

PROCEEDINGS
OF THE
TERREBONNE PARISH COUNCIL
IN REGULAR SESSION
SEPTEMBER 22, 2010

The Chairwoman, Ms. A. Williams, called the meeting to order at 6:00 p.m. in the Terrebonne Parish Council Meeting Room. Following the Invocation, led by Councilman P. Lambert, Councilwoman T. Cavalier led the Pledge of Allegiance.

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

The Council Chairwoman announced that the Council does hereby convene as the Board of Review for the purpose of hearing and considering written protests on the 2010 Parish Assessments, as presented by the Parish Assessor.

The Chairwoman called for comments from the following firms; there were no representatives present:

1. Meridian Resources and Exploration Co.
2. S2 Energy 1, LP
3. Chaparral Energy, LLC
4. American Multi Cinema, Inc.
5. CDM Resource Management

The Chairwoman recognized Mr. Randall T. Schulze, Stancil & Company Consultants, representing the following firm:

6. Apache Corp

Mr. Schulze explained the reasoning behind the appeals submitted and requested the Council to uphold the assessed values as presented in their report.

The Chairwoman recognized Mr. Ken Cariker, Affiliated Tax Consultants, representing the following firms:

7. Caza Operating, LLC
8. Petroquest Energy, Inc.
9. Texas Petroleum Investment Company

Mr. Cariker explained the reasoning behind the appeals submitted and requested the Council to uphold the assessed values as presented in their report.

The Chairwoman recognized Mr. Gene Bonvillain, Terrebonne Parish Assessor, who stated that he stands by the values presented by the Terrebonne Parish Assessor's office and requested the Council to accept the 2010 property assessment list, as presented.

Mr. C. Voisin moved, seconded by Mr. K. Voisin, "THAT, the Terrebonne Parish Council, sitting as a Board of Review for Parish Assessments, and after considering all written protests received and hearing from the Parish Assessor, accepts the 2010 property assessment list as presented by the Parish Assessor, and all written protests received will be sent to the Louisiana Tax Commission for further evaluation and action."

The Chairwoman called for a vote on the motion offered by Mr. C. Voisin.
UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

The Council continued with the regular of business at this time.

Mr. A. Tillman moved, seconded by Mr. C. Voisin, "THAT, the Council approve the minutes of the Regular Council Session held on 8/25/10."

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

Mr. A. Tillman moved, seconded by Mr. C. Voisin, "THAT, the Council approve the Parish Bill Lists dated 9/13/10 and 9/20/10."

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

Mr. A. Tillman moved, seconded by Mr. C. Voisin, "THAT, the Council approve the Parish Manual Check List for August, 2010."

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

Councilman J. Pizzolatto read aloud a memorial for Mr. Conrad J. Lirette, former Police Juror and local businessman, who recently passed away, and asked everyone to stand for a moment of silence in honor of his memory. He requested the Council Staff to forward it to Mr. Lirette's family.

OFFERED BY: Mr. J. Cehan.

SECONDED: Unanimously.

RESOLUTION NO. 10-469

WHEREAS, the many detriments to the stability of the coast of Louisiana have taken a drastic toll over the years, and

WHEREAS, the recent oil spill disaster in the Gulf of Mexico has compounded the problems experienced by those whose efforts are concentrated towards rebuilding the coastline in order to stabilize it, and to protect those resources and residents whose lives depend upon the solvency of these areas, and

WHEREAS, the Voice of the Wetlands Organization was established in 2004 as a volunteer-based, non-profit entity, focused on developing educational outlets and programs to heighten awareness about the loss of the wetlands in southern Louisiana, and

WHEREAS, the Voice of the Wetlands' mission to protect and preserve Louisiana's wetlands should be supported by every means possible, and

WHEREAS, the 7th Annual Voice of the Wetlands Festival will be held on October 8-10 this year on the grounds of the Southdown Plantation/Terrebonne Museum, and the Terrebonne Parish Consolidated Government is pleased and proud to be a co-sponsor of this worthwhile event.

NOW, THEREFORE BE IT RESOLVED by the Terrebonne Parish Council, on behalf of the Parish President and the Terrebonne Parish Consolidated Government, that October 8, 9 and 10, 2010 be proclaimed "Voice of the Wetlands Festival Weekend", and that all Terrebonne Parish residents, as well as all inhabitants of southern Louisiana, be urged to attend and participate in the activities to be held celebrating our music, culture and heritage.

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairwoman declared the resolution adopted on this, the 22nd day of September, 2010.

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OFFERED BY: Mr. K. Voisin.

SECONDED: Unanimously.

RESOLUTION NO. 10-470

WHEREAS, the Terrebonne Parish Council was exciting and pleased to learn that the Houma-Terrebonne Chamber of Commerce was recently recognized as the top "large-sized" Chamber of Commerce in the State of Louisiana, and,

WHEREAS, the Louisiana Association of Chamber of Commerce Executives, at its August 26 annual conference, recognized the local Chamber due to a variety of reasons, most of which dealt with their vast number of achievements in the community and their organizational and professional development within the last 12 to 18 months, and,

WHEREAS, the local Chamber was also recognized for their impressive work in lobbying against the drilling moratorium which was enacted on a federal level following the Deep Water Horizon Oil Spill, and,

WHEREAS, another reason for the special award was the Houma-Terrebonne Chamber of Commerce recently having received Five Star Accreditation by the United States Chamber of Commerce, one of only sixty five in the entire country, and

WHEREAS, the Terrebonne Parish Council was pleased that the Houma-Terrebonne Chamber has received the acknowledgment they deserve for all of the hard work and support the Chamber's members have given to this community.

NOW THEREFORE BE IT RESOLVED by the Terrebonne Parish Council, on behalf of Parish President Michel H. Claudet and the entire Terrebonne Parish Consolidated Government that the officers, staff and members of the Houma-Terrebonne Chamber of Commerce be congratulated for being selected as the top large-sized Chamber of Commerce in the State of Louisiana by the Louisiana Association of Chamber of Commerce Executives.

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairwoman declared the resolution adopted on this, the 22nd day of September, 2010.

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The Chairwoman recognized Dr. Glenn Manceaux, Chairman of the Board for the Houma-Terrebonne Chamber of Commerce's Executive Committee, who thanked the Council and Parish President for the commendation and stated how elated the Chamber members were at being honored as the top Chamber of its size in Louisiana. He thanked Terrebonne Parish officials for supporting past and future efforts of Houma-Terrebonne's Chamber of Commerce.

The Chairwoman stated that agenda item 2A – Mr. Mark Jeff, Bobtown community resident wishing to address the Council, had been withdrawn.

The Chairwoman called for Ms. Ava Harris, Bobtown Court resident, who was listed on the agenda to address the Council, but Ms. Harris was not present.

The Chairwoman recognized Mr. Alex Ostheimer, Planning Commission Member, who provided an example of a proposed development situation whereby there is question as to whether it will increase the flooding problems in adjoining residential neighborhoods. He requested the Council's support and possible statute change, if deemed necessary, to allow Terrebonne Parish's Planning Commission, in specific cases, to require the engineering proposal for drainage for building permits to be presented to it in a normal public forum.

Mr. J. Pizzolatto moved, seconded by Mr. K. Voisin, "THAT, the Council extend Mr. Alex Ostheimer's time to address the Council."

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

Mr. Alex Ostheimer continued his presentation regarding development that may increase flooding problems in adjoining residential neighborhoods, and what the Planning Commission could possibly do to prevent same.

The Chairwoman recognized Dr. Budd Cloutier, Planning Commission Member, who suggested that the Parish's Storm Drainage Design Manual needs to be upgraded. He stressed the need to have development without having a negative impact on adjacent property owners. He suggested that the concept of recreational reservoir forced drainage be considered by Terrebonne Parish.

Mr. A. Tillman moved, seconded by Mr. B. Hebert, "THAT, the Council extend Dr. Budd Cloutier's time to address the Council."

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

Dr. Budd Cloutier continued his presentation regarding his suggestion of considering recreational reservoir forced drainage in Terrebonne Parish.

Mr. B. Hebert 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. B. Hebert.

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

The Chairwoman recognized the public for comments on the following:

- A. A proposed ordinance to supplement and amend Ordinance No. 7825 to provide for \$17,000,000 of Sewer Revenue Bonds, and provide for other matters relative thereto

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

Mr. K. Voisin 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. K. Voisin.

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

The following ordinance having been introduced at a duly convened meeting on September 8, 2010, notice of its introduction having been published in the official journal and a public hearing having been held thereon on September 22, 2010, was offered for final adoption by Mr. Kevin Voisin and seconded by Mr. Clayton Voisin:

ORDINANCE NO. 7899

An ordinance supplementing and amending Ordinance No. 7825 to provide that the authorization of the \$15,000,000 of Sewer Revenue Bonds, Series 2010 (the "Bonds"), be amended to provide that the principal amount of the Bonds be increased to \$17,000,000, designating principal and interest payment date and providing for other matters in connection therewith.

WHEREAS, the Terrebonne Parish Council (the "Council") adopted Ordinance 7823 on May 26, 2010, providing for the issuance of not exceeding \$15,000,000 of Sewer Revenue Bonds, Series 2010 to the Louisiana Department of Environmental Quality (the "DEQ") and authorizing the execution of a Commitment Agreement and Loan and Pledge Agreement in connection therewith (the "Prior Ordinance"); and

WHEREAS, this Council now wishes to authorize the Bonds in the principal amount of \$17,000,000;

NOW, THEREFORE, BE IT ORDAINED by the Terrebonne Parish Council (the “Governing Authority”), acting as the governing authority of the Parish of Terrebonne, State of Louisiana (the “Parish”), that:

SECTION 1. The Prior Ordinance be in the same is hereby amended so that the principal amount of the Bonds authorized thereby shall be Seventeen Million Dollars (\$17,000,000) of Sewer Revenue Bonds, Series 2010. All references to the principal amount contained in the Prior Ordinance is hereby amended to reflect Seventeen Million Dollars (\$17,000,000), including the bond form attached to the Prior Ordinance as Exhibit A.

SECTION 2. The Prior Ordinance be and the same is hereby amended so that the definition of Principal Payment Date appearing in Section 1.1 shall read: “***Principal Payment Date***” means each annual payment date of principal of the Bond (September 1), with the first payment date to be not later than one year after the completion of the Project and the final payment date to fall not exceeding nineteen years from the first principal payment date thereafter for a total of twenty (20) consecutive annual payment dates, providing that in no event shall the final maturity of the Bonds be more than twenty-two (22) years from the Delivery Date.”

SECTION 3. The Prior Ordinance be and the same is hereby amended so that the definition of Interest Payment Date appearing in Section 1.1 shall read: “***Interest Payment Date***” means March 1 and September 1 on each year in which interest on the Bonds is payable, the first of which shall occur after the delivery of the first installment of the Bonds to the Department and which shall occur semi-annually thereafter until the Bonds are paid in full.”

SECTION 4. The Executive Officers are hereby authorized and empowered to execute the Loan and Pledge Agreement in substantially the form attached hereto as Exhibit A.

SECTION 5. Add Section 11.10 Employment of Bond Counsel. Foley & Judell, L.L.P., Bond Counsel of New Orleans, Louisiana, is hereby requested to do and perform comprehensive legal and coordinate professional work with respect to the issuance of the Bonds. Said special 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 the Bonds, shall counsel and advise this Governing Authority as to the issuance and sale of the Bonds, and shall furnish their opinion covering the legality of the issuance thereof. The fee of special Bond Counsel in connection with the issuance of the Bonds is hereby fixed at a sum not to exceed that permitted by the Attorney General's fee schedule for each issue or series of revenue bonds based

on the principal amount of the Bonds actually issued, sold, delivered and paid for, plus "out-of-pocket" expenses; provided, however, that said fee shall be contingent upon the sale, issuance and delivery of the Bonds.

A certified copy of this ordinance 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 as required by law.

SECTION 6. Except as supplemented herein, the Prior Ordinance remains in full force and effect.

SECTION 7. This ordinance shall become effective upon passage by the Council and approval by the Parish President.

The final adoption of the foregoing Ordinance having been duly moved and seconded, the roll was called and the following vote was taken and recorded:

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

NAYS: NONE.

ABSENT: NONE.

ABSTAINING: NONE.

And the ordinance was declared adopted on this 22nd day of September, 2010.

The Chairwoman recognized the public for comments on the following:

- B. A proposed ordinance to amend the 2010 Adopted Budget and 5 Year Capital Outlay for the following items:
- Balancing adjustment to various funds/departments increasing revenue and/or decreasing expenditures
 - Criminal Court Fund, \$142,024
 - Juvenile Detention Fund, \$26,002
 - Terrebonne Levee, \$32,904
 - Ashland Transfer Station, \$885,882
 - Hazard Mitigation Grant Program (HMGP) #1607, \$118,680
 - HMGP #1607-109-0001, \$270,000
 - HMGP #1603-109-0001, \$30,000 & \$10,665
 - East Houma/East Park Walking Trails, \$230,000

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

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

OFFERED BY: Mr. A. Tillman.

SECONDED BY: Mr. C. Voisin.

ORDINANCE NO. 7900

AN ORDINANCE TO AMEND THE 2010 ADOPTED OPERATING BUDGET AND 5 YEAR CAPITAL OUTLAY FOR THE FOLLOWING ITEMS:

- I. BALANCING ADJUSTMENT TO VARIOUS FUND/DEPARTMENTS, INCREASING REVENUE AND/OR DECREASING EXPENDITURES.
- II. CRIMINAL COURT FUND, \$142,024
- III. JUVENILE DETENTION FUND, \$26,002
- IV. TERREBONNE LEVEE, \$32,904
- V. ASHLAND TRANSFER STATION, \$885,882
- VI. HAZARD MITIGATION GRANT PROGRAM (HMGP) #1607, \$118,680
- VII. HMGP – # 1607-109-0001, \$270,000
- VIII. HMGP – # 1603-109-0001, \$30,000 & \$10,665
- IX. EAST HOUMA/EAST PARK WALKING TRAILS, \$230,000

SECTION I

WHEREAS, the annual operating budgets are prepared estimating the beginning fund balances, by projecting the current revenues and expenditures, and

WHEREAS, upon adoption of the actual fund balances, the following funds require an adjustment increasing revenues to balance their current budgeted fund balance.

WHEREAS, the Criminal Court Fund requires a \$142,024 increase in the Court Fines collected, and

WHEREAS, the Juvenile Detention Fund requires a \$26,002 increase in its Ad Valorem Taxes revenues, and

WHEREAS, the Terrebonne Levee requires a \$32,904 increase in the sales tax revenue.

BE IT FURTHER ORDAINED, by the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, that the 2010 Adopted Operating Budget be amended to recognize the necessary adjustments to the Criminal Court Fund, Juvenile Detention Fund and Terrebonne Levee Fund. (Attachment A, B, C)

SECTION II

WHEREAS, Administration recognizes the need to upgrade and renovate the Ashland Transfer Station, and

WHEREAS, the preliminary estimates of the project is \$885,882 which will come from the remainder of the LaCache Closure Project (\$397,847) and the Sanitation Bond Construction Fund's Fund Balance (\$488,035).

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

SECTION III

WHEREAS, the Hazard Mitigation Grant Program (HMGP Project No. 1607-109-0002), Amendment #3 has been approved by FEMA adding \$118,680 for additional acquisitions, and

WHEREAS, the program funds have been increased by \$115,773 and administration fees have been increased by \$2,907, for a total of \$118,680.

BE IT FURTHER ORDAINED, by the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, that the 2010 Adopted Operating Budget be amended to recognize the additional funding for the HMGP Project. (Attachment E)

SECTION IV

WHEREAS, the Hazard Mitigation Grant Program (HMGP, No. 1607-109-0001) requires homeowner's participation to cover a portion of the cost to elevate properties when they have received "Increase Cost of Compliance" (ICC) payments from their homeowner's insurance and/or Road Home Grants, and

WHEREAS, the Parish has processed seven applications with ICC payments totaling \$210,000 and two of those with Road Home Grants totaling \$30,000 for a total increase of \$270,000 to the Citizens' Participation Revenue.

BE IT FURTHER ORDAINED, by the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, that the 2010 Adopted Operating Budget be amended to recognize \$270,000 for the HMGP Project 1607-109-0001, Citizens' Participation. (Attachment F)

SECTION V

WHEREAS, the Hazard Mitigation Grant Program (HMGP Project No. 1603-109-0001) amendment was approved to de-obligate funding in the amount of \$10,665 from the Parish Acquisition Project, which removes nineteen acquisition structures and adds thirteen new structures for elevation, and

WHEREAS, this project is now a mixed mitigation which includes acquisition of fourteen structures and elevation of thirteen structures located throughout Terrebonne Parish, and

WHEREAS, the Parish has received \$30,000 of additional "Cost of Compliance" (ICC) and Road Home funds from the homeowner to be applied towards the cost to elevate their homes, and

BE IT FURTHER ORDAINED, by the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, that the 2010 Adopted Operating Budget be amended to recognize the reduction in funding due to the de-obligation from reassignment and increase in funding from the additional Citizens' Participation, for HMGP Project 1603-109-0001. (Attachment G)

SECTION VI

WHEREAS, under the provisions of Title 23, United States Code "Highways", funds have been appropriated to finance enhancement projects under the direct administration of the State of Louisiana, Department of Transportation and Development (DOTD), and

WHEREAS, the amount of \$230,000 has been awarded to for the construction of concrete sidewalks and installing street furniture and landscaping along East Park Avenue from Oak Street to Connley Street and related work.

BE IT FURTHER ORDAINED, by the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, that the 2010 Adopted Operating Budget and the 5

Year Capital Outlay be amended to recognize the funding for the East Houma/East Park Walking Trails. (Attachment H)

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

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairwoman declared the ordinance adopted on this, the 22nd day of September, 2010.

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AMENDMENT A - Criminal Court Fund

	2010		
	<u>Adopted</u>	<u>Change</u>	<u>Amended</u>
Fund Balance (Increase)	N/A	142,024	N/A
Court Fines	(3,750,944)	(142,024)	(3,892,968)

AMENDMENT B - Juvenile Detention Fund

	2010		
	<u>Adopted</u>	<u>Change</u>	<u>Amended</u>
Fund Balance (Increase)	N/A	26,002	N/A
Ad Valorem Taxes	(1,375,000)	(26,002)	(1,401,002)

AMENDMENT C - Terrebonne Levee Fund

	2010		
	<u>Adopted</u>	<u>Change</u>	<u>Amended</u>
Fund Balance (Increase)	N/A	32,904	N/A
Sales Tax	(5,000,000)	(32,904)	(5,032,904)

AMENDMENT D - Ashland Transfer Station

	2010		
	<u>Adopted</u>	<u>Change</u>	<u>Amended</u>
Depreciation Expense	305,000	22,147	305,000

MEMO ONLY:

Ashland Transfer Station	-	885,882	885,882
Lacache Cover/Acquisition	424,784	(397,847)	26,937
Fund Balance (Decrease)	N/A	(488,035)	N/A

AMENDMENT E - HMGP 1607

	2010		
	<u>Adopted</u>	<u>Change</u>	<u>Amended</u>
HMGP 1607-02	432,759	115,773	548,532
Other Fees	13,544	2,907	16,451
HMGP 1607-109-0002	(432,308)	(115,773)	(548,081)
1607-02 Administrative Fees	(13,994)	(2,907)	(16,901)

AMENDMENT F - HMGP 1607-109-0001

	2010		
	<u>Adopted</u>	<u>Change</u>	<u>Amended</u>
HMGP 1607-01	41,827	270,000	311,827
1607-01 Citizens Participation	-	(270,000)	(270,000)

AMENDMENT G - HMGP 1603-109-0001

	2010		
	<u>Adopted</u>	<u>Change</u>	<u>Amended</u>
Land FEMA 1603-01	1,058,061	(10,612)	1,047,449
Other Fees 1603-01	51,304	(53)	51,251
HMGP 1603-109-0001	(2,352,240)	10,612	(2,341,628)
1603 Administrative Fees	(52,277)	53	(52,224)
Elevation 1603	1,414,938	30,000	1,444,938
1603 Citizens Participation	(120,000)	(30,000)	(150,000)

AMENDMENT H - East Houma/East Park Walking Trail

	2010		
	<u>Adopted</u>	<u>Change</u>	<u>Amended</u>
East Houma/East Park Walking Trail	27,797	230,000	257,797
DOTD East Houma/Park Walking Trail	-	(230,000)	(230,000)

The Chairwoman recognized the public for comments on the following:

- C. A proposed ordinance authorizing a cooperative endeavor agreement with Terrebonne Revitalization Company, LLC (“TRC”) providing for conveyance of property at 218 Hobson Street

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

Mr. C. Voisin moved, seconded by Mr. A. Tillman, “THAT, the Council close the aforementioned public hearing.”

The Chairwoman called for a vote on the motion offered by

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

OFFERED BY: Mr. C. Voisin.

SECONDED BY: Mr. A. Tillman and Mr. P. Lambert

ORDINANCE NO. 7901

An Ordinance authorizing a cooperative endeavor agreement with Terrebonne Revitalization Company, LLC (“TRC”) providing for conveyance of property at 218 Hobson Street.

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

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

WHEREAS, Article VII, Section 14(B) entitled “Authorized Uses”, of the Louisiana Constitution lists ten specific instances of permissible use of public funds, one of which includes, “the use of public funds for programs of social welfare for the aid and support of the needy”; and

WHEREAS, TPCG has legal authority to pursue its governmental purpose of ensuring the health, safety and welfare of the citizens of Terrebonne Parish, and this cooperative endeavor comports with that governmental purpose in that TPCG is selling the tract of land, which is no longer needed or used for a public purpose, to TRC for the purpose of providing decent, safe, and affordable housing in Terrebonne Parish; and

WHEREAS, TPCG currently owns a tract of land located on Hobson Street in Houma, Louisiana, which it once used as an electrical substation, but the tract of land is no longer needed for a public purpose of the TPCG nor is it being used; and

WHEREAS, TRC has presented a plan to the TPCG to buy and construct mixed income housing on the tract of land, in accordance with the required number of units to be determined by the Louisiana Housing Finance Agency or in accordance with the requirements of any organization, lender, or agency providing funding to the project to be constructed to be dedicated to affordable housing as defined by federal HUD standards; and

WHEREAS, TPCG believes it can substantially benefit housing availability for low to moderate income residents of Terrebonne Parish by selling the tract of land to TRC subject to the terms herein described; and

WHEREAS, TPCG finds that its expenditure or transfer in the sale of the subject tract located on Hobson Street, Houma, Louisiana to TRC for the purposes of TRC’s construction of low to moderate income housing for the citizens of Terrebonne Parish, taken as a whole, is not gratuitous, and that it has a demonstrable, objective, and reasonable expectation of receiving at least equivalent value in exchange for the expenditure or transfer of its public funds.

NOW THEREFORE BE IT ORDAINED, by the Terrebonne Parish Council on behalf of the Terrebonne Parish Consolidated Government that a cooperative endeavor agreement with Terrebonne Revitalization Company, LLC (“TRC”) providing for conveyance of property at 218 Hobson Street, be and is hereby authorized.

BE IT FURTHER ORDAINED that Parish President, Michel Claudet, be, and he is hereby authorized to execute the cash sale provided for therein.

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

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairwoman declared the ordinance adopted on this, the 22nd day of September, 2010.

* * * * *

The Chairwoman recognized the public for comments on the following:

- D. A proposed ordinance to authorize the Parish President or his designee to execute an Act of Sale and any related documents for immovable property known as Southdown Waste Water Pond

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

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

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

OFFERED BY: Mr. K. Voisin.

SECONDED BY: Mr. P. Lambert.

ORDINANCE NO. 7902

AN ORDINANCE TO AUTHORIZE THE PARISH PRESIDENT OR HIS DESIGNEE TO EXECUTE AN ACT OF SALE AND ANY RELATED DOCUMENTS FOR IMMOVABLE PROPERTY KNOWN AS SOUTHDOWN WASTE WATER POND; AND TO PROVIDE FOR RELATED MATTERS

WHEREAS, the Terrebonne Parish Consolidated Government is authorized by Louisiana Constitution Art. 6, §23 to purchase immovable property for any public purpose; and

WHEREAS, Section 2-11(12) of the Terrebonne Parish Charter requires an ordinance to acquire real property on behalf of the Parish Government; and

WHEREAS, the Terrebonne Parish Consolidated Government wishes to purchase a tract of land situated within Section 82, 83, 84, 85, 86, & 87 of T17S-R17E, Terrebonne Parish, Louisiana known as "SOUTHDOWN WASTE WATER POND" from Dixie Rice Agricultural Corporation, Inc. for use within the public sewer system, or other authorized use of Parish; and

WHEREAS, the purchase price shall be the sum of TWO HUNDRED THOUSAND AND NO/100 (\$200,000.00) DOLLARS; and

WHEREAS, subject to prior approval of the Louisiana Bond Commission, the purchase price shall be payable as follows: FORTY THOUSAND AND NO/100 (\$40,000.00) down payment at Act of Sale, the balance being represented by a Promissory Note conditioned to bear interest at the rate of Six (6%) percent per annum from date made due and payable in five (5) equal annual installments of Thirty-Two Thousand and No/100 (\$32,000.00) plus accrued interest each, payable on each anniversary date of the Sale.

WHEREAS, an appraisal was performed by Logan Babin dated January 27, 2010 which valued the property at \$205,000.00; and

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

SECTION 1

The Parish President, Michel Claudet, or his designee, be and he is hereby authorized to execute an Act of Sale prepared by the Office of the Parish Attorney to purchase the property described in the attached legal property description ("Exhibit 1") for the sum of \$200,000.00, payable as set out in the preamble to this ordinance, and any other necessary legal documents for the purchase of said property.

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

NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairwoman declared the ordinance adopted on this, the 22nd day of September, 2010.

* * * * *

The Chairwoman recognized the public for comments on the following:

- E. A proposed ordinance to amend the Parish Code (Subdivision Regulations) Chapter 24, Section 24.3 “Definitions” and Section 24.7.6 “General” to include definitions for fire hydrants and dry hydrants and to include a process for the approval of dry hydrants

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

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

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

OFFERED BY: Mr. C. Voisin.

SECONDED BY: Mr. K. Voisin.

ORDINANCE NO. 7903

AN ORDINANCE TO AMEND THE SUBDIVISION ORDINANCE, CHAPTER 24, SECTIONS 24.3 “DEFINITIONS” AND 24.7.6.1.8 “FIRE HYDRANTS” TO ADD DEFINITIONS OF A FIRE HYDRANT AND DRY HYDRANT AND INCLUDE A PROCESS FOR THE APPROVAL OF DRY HYDRANTS 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, Sections 24.3 “Definitions” and 24.7.6.1.8 “Fire Hydrants” to add definitions of a fire hydrant and dry hydrant and include a process for the approval of dry hydrants as per “Attachment A.”

SECTION II

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

SECTION III

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

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

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairwoman declared the ordinance adopted on this, the 22nd day of September, 2010.

**Attachment A –
FIRE HYDRANTS**

Staff proposes to add the following definitions to Chapter 24, Section 24.3 “Definitions”:

Dry hydrant: a non-pressurized pipe system permanently installed adjacent to existing lakes, ponds and bayous that provides a suction supply of water to a fire department tank truck. Detention ponds shall not be used for a draft pit for a dry hydrant.

Fire hydrant: an upright pipe used to access water directly from the main, equipped with a fire hose connection for use in the event of a fire

Staff proposes to add to Chapter 24, Section 24.7.6 “General” a provision for the approval of dry fire hydrants:

24.7.6.1.8 Fire Hydrants:

Fire hydrants shall have a maximum spacing of five hundred (500) feet on center, and three hundred (300) feet on center in commercial and industrial developments. ~~This spacing may be altered slightly to conform to the location of lot lines.~~ Fire hydrants should be located as near to block corners as possible. **Subject to case by case approval by the Planning Commission, dry hydrants may be permitted in accordance with the provisions of the International Building Code and the National Fire Code. The relevant fire district shall certify that the dry hydrant meets the applicable standards.**

The Chairwoman recognized the public for comments on the following:

- F. A proposed ordinance to amend Ordinance No. 7843, adopted on June 23, 2010, to change the owners’ names for property located at 105 Beth Ann Street in Montegut (previous ordinance approved provisions of transaction)

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

Mr. P. Lambert 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. P. Lambert.

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

OFFERED BY: Mr. P. Lambert.

SECONDED BY: Mr. C. Voisin.

ORDINANCE NO. 7904

AN ORDINANCE TO AMEND ORDINANCE 7843 ADOPTED JUNE 23, 2010 TO REFLECT CHANGES TO THE OWNERS’ NAMES.

WHEREAS, the Terrebonne Parish Consolidated Government, in the implementation of its Hurricane Katrina Hazard Mitigation Grant Program, Project No. #1607-109-0002, Project #0002A, adopted an ordinance approving the acquisition of the property at:

Address: 105 Beth Ann Avenue
Montegut, Louisiana 70377

Owner(s): Gilbert and Joyce Talbot

NOW, THEREFORE, BE IT ORDAINED by the Terrebonne Parish Council that the above referenced ordinance be amended to change the owners' names from Gilbert and Joyce Talbot to Gilbert James Talbot, Jr. and Melinda Talbot Landtrip, all other provisions of the ordinance remaining the same; and,

BE IT FURTHER ORDAINED, that the Parish President is hereby authorized to execute any and all documents necessary to effect his clarification.

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

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairwoman declared the ordinance adopted on this, the 22nd day of September, 2010.

* * * * *

The Chairwoman recognized the public for comments on the following:

G. A proposed ordinance to rezone from R-1 (Single-Family Residential District) and O-L (Open Land) to C-2 (General Commercial District) and O-L (Open Land), a portion of Tract A and Tract B of property belonging to Barker Holding Company, LLC at 6444 West Main Street (Planning Commission and staff recommend approval)

The Chairwoman recognized Mr. Jeff Hargis, Ziegler Avenue resident, who stated that he is opposed to the proposed C-2 General Commercial District designation at the above location; he stated he has concerns with the property being adjacent to an R-1 residential area, such as large signs being so close to the residential neighborhood. He suggested that the proposed development be moved to a more appropriate area.

The Chairwoman recognized Mr. Floyd Bergeron, Kellie Drive resident, who expressed his concerns relative to the proposed development having a swale ditch that will be four feet wide and made of concrete. He expressed his concerns relative to the Parish proposing to give the developer a pond for drainage run off and maintaining it.

Councilman B. Hebert stated that he met with the developers and they are willing to sign an agreement to place the proposed development in the overlay district.

Parish Manager A. Levron explained what is being proposed as the Parish's participation relative to the proposed development. He stated the Parish is not designing the entire drainage system for this development, and that the project is a cooperative endeavor between the Parish and Barker Holding Company for land to construct the Westside Boulevard Phase B Extension from Main St. to Martin Luther King Blvd. He stated that the public would benefit from a much needed roadway and the subsurface drainage and retention area will benefit Ziegler/Buquet Street Subdivision. He said there would be very limited benefit to the future development of the property being rezoned.

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

Mr. B. Hebert 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. B. Hebert.

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

OFFERED BY: Mr. B. Hebert.

SECONDED BY: Mr. K. Voisin.

ORDINANCE NO. 7905

AN ORDINANCE TO AMEND THE ZONING MAP OF THE PARISH OF TERREBONNE SO AS TO REZONE FROM R-1 (SINGLE-FAMILY RESIDENTIALDISTRICT) AND O-L (OPEN LAND) TO C-2 (GENERAL COMMERCIAL DISTRICT) AND O-L (OPEN LAND), A PORTION OF TRACT A AND TRACT B OF PROPERTY BELONGING TO BARKER HOLDING COMPANY, LLC, 6444 WEST MAIN STREET, TERREBONNE PARISH, LOUISIANA; BARKER HOLDING COMPANY, LLC, APPLICANT.

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

WHEREAS, the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, has conducted a public hearing on Wednesday, September 22, 2010; and

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

NOW, THEREFORE, BE IT ORDAINED by the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, that the Zoning Map of the Parish of Terrebonne be hereby amended so as to rezone from R-1 (Single-Family Residential District) and O-L (Open Land) to C-2 (General Commercial District) and O-L (Open Land), a portion of Tract A and Tract B of Property belonging to Barker Holding Company, LLC, 6444 West Main Street, Terrebonne Parish, Louisiana.

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

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairwoman declared the ordinance adopted on this, the 22nd day of September, 2010.

* * * * *

The Chairwoman recognized the public for comments on the following:

H. 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. K. Voisin moved, seconded by Mr. J. Cehan, "THAT, the Council continue the public hearing until 10/13/10 on the proposed ordinance for the appointment of an additional Clerical Assistant to serve temporarily until the end of FY 2010."

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

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

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

The Chairwoman recognized Mr. Cleveland Bergeron, Boquet Street resident, who expressed his concerns relative to drainage problems in Bayou Cane and development along Martin Luther King Boulevard causing more drainage problems for the neighborhoods.

Councilman B. Hebert stated that he attended the Planning Commission meeting during which the residents' concerns about the development near the Holiday Inn on Martin Luther King Boulevard were addressed. He stated that he spoke with the engineer for the project which the Parish hired, who assured him they are on track to make recommendations to the Council regarding the drainage in this area. He requested the Council and Administration to work together to solve this problem once and for all for Bayou Cane and Martin Luther King Boulevard. He requested Assistant Council Clerk C. Poché to place the matter of constructing recreational reservoirs on a committee agenda for discussion. He stated the Planning Commission will vote on the Holiday Inn matter in thirty days.

Councilman K. Voisin requested that when the recreational reservoir discussion takes place it includes all of Terrebonne Parish and not just Bayou Cane/Martin Luther King Boulevard because the entire Parish has drainage problems.

Parish President M. Claudet stated that Administration has attempted to increase drainage regulations to address potential future drainage problems. He stated the recreational reservoirs are an excellent idea if it can be worked out from a financial standpoint. He elaborated on matters he feels need to be addressed to correct drainage problems throughout the Parish.

Councilwoman T. Cavalier suggested that constructing recreational reservoirs before a roadway is constructed be considered as a requirement in order to avoid future drainage problems. She stated that Disney World in Florida has model drainage systems that are recreational, beautiful and functional. She stated that Terrebonne Parish is in dire need of recreational parks.

The Chairwoman called for a report on the Public Services Committee meeting held on 9/20/10, whereupon the Committee Chairman, noting that ratification of the minutes calls a public hearing on 10/13/10, rendered the following:

PUBLIC SERVICES COMMITTEE

SEPTEMBER 20, 2010

The Chairman, Joey Cehan, called the Public Services Committee meeting to order at 5:30 p.m. in the Terrebonne Parish Council Meeting Room with the Invocation led by 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, C. Voisin, and A. Williams. Committee Members A. Tillman and K. Voisin were recorded as entering the proceedings at 5:32 p.m. and 5:37 p.m., respectively. A quorum was declared present.

OFFERED BY: Mr. C. Voisin.
 SECONDED BY: Mr. B. Hebert.

RESOLUTION NO. 10-471

A RESOLUTION RATIFYING THE PARISH PRESIDENT'S APPOINTMENT OF SHAW COASTAL, INC. TO PROVIDE ENGINEERING SERVICES RELATIVE TO THE ASHLAND PICKUP STATION FACILITY UPGRADE AND REPAIR.

WHEREAS, the Ashland Pickup Station Facility is in need of upgrade and repair including

- Tipping floor foundation reinforcement and cap repair,
- Building repairs including east roof, ventilation; skylights, and gutters/downspouts,
- Installation of electric/hydraulic knuckle-boom loaders to replace excavators,
- Installation of an emergency generator and misc electrical repairs, and

WHEREAS, Shaw Coastal, Inc. has offered a proposal to provide engineering services related to specifying and securing a suitable equipment and services to perform this work, and

WHEREAS, the parish president has appointed Shaw Coastal, Inc to provide engineering services relative to the Ashland Pickup Station Facility Upgrade and Repair project.

NOW, THEREFORE BE IT RESOLVED, by the Terrebonne Parish Council (Public Services Committee), on behalf of the Terrebonne Parish Consolidated Government, that the Parish President's appointment of Shaw Coastal, Inc. to provide engineering services relative to the Ashland Pickup Station Facility Upgrade and Repair project be, and is hereby, ratified, and

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, C. Voisin and A. Williams.

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: A. Tillman and K. Voisin.

The Chairman declared the resolution adopted on this, the 20th day of September, 2010.

* * * * *

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

RESOLUTION NO. 10-472

A resolution ratifying the Parish President's appointment of David A. Waitz Engineering and Surveying, Inc. to provide professional engineering services relative to the replacement of existing cast iron gas lines, project known as Cast Iron Gas Line Improvements, Swan Street Area, Phase XV.

NOW THEREFORE BE IT RESOLVED, by the Terrebonne Parish Council (Public Services Committee), on behalf of the Terrebonne Parish Consolidated Government, that the Parish President's appointment of David A. Waitz Engineering and Surveying, Inc. to provide professional engineering and land survey services relative to cast iron gas line replacement for project known as Cast Iron Gas Line Improvements, Swan Street Area, Phase XV, be, and is hereby approved, and

BE IT FURTHER RESOLVED, that the Parish President, Council Chairman, 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, C. Voisin and A. Williams.

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: A. Tillman and K. Voisin.

The Chairman declared the resolution adopted on this, the 20th day of September, 2010.

Committee Member A. Tillman was recorded as entering the proceedings at this time.

OFFERED BY: Mr. P. Lambert.

SECONDED: Unanimously.

RESOLUTION NO. 10-473

A resolution authorizing the execution of Change Order No. 5 (balancing) to the Construction Agreement for Parish Project No. 99-BRG-10, Bayou Drive Bridge, Terrebonne Parish, Louisiana.

WHEREAS, the Terrebonne Parish Consolidated Government entered into a contract dated February 19th, 2009, with Cecil D. Gassiot, L.L.C., Recordation Number 1316126, for the Bayou Drive Bridge, Parish Project No. 99-BRG-10, Terrebonne Parish, Louisiana, and

WHEREAS, a change order is necessary to balance the original contract quantities to final quantities required for the completion for the above referenced project, and

WHEREAS, this change order is necessary in order to decrease the contract price by \$8,912.40, and

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

NOW, THEREFORE BE IT RESOLVED that the Terrebonne Parish Council (Public Services Committee), on behalf of the Terrebonne Parish Consolidated Government, does hereby approve and authorize the Parish President Michel Claudet, to execute this Change Order No. 5 which results in a decrease of Eight Thousand Nine Hundred and Twelve Dollars and Forty Cents (\$8,912.40), for Parish Project No. 99-BRG-10; Bayou Drive Bridge, Terrebonne Parish, Louisiana.

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 20th day of September, 2010.

OFFERED BY: Mr. C. Voisin.

SECONDED BY: Mr. P. Lambert.

RESOLUTION NO. 10-474

A resolution authorizing the execution of Change Order No. 5 for the Construction Agreement for Parish Project No. 07-DRA-12, Upper Grand Caillou (D-08) Pump Station Rehabilitation Project, Terrebonne Parish, Louisiana.

WHEREAS, the Terrebonne Parish Consolidated Government entered into a contract dated October 6, 2009, with Larry Doiron, Inc., for the Parish Project No. 07-DRA-12, Upper Grand Caillou (D-08) Pump Station Rehabilitation Project, Terrebonne Parish, Louisiana, and

WHEREAS, this change order has been recommended to allow the contractor additional time (48 days) to fabricate the fuel control panel for the purposes of being similar to the Parish' other pump stations, and

WHEREAS, this change order is necessary to extend the contract time by six (6) Calendar Days due to adverse weather conditions, and

WHEREAS, this Change Order No. 5 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. 5 to the construction agreement with Larry Doiron, Inc., to perform construction services for Parish Project No. 07-DRA-12, Upper Grand Caillou (D-08) Pump Station Rehabilitation Project, for an increase in contract time by Fifty-Four (54) days, 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 20th day of September, 2010.

* * * * *

OFFERED BY: Mr. J. Pizzolatto.

SECONDED BY: Mr. C. Voisin.

RESOLUTION NO. 10-475

A resolution ratifying the Parish President's appointment of URS Corporation to provide professional engineering services relative to Cummins Road Substation Expansion Project.

NOW THEREFORE BE IT RESOLVED, by the Terrebonne Parish Council (Public Services Committee), on behalf of the Terrebonne Parish Consolidated Government, that the Parish President's appointment of URS Corporation to provide professional engineering services relative to Cummins Road Substation Expansion Project be, and is hereby, ratified, and

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 20th day of September, 2010.

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Committee Member B. Hebert presented photographs of damaged concrete culverts in the vicinity of Broadmoor Elementary School near the new section of the roadway constructed along of Broadmoor Avenue and Kenney Street. He then requested that Administration investigate and inspect culverts along the aforementioned roadways to determine if the culvert damage is due to: 1) A manufacturer's defect, 2) Contractor's error in installing the culverts, or

3) An engineering flaw. Mr. Hebert noted that all of the streets should have been surveyed for an ongoing drainage project and requested that the matter be placed on the next committee agenda for consideration in two weeks.

Committee Member K. Voisin entered the proceedings at this time.

Mr. Hebert continued that he believes that there is a problem with the installation of concrete culverts which is attributing to drainage issues in the area. (NO ACTION TAKEN)

Committee Member K. Voisin inquired about the development of a policy to address grass clippings being placed in Parish storm drains.

Parish Manager Al Levron stated that the Public Citizens Coordinator has been given the task of notifying all lawn care professionals of Parish regulation with respect to storm drains in addition to inviting the professionals to the Tree Board Meeting of December 7, 2010 to discuss the issue. He continued that the Terrebonne Parish Sales & Use Tax Office has agreed to send letters to lawn care professionals informing them of Parish regulations when their license are up for renewal. Mr. Levron emphasized that the attendance at the Tree Board meeting is voluntary.

Committee K. Voisin requested that Administration provide photographs of drainage arteries that have been blocked due to debris from grass clippings. (NO ACTION TAKEN)

Ms. A. Williams moved, seconded by Mr. K. Voisin, "THAT, the Public Services Committee introduce an ordinance to create a 'No Parking on Median Zone' along the entirety of Imperial Drive and call a public hearing on said matter on October 13, 2010 at 6:30 p.m." (**SUBSTITUTE MOTION OFFERED AND ADOPTED AFTER DISCUSSION)

Committee Member A. Williams requested consideration of adopting an ordinance to prohibit parking on the median along Imperial Drive. She noted that the residents have expressed that concern with respect to persons parking on the median after the median has been cut. She noted her support of a motion regarding enacting the "No Parking on Median Zone" throughout the Parish.

Mr. J. Pizzolatto offered a *substitute* motion, seconded by Mr. K. Voisin, "THAT, the Public Services Committee introduce an ordinance to create a 'No Parking on Median Zone' along all medians in Terrebonne Parish and call a public hearing on said matter on October 13, 2010 at 6:30 p.m."

The Chairman called for the vote on the *substitute* 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, K. Voisin, and A. Williams.

NAYS: None.

ABSENT: None.

The Chairman declared the *substitute* motion adopted.

Mr. K. Voisin 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 Mr. K. Voisin.

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None.

ABSENT: None.

The Chairman declared the motion adopted and the meeting was adjourned at 5:43 p.m.

Joey Cehan, Chairman
Suzette Thomas, Minute Clerk

Mr. J. Cehan moved, seconded by Mr. C. Voisin, “THAT, the Council accept and ratify the minutes of the Public Services Committee meeting held on 9/20/10.”

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None

ABSENT: K. Voisin

The Chairwoman declared the motion adopted.

The Chairwoman called for a report on the Community Development & Planning Committee meeting held on 9/20/10, whereupon the Committee Chairman rendered the following:

COMMUNITY DEVELOPMENT & PLANNING COMMITTEE

SEPTEMBER 20, 2010

The Chairman, Billy Hebert, called the Community Development & Planning Committee meeting to order at 5:45 p.m. in the Terrebonne Parish Council Meeting Room with the Invocation led by A. Tillman 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, K. Voisin, and A. Williams. A quorum was declared present.

The Chairman announced that Item No. 1 (RESOLUTION: Approving a loan of HOME Investment Partnership funds to the Concerned Clergy and Laity of Christian Churches, Inc. for property located at 12 Kingsridge Loop) has been withdrawn from consideration, as per the request of Administration. (NO ACTION TAKEN)

Ms. A. Williams moved, seconded by Mr. A. Tillman and Mr. J. Cehan, “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, K. Voisin, and A. Williams.

NAYS: None.

ABSENT: None.

The Chairman declared the motion adopted and the meeting was adjourned at 5:46 p.m.

Billy Hebert, Chairman

Suzette Thomas Minute Clerk

Mr. B. Hebert moved, seconded by Mr. A. Tillman, “THAT, the Council accept and ratify the minutes of the Community Development & Planning Committee meeting held on 9/20/10.”

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

The Chairwoman called for a report on the Budget & Finance Committee meeting held on 9/20/10, whereupon the Committee Chairman, noting that ratification of minutes calls a public hearing on 10/13/10, rendered the following:

BUDGET & FINANCE COMMITTEE**SEPTEMBER 20, 2010**

The Chairman, Alvin Tillman, called the Budget & Finance Committee meeting to order at 5:53 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, K. Voisin, and A. Williams. A quorum was declared present.

OFFERED BY: Ms. A. Williams.

SECONDED BY: Mr. B. Hebert.

RESOLUTION NO. 10-476

WHEREAS, on August 11, 2010, bids were received by the Terrebonne Parish Consolidated Government for Bid No. 10-PURH-42 Security Guard Service Contract for Various Owned Locations, and

WHEREAS, after careful review by the Purchasing Division; Angela Guidry, Jamie Elfert, Chief Financial Officer, and Parish Administration, it has been determined that the bid of Weiser Security Services, Inc is the lowest qualified bid in the amount of \$10.52 per hour, and

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

WHEREAS, the quantities referenced are estimated. In the event a greater or lesser quantity is needed, the TPCG reserves the right to increase or decrease the amount, at the unit price stated in the bid. The TPCG does not obligate itself to contract for or accept more than their actual requirements during the period of this agreement, as determined by actual needs and availability of appropriated funds.

WHEREAS, The term of this agreement shall be effective from the date of recordation of contract and will be for one (1) year and shall be subject to two (2) additional twelve (12) month renewal periods provided there is no change in the terms, conditions, specifications and pricing structure unless mutually agreed to by both parties. Contract is not to exceed thirty-six (36) months.

WHEREAS, the Parish Administration has concurred with the recommendation that the bid of Weiser Security Services, Inc is the lowest qualified bid for Bid No. 10-PURH-42 Security Guard Service Contract for Various Parish Owned Locations.

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 Weiser Security Services, Inc. be accepted as the lowest qualified bid in the amount of \$10.52 per hour.

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: None.

The Chairman declared the resolution adopted on this, the 20th day of September, 2010.

* * * * *

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

RESOLUTION NO. 10-477

WHEREAS, on August 30, 2010, bids were received by the Terrebonne Parish Consolidated Government for Bid No. 10-WHSE-48 for the Purchase of a New Gas Meters for the Warehouse Inventory Stock, and

WHEREAS, after careful review by the Purchasing Division; Angela Guidry, Purchasing Manager, Mary Crochet, Warehouse Manager, Jamie Elfert, Chief Financial Officer, and Siamak Mokhtarnejad, Associate Director of Gas Systems, it has been determined that the bid of LUSCO (Louisiana Utilities Supply Co.) is the lowest qualified bid for the amount of \$179,437.86, and

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

WHEREAS, Terrebonne Parish Consolidated Government, Finance Department, Warehouse Division, reserves the right to increase or decrease quantities at its sole discretion at the same unit prices until December 31, 2010, and

WHEREAS, the Parish Administration has concurred with the recommendation that the bid of LUSCO (Louisiana Utilities Supply Co.) is the lowest qualified bid for Bid No. 10-WHSE-48 for the Purchase of a New Gas Meters for the Warehouse Inventory Stock.

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 LUSCO (Louisiana Utilities Supply Co.) be accepted as the lowest qualified bid for the amount of \$179,437.86.

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: None.

The Chairman declared the resolution adopted on this, the 20th day of September, 2010.

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

RESOLUTION NO. 10-478

WHEREAS, prices were obtained through the Louisiana State Commodity Catalog by the Terrebonne Parish Consolidated Government for the purpose of purchasing Whelen Liberty Lightbars and Vertex Hide-a-Way Lights for the Houma Police Department under State Contract #407881 and #408186 and , and

WHEREAS, after careful review by Todd Duplantis, Interim Police Chief it has been determined that the total price of Nineteen Thousand, Nine Hundred Fifty Dollars and Zero Cents (\$19,950.00), from Ferrara Fire Apparatus, Inc. for the purchase of Whelen Liberty Lightbars and Five Thousand , Twenty-six Dollars and Eighty Cents (\$5,026.80) from Vehicle Parts & Equipment Co., Inc. (DBA Headquarters 911) for Whelen Liberty Lightbars and Vertex Hide-a-Way Lights should be accepted as per the State Contract Catalog, and

WHEREAS, the Finance Department has verified that funds available in the 2010 Adopted Budget Account Number 204-211-8914-01 for the purchase of the aforementioned equipment, and

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

WHEREAS Parish Administration has recommended the acceptance of the above equipment purchase at a total cost of Twenty-four Thousand, Nine Hundred Seventy-six Dollars and Eighty Cents (\$24,976.80) and previous 2010 expenditures under State Contract for the purchase of lightbars and sirens at a cost of Thirty-six Thousand, Eighty-two Dollars and Fifty Cents (\$36,082.50) which brings the cumulative 2010 expenditures in excess of Thirty Thousand Dollars (\$30,000), and

NOW, THEREFORE BE IT RESOLVED by the Terrebonne Parish Council (Budget and Finance Committee), on behalf of the Terrebonne Parish Consolidated Government, that the recommendation of the Parish Administration be approved and the purchase of the lightbars and hide-a-way lights be accepted.

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: None.

The Chairman declared the resolution adopted on this, the 20th day of September, 2010.

* * * * *

OFFERED BY: Ms. A. Williams.

SECONDED BY: Mr. J. Cehan.

RESOLUTION NO. 10-479

WHEREAS, on September 8, 2010 bids were received by the Terrebonne Parish Consolidated Government for Bid #10-HPD-57 Purchase of Two (2) New/Unused Harley Davidson FLHP Road King (Or Equal) Police Motorcycles for the Houma Police Department, and

WHEREAS, after careful review by the Purchasing Division, Todd Duplantis, Interim Police Chief it has been determined that the bid received of Bruno & Saylor Investments, LLC DBA Mike Bruno's Bayou Country Harley Davidson is the lowest qualified bid in the amount of \$32,908.60, and

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

WHEREAS, the Parish Administration has concurred with the recommendation that the bid of Bruno & Saylor Investments, LLC DBA Mike Bruno's Bayou Country Harley Davidson is the lowest qualified bid for Bid #10-HPD-57 Purchase of Two (2) New/Unused Harley Davidson FLHP Road King (Or Equal) Police Motorcycles for the Houma Police Department, and

NOW, THEREFORE BE IT RESOLVED by the Terrebonne Parish Council (Budget and Finance Committee), on behalf of the Terrebonne Parish Consolidated Government, that the recommendation of Parish Administration is approved and the bid of Bruno & Saylor Investments, LLC DBA Mike Bruno's Bayou Country Harley Davidson be accepted as the lowest qualified bid for the amount of \$32,908.60.

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: None.

The Chairman declared the resolution adopted on this, the 20th day of September, 2010.

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Ms. A. Williams moved, seconded by Mr. B. Hebert, "THAT, the Budget & Finance Committee introduce an ordinance to amend the 2010 Adopted Budget and the 5-Year Capital Outlay Budget to provide funding for the following:

1. Multi-Jurisdictional Task Force Program - \$21,087.00
2. Victims Assistance Program - \$8,120.00
3. Federal Transit Administration - \$334,835.00
4. Sewer Fund – Contractor’s Repairs - \$125,000.00
5. Sanitation Fund – Ashland Transfer Station - \$488,035.00

and call a public hearing on said matter on October 13, 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, J. Pizzolatto, A. Tillman, C. Voisin, K. Voisin, and A. Williams.

NAYS: None.

ABSENT: None.

The Chairman declared the motion adopted.

Chief Finance Officer Jamie Elfert stated that to date, approximately \$541,299.00 of the BP Funds have been expended and that the remaining balance is \$458,701.00. (NO ACTION TAKEN)

Ms. A. Williams moved, seconded by Mr. K. Voisin, "THAT, there being no further business to come before the Budget & Finance Committee, the meeting be adjourned."

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None.

ABSENT: None.

The Chairman declared the motion adopted and the meeting was adjourned at 5:57 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 9/20/10."

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

The Chairwoman called for a report on the Policy, Procedure, & Legal Committee meeting held on 9/20/10, whereupon the Committee Chairman rendered the following:

POLICY, PROCEDURE, & LEGAL COMMITTEE

SEPTEMBER 20, 2010

The Chairman, Johnny Pizzolatto, called the Policy, Procedure, & Legal Committee meeting to order at 6:11 p.m. in the Terrebonne Parish Council Meeting Room with the

Invocation led by T. Cavalier 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, K. Voisin, and A. Williams. A quorum was declared present.

The Chairman announced that the condemnation hearings scheduled for Tuesday, September 21, 2010 will begin at 5:30 p.m.

Mr. C. Voisin moved, seconded by Mr. J. Cehan, "THAT, the Policy, Procedure, & Legal Committee authorize and grant the use of Parish barricades for the 2nd Annual United Houma Nation's Vocational Rehabilitation Program Disabilities Awareness Pow Wow on Saturday, September 25, 2010 at Our Lady of Good Voyage Knights of Columbus Home."

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, J. Pizzolatto, A. Tillman, C. Voisin, K. Voisin, and A. Williams.

NAYS: None.

ABSENT: None.

The Chairman declared the motion adopted.

Ms. A. Williams moved, seconded by Mr. K. Voisin, "THAT, the Policy, Procedure, & Legal Committee authorize the TPCG to waive the rental fees for the use of the Houma Terrebonne Civic Center for local high school graduation ceremonies."

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, K. Voisin, and A. Williams.

NAYS: None.

ABSENT: None.

The Chairman declared the motion adopted.

The Chairman announced that Item No. 3 (Co-sponsor the NAACP Youth Council Musical) has been withdrawn from the agenda at the request of the organization. (NO ACTION TAKEN)

Mr. C. Voisin moved, seconded by Mr. P. Lambert, "THAT, the Policy, Procedure, & Legal Committee authorize TPCG to co-sponsor the Voice of the Wetlands Festival to be held on October 8, 9, and 10, 2010 at the Southdown Plantation House."

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, J. Pizzolatto, A. Tillman, C. Voisin, K. Voisin, and A. Williams.

NAYS: None.

ABSENT: None.

The Chairman declared the motion adopted.

Committee Member C. Voisin exited the proceedings at 6:16 p.m.

Human Resources & Risk Management Director Dana Ortego explained that estimated premiums with respect to Workman Compensation for the period April 1, 2009 to April 1, 2010 were not calculated appropriately; that the premiums are based on estimates provided on a yearly basis on the salaries and wages of the Parish Government and are traditionally based on prior year estimates; that the prediction for 2009 did not include additional benefits as a result of the Waters Study increase; and that the additional premium cost is within the budgeted allocation.

The Chairman noted that the premium deposit previously paid and approved is \$101,637.00; that the increase in premium cost is \$50,525.00; and that the total cost is \$152,162.00; however, \$220,000.00 was budgeted for the premium expenditures.

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

RESOLUTION NO. 10-480

WHEREAS, the Terrebonne Parish Consolidated Government (TPCG) is authorized to provide Workers' Compensation Insurance coverage through its Department of Risk Management, and

WHEREAS, Administration and the Risk Management Department, underwent an annual Workers' Compensation Payroll audit of the 2009 Workers' Compensation payroll, for payroll period of 4/1/2009 to 4/1/2010, and after the completion of said audit, it was determined that an additional premium of \$50,525 was due, and

WHEREAS, it is the recommendation of Administration and the Risk Management Department that the attached invoice for the additional premium due for Excess Workers' Compensation coverage for policy period 4/1/2009 to 4/1/2010, be approved for payment.

NOW, THEREFORE BE IT RESOLVED by the Terrebonne Parish Council (Policy, Procedure, and Legal Committee), on behalf of Terrebonne Parish Consolidated Government, that the recommendation of Administration and the Risk Management Department is to accept the additional premium due for Excess Workers' Compensation coverage for policy period 4/1/2009 to 4/1/2010.

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

NOT VOTING: None.

ABSENT: C. Voisin.

The Chairman declared the resolution adopted on this, the 20th day of September, 2010.

* * * * *

Ms. A. Williams moved, seconded by Mr. K. Voisin, "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 Ms. A. Williams.

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None.

ABSENT: C. Voisin.

The Chairman declared the motion adopted and the meeting was adjourned at 6:18 p.m.

Johnny Pizzolatto, Chairman

Suzette Thomas, Minute Clerk

Mr. J. Pizzolatto, seconded by Mr. C. Voisin, "THAT, the Council accept and ratify the minutes of the Policy, Procedure, & Legal Committee meeting held on 9/20/10."

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

Mr. A. Tillman moved, seconded by Mr. C. Voisin, "THAT, the Council approve attendance at the following meeting as per the current Council Travel Policy:

A) Police Jury Association of Louisiana Annual Convention; February 17-19, 2011; Shreveport."

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

UPON ROLL CALL THERE WAS RECORDED:

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

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

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

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

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

Mr. C. Voisin moved, seconded by Mr. J. Cehan, "THAT, the Council accept the nominations of Mr. Clint 'Mike' Domangue, Mrs. Mary Lynn Bisland, Ms. Leslie Williams Jones, and Mr. Andrew Boyne, II for the two expiring terms on the Houma Area Convention and Visitors' Bureau, that nominations be closed, and that a voice vote of the Council be taken to determine which two individuals will be appointed."

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

The Chairwoman called for a voice vote of the Council to determine which two individuals would be appointed to the expiring terms on the Houma Area Convention and Visitors' Bureau, whereupon the following was recorded:

CLINT "MIKE" DOMANGUE

P. Lambert
A. Tillman
A. Williams
B. Hebert
T. Cavalier

MARY LYNN BISLAND

P. Lambert
A. Tillman
A. Williams
B. Hebert
K. Voisin

J. Pizzolatto
K. Voisin
C. Voisin
J. Cehan

C. Voisin
J. Cehan

LESLIE JONES

T. Cavalier

ANDREW BOYNE

J. Pizzolatto

The Chairwoman stated as per the aforementioned results, Mr. Clint “Mike” Domangue and Ms. Mary Lynn Bisland is appointed to the two expiring terms on the Houma Area Convention and Visitors’ Bureau.

The Chairwoman recognized Mr. Clint “Mike” Domangue, who thanked the Council for the appointment.

Mr. J. Pizzolatto moved, seconded by Mr. C. Voisin, “THAT, the Council re-nominate Mr. Mike Kreller for his expiring term on the Houma-Terrebonne Airport Commission, that Mr. John Monteiro also be nominated, that nominations be closed and a voice vote of the Council be taken to determine who will fill the expiring term.”

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

The Chairwoman called for a voice vote of the Council to determine who will fill the expiring term on the Houma-Terrebonne Airport Commission, whereupon the following was recorded:

MIKE KRELLERJOHN MONTEIRO

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

The Chairwoman stated as per the aforementioned results, Mr. Mike Kreller is re-appointed to another term on the Houma-Terrebonne Airport Commission.

Mr. K. Voisin moved, seconded by Mr. A. Tillman and Ms. T. Cavalier, “THAT, the Council ratify the Parish President’s re-appointment of Mr. Gerald Schouest (Flood Concern) to the CZM Committee and that nominations be opened for the expiring terms of Mr. Mickey Thomas (Marine Navigation), Mr. Ed Landgraf (Oil Industry), and Mr. Alan Gibson (Commercial Fishing).”

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

Mr. C. Voisin moved, seconded by Mr. P. Lambert, "THAT, the Council re-appoint Mr. Reggie Fazzio and Mr. Louis Pitre to another term on the Recreation District No. 4 Board."

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

Councilman J. Cehan expressed his concerns relative to the dump trucks travelling on Bayou Drive hauling dirt for the levee project speeding when there are children waiting at bus stops. He requested Administration to contact the appropriate contractor and also notify the Sheriff's Department to patrol more often in the area.

Councilman B. Hebert stated that there is a business that opened in the Southland Mall that he has been informed is selling adult merchandise and that juveniles are being allowed inside. He directed Planning Director P. Gordon to investigate the matter and take appropriate action.

Councilman J. Pizzolatto stated that the State Highway Department announced that the contract for the St. Charles Street Bridge Replacement at Highway 24 near Terrebonne High School has been awarded, and the bridge will be closed for about six months beginning in October. He stated that he informed the Superintendent of Schools of this matter. He stressed the need to support Constitutional Amendment No. 2 that will give Terrebonne Parish a larger share of the severance taxes that the oil companies pay to the State.

Councilman P. Lambert announced that the Bayou Blue Pontoon Bridge on Highway 316 crossing the Intracoastal Canal waterway will be closed indefinitely to vehicular traffic due to extension damage incurred as a result of a marine vessel collision.

Chairwoman A. Williams thanked Council Members and the Council Clerk for travelling and supporting her on their trip to Lafayette to testify against the moratorium in the Gulf of Mexico. She also announced a breast cancer awareness social and fundraiser that will take place on 10/21/10 at the Houma Municipal Auditorium, and asked for everyone's support.

Parish President M. Claudet announced the following:

- The Parish School Board has indicated that the Island Road is unsafe for school buses to travel; that the Parish was approximately \$3,000,000.00 short of funding for the project; and that GOSHEP, the engineers, and the contractors are working diligently to see what can be done in conjunction with FEMA to get this matter resolved
- Curbside recycling can now be subscribed to at www.tpcg.org/recycling; by emailing to recycling@tpcg.org; by calling 873-6767; or by applying in person at the Government Tower or Consolidated Waterworks. He said the hope is to get enough subscriptions to be able to provide this service.

Upon questioning by Councilman A. Tillman, Mr. Tom Bourg, Utilities Director, stated that an ordinance that will adopt the fees for curbside recycling has not yet been adopted by the Council, will be considered in early October. He stated that payment for the program will be accepted in quarterly installments, and the proposed fee is \$10.00 per quarter; each participant would be provided an eighteen-gallon recycling container and weekly collection; light metal (aluminum and tin cans), paper, cardboard and plastics will be accepted; and that no reduction in an individual's garbage fee is anticipated for those who participate in the recycling program.

Councilwoman T. Cavalier announced that when someone subscribes to the curbside recycling program, they need either their water bill or TPCG utility bill as proof of residency.

Parish President M. Claudet presented to the Council the proposed 2011 Operating and Capital Budget for TPCG and read aloud his budget message.

Mr. A. Tillman moved, seconded by Mr. B. Hebert, "THAT, the Council accept the proposed 2011 Parish Budget and the 5-Year Capital Outlay, as prepared by the Parish Administration, that the matter be referred to the Budget and Finance Committee for review, and that a public hearing be called on said matter on 10/13/10 at 6:30 p.m."

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

Mr. C. Voisin moved, seconded by Mr. K. Voisin, "THAT, the Council allow an add on to tonight's agenda to address a street light list."

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

The Chairwoman called for comments from the public on the aforementioned add on; there were none.

Mr. C. Voisin moved, seconded by Mr. K. Voisin, "THAT, the Council close the call for public comments."

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

Mr. C. Voisin moved, seconded by Mr. K. Voisin, "THAT, the Council approve the following street light list:

INSTALL STREET LIGHT AT 2077 HWY. 311; RLD #2; ENTERGY; ARLANDA WILLIAMS

REPLACE EXISTING 175 W MV OB STREET LIGHT AT 3401 BELMONT STREET W/250 W HPS CH (RIGHT SIDE FACING 3401 BELMONT ST. – CORNER OF ROBERTA GROVE BLVD); RLD #3-A; ENTERGY; JOEY CEHAN

INSTALL 100 W HPS STREET LIGHT AT 8114 REDFISH STREET IN COCODRIE; RLD. #7; ENTERGY; PETE LAMBERT."

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

Mr. C. Voisin moved, seconded by Mr. K. Voisin, "THAT, the Council allow an add on to tonight's agenda to address a resolution calling condemnation hearings on 37 properties through the FEMA Public Assistance Program."

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

The Chairwoman called for comments from the public on the aforementioned add on; there were none.

Mr. C. Voisin moved, seconded by Mr. K. Voisin, "THAT, the Council close the call for public comments."

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

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted.

OFFERED BY: Mr. C. Voisin.

SECONDED BY: Mr. K. Voisin.

RESOLUTION NO. 10-481

A RESOLUTION GIVING NOTICE OF INTENT TO CONSIDER THE CONDEMNATION OF THE FOLLOWING LISTED STRUCTURES UNDER A FEMA GRANT-FUNDED COST REIMBURSEMENT PUBLIC ASSISTANCE PROGRAM DESIGNED TO REMOVE IMMEDIATE THREAT TO THE LIFE, SAFETY, HEALTH OR WELFARE OF LOCAL COMMUNITIES BY REMOVING UNSAFE BUILT STRUCTURES DAMAGED BY HIGH WINDS AND/OR EXTENSIVE FLOODING DURING HURRICANE IKE, AND CALLING A PUBLIC HEARING ON SAID MATTER FOR MONDAY, OCTOBER 11, 2010, AT 5:00 P.M.:

766 Aragon Road, Montegut
 426 Authement Street, Houma
 1753 Bayou Dularge Road, Theriot
 2895 Bayou Dularge Road, Theriot
 4901 Bayouside Drive, Chauvin
 508 Columbus Street, Houma
 205 Fishermans Lane, Dulac
 429A Florence Court, Dulac
 7173 Grand Caillou Road, Dulac
 112 Hacienda Drive, Houma
 6603 Highway 56, Chauvin
 6769 Highway 56, Chauvin
 6771 Highway 56, Chauvin
 7823 Highway 56, Chauvin
 303 Island Road, Montegut
 489 Island Road, Montegut
 7204 Main Street, Houma
 354 Morrison Avenue, Houma
 102 Onezia Street, Dulac
 203 Onezia Street, Dulac

427 Prince Collins Street, Houma
 128 Samuel Street, Houma
 5708 Shrimpers Row, Houma
 5968 Shrimpers Row, Houma
 6638 Shrimpers Row, Dulac
 7229 Shrimpers Row, Dulac
 7349 Shrimpers Row, Dulac
 7396 Shrimpers Row, Dulac
 7550 Shrimpers Row, Dulac
 7680 Shrimpers Row, Dulac
 7731 Shrimpers Row, Dulac
 8261 Shrimpers Row, Dulac
 8674 Shrimpers Row, Dulac
 8728 Shrimpers Row, Dulac
 117 Solet Court, Dulac
 153 Williams Street, Houma
 157 Williams Street, Houma

BE IT RESOLVED by the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, that a public hearing on the proposed condemnation of the above listed properties, through the FEMA Public Assistance Program being managed by the Terrebonne Parish Consolidated Government, be called for Monday, October 11, 2011 at 5:00 p.m.

THERE WAS RECORDED:

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

NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairwoman declared the resolution adopted on this, the 22nd day of September, 2010.

* * * * *

Mr. J. Pizzolatto moved, seconded by Mr. J. Cehan, "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. J. Pizzolatto.

UPON ROLL CALL THERE WAS RECORDED:

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

NAYS: None

ABSENT: None

The Chairwoman declared the motion adopted and the meeting adjourned at 7:42 p.m.

VENITA H. CHAUVIN, MINUTE CLERK

ATTEST:

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

/S/CHARLETTE D. POCHÉ
 CHARLETTE D. POCHÉ
 ASSISTANT COUNCIL CLERK