State of Louisiana; that how the funding is being distributed through the LA Department of Health & Hospitals is unknown; that Administration has requested \$250,000.00 from BP for mental health services, especially for children and youth issues; that excess funding has been received and additional clarification of the funding is being sought as to how to distribute the funds.

Mental Health representative Brooke Guidry stated that he is uncertain as to how much funding will be received and how it will be distributed.

Mrs. Elfert interjected that a plan of action was submitted when the proposed budget was compiled inclusive of the \$250,000.00.

Mr. Guidry stated that typically, funding cuts are done to contracts and he is unsure of the funding for the Child Adolescence Response Team. (NO ACTION TAKEN)

**e) Official Fees/Publications (Fund 151-119; Sm. Bk. 21, Big Bk. 11)** – Chief Finance Officer Jamie Elfert presented the highlights of the proposed 2011 Official Fees/Publications Budget noting that the fund includes dues for the Louisiana Municipal Association, the Louisiana Conference of Mayors, the National Association of Counties, the Police Jury Association, independent audit fees, publication costs for minutes, notices, and legal notices, cable regulations, Parish travel (reduced by 5% to \$13,500.00), Legislative consultant (\$75,000.00, not hired in 2010), and redistricting consultant (\$5,236.00). (NO ACTION TAKEN)

**f) City Court (Fund 151-120; Sm. Bk. 22, Big Bk. 12)** – Chief Finance Officer Jamie Elfert highlighted the proposed 2011 City Court Budget noting that there are no significant changes with the exception of the 5% reduction from the General Fund. (NO ACTION TAKEN)

**g) District Court (Fund 151-121; Sm. Bk. 25, Big Bk. 14)**- Chief Finance Officer

Jamie Elfert presented the proposed 2011 District Court Budget noting a request for five (5) digital recording systems (\$25,480.00) and that there are no other significant changes. (NO ACTION TAKEN)

**h) Clerk of Court (Fund 151-124; Sm. Bk. 29, Big Bk. 27) – Chief Finance Officer**

Jamie Elfert presented highlights of the proposed 2011 Clerk of Court Budget stating that there are no significant changes other than the 5% reduction (\$156,500.00 to \$148,645.00).

Committee Member T. Cavalier expressed her concern with respect to the safety of jurors in the jury pool room being seated with Child Support Cases.

Parish President Michel Claudet stated that the architectural costs to renovate the jury pool room exceeded the Parish's budget; that Administration may be able to accomplish the renovations using trusty labor and movable seating; and that consideration is being given to the displacement of the jurors during the interim period of the renovations.

Judge Johnny Walker stated that additional funding is needed to make adjustments; noted that due to the limited amount of space available, it would be difficult to separate the jurors from the Child Support petitioners; and that the Courts must take into consideration potential juror cases.

Committee Member T. Cavalier suggested that consideration be given to allocating space when available as opposed to selling Parish buildings/property. (NO ACTION TAKEN)

**i) Parish VA Service Office (Fund 151-408; Sm. Bk. 59, Big Bk. 44) - Chief Finance Officer**

Jamie Elfert presented the highlights of the proposed 2011 Parish VA Service Budget noting that the Veteran's Office is a State run office although the Parish provides the office space. She added that the Veteran's Office receives a supplement of \$17,604.00 and that there were no other significant changes. (NO ACTION TAKEN)

**j) Publicity (Fund 151-651; Sm. Bk. 67, Big Bk. 51) - Chief Finance Officer**

Jamie Elfert presented highlights of the proposed 2011 Publicity Budget which includes funding for the Christmas Parade (\$50,000.00 to \$47,500.00); Special events insurance/co-sponsorship (\$15,000.00 to \$14,250.00), Beautification (\$47,500.00), and General Publicity (\$4,750.00). (NO ACTION TAKEN)

**k) Economic Development (all accounts) (Fund 151-652; Sm. Bk. 69, Big Bk. 52) Chief**

Finance Officer Jamie Elfert presented the proposed 2011 Economic Development Fund for all accounts: South Central Planning & Development Commission Regional dues (\$42,195.00); Economic Development Regional Revolving Loan Fund Administration (\$7,520.00); Urban Service System Grant administration local match (\$40,000.00); Main Street Program (\$9,500.00 for the downtown concerts, Art After Dark co-sponsorship, etc.); TEDA (\$613,435.00 which represents 50% of the dedicated portion occupational license); and Economic Development Parish Revolving Loan Fund Administration Program (\$38,000.00). (NO ACTION TAKEN)

**l) Parish Jail (Fund 203-201; Sm. Bk. 91, Big Bk. 72) – Chief Finance Officer**

Jamie Elfert presented highlights of the 2011 Parish Jail Budget noting \$150,000.00 for a new chiller and that the General Fund transfer has been reduced from \$2,800,000.00 to \$2,660,000.00. (NO ACTION TAKEN)

**m) Parish Jail Medical Department (Fund 203-202; Sm. Bk. 92, Big Bk. 71) – Chief Finance**

Officer Jamie Elfert presented the proposed 2011 Parish Jail Medical Department noting a contract for physician's care with the Haydel Clinic (\$75,000.00); estimated medical expenses (\$144,220.00); and the elimination of one (1) Part-time EMT. (NO ACTION TAKEN)

**n) District Attorney (Fund 151-123; Sm. Bk. 27, Big Bk. 16)– Chief Finance Officer**

Jamie Elfert highlighted the proposed 2011 District Attorney noting that there are no significant changes. (NO ACTION TAKEN)

**o) Criminal Court Fund (Fund 299; Sm. Bk. 187, Big Bk. 350)- Chief Finance Officer**

Jamie Elfert presented the proposed 2011 Criminal Court Fund noting a 5% reduction in the allocation from the General Fund. (NO ACTION TAKEN)

**p) Debt Service Funds (Fund 401-499; Sm. Bk. 245, Big Bk. 452)** – Chief Finance Officer Jamie Elfert highlighted the proposed 2011 Debt Service Fund noting that the proposed budget does not include the \$17,000,000.00 sewerage bonds and that the total expenditures for 2011 is \$6,400,000.00. (NO ACTION TAKEN)

**q) General Fund Recap (Fund 151; Sm. Bk. 13, Big Bk. 1),**

**r) General Fund – Fund Balance (Fund 151, Sm. Bk. 14, Big Bk. 2),**

**and**

**s) General Fund – Revenue (Fund 151, Sm. Bk. 15, Big Bk. 3)** – Chief Finance Officer Jamie Elfert presented the proposed 2011 General Fund Recap Budget stating that the fund is a recap of the General Fund Recap of which \$20,200,000.00 is being proposed in revenue; \$13,900,000.00 of expenditures before transfers out; Transfers Out \$9,000,000.00; and an ending fund balance of \$8,400,000.00 for the end of 2011. (NO ACTION TAKEN)

**t) Judicial - Other (Fund 151-129; Sm. Bk. 32, Big Bk. 19)** – Chief Finance Officer Jamie Elfert stated that the proposed 2011 Judicial – Other Budget contains the Ward Court of which the Justice of the Peace and Constable fixed costs are noted and that the fixed costs are not able to be changed. (NO ACTION TAKEN)

**u) Elections (Fund 151-142; Sm. Bk. 37, Big Bk. 24)-** Chief Finance Officer Jamie Elfert presented the proposed 2011 Elections Budget noting that there will be a major election in 2011 (estimated cost \$30,300.00).

Committee Member J. Pizzolatto requested that Administration attempt to consolidate special district elections onto one ballot each year.

Mrs. Elfert stated that Administration will prepare a resolution for submission at a future meeting requesting that special district elections be consolidated onto one ballot. (NO ACTION TAKEN)

**v) General-Other (Fund 151-199; Sm. Bk. 55, Big Bk. 39)** - Chief Finance Officer Jamie Elfert presented the proposed 2011 General – Other Budget stating that there are no significant changes in the budget.

Ms. A. Williams moved, seconded by Mr. J. Pizzolatto, “THAT, there being no further business to come before the Budget & Finance Committee, the meeting be adjourned.”

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairman declared the motion adopted and the meeting was adjourned at 6:48 p.m.

Alvin Tillman, Chairman

Suzette Thomas, Minute Clerk

Mr. A. Tillman moved, seconded by Mr. J. Cehan, “THAT, the Council accept and ratify the minutes of the Budget & Finance Committee meeting held on 10/11/10.”

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None

ABSENT: T. Cavalier

The Chairwoman declared the motion adopted.

The Chairwoman called for a report on the Policy, Procedure, & Legal Committee meeting held on 10/11/10, whereupon the Committee Chairman, noting that ratification of the minutes calls a public hearing on 11/17/10, rendered the following:

**POLICY, PROCEDURE, & LEGAL COMMITTEE  
OCTOBER 11, 2010**

The Chairman, Johnny Pizzolatto, called the Policy, Procedure, & Legal Committee meeting to order at 6:54 p.m. in the Terrebonne Parish Council Meeting Room with the Invocation led by A. Tillman and the Pledge of Allegiance led by B. Hebert. Upon roll call, Committee Members recorded as present were: T. Cavalier, J. Cehan, B. Hebert, P. Lambert, J. Pizzolatto, A. Tillman, C. Voisin, and A. Williams. Committee Member K. Voisin was recorded as absent due to flight delays. A quorum was declared present.

Mr. P. Lambert moved, seconded by Ms. A. Williams, "THAT, the Policy, Procedure, & Legal Committee authorize the TPCG to co-sponsor the 'Shine a Light on Lung Cancer' event on Thursday, November 4, 2010 in the Court Square, as requested by Leonard J. Chabert Medical Center."

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

ABSENT: K. Voisin.

The Chairman declared the motion adopted.

Parish Attorney Courtney Alcock stated that the Parish's Bond Counsel, Mr. Jerry Osborne of Foley & Judell contacted the Legal Department regarding an Attorney General's opinion which indicates that local Governments must adopt an ordinance to call an election for special districts although State law indicates that the call of a special election is done by the adoption of a resolution. She continued that Mr. Osborne requested that the Legal Department seek clarification of the Attorney General's opinion.

Ms. A. Williams moved, seconded Mr. A. Tillman, "THAT, the Policy, Procedure, & Legal Committee authorize the Legal Department to submit a letter to the Louisiana Attorney General's Office requesting clarification of an opinion which states that special election must be called by the adoption of an ordinance as opposed to State statutes which indicate that the call of a special election shall be done by resolution."

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

ABSENT: K. Voisin.

The Chairman declared the motion adopted.

Houma-Terrebonne Civic Center Director Janel Ricca explained that the existing Civic Center rental agreement does not contain established fees for rental of only the Civic Center lobby or parking lot although fees are charged for the usage. Ms. Ricca stated that the proposed lobby and parking area rental fees are "in-line" with the fees that have been charged in the past and does not increase any other fees, but is a mere documentation of the aforementioned fees.

OFFERED BY: Ms. A. Williams.

SECONDED BY: Ms. T. Cavalier.

## RESOLUTION NO. 10-491

A resolution introducing an ordinance to amend the Houma-Terrebonne Civic Center's Rental Rates, Terms and Conditions, and calling a public hearing on said matter.

WHEREAS, the Terrebonne Parish Consolidated Government desires to amend the Rental Rates, Terms and Conditions for the Houma-Terrebonne Civic Center for wording changes to allow for a more efficient and accurate public document, and

WHEREAS, the Terrebonne Parish Consolidated Government desires to amend the Rental Rates, Terms and Conditions for the Houma-Terrebonne Civic Center to add lobby and parking lot fees when that space is used only as event space.

NOW, THEREFORE BE IT RESOLVED by the Terrebonne Parish Council (Policy, Procedure and Legal Committee), on behalf of the Terrebonne Parish Consolidated Government, that an ordinance is hereby introduced to amend the Houma-Terrebonne Civic Center's Rental Rates, Terms and Conditions, with original Ordinance No. 5747 and all other Ordinance changes thereafter; and,

BE IT FURTHER RESOLVED that a public hearing on said matter be called for Wednesday, November 17, 2010 at 6:30 p.m.

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: K. Voisin.

The Chairman declared the resolution adopted on this, the 11<sup>th</sup> day of October, 2010.

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Mr. A. Tillman moved, seconded by Ms. A. Williams, "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. A. Tillman.

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None.

ABSENT: K. Voisin.

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

Johnny Pizzolatto, Chairman

Suzette Thomas, Minute Clerk

Mr. J. Pizzolatto, seconded by Mr. K. Voisin, "THAT, the Council accept and ratify the minutes of the Policy, Procedure, & Legal Committee meeting held on 10/11/10."

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None

ABSENT: T. Cavalier

The Chairwoman declared the motion adopted.

The Chairwoman called for a report on the Public Services Committee meeting held on 10/11/10, whereupon the Committee Chairman, noting that ratification of the minutes calls public hearings on 10/27/10, rendered the following:

**PUBLIC SERVICES COMMITTEE****OCTOBER 11, 2010**

The Chairman, Joey Cehan, called the Public Services Committee meeting to order at 7:05 p.m. in the Terrebonne Parish Council Meeting Room with the Invocation led by A. Williams and the Pledge of Allegiance led by C. Voisin. Upon roll call, Committee Members recorded as present were: T. Cavalier, J. Cehan, B. Hebert, P. Lambert, J. Pizzolatto, A. Tillman, C. Voisin, and A. Williams. Committee Member K. Voisin was recorded as absent. A quorum was declared present.

The Chairman announced that Committee Member K. Voisin was unable to attend this evening's meeting due to flight delays.

Mr. A. Tillman moved, seconded by Ms. A. Williams, "THAT, the Public Services Committee introduce an ordinance to provide for the establishment of a '4-Way Stop' at the intersection of Division Avenue and Schley Street and call a public hearing on said matter on Wednesday, October 27, 2010 at 6:30 p.m."

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

ABSENT: K. Voisin.

The Chairman declared the motion adopted.

OFFERED BY: Mr. J. Pizzolatto.

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

RESOLUTION NO. 10-492

A Resolution awarding and authorizing the signing of a Construction Contract to the firm of LA Contracting Enterprises, Inc., for Parish Project No. 10-DRA-16, Engeron Street Drainage Improvements, Terrebonne Parish, Louisiana and authorizing the issuance of the Notice to Proceed to commence construction of said Project.

WHEREAS, the Terrebonne Parish Consolidated Government did receive construction bids for Parish Project No. 10-DRA-16, Engeron Street Drainage Improvements, Terrebonne Parish, Louisiana, and

WHEREAS, the lowest, responsive and responsible bid for base and alternate 1 for the construction of the project was that submitted by the firm of LA Contracting Enterprises, Inc., in the amount of \$363,899.75, base bid was for \$263,892.25 and alternate 1 was for \$100,007.25, and

WHEREAS, the Engineer for this project, T. Baker Smith, Inc. has recommended that the award of the contract be made to LA Contracting Enterprise, Inc., and

NOW, THEREFORE BE IT RESOLVED by the Terrebonne Parish Council (Public Services Committee), on behalf of the Terrebonne Parish Consolidated Government, does hereby accept the lowest, responsive and responsible base and alternate bids 1 submitted by the firm of LA Contracting Enterprises, Inc., in the total bid amount of \$363,899.75 as per bid forms, for Engeron Street Drainage Improvements, Terrebonne Parish, Louisiana, and

NOW, THEREFORE BE IT FURTHER RESOLVED, that the President of Terrebonne Parish Consolidated Government, Michel H. Claudet, be authorized and empowered to sign a construction contract for and on behalf of the Terrebonne Parish Consolidated Government with



LA Contracting Enterprises, Inc., and

NOW, THEREFORE BE IT FURTHER RESOLVED, that upon receipt of the required Certificate of Insurance evidencing coverage as provided in the project specifications and upon execution and recordation of all contract documents, T. Baker Smith, Inc. is hereby authorized to issue the Notice to Proceed to LA Contracting Enterprises, Inc., to commence construction of said project, and

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

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: K. Voisin.

The Chairman declared the resolution adopted on this, the 11<sup>th</sup> day of October, 2010.

\* \* \* \* \*

OFFERED BY: Mr. C. Voisin.

SECONDED BY: Mr. B. Hebert & Ms. A. Williams.

RESOLUTION NO. 10-493

A RESOLUTION APPROVING AND AUTHORIZING THE EXECUTION OF CHANGE ORDER NO. 2 TO THE CONSTRUCTION AGREEMENT FOR PARISH PROJECT NO. 06-SEW-14, ASHLAND MAJOR LIFT STATION, TASK 2, TERREBONNE PARISH, LOUISIANA.

WHEREAS, the Terrebonne Parish Consolidated Government entered into a Construction Agreement dated October 12, 2009, with Sealevel Construction, Inc., recordation number 1333379, for Parish Project No. 06-SEW-14, Ashland Major Sewer Lift Station, Task 2, Terrebonne Parish, Louisiana, and

WHEREAS, this change order will add ninety (90) contract days for sewerline and manhole revisions and delete one six foot (6') diameter manhole, and

WHEREAS, this change order will decrease the overall contract price by Six Thousand Five Hundred Dollars and No Cents (-\$6,500.00), and

WHEREAS, this Change Order No. 2 has been recommended by the Engineer, GSE Associates, LLC, for this project.

NOW, THEREFORE BE IT RESOLVED by the Terrebonne Parish Council (Public Services Committee), on behalf of the Terrebonne Parish Consolidated Government, does hereby approve Change Order No. 2 and authorizes Parish President Michel Claudet to execute this Change Order No. 2 to the construction agreement with Sealevel Construction, Inc., for Parish Project No. 06-SEW-14, Ashland Major Lift Station, Task 2, Terrebonne Parish, Louisiana for a ninety (90) day increase of contract time and a decrease in the contract amount of Six Thousand Five Hundred Dollars and No Cents (-\$6,500.00), and

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

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: K. Voisin.

The Chairman declared the resolution adopted on this, the 11<sup>th</sup> day of October, 2010.

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

SECONDED BY: Ms. A. Williams.

RESOLUTION NO. 10-494

A RESOLUTION PROVIDING FOR THE RATIFICATION OF THE APPOINTMENT BY PARISH PRESIDENT MICHEL CLAUDET OF THE FIRM OF T. BAKER SMITH, INC. TO PROVIDE ENGINEERING SERVICES FOR THE INFILTRATION/INFLOW ELIMINATION PROGRAM WITHIN THE PARISH SEWERAGE SYSTEM, AUTHORIZING THE PARISH PRESIDENT MICHEL CLAUDET TO EXECUTE THE APPROPRIATE ENGINEERING CONTRACT DOCUMENTS FOR THIS PROJECT.

WHEREAS, the Terrebonne Parish desirous to reduce the Infiltration/Inflow into the Parish Sewerage System, and

WHEREAS, Parish President Michel Claudet has recommended that the firm of T. Baker Smith, Inc. be retained to provide the necessary professional services for this project, and

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 recommendation be ratified and that the engineering firm of T. Baker Smith, Inc. be retained to provide the necessary professional services for the Reduction of Infiltration/Inflow to the Parish Sewer System and that Parish President Michel Claudet be authorized to execute any and all documents with said firm for this project.

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: K. Voisin.

The Chairman declared the resolution adopted on this, the 11<sup>th</sup> day of October, 2010.

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OFFERED BY: Mr. P. Lambert.

SECONDED BY: Mr. B. Hebert.

RESOLUTION NO. 10-495

A resolution authorizing the Parish President to execute a Cooperative Endeavor Agreement between the Terrebonne Parish Consolidated Government (TPCG) and the Terrebonne Levee and Conservation District

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

WHEREAS, the Terrebonne Parish Consolidated Government owns a spud barge which is used in conjunction with the maintenance of waterways, and drainage arteries throughout the parish, and

WHEREAS, the spud barge is not currently in active use, and

WHEREAS, the Terrebonne Levee and Conservation District has requested permission to utilize the spud barge in conjunction with various projects associated with flood risk reduction, and environmental mitigation.

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, Michel Claudet, be and he is authorized to execute a cooperative endeavor agreement by and between the Terrebonne Parish Consolidated Government and the Terrebonne Levee and Conservation District for the aforementioned purposes; and,

BE IT FURTHER RESOLVED that if any provision or item of this resolution or the application thereof is held invalid, such invalidity shall not affect other provisions, items or applications of this resolution which can be given effect without the invalid provisions, items or applications and to this end the provisions of this resolution are hereby declared severable.

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: K. Voisin.

The Chairman declared the resolution adopted on this, the 11<sup>th</sup> day of October, 2010.

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Parish Manager Al Levron explained that the initial plan is to allow the Terrebonne Levee & Conservation District to use the spud barge for a period of 90-days in conjunction with a mitigation project; that the Levee District would like to continue discussion with the Parish Government to establish a long term agreement; that the aforementioned authorization provides for the execution of a cooperative endeavor agreement to address issues with respect to insurance, liability, and indemnification; that the Levee District would not receive the spud barge until the agreement has been executed; that the agreement provides that all liability issues would be transferred to the Levee District; that the Levee District will provide long shore man/Jones Act insurance coverage; and that the agreement is subject to the review by the Legal Department.

OFFERED BY: Ms. A. Williams.

SECONDED BY: Mr. J. Pizzolatto.

RESOLUTION NO. 10-496

A Resolution awarding and authorizing the signing of a Construction Contract to the firm of Morgan Roofing, Inc., for Parish Project No. 09-BLDG-57, Facility Repairs – TPCG Tower, Terrebonne Parish, Louisiana and authorizing the issuance of the Notice to Proceed to commence construction of said Project.

WHEREAS, the Terrebonne Parish Consolidated Government did receive construction bids for Parish Project No. 09-BLDG-57, Facility Repairs – TPCG Tower, Terrebonne Parish, Louisiana, and

WHEREAS, the lowest, responsive and responsible bid for base and alternates 1 and 2 for the construction of the project was that submitted by the firm of Morgan Roofing, Inc., in the amount of \$271,000.00, and

WHEREAS, the Architect for this project, Duplantis Design Group, PC., has recommended that the award of the contract be made to Morgan Roofing, Inc., and

NOW, THEREFORE BE IT RESOLVED that the Terrebonne Parish Council (Public Services Committee), on behalf of the Terrebonne Parish Consolidated Government, does hereby accept the lowest, responsive and responsible base and alternate bids 1 and 2 submitted by the firm of Morgan Roofing, Inc., in the total bid amount of \$271,000.00, as per attached bid forms, for Facility Repairs – TPCG Tower, Terrebonne Parish, Louisiana, and

NOW, THEREFORE BE IT FURTHER RESOLVED, that the Parish President, Michel H. Claudet, be authorized and empowered to sign a construction contract for and on behalf of the Terrebonne Parish Consolidated Government with Morgan Roofing, Inc., and

NOW, THEREFORE BE IT FURTHER RESOLVED, that upon receipt of the required Certificate of Insurance evidencing coverage as provided in the project specifications and upon execution and recordation of all contract documents, Duplantis Design Group, PC., is hereby authorized to issue the Notice to Proceed to Morgan Roofing Inc., to commence construction of said project, and

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the Architect, Duplantis Design Group, PC.

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: K. Voisin.

The Chairman declared the resolution adopted on this, the 11<sup>th</sup> day of October, 2010.

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OFFERED BY: Mr. P. Lambert.

SECONDED BY: Mr. C. Voisin.

RESOLUTION NO. 10-497

A resolution authorizing the execution of Change Order No. 8 for the Construction Agreement for Parish Project No. 08-LEV-41, State Project No. 576-55-0023, Upper Ward 7 Levee Reconstruction Phase 2B; North of South Central Blvd. to St. Louis Canal, Terrebonne Parish, Louisiana.

WHEREAS, the Terrebonne Parish Consolidated Government entered into a contract dated December 7, 2009, with Civil Construction Contractors, LLC., for the Parish Project No. 08-LEV-41, Upper Ward 7 Levee Reconstruction Phase 2B; North of South Central Blvd. to St. Louis Canal, Terrebonne Parish, Louisiana, and

WHEREAS, this change order has been recommended to cover the cost of all equipment and labor to haul in and place 5,750 cubic yards of additional embankment material, and

WHEREAS, this change order is necessary in order to increase the contract price by \$688.00 and add 13 additional days to the contract time, and

WHEREAS, this Change Order No. 8 has been recommended by the ENGINEER for this project, Shaw Coastal, Inc.

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. 8 to the construction agreement with Civil Construction Contractors, LLC., to perform construction services for Parish Project No. 08-LEV-41, State Project No. 576-55-0023, Upper Ward 7 Levee Reconstruction Phase 2B; North of South Central Blvd. to St. Louis Canal, which for an increase in the amount of Six Hundred and Eighty-Eighty Dollars and No Cents (\$688.00) to the original contract amount and to add 13 additional days to the contract time, and

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

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: K. Voisin.

The Chairman declared the resolution adopted on this, the 11<sup>th</sup> day of October, 2010.

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THE FOLLOWING MOTION WAS EXTRACTED FROM THE MINUTES PRIOR TO RATIFICATION BY THE ASSEMBLED COUNCIL ON 10-13-10, THEREFORE ACTION IS NULL AND VOID. (SEE RESOLUTION NO. 10-499A)

Ms. A. Williams moved, seconded by Mr. C. Voisin, "THAT, the Public Services Committee retain the matter relative to revoking the five-foot (5') utility servitude across Lot 9, Block 2 of Ellendale Subdivision in committee for two weeks."

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None.

ABSENT: K. Voisin.

The Chairman declared the motion adopted.

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OFFERED BY: Ms. T. Cavalier.

SECONDED BY: Mr. A. Tillman & Mr. B. Hebert.

RESOLUTION NO. 10-498

A resolution providing for the acceptance of work performed by Coastal Dredging Company, Inc., in accordance with the Certificate of Substantial Completion for the Bayou Terrebonne Flood Control Improvements Project, Broadmoor Weir to Patrick Street, Phase 1A and Patrick Street to Coteau Weir, Phase 1B, Parish Project No. 04-DRA-24, Terrebonne Parish, Louisiana.

WHEREAS, the Terrebonne Parish Consolidated Government entered into a contract dated September 29, 2009 with Coastal Dredging Company, Inc., for the Bayou Terrebonne Flood Control Improvements Project, Broadmoor Weir to Patrick Street, Phase 1A and Patrick Street to Coteau Weir, Phase 1B, Parish Project No. 04-DRA-24, Terrebonne Parish, Louisiana, as will be seen by reference to said contract which is recorded under Entry No. 1332507 of the records of Terrebonne Parish, and

WHEREAS, the work performed has been inspected by authorized representatives of the Owner, Engineer, and Contractor and found to be substantially complete, and

WHEREAS, the Engineer for this project, Shaw Coastal, Inc., recommends the acceptance of the substantial completion,

NOW, THEREFORE BE IT RESOLVED that the Terrebonne Parish Council (Public Services Committee), on behalf of the Terrebonne Parish Consolidated Government, does hereby accept the work performed, effective as of the date of recording of this resolution, and does authorize and direct the Clerk of Court and Ex-Officio Recorder of Mortgages of Terrebonne Parish to note this acceptance thereof in the margin of the inscription of said contract under Entry No. 1332507 of the Records of Terrebonne Parish, Louisiana, and

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

BE IT FURTHER RESOLVED that a certified copy of the resolution be recorded in the

office of the Clerk of Court of Terrebonne Parish to commence a 45-day clear lien period, and

BE IT FURTHER RESOLVED that the Administration is authorized to make payment of retainage upon the presentation of a Clear Lien Certificate.

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: K. Voisin.

The Chairman declared the resolution adopted on this, the 11<sup>th</sup> day of October, 2010.

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Public Works Director Lt. Col. (Ret.) Greg Bush stated that culverts under the roadway were installed in the Broadmoor Subdivision between 1963 and 1965; that the Public Works Department could not locate a work order to repair or place the culverts since those dates; that the reconnaissance portion of the Toltest contract should have found the culverts in a state of repair; however, there is no record of such; that recent construction work in Broadmoor Subdivision may have attributed to the culvert damage; that the damage is located near the joints where mortar is placed at the intersection of the joints and may have been affected by heavy traffic in the area; and that Administration's investigation has determined that the damage was not due to a manufacturer's defect or contractor/engineering error; and that a work order has been issued to repair the damaged culvert. (NO ACTION TAKEN)

OFFERED BY: Ms. A. Williams.

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

RESOLUTION NO. 10-499

A RESOLUTION AUTHORIZING AN AMENDMENT OF THE CONTRACTS WITH DRC EMERGENCY SERVICES, LLC AND CROWDER-GULF FOR DISASTER RECOVERY DEBRIS MANAGEMENT AND REMOVAL SERVICES, EXTENDING THE TERM OF EACH FOR ONE YEAR.

WHEREAS, DRC Emergency Services, LLC and Crowder-Gulf currently provide Disaster Recovery Management and Removal Services to Terrebonne Parish Consolidated Government under competitively secured contracts dated February 11, 2010, and

WHEREAS, the term of both of these agreement expires December 31, 2010, and

WHEREAS, both agreements provide for an optional term extensions of one year each up to a total of five years, and

WHEREAS, both DRC Emergency Services, LLC and Crowder-Gulf have offered to extend the current contracts for a one-year period under the current terms, and

WHEREAS, the Department of Utilities and the parish administration recommend acceptance of their proposals.

NOW THEREFORE BE IT RESOLVED, by the Terrebonne Parish Council (Public Services Committee), on behalf of the Terrebonne Parish Consolidated Government that the amendment of the Disaster Recovery Debris Management and Removal Services contracts with DRC Emergency Services, LLC and Crowder-Gulf as primary and secondary providers respectively, to extend the term of each one year be, and is hereby, authorized.

BE IT FURTHER RESOLVED, 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: T. Cavalier, J. Cehan, B. Hebert, P. Lambert, J. Pizzolatto, A. Tillman, C. Voisin and A. Williams.

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: K. Voisin.

The Chairman declared the resolution adopted on this, the 11<sup>th</sup> day of October, 2010.

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Mr. J. Pizzolatto moved, seconded by Mr. C. Voisin and Ms. A. Williams, "THAT, the Public Services Committee retain the matter relative to the development of recreational areas which include lakes for use as reservoirs to alleviate drainage problems in and around the Parish in committee for two weeks."

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

ABSENT: K. Voisin.

The Chairman declared the motion adopted.

Mr. C. Voisin moved, seconded by Ms. A. Williams, "THAT, the Public Services Committee retain the matter relative to the dredging of the Houma Navigation Canal and the use of dredged material in committee for two weeks."

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

ABSENT: K. Voisin.

The Chairman declared the motion adopted.

Mr. J. Pizzolatto moved, seconded by Ms. A. Williams, "THAT, the Public Services Committee introduce an ordinance to establish a 'No Parking' zone on the southern side of Jennings Lane from 181 going to the end of the roadway and calling a public hearing on said matter on October 27, 2010 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: T. Cavalier, J. Cehan, B. Hebert, P. Lambert, J. Pizzolatto, A. Tillman, C. Voisin, and A. Williams.

NAYS: None.

ABSENT: K. Voisin.

The Chairman declared the motion adopted.

Ms. A. Williams moved, seconded by Mr. C. Voisin, "THAT, there being no further business to come before the Public Services Committee, the meeting be adjourned."

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None.

ABSENT: K. Voisin.

The Chairman declared the motion adopted and the meeting was adjourned at 7:21 p.m.

Joey Cehan, Chairman

Suzette Thomas, Minute Clerk

Mr. J. Cehan moved, seconded by Mr. K. Voisin, "THAT, the Council accept and ratify the minutes of the Public Services Committee meeting held on 10/11/10, withdrawing the matter of revoking a utility servitude in Ellendale Subdivision so the matter may be acted upon."

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None

ABSENT: T. Cavalier

The Chairwoman declared the motion adopted.

OFFERED BY: Mr. K. Voisin.

SECONDED BY: Mr. J. Pizzolatto.

RESOLUTION NO. 10-499A

A resolution introducing an ordinance and calling a public hearing for November 10, 2010 at 6:30 p.m. which would revoke the five-foot (5') utility servitude across Lot 9, Block 2 of Ellendale Subdivision.

NOW THEREFORE BE IT RESOLVED, by the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, that a public hearing shall be held on October 27, 2010 at 6:30 p.m. to consider public comment on an Ordinance revoking the five-foot utility servitude across revised Lot 9, Block 2 of Ellendale Subdivision, and

BE IT FURTHER RESOLVED, that after having considered public comment, the Terrebonne Parish Council may, at its discretion, take action on this matter.

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairwoman declared the resolution adopted on this, the 13<sup>th</sup> day of October, 2010.

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The Chairwoman called for a report on the Community Development & Planning Committee meeting held on 10/11/10, whereupon the Committee Chairman, noting that ratification of the minutes revokes a condemnation order, rendered the following:



**COMMUNITY DEVELOPMENT & PLANNING COMMITTEE****OCTOBER 11, 2010**

The Chairman, Billy Hebert, called the Community Development & Planning Committee meeting to order at 7:25 p.m. in the Terrebonne Parish Council Meeting Room with the Invocation led by T. Cavalier and the Pledge of Allegiance led by J. Cehan. Upon roll call, Committee Members recorded as present were: T. Cavalier, J. Cehan, B. Hebert, P. Lambert, J. Pizzolatto, A. Tillman, C. Voisin, and A. Williams. Committee Member K. Voisin was recorded as absent due to a flight delay. A quorum was declared present.

OFFERED BY: Mr. A. Tillman.

SECONDED BY: Ms. A. Williams.

RESOLUTION NO. 10-500

A RESOLUTION TO LOAN HOME INVESTMENT PARTNERSHIP FUNDS TO CONCERNED CLERGY AND LAITY OF CHRISTIAN CHURCHES, INC. NOT TO EXCEED \$85,000 FOR THE PERMANENT FINANCING OF AN AFFORDABLE SINGLE FAMILY HOME LOCATED AT 7 KINGSRIDGE LOOP, HOUMA, LOUISIANA.

WHEREAS, under the HOME Investment Partnerships Program regulations, Terrebonne Parish, as a participating jurisdiction, must reserve no less than 15% of their HOME allocation for housing to be developed, sponsored or owned by Community Housing Development Organizations (CHDO's), and

WHEREAS, Concerned Clergy and Laity of Christian Churches, Inc., a designated Community Housing Development Organization is committed to developing affordable housing for low income families, and

WHEREAS, Concerned Clergy and Laity of Christian Churches, Inc. secured interim financing for the purchase and rehabilitation of a single family home located at 7 Kingsridge Loop, for the purpose of creating affordable rental housing, and

WHEREAS, Concerned Clergy and Laity of Christian Churches, Inc. is requesting permanent financing through the HOME Investment Partnerships Program upon the completion of the rehabilitation.

NOW, THEREFORE BE IT RESOLVED, that the Terrebonne Parish Council (Community Development and Planning Committee), on behalf of Terrebonne Parish Consolidated Government, and the Parish President, does, hereby agree to loan HOME Investment Partnership funds to Concerned Clergy and Laity of Christian Churches, Inc., a designated Community Housing Development Organization for permanent financing of the property located at 7 Kingsridge Loop, Houma Louisiana, which will be made available to low income families, and

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

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: K. Voisin.

The Chairman declared the resolution adopted on this, the 11<sup>th</sup> day of October, 2010.

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OFFERED BY: Ms. A. Williams.  
 SECONDED BY: Ms. T. Cavalier.

## RESOLUTION NO. 10-501

A Resolution authorizing the Parish President, Michel H. Claudet, to amend agreements with START Corporation and Gulf Coast Teaching Family Services for the provision of Homeless Prevention and Rapid Re-Housing.

WHEREAS Terrebonne Parish Consolidated Government, has received Homelessness Prevention and Rapid Re-Housing Program (HPRP) grant funds allocated by the United States Department of Housing and Urban Development (HUD), under Title XII of the American Recovery and Reinvestment Act of 2009 (Recovery Act), to provide financial assistance and services to either prevent individuals and families from becoming homeless or help those who are experiencing homelessness to be quickly re-housed and stabilized; and

WHEREAS, on October 14, 2009 Terrebonne Parish Consolidated Government entered into an agreement with START Corporation in the amount of \$293,364.00 and with Gulf Coast Teaching Family Services in the amount of \$198,571.00 to provide financial assistance and services to either prevent families from becoming homeless or help those who are experiencing homelessness to be quickly re-housed and stabilized; and

WHEREAS, by statute, HUD established expenditure deadlines that require 60% of funds to be spent by July 30, 2011 and 100% of funds to be spent by July 30, 2012; and

WHEREAS, to date, Gulf Coast Teaching Family Services has expended over 60% and START Corporation has expended approximately 30% of their HPRP allocations; and

WHEREAS, to ensure that the expenditure deadlines are met, it is necessary to reduce START Corporation's allocation from \$293,364.00 to \$262,614.00 and increase Gulf Coast Teaching Family Services' allocation from \$198,571.00 to \$229,321.00.

NOW, THEREFORE BE IT RESOLVED that the Terrebonne Parish Council (Community Development and Planning Committee), on behalf of Terrebonne Parish Consolidated Government authorizes the Parish President, Michel H. Claudet, to execute the proposed amendments and with START Corporation and Gulf Coast Teaching Family Services and any future amendments necessary to meet HUD's expenditure deadline.

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: K. Voisin.

The Chairman declared the resolution adopted on this, the 11<sup>th</sup> day of October, 2010.

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OFFERED BY: Ms. T. Cavalier.  
 SECONDED BY: Ms. A. Williams.

## RESOLUTION NO. 10-502

A Resolution authorizing the Parish President, Michel H. Claudet, to enter into an agreement with START, Corporation for the management of the daily operations of the Beautiful Beginnings Center in the amount of \$78,255.00.

WHEREAS, there are families with children in need of safe shelter and resources to help them become self-sufficient; and

WHEREAS, the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, is committed to providing assistance to those families; and

WHEREAS, START, Corporation a designated Community Housing Development Organization (CHDO) by Terrebonne Parish Resolution No. 98-192 since May 12, 1998 shares in the desire to assist homeless families with children in Terrebonne Parish; and

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

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

NOW, THEREFORE BE IT RESOLVED that the Terrebonne Parish Council (Community Development and Planning Committee), on behalf of Terrebonne Parish Consolidated Government authorizes the Parish President, Michel H. Claudet, to enter into an agreement with START, INC. for the management of the daily operations of the Beautiful Beginnings Center in the amount of \$78,255.00.

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: K. Voisin.

The Chairman declared the resolution adopted on this, the 11<sup>th</sup> day of October, 2010.

\* \* \* \* \*

OFFERED BY: Ms. A. Williams.

SECONDED BY: Mr. J. Pizzolatto.

RESOLUTION NO. 10-503

WHEREAS, Section 511 of the Quality Housing and Work Responsibility Act (QHWRA) of 1998 imposes new requirements on Public Housing Agencies (PHAs) to prepare a 5 Year Plan and an Annual Plan,

WHEREAS, the U.S. Department of Housing and Urban Development requires that the Terrebonne Parish Consolidated Government make public, adopt, certify and submit an Annual Plan for fiscal year 2011,

WHEREAS, the Terrebonne Parish Consolidated Government Section 8 Program has developed an annual plan and a public notice was published inviting any interested parties to review the document for a 45-day period as well as comment or make recommendations,

WHEREAS, the 45-day public review period concluded September 15, 2010,

WHEREAS, the Administrative Plan for the Terrebonne Parish Section 8 Office has also been on review for comment and/or recommendations,

NOW, THEREFORE BE IT RESOLVED that the Terrebonne Parish Council (Community, Development and Planning Committee), on behalf of the Terrebonne Parish Consolidated Government, does hereby adopt the Annual Plan and Administrative Plan and authorizes the Parish President, Michel Claudet, to sign all certifications for submittal to the U.S. Department of Housing and Urban Development as proof of that fact.

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: K. Voisin.

The Chairman declared the resolution adopted on this, the 11<sup>th</sup> day of October, 2010.

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The Chairman recognized Mr. Reggie Bourg of Country Drive, who stated that, in his opinion, the general public was not properly notified of the contents of the annual plan for public housing agencies; that citizen participation did not occur when commodities were received by the citizens, but that the citizens only signed the “sign-in sheet”; that actual meetings are not held to inform rural citizens of proposed plans; that old Census data was used to calculate the figures; and that data was not mailed to residents in the rural communities.

Community Development Block Grant Manager Kelli Cunningham stated that the aforementioned authorization pertains to Section 8 Housing only and has nothing to do with Community Development Block Grant funding. She noted that the authorization renews and refunds the Section 8 Grant Program in 2011.

Mr. A. Tillman moved, seconded by Ms. A. Williams, “THAT, the Community Development & Planning Committee concur with the recommendation of the Houma-Terrebonne Regional Planning Commission to *deny* a request to rezone Lot 1, Block 18, Crescent Park Addition to the City of Houma, 302 Crescent Boulevard; from R-1 (Single Family Residential District) to R-2 (Two Family Residential District), Applicant – Pete G. Konos.” (\*\*MOTION ADOPTED AFTER DISCUSSION)

In response to questioning by Committee Member J. Pizzolatto regarding calling a public hearing to discuss the matter, Council Clerk Paul Labat and Parish Attorney Courtney Alcock stated that the motion to concur with the Houma-Terrebonne Regional Planning Commission’s recommendation means the ordinance does not get introduced.

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None.

ABSENT: K. Voisin.

The Chairman declared the motion adopted.

Ms. T. Cavalier moved, seconded by Mr. A. Tillman, “THAT, the Community Development & Planning Committee, as per the recommendation of the Parish Department of Planning & Zoning, revoke the condemnation order issued by the Terrebonne Parish Council in Special Session on August 24, 2009, for the structure located at 209 Marietta Place, as per the legal description:

‘One certain tract of ground situated in ADDENDUM NO. ONE (1) to TARA, a subdivision of property belonging to Tara Development Corporation, situated in Section 6, T16S, R17E, Terrebonne Parish, Louisiana, and designated as LOT TWENTY-ONE (21), and the EASTERN ONE-HALF OF LOT TWENTY (E/2 of 20), BLOCK FOUR (4), on plan of said Addendum no. One (1), dated April 1, 1972, prepared by Edward C. McGee, Jr., recorded in COB 595, under Entry No. 47616, records of Terrebonne Parish, Louisiana; said tract having a combined front of One Hundred Five (105’) feet on the northerly side of Marietta Place, by depth of Eighty-two and 18/100 (82.18’) feet between equal and parallel lines, and having a rear combined width of One Hundred Five (105’) feet; said tract being bounded in front or southerly by Marietta Place, easterly by Lot 22, westerly by the remaining portion of Lot 20, all in Block 4, Addendum No. 1, Tara, and rear or northerly by Tara Subdivision; together with all buildings and improvements thereon and all rights, ways, privileges, and servitudes thereunto belonging or in anywise appertaining’.

The Chairman called for a vote on the motion offered by Ms. T. Cavalier.

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None.

ABSENT: K. Voisin.

The Chairman declared the motion adopted.

OFFERED BY: Mr. C. Voisin.

SECONDED BY: Mr. P. Lambert.

RESOLUTION NO. 10-504

A RESOLUTION OBLIGATING THE NECESSARY FUNDING UNDER THE TERREBONNE PARISH SEVERE REPETTIVE LOSS PROGRAM, PROJECT NO. SRL-PJ-06-LA-2009-002, TO COMPLETE THE STRUCTURE ELEVATION CONDITIONED ON ADMINISTRATIVE REVIEW AND AUTHORIZATION TO PROCEED RECEIVED FROM THE GOVERNOR’S OFFICE OF HOMELAND SECURITY AND EMERGENCY PREPAREDNESS.

WHEREAS, the Terrebonne Parish Consolidated Government has been formally notified by FEMA that the Severe Repetitive Loss Program (SRL), Project No. SRL-PJ-06-LA-2009-002, can proceed with the mitigation of the following property:

Address: 103 Justin Avenue  
Houma, LA 70363

Owned by: Kerry Parfait;

WHEREAS, under the administrative guidance of Solutient, the required “elevation packet” has been prepared and executed for the property owner and is awaiting administrative review by the Governor’s Office of Homeland Security and Emergency Preparedness.

NOW, THEREFORE, BE IT RESOLVED, by the Terrebonne Parish Council (Community Development and Planning Committee), on behalf of the Terrebonne Parish Consolidated Government, that, upon administrative clearance by the Governor’s Office of Homeland Security and Emergency Preparedness, the necessary funding under the Terrebonne Parish Severe Repetitive Loss Program, Project No. SRL-PJ-06-LA-2009-002, be hereby obligated to mitigate the property above.

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: K. Voisin.

The Chairman declared the resolution adopted on this, the 11<sup>th</sup> day of October, 2010.

\*\*\*\*\*

OFFERED BY: Mr. C. Voisin.

SECONDED BY: Ms. A. Williams.

RESOLUTION NO. 10-505

A RESOLUTION OBLIGATING THE NECESSARY FUNDING UNDER THE TERREBONNE PARISH FLOOD HAZARD MITIGATION GRANT PROGRAM/HURRICANE RITA, PROJECT NO 1603C-109-0010 TO COMPLETE THE STRUCTURE ELEVATION CONDITIONED ON ADMINISTRATIVE REVIEW AND AUTHORIZATION TO PROCEED RECEIVED FROM THE GOVERNOR’S OFFICE OF HOMELAND SECURITY AND EMERGENCY PREPAREDNESS.

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

Address: 1446 Doctor Beatrous Road  
Theriot, LA 70397

Owned by: Ermaline Benoit;

WHEREAS, under the administrative guidance of Higher Ground Flood Protection Services, the required "elevation packet" has been prepared and executed for the property owner and is awaiting administrative review by the Governor's Office of Homeland Security and Emergency Preparedness.

NOW, THEREFORE, BE IT RESOLVED, by the Terrebonne Parish Council (Community Development and Planning Committee), on behalf of the Terrebonne Parish Consolidated Government, that, upon administrative clearance by the Governor's Office of Homeland Security and Emergency Preparedness, the necessary funding under the Terrebonne Parish Flood Hazard Mitigation Grant Program/Hurricane Rita, Project No. 1603c-109-0010 be hereby obligated to mitigate the property above.

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: K. Voisin.

The Chairman declared the resolution adopted on this, the 11<sup>th</sup> day of October, 2010.

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OFFERED BY: Ms. C. Voisin.

SECONDED BY: Ms. A. Williams.

#### RESOLUTION NO. 10-506

A Resolution authorizing the Parish President to execute an amendment to the service contract with Beck Disaster Recovery Inc. to include pre-demolition services, demolition program management and demolition contractor monitoring as mandated by FEMA in accordance with the scope and conditions of a task order dated 14<sup>th</sup> September 2010 under the terms of a previously executed and amended Professional Services Agreement dated 7<sup>th</sup> September 2008.

WHEREAS, Terrebonne Parish Consolidated Government, in the interest of the Health, Safety and Welfare of the citizens of Terrebonne Parish, desires to remove derelict and abandoned structures that were damaged by Hurricanes Gustav and Ike; and

WHEREAS, the Department of Planning and Zoning has determined that approximately 650 structures are derelict and abandoned due to flood and wind damage with more than 260 having met FEMA criteria for fully funded demolition; and

WHEREAS, on 7<sup>th</sup> September 2008 Terrebonne Parish has executed a Professional Services Agreement with Beck Disaster Recovery, Inc. for the management of storm related debris removal; and

WHEREAS, Terrebonne Parish has procured the services of Beck Disaster Recovery, Inc. through an approved FEMA procurement process; and

WHEREAS, Terrebonne Parish has previously expanded those current services to include pre-demolition program management services; and FEMA mandated demolition program management and contractor monitoring services; and

WHEREAS, Terrebonne parish has been granted a time extension in which to address further structures and desires to continue the use of services provided by Beck Disaster Recovery Inc to address more than 100 additional structures in the extended phase of this program:

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 an amendment to the service contract with Beck Disaster Recovery Inc. to include pre-demolition services, demolition program management and demolition contractor monitoring as mandated by FEMA, in accordance with the scope and conditions of a task order dated 14<sup>th</sup> September 2010, under the terms of a previously executed and amended Professional Services Agreement dated 7<sup>th</sup> September 2008.

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: K. Voisin.

The Chairman declared the resolution adopted on this, the 11<sup>th</sup> day of October, 2010.

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OFFERED BY: Ms. A. Williams.

SECONDED BY: Mr. C. Voisin.

RESOLUTION NO. 10-507

A resolution authorizing the Parish President to execute an amended service contract, which extends the prime contractor demolition services DRC Emergency Services LLC., into Phase II of the existing FEMA funded Public Assistance Demolition program.

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 Council does hereby authorize Parish President to execute an amendment to the Service Contract for continuation of the services of DRC Emergency Services LLC., to Phase II of the FEMA funded program to demolish and remove structures which are in such a condition as to cause possible immediate loss or damage to persons or property;

THEREFORE BE IT FURTHER RESOLVED, that such amendment shall be based on the unit costs contained in schedule "A" attached hereto, and subject to GOHSEP approval.

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: K. Voisin.

The Chairman declared the resolution adopted on this, the 11<sup>th</sup> day of October, 2010.

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Ms. A. Williams moved, seconded by Mr. A. Tillman, "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 Ms. A. Williams.

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None.

ABSENT: K. Voisin.

The Chairman declared the motion adopted and the meeting was adjourned at 7:35 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 Community Development & Planning Committee meeting held on 10/11/10."

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

Ms. T. Cavalier moved, seconded by Mr. A. Tillman, "THAT, the Council keep nominations open for the vacant position on the Bayou Blue Fire Protection District Board."

The Chairwoman called for a vote on the motion offered by Ms. T. Cavalier.

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

Mr. A. Tillman moved, seconded by Ms. T. Cavalier, "THAT, the Council keep nominations open for the expired term of Mr. Clarence Williams (NAACP) on the Terrebonne Economic Development Authority (TEDA)."

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

Mr. C. Voisin moved, seconded by Mr. J. Cehan, "THAT, the Council re-appoint Mr. Mickey Thomas (Marine Navigation), Mr. Ed Landgraf (Oil Industry), and Mr. Alan Gibson (Commercial Fishing) to another term on the Coastal Zone Management Committee, effective 10/31/10."

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

Mr. P. Lambert moved, seconded by Mr. C. Voisin, "THAT, the Council accept the resignation of Ms. Regeena Babin and appoint Mr. Mike Aucoin to the Recreation District No. 5 Board to fill the unexpired term."

The Chairwoman called for a vote on the motion offered by Mr. P. Lambert.

UPON ROLL CALL THERE WAS RECORDED:

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



NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

Mr. C. Voisin moved, seconded by Mr. J. Pizzolatto, "THAT, the Council re-appoint Mr. Ed Marmande to another term on the Houma-Terrebonne Airport Commission, effective 11/28/10."

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

Mr. B. Hebert moved, seconded by Mr. J. Cehan, "THAT, the Council appoint Mr. Melvin Boudreaux to one of the vacancies on the Broadmoor Tree Fund Advisory Committee which have occurred due to the resignations of Mr. Bobby Cockerham and Mr. J. B. Marceaux, and that nominations remain open for the second vacancy."

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

Councilwoman T. Cavalier announced that she received a "Thank You Note" from the Parish School Board on behalf of the College and Career Night held at the Civic Center and noted that the attendance was four times greater than it was in the past. She stated the Civic Center staff was very accommodating and that was very much appreciated.

Councilman J. Cehan requested Administration to look into a possible situation of out of Terrebonne Parish vessels working for B.P. and doing nothing, while Terrebonne Parish vessels are sitting on their trailers at home, not working.

Councilman A. Tillman expressed his concerns regarding a recent article in the local newspaper indicating that he was absent from a Council committee meeting, when he was merely running a little late but did attend.

Upon questioning by Councilman B. Hebert, Planning & Zoning Director P. Gordon stated that the attorney for the retail outlet in the mall that was selling adult material and allowing minors to frequent the store was contacted and the matter is under review.

Councilman J. Pizzolatto stressed the need to support Amendment No. 2 on the 11/2/10 ballot for mineral resource revenue that will provide more funds to Parishes instead of to the state. He also announced the Notice to Proceed issued by the La. DOTD for the St. Charles Street Bridge replacement project, effective 10/28/10; the bridge will be closed within 1 to 2 weeks after this date to begin mobilizing equipment and driving a test pile; and a pre-construction meeting will be held in a few weeks and the exact closure date will be known then.

Vice-Chairman C. Voisin announced the K.C. Rodeo and Fair in Dularge at the K.C. Hall on Dr. Beatrous Road this Friday, Saturday and Sunday (10/15, 16, & 17, 2010).

Chairwoman A. Williams announced "The Haven's Candelight Vigil" in the Courthouse Square for Domestic Violence victims on Thursday, 10/21/10 at 6:00 p.m.

Parish President M. Claudet announced the following:

- Terrebonne Parish will be co-hosting the Police Jury Association of Louisiana's Convention for 2012 at the Houma-Terrebonne Civic Center.
- \$57 million of the \$1.2 billion of federally disbursed funding from B.P. was received in Terrebonne Parish.
- The Offshore Drilling Moratorium was lifted the last few days, but it will still remain a defacto Moratorium because permits need to be received.
- Channel 4's report of oil in Lake Raccourci is in Lafourche Parish and the Coast Guard and others were sent to re-check the area.
- Maps were displayed that indicates every place in Terrebonne Parish some sighting of oil was discovered; areas assessed by SCAT Teams; and how heavy the oil was. The maps are located on the 7<sup>th</sup> floor for review. He stated that there are no out of state vessels with the Vessels of Opportunity working for the cleanup that he knows of, but he will look into the matter.
- Machines are being brought to the Barrier Islands that will sift the sand and take out the oil. B.P. has confirmed that they will remain here until the job was complete.

Parish Manager A. Levron announced a CWPPRA Task Force meeting was held today and the Lake Boudreaux Freshwater Introduction Project funding was discussed and the cost has risen from \$12 million to \$25 million. The Task Force favorably set the funds aside, but there are technicalities that need to be addressed in the next 2 weeks.

Council Clerk P. Labat announced his retirement date on 12/31/10 and his last "working day" as 10/29/10 from Terrebonne Parish Consolidated Government as Council Clerk.

Several Council Members expressed their appreciation to Mr. Paul Labat for his assistance, guidance, and knowledge over the last 38 years in Parish Government and stated that he will be greatly missed.

Council Clerk P. Labat thanked the Council Staff Members Charlette Poché, Venita Chauvin, and Suzette Thomas for working with him over many years and stated that they were a blessing to him and will continue to be invaluable to the current Council and future ones.

No action was necessary on agenda item 7B – Information List.

Parish President M. Claudet announced that the Bayou Blue Pontoon Bridge will be closed until December 2010 due to damages it incurred.

Mr. Merlin Lirette, The Merlin Group, Ltd. gave a brief summary of the firm's following ongoing Parish Government Projects:

- Repairs to the Wastewater Treatment Plant
- New Public Works Sign Shop
- In-kind assistance in Re-roofing of the East Houma Fire Station

Mr. Lirette stated he also has another business that sells dirt and this past summer a substantial amount of dirt was provided for the Ward 7 Levee Project. He thanked Council Clerk P. Labat for his assistance over the years.

Mr. A. Tillman, seconded by Mr. K. Voisin, "THAT, the Council accept the following Monthly Engineering Reports:

- A) Duplantis Design Group, PC
- B) GSE Associates, LLC
- C) Milford & Associates, Inc.
- D) T. Baker Smith, Inc.
- E) The Merlin Group."

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

Mr. K. Voisin moved, seconded by Mr. A. Tillman, "THAT, there being no further business to come before the Council, the meeting be adjourned."

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted and the meeting adjourned at 7:30 p.m.

VENITA H. CHAUVIN, MINUTE CLERK

ATTEST:

/S/ ARLANDA J. WILLIAMS, CHAIRWOMAN  
TERREBONNE PARISH COUNCIL

/S/ PAUL A. LABAT, COUNCIL CLERK  
TERREBONNE PARISH COUNCIL