

OFFICIAL PROCEEDINGS OF THE
COUNCIL OF THE PARISH OF
ST. MARY, STATE OF LOUISIANA

APRIL 9, 2014
FRANKLIN, LOUISIANA

The St. Mary Parish Council met on this date in Regular Session with Chairman Steve Bierhorst presiding and the following members present: Lionel Metz, David Hanagriff, Glen Hidalgo, Ken Singleton, Logan Fromenthal, Tim Tregle, Sterling Fryou, Albert Foulcard and Kevin Voisin. Absent was Charles Middleton.

Mr. Hidalgo pronounced the Invocation and Mr. Hanagriff led the Pledge of Allegiance.

Mr. Fromenthal moved that the reading of the minutes of the Second Regular Meeting, March 26, 2014 be dispensed with and that the same be approved. Mr. Fryou seconded the motion, which carried.

Mr. Naquin, Parish President reported he and Mr. LaGrange, Chief Administrative Officer met with Colonel Hansen, Corps of Engineers to discuss the Hanson Levee Improvements Canal and Yellow Bayou Projects. (Permits have been obtained for both projects and bids will be let in the near future.)

Mr. Naquin also reported on the status of the Bayou Sale/Gordy Levee Project.

Mr. Naquin also reported that he and Mayor Grogan, City of Patterson, Messrs. Fryou and Bierhorst will be participating in a high water tour on Thursday, April 10, 2014.

Henry "Bo" LaGrange, Chief Administrative Officer presented his report for a two (2) week period ending April 9, 2014.

Mr. LaGrange reported on the 2014 Police Jury Association Legislative Day that he, Dr. Tregle and Mr. Foulcard attended on April 8, 2014 in Baton Rouge, LA.

In response to an inquiry by Mr. Metz regarding the status of work being performed on the reconstruction of Jolivette, Tenth and Labau Street Project in Baldwin, Mr. LaGrange stated that the asphalt overlay portion of the project has been sub-contracted. (Mr. LaGrange will investigate and report his findings at a later date.)

Mr. LaGrange also stated that he would follow-up on the status of the catch-basin work being performed.

In response to an inquiry by Mr. Voisin regarding the resolution authorizing the Parish President to execute an Agreement with the lowest bidder relative to Morgan City Industrial Road (from Baker Hughes to Port Road), Mr. LaGrange stated that an addendum was submitted to change the bid date. (A discovery was made in the specifications that were in need of a change; therefore, the bid date had to be extended for seven (7) additional days.)

Mr. LaGrange stated that bids will be received on April 15, 2014; therefore the resolution will be withdrawn from consideration of adoption.

Mr. Voisin moved that the Public Hearing Report – March 26, 2014 be approved. Mr. Fromenthal seconded the motion, which carried.

Dr. Tregle moved that the following resolutions be adopted. Mr. Voisin seconded the motion, which carried by the following 10-0-0-1 Roll Call vote:

YEAS: Messrs. Metz, Hanagriff, Hidalgo, Singleton, Fromenthal, Dr. Tregle, Messrs. Fryou, Foulcard, Voisin and Bierhorst

NAYS: None

ABSTAIN: None

ABSENT: Mr. Middleton

RESOLUTION OF ACCEPTANCE

A Resolution authorizing and directing the President to execute for and on behalf of the Parish of St. Mary, a Certificate of Substantial Completion from Southern Constructors, LLC relative to Concrete Roadway Repairs on River Road and Carol Road.

WHEREAS, Southern Constructors, LLC, 1550-A East Admiral Doyle Drive, New Iberia, LA 70361, relative to Concrete Roadway Repairs on River Road and Carol Road.

NOW THEREFORE, BE IT RESOLVED by the Parish of St. Mary that the President be and he is hereby empowered, authorized and directed to execute a Certificate of Substantial Completion for and on behalf of the Parish of St. Mary accepting Concrete Roadway Repairs on River Road and Carol Road.

BE IT FURTHER RESOLVED, that he be authorized and directed to have a copy of said Certificate of Substantial Completion recorded in the mortgage records of St. Mary Parish, Louisiana.

ADOPTED AND APPROVED by the St. Mary Parish Council in regular session convened on this the 9th day of April 2014.

APPROVED:

s/g Steve Bierhorst

**STEVE BIERHORST, CHAIRMAN
ST. MARY PARISH COUNCIL**

ATTEST:

s/g Lisa C. Morgan

**LISA C. MORGAN, CLERK
ST. MARY PARISH COUNCIL**

RESOLUTION

Resolution stating the Parish of St. Mary's endorsement of Bollinger Morgan City, LLC and their Project No. 20140026 – Miscellaneous Capital Addition to participate in the benefits of the Louisiana Enterprise Zone Program.

WHEREAS, the Louisiana Enterprise Zone Act 901 of 1981, Act 337 of 1982, Act 433 of 1987, Act 1024 of 1992, Act 581 of 1995, and Act 624 and Act 647 of 1997, and;

WHEREAS, the Louisiana Enterprise Zone Program offers significant incentives for economic development to some of the most distressed areas in the State, and;

WHEREAS, the Louisiana Department of Economic Development designated Census Tract 401 Block Group 004 in the Parish of St. Mary, as "Enterprise Zone" or Economic Development Zone" eligible based on enabling legislation (R.S. 51.21.1787-1791) and;

WHEREAS, the Parish of St. Mary states this endorsement is in agreement with the Overall Economic Development Plan for the Parish of St. Mary, and;

WHEREAS, the attached Enterprise Zone map has been marked to show the location of the business being endorsed, and;

WHEREAS, in accordance with the Louisiana Enterprise Zone Program requirements the Parish of St. Mary agrees:

1. To participate in the Enterprise Zone Program
2. To assist the Department in evaluating progress made in any Enterprise Zone within its jurisdiction
3. To REBATE all eligible local sales/use taxes on the purchase of eligible construction materials, machinery, and equipment purchased for this project and used by the business permanently on that site.

BE IT RESOLVED, by the Parish of St. Mary in, regular and legal session convened on this the 9th day of April 2014 that Bollinger Morgan City, LLC. and their project – Enterprise Zone Application No. 20140026 – Miscellaneous Capital Addition is endorsed to participate in the Louisiana Enterprise Zone Program.

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

BE IT FURTHER RESOLVED, that all resolutions or parts thereof in conflict herewith are hereby repealed.

ADOPTED AND APPROVED by the St. Mary Parish Council in regular session convened on this the 9th day of April 2014.

APPROVED:

s/g Steve Bierhorst

**STEVE BIERHORST, CHAIRMAN
ST. MARY PARISH COUNCIL**

ATTEST:

s/g Lisa C. Morgan

**LISA C. MORGAN, CLERK
ST. MARY PARISH COUNCIL**

RESOLUTION

Resolution stating the Parish of St. Mary's endorsement of Bollinger Morgan City, LLC and their Project No. 20140026 – Miscellaneous Capital Addition to participate in the benefits of the Louisiana Enterprise Zone Program.

WHEREAS, the Louisiana Enterprise Zone Act 901 of 1981, Act 337 of 1982, Act 433 of 1987, Act 1024 of 1992, Act 581 of 1995, and Act 624 and Act 647 of 1997, and;

WHEREAS, the Louisiana Enterprise Zone Program offers significant incentives for economic development to some of the most distressed areas in the State, and;

WHEREAS, the Louisiana Department of Economic Development designated Census Tract 401 Block Group 004 in the Parish of St. Mary, as "Enterprise Zone" or Economic Development Zone" eligible based on enabling legislation (R.S. 51.21.1787-1791) and;

WHEREAS, the Parish of St. Mary states this endorsement is in agreement with the Overall Economic Development Plan for the Parish of St. Mary, and;

WHEREAS, the attached Enterprise Zone map has been marked to show the location of the business being endorsed, and;

WHEREAS, in accordance with the Louisiana Enterprise Zone Program requirements the Parish of St. Mary agrees:

1. To participate in the Enterprise Zone Program
2. To assist the Department in evaluating progress made in any Enterprise Zone within its jurisdiction
3. To REBATE all eligible local sales/use taxes on the purchase of eligible construction materials, machinery, and equipment purchased for this project and used by the business permanently on that site.

BE IT RESOLVED, by the Parish of St. Mary in, regular and legal session convened on this the 9th day of April 2014 that Bollinger Morgan City, LLC. and their project – Enterprise Zone Application No. 20140026 – Miscellaneous Capital Addition is endorsed to participate in the Louisiana Enterprise Zone Program.

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

BE IT FURTHER RESOLVED, that all resolutions or parts thereof in conflict herewith are hereby repealed.

ADOPTED AND APPROVED by the St. Mary Parish Council in regular session convened on this the 9th day of April 2014.

APPROVED:

s/g Steve Bierhorst

STEVE BIERHORST, CHAIRMAN
ST. MARY PARISH COUNCIL

ATTEST:

s/g Lisa C. Morgan

LISA C. MORGAN, CLERK
ST. MARY PARISH COUNCIL

RESOLUTION OF ACCEPTANCE

A Resolution authorizing and directing the President to execute for and on behalf of the Parish of St. Mary, a Certificate of Substantial Completion from Sealevel Construction, Inc. relative to Harry P. Williams Memorial Airport Pump Station Rehabilitation.

WHEREAS, Sealevel Construction, Inc., P.O. Box 1037, Thibodaux, LA 70302, relative to Harry P. Williams Airport Pump Station Rehabilitation.

NOW THEREFORE, BE IT RESOLVED by the Parish of St. Mary that the President be and he is hereby empowered, authorized and directed to execute a Certificate of Substantial Completion for and on behalf of the Parish of St. Mary accepting Harry P. Williams Memorial Airport Pump Station Rehabilitation.

BE IT FURTHER RESOLVED, that he be authorized and directed to have a copy of said Certificate of Substantial Completion recorded in the mortgage records of St. Mary Parish, Louisiana.

ADOPTED AND APPROVED by the St. Mary Parish Council in regular session convened on this the 9th day of April 2014.

APPROVED:

s/g **Steve Bierhorst**

STEVE BIERHORST, CHAIRMAN
ST. MARY PARISH COUNCIL

ATTEST:

s/g **Lisa C. Morgan**

LISA C. MORGAN, CLERK
ST. MARY PARISH COUNCIL

In regard to the resolution requesting all Louisiana Coastal Parishes offer coalition support in the same manner in furtherance of all Coastal Parishes' concerns for future Louisiana and Federal Legislative Sessions, Dr. Tregle requested that the Administration provide information prior to the April 23, 2014 Meeting explaining the Mission Statement, Board Members, etc. of the coalition support and that the resolution be placed on the April 23, 2014 Agenda for consideration of adoption.

OLD BUSINESS:

- A. Referred from the March 26, 2014 Regular Meeting – Appointment to the following Boards and Commissions:

Sewerage District No. 5 - 1 Vacancy (Centerville/Verdunville area)

Glenn Blood

Waterworks District No. 5 – 1 Vacancy (West of Patterson to Calumet, Verdunville & Centerville area)

Phelo J. Keller

Mr. Hidalgo moved that Glenn Blood be appointed to Sewerage District No. 5 Board of Commissioners. Mr. Voisin seconded the motion, which carried.

Mr. Hidalgo moved that Phelo J. Keller be appointed to Waterworks District No. 5 Board of Commissioners. Mr. Voisin seconded the motion, which carried.

NEW BUSINESS:

A. We received the following financial statements:

Fire Protection District No. 7 – year ended September 30, 2013
Hospital Service District No. 3 – year ended September 30, 2013
Recreation District No. 2 – year ended September 30, 2013
Water and Sewer Commission No. 2 – year ended September 30, 2013 and 2012
St. Mary Parish Housing Program – year ended September 30, 2013

B. David J. McCoy, Jr., City Marshal Franklin City/3rd Ward Marshal's Office has written to request funding to purchase units for his office.

The two vehicles that he presently has are almost ten years old and the cost of repairing these vehicles is a financial burden to his office.

The Franklin City/3rd Ward Marshall's office is asking for \$18,000 to purchase units.

Mr. Metz moved that funds in the amount of \$6,000 be allocated from the Gaming Fund and \$4,000 from Wards 1,2,3,4,7 & 10 3/10% Sales Tax Fund to the Franklin City/3rd Ward Marshall's office to assist with the purchase vehicles for the Marshall's office. Mr. Hanagriff seconded the motion, which carried.

C. Mr. Metz to request an allocation of \$2,500 from Wards 1, 2, 3, 4, 7 & 10 3/10 Sales Tax Fund to the Town of Baldwin for Baldwin Little League to purchase a score board.

Mr. Metz moved that funds in the amount of \$2,500 be allocated from Wards 1, 2, 3, 4, 7 & 10 3/10 Sales Tax Fund to the Town of Baldwin for Baldwin Little League to purchase a score board. Mr. Hanagriff seconded the motion, which carried.

D. Mr. Metz to request an allocation of \$3,000 from Wards 1, 2, 3, 4, 7 & 10 3/10% Sales Tax Fund to Recreation District No. 5 for the Summer Program.

Mr. Metz moved that funds in the amount of \$3,000 be allocated from Wards 1, 2, 3, 4, 7 & 10 3/10% Sales Tax Fund to Recreation District No. 5 for the Summer Program. Mr. Hanagriff seconded the motion which carried.

E. Mr. Metz to request an allocation of \$5,000 from Wards 1, 2, 3, 4, 7 & 10 3/10 Sales Tax Fund to the Town of Baldwin for the Summer Program.

Mr. Metz moved that funds in the amount of \$5,000 be allocated from Wards 1, 2, 3, 4, 7 & 10 3/10 Sales Tax Fund to the Town of Baldwin for the Summer Program. Mr. Hanagriff seconded the motion, which carried.

F. Charles Carline has written – I regret to inform you that I would like to tender my resignation as a board member for the Fire Protection District No. 11 and the Recreation District No. 5 as of March 3, 2014.

Mr. Carline will be forwarded a letter thanking him for his service on Fire Protection District No. 11 and Recreation District No. 5 Board of Commissioners and the vacancies will be advertised.

G. Eric Soileau, Evangeline Parish Police Jury has written I am so humble and proud to announce my intentions to see the office of Third Vice President of the Louisiana Police Jury Association. It would be an honor to gain your support and vote at the Louisiana Police Jury 2014 Conference in New Orleans.

Mr. Voisin moved that the following resolution be adopted. The Parish Council seconded the motion, which carried by the following 10-0-0-1 Roll Call vote:

YEAS: Messrs. Hanagriff, Hidalgo, Singleton, Fromenthal, Dr. Tregle, Messrs. Fryou, Foulcard, Voisin, Bierhorst and Metz

NAYS: None

ABSTAIN: None

ABSENT: Mr. Middleton

RESOLUTION

WHEREAS, Eric Soileau has announced his candidacy for 3rd Vice President of the Police Jury Association of Louisiana, and

WHEREAS, Eric Soileau is completing his 9th year as District 6 Police Juror, and

WHEREAS, Eric Soileau has also served two years as Vice-President and three years as President of the Evangeline Parish Police Jury, and

WHEREAS, Eric Soileau is a member of NACo and serves on the Agriculture and Rural Affairs Steering Committee and the Rural Action Caucus Steering Committee, and

WHEREAS, Eric Soileau is active in his local community and served two years as President of the local Reddell-Vidrene Water System.

NOW, THEREFORE BE IT RESOLVED, that the St. Mary Parish Council does hereby endorse and support Eric Soileau in his candidacy for 3rd Vice President on the Executive Board of the Police Jury Association of Louisiana in the upcoming election.

ADOPTED AND APPROVED by the St. Mary Parish Council in regular session convened on this the 9th day of April 2014.

APPROVED:

s/g Steve Bierhorst

**STEVE BIERHORST, CHAIRMAN
ST. MARY PARISH COUNCIL**

ATTEST:

s/g Lisa C. Morgan

**LISA C. MORGAN, CLERK
ST. MARY PARISH COUNCIL**

H. Alvin Wilkerson, Chairman, Recreation District No. 2 of St. Mary Parish has written that Mr. Richard Martin has passed away and we are asking that Mr. Gerren Thibodaux be considered for replacing Mr. Richard on the Board of Commission.

Mr. Voisin moved that a vacancy be declared on the Board of Commissioner of Recreation District No. 2 and the vacancy be advertised. Mr. Fromenthal seconded the motion, which carried.

- I. Shirley Bailey has submitted his resignation from the Board of Commissioners for Water and Sewer Commission No. 1.
- J. Shirley Bailey has rescinded his resignation from the Board of Commissioners for Water and Sewer Commission No. 1 that was submitted on March 30, 2014 and he request reinstatement of his former position.
- K. David Hanagriff to request an allocation of \$7,500 from Wards 1, 2, 3, 4, 7 & 10 3/10% Sales Tax Fund to City of Franklin for improvements to Caffery Park and to purchase equipment for the Dixie Youth Program.

Mr. Hanagriff moved that funds in the amount of \$7,500 be allocated from Wards 1, 2, 3, 4, 7 & 10 3/10% Sales Tax Fund to City of Franklin for improvements to Caffery Park and to purchase equipment for the Dixie Youth Program. Mr. Singleton seconded the motion, which carried.

- L. Melissa Blake, Director of Governmental Affairs, Cox Communications has written to inform you that on or about May 6, 2014, Cox will be restructuring the one-time installation charges for some video, data, and telephone services.

We are notifying customers of these changes to one-time charges via local newspapers.

- M. Nicholas F. LaRocca, Jr., LTD. has written in reference to Hospital Service District No. 2 – In compliance with the requirements of Ordinance 1962, please be advised that at the regular business meeting of the District’s Board of Commissioners conducted on March 5, 2014, commissioners Jackie Cheramie and Dr. Natchez “Trey” Morice were absent. Both absences were excused for good cause.

Please be further advised that at the regular business meeting of the District’s Board of Commissioners conducted on April 2, 2014, Commissioner Leilani Hardee was absent.

- N. Glen Hidalgo to request an allocation of \$2,500 from Wards 5 & 8 3/10% Sales Tax Fund to the Recreation District No. 3 for Portable Pitcher Mounds at the Bayou Vista Community Center Complex.

Mr. Hidalgo moved that funds in the amount of \$2,500 be allocated from Wards 5 & 8 3/10% Sales Tax Fund to the Recreation District No. 3 for Portable Pitcher Mounds at the Bayou Vista Community Center Complex. Mr. Singleton seconded the motion, which carried.

There being no further business, Mr. Voisin moved for adjournment. Mr. Fryou seconded the motion, which carried.

s/g Lisa C. Morgan

s/g Steve Bierhorst

Lisa C. Morgan, Clerk

Steve Bierhorst, Chairman