

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

MARCH 26, 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. Fryou pronounced the Invocation and Mr. Metz led the Pledge of Allegiance.

Mr. Voisin moved that the reading of the minutes of the First Regular Meeting, March 12, 2014 be dispensed with and that the same be approved. Mr. Singleton seconded the motion, which carried.

Coach Randy Paul, Sr. appeared before the Parish Council to introduce Assistant Coaches Ragan Alcina, Chris Riles and the 12 members of the Centerville Bidy Basketball All-Stars.

Coach Paul expounded relative to the Centerville Bidy Basketball All-Stars capturing the 2014 International Bidy Basketball Championship in Kansas City, Missouri.

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

NAYS: None

ABSTAIN: None

ABSENT: Mr. Middleton

RESOLUTION

WHEREAS, the Centerville Bidy Basketball 11-12 year old All-Star Team ended the 2014 Season by placing 1st in the International Bidy Basketball Championship, and

WHEREAS, the Centerville Bidy Basketball 11-12 year old All-Star Team finished the season with a 20-7 record.

WHEREAS, the winning season for the Centerville Bidy Basketball 11-12 year old All-Star Team was the result of hard work and determination by the Coaches and Team Members.

NOW, THEREFORE BE IT RESOLVED, that the St. Mary Parish Council does hereby congratulate the 11-12 year old Bidy Basketball Team and Coaches on their winning season and placing 1st in the 2014 International Bidy Basketball Championship in Kansas City.

ADOPTED AND APPROVED by the St. Mary Parish Council in regular session convened on this the 26th day of March 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**

Mark Bogan, 7413 Hwy. 182 Verdunville appeared before the Parish Council to inform that he received a Black Achievement award honoring veterans at the Black History celebration held on Saturday, March 15, 2014 at the Broussard-Harris Recreation Center in Franklin.

Mr. Bogan also informed that he was notified that the Veteran's Clinic in Franklin will remain open five days per week.

Pamela Fredrick, a resident of 19387 Hwy. 182 in Sorrell, La. appeared before the Parish Council to express her sentiments and opposition to the re-zoning request for the development of a General Retail Store in their neighborhood.

The property would be rezoned from Single Family (SR) Residential Zoned District to Highway Commercial (HC).

Jane Babb, a resident of 19442 Hwy. 182 in Sorrell, La. also appeared before the Parish Council to express her sentiments and opposition to the re-zoning request for the development to a General Retail Store in their neighborhood.

Mrs. Babb commented relative to several issues that would be detrimental to placing a General Retail Store in the area, i.e., high volume traffic, possibility of additional robberies, etc.

Following detailed discussion relative to the matter, it was recommended that action relative to Item 8-A.1 a. b. and c. be discussed at this time.

Tammy Luke presented the following item as recommended by the Planning & Zoning Commission at their March 17, 2014 Regular Meeting:

a. Preliminary Development Approval –

Name: Coastal RV, LLC
Address: 2801 Lake Palourde Rd., Amelia, LA

Parcel Id# 3524281119.00; Sec.14 T16S R13E; 5.50 Ac Tract por of 17.00 Ac Tract BD D
Daigle-Shell Rd-J Barras-Aucoin lying east of Lake Palourde Road and West of Amelia Road
Acq 287 317913.

PURPOSE: for a 96 Lot RV Park with Bath House/Office located in a Mixed Residential Zoned District

b. Specific Use –

Name: Coastal RV, LLC
Address: 2601 Lake Palourde Rd., Amelia, LA

Parcel Id# 3524281119.00; Sec.14 T16S R13E; 5.50 Ac Tract por of 17.00 Ac Tract BD D
Daigle-Shell Rd-J Barras-Aucoin lying east of Lake Palourde Road and West of Amelia Road
Acq 287 317913
Currently Zoned: Mixed Residential (MR) Zoned District

Specific Use Purpose: 96 Lot RV Park with a Bath House and Office

c. Re-Zoning Request – DENIED –

Name: Alan Landry and Ruth Landry
Address: 19457 & 19437 W. Hwy. 182, Sorrell, LA

Parcel Id# **Alan Landry- 1935021003.00**-Sec.68 T13S R8E;Lot Tract 6 Homer Gonsoulin Part
per plat 28C 210055 Acq 16D 143041 and
-Ruth Landry-1935021005.00- Sec.68 T13S R8E; Lot Tract 7 Homer Gonsoulin Part per plat
28C 210055 BD US 90- E Landry-M P R R R/W-A J Landry Acq 16D 143042
PURPOSE: the development of a General Retail Store.

Rezone from Single Family (SR) Residential Zoned District to Highway Commercial (HC).

Mr. Voisin moved that Preliminary Development Approval be granted for:

Name: Coastal RV, LLC
Address: 2801 Lake Palourde Rd., Amelia, LA

Parcel Id# 3524281119.00; Sec.14 T16S R13E; 5.50 Ac Tract por of 17.00 Ac Tract BD D
Daigle-Shell Rd-J Barras-Aucoin lying east of Lake Palourde Road and West of Amelia Road
Acq 287 317913.

PURPOSE: for a 96 Lot RV Park with Bath House/Office located in a Mixed Residential Zoned
District Mr. Fromenthal seconded the motion, which carried.

Mr. Voisin moved that Specific Use be granted for:

Name: Coastal RV, LLC
Address: 2601 Lake Palourde Rd., Amelia, LA

Parcel Id# 3524281119.00; Sec.14 T16S R13E; 5.50 Ac Tract por of 17.00 Ac Tract BD D
Daigle-Shell Rd-J Barras-Aucoin lying east of Lake Palourde Road and West of Amelia Road
Acq 287 317913
Currently Zoned: Mixed Residential (MR) Zoned District

Specific Use Purpose: 96 Lot RV Park with a Bath House and Office Mr. Fromenthal
seconded the motion, which carried.

Mr. Voisin moved that Parish Council accept the DENIED Re-Zoning Request recommendation by the
Planning and Zoning Commission.

Name: Alan Landry and Ruth Landry
Address: 19457 & 19437 W. Hwy. 182, Sorrell, LA

Parcel Id# **Alan Landry- 1935021003.00**-Sec.68 T13S R8E;Lot Tract 6 Homer Gonsoulin Part
per plat 28C 210055 Acq 16D 143041 and
-Ruth Landry-1935021005.00- Sec.68 T13S R8E; Lot Tract 7 Homer Gonsoulin Part per plat
28C 210055 BD US 90- E Landry-M P R R R/W-A J Landry Acq 16D 143042
PURPOSE: the development of a General Retail Store.

Rezone from Single Family (SR) Residential Zoned District to Highway Commercial (HC). Mr. Fromenthal seconded the motion, which carried.

Dr. Tregle expressed his sentiments regarding the manner in which Council members assist each other in handling matters concerning their respective Districts.

Mr. Naquin, Parish President reported on the meeting that he attended on March 21, 2014 with the Corps of Engineers regarding high water levels and possibly diverting the water into the Atchafalaya River.

Mr. Naquin reported on the Ribbon Cutting ceremony he attended on Tuesday, March 25, 2014 for Fletcher Technical Community College in Gray, La.

Mr. Naquin informed the Parish Council that the Bayou Teche Black Bear Festival will be held on April 11-13, 2014. (The Council is invited to participate in the Cajun horseshoes competition on the grounds of the Peace Memorial.)

Mr. Naquin stated that the Police Jury Association Executive Board voted to distribute lapel pins to persons that had three (3) or more terms on the Board.

Mr. Naquin congratulated and distributed pins to Kevin Voisin-4 terms; Messrs. Paul Naquin and Steve Bierhorst-5 terms and Albert Foulcard – 6 terms.

Mr. Naquin stated that he would contact persons to give the Council a tour of the Old River Structure (hydroelectric plant) and the Morganza Spillway.

Mr. Voisin moved that the agenda be expanded to adopt a resolution requesting that the Corps of Engineers divert 31% of the flow of water from the Mississippi River into the Atchafalaya River at the Old River Structure. Mr. Fryou seconded the motion, which carried.

Mr. Fryou 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, the Corps of Engineers is currently diverting 30% of water flow of the Mississippi River into the Atchafalaya River at the Old River Structure, and

WHEREAS, by increasing the water flow to 31%, will help commercial fishermen and will reduce the impacts of flooding in the Atchafalaya Basin by allowing more water now rather than a sudden increase should a Spring Flood event in the Mississippi River require that more water be diverted into the Atchafalaya Basin, and

NOW, THEREFORE BE IT RESOLVED that the St. Mary Parish Council does hereby respectfully request that the Corps of Engineers divert 31% of the flow of water from the Mississippi River into the Atchafalaya River at the Old River Structure.

ADOPTED AND APPROVED by the St. Mary Parish Council in regular session convened on this the 26th day of March 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**

Henry “Bo” LaGrange, Chief Administrative Officer presented his report for two (2) week period ending March 26, 2014.

Item 2 in Mr. LaGrange’s report stated, “The U. S. Army Corps of Engineers has written to advise that the Mississippi River Commission will conduct its annual High Water inspection from April 6th – 11th along the Mississippi River. A public meeting will be held in New Orleans at 9 a.m. on Friday, April 11th, 2014 at the Thalia Street Wharf. On Thursday, April 10th, 2014, there will be an opportunity to ride downstream on the MV Mississippi. The vessel will be available for boarding at Baton Rouge City Dock at 2 p.m. and departing Baton Rouge at 2:30 p.m. continuing the inspection of the Mississippi River to the White Castle Ferry Landing. Please provide the names of the individuals that you would like to participate on the boat ride by April 3rd, 2014.”

Mr. Voisin moved that the Public Hearing Report – March 12, 2014 be approved. Mr. Fromenthal seconded the motion, which carried. Mr. Fromenthal seconded the motion, which carried.

Mr. Voisin introduced the following ordinance:

ORDINANCE NO.

An Ordinance in compliance with Ordinance No. 1973, DIVISION 5.4
General Procedures for Public Hearings, Section 5.4.3 Specific Use Permits
granting a Specific Use.

WHEREAS, on March 12, 2014, the St. Mary Parish Council adopted Ordinance No. 1973 – St. Mary Parish Unified Development Code, and

WHEREAS, DIVISION 5.4 General Procedures for Public Hearings, Section 5.4.3 Specific Use Permits provides a process for the granting of a specific use, and

THEREFORE, BE IT ORDAINED by the Parish Council of the Parish of St. Mary, State of Louisiana, acting as the governing authority of the Parish of St. Mary, State of Louisiana:

SECTION I - That certain tract of land described in Exhibit “A” is hereby approved and granted a specific use for a 96 Lot RV Park with a Bath House and Office.

This ordinance shall become effective and be in full force upon publication in the official journal of the Parish.

This ordinance having been offered and read on this 26th day of March 2014; having been published in accordance with law.

Exhibit "A"

Name: Coastal RV, LLC

Address: 2601 Lake Palourde Rd., Amelia, LA

Parcel Id# 3524281119.00; Sec.14 T16S R13E; 5.50 Ac Tract por of 17.00 Ac Tract BD D Daigle-Shell Rd-J Barras-Aucoin lying east of Lake Palourde Road and West of Amelia Road Acq 287 317913

Currently Zoned: Mixed Residential (MR) Zoned District

Specific Use Purpose: 96 Lot RV Park with a Bath House and Office

Mr. Hidalgo moved that the following ordinance be adopted. Mr. Hanagriff seconded the motion which failed by the following 5-5-0-1 Roll Call vote:

YEAS: Messrs. Hanagriff, Hidalgo, Dr. Tregle, Messrs. Fryou and Voisin

NAYS: Messrs. Singleton, Fromenthal, Foulcard, Bierhorst and Metz

ABSTAIN: None

ABSENT: Mr. Middleton

ORDINANCE NO.

An Ordinance proposing an amendment to Section 2 – 05 of the Home Rule Charter for St. Mary Parish regarding forfeiture of compensation due to non-attendance of meetings.

WHEREAS, Section 2-05 (A) of the Home Rule Charter for St. Mary Parish provides for compensation of council members and the method of amending such provision.

WHEREAS, The St. Mary Parish Council proposes to place on the ballot the following amendment to Section 2-05 of the Home Rule Charter for St. Mary Parish on the November 4, 2014 ballot.

Section 2 – 05 (C). Forfeiture of Compensation.

Section 1: Any council member who is absent for more than three regular council meeting in one calendar year shall forfeit one half of that month's compensation for each subsequent meeting which they are absent in that calendar year.

Section 2: Exception: The council, by a two-thirds vote of its entire membership, may grant a waiver for the imposition of the provisions of Section 1.

NOW, THEREFORE BE IT ORDAINED by the St. Mary Parish Council, on behalf of the St. Mary Parish Government, declares that:

Section 1: The St. Mary Parish Council finds that the following amendment to Section 2-05 of the Home Rule Charter for St. Mary Parish be placed on the ballot on the November 4, 2014 ballot.

Section 2-05 (C). Compensation.

Section 1: Any council member who is absent for more than three regular council meeting in one calendar year shall forfeit one half of that month's compensation for each subsequent meeting which they are absent in that calendar year.

Section 2: Exception: The council, by a two-thirds vote of its entire membership, may grant a waiver for the imposition of the provisions of Section 1.

Section 2: That this Ordinance is hereby adopted in accordance with Section 2-11 and Section 7-03 of the Home Rule Charter of St. Mary Parish and that said Charter Amendments shall become effective only upon ratification by the electors of St. Mary Parish at an election to be held on November 4, 2014.

This ordinance having been offered and read on this the 26th day of February 2014, having been published in accordance with law and having been heard in a public hearing in Franklin, Louisiana on the 26th day of March 2014.

Mr. Voisin moved that the following ordinance be adopted. Mr. Fromenthal seconded the motion which carried by the following 10-0-0-1 Roll Call vote:

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

NAYS: None

ABSTAIN: None

ABSENT: Mr. Middleton

ORDINANCE NO. 1976

An Ordinance proposing an amendment to Section 3-02 of the Home Rule Charter for St. Mary Parish adopted February 1983.

WHEREAS, Section 3-02 of the Home Rule Charter for St. Mary Parish provides for the election and term of the Parish President.

WHEREAS, The St. Mary Parish Council proposes to place on the ballot the following amendment to Section 3-02 of the Home Rule Charter for St. Mary Parish on the November 4, 2014 ballot.

Section 3-02. Election, Term.

The president shall be elected at large from and by the qualified electors of the Parish according to the election laws of the state for a four (4) year term. Any person elected after the effective date of this provision, who has served as president for more than two and one-half consecutive terms shall not be elected president for the succeeding term.

NOW, THEREFORE BE IT ORDAINED by the St. Mary Parish Council, on behalf of the St. Mary Parish Government, declares that:

Section 1: The St. Mary Parish Council finds that the following amendment to Section 3-02 of the Home Rule Charter for St. Mary Parish be placed on the ballot on the November 4, 2014 ballot.

Section 3-02. Election, Term.

The president shall be elected at large from and by the qualified electors of the Parish according to the election laws of the state for a four (4) year term. Any person elected after the effective date of this provision, who has served as president for more than two and one-half consecutive terms shall not be elected president for the succeeding term.

Section 2: That this Ordinance is hereby adopted in accordance with Section 2-11 and Section 7-03 of the Home Rule Charter of St. Mary Parish and that said Charter amendments shall become effective only upon ratification by the electors of St. Mary Parish at an election to be held on November 4, 2014.

This ordinance having been offered and read on this the 26th day of February 2014; having been published in accordance with law; and having been heard in a public hearing at Franklin, Louisiana on the 26th day of March 2014; was adopted.

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**

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

NAYS: None

ABSTAIN: None

ABSENT: Mr. Middleton

RESOLUTION OF RESPECT

WHEREAS, the Lord Almighty in his Infinite mercy and goodness has seen fit to remove from our midst, Mr. William Warren “Billy” Lanclos, Jr., former Board of Commission Member, Waterworks District No. 5, and friend, and

WHEREAS, the members of the St. Mary Parish Council wish to acknowledge publicly their sorrow and sympathy to the family of Mr. Lanclos, and

WHEREAS, the St. Mary Parish Council hopes that his family will find comfort in the thought that their grief and sorrow are shared by their friends.

NOW, THEREFORE BE IT RESOLVED, by the St. Mary Parish Council through the unanimous adoption of this resolution that they solemnly deliberate with sincere condolences, sympathy, and understanding during this time of grief.

ADOPTED AND APPROVED by the St. Mary Parish Council in regular session convened on this the 26th day of March 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**

Mr. Voisin moved that the following resolutions and proclamation be adopted. Mr. Hanagriff seconded the motion which carried by the following 9-0-0-2 Roll Call vote:

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

NAYS: None

ABSTAIN: None

ABSENT: Messrs. Fromenthal and Middleton

RESOLUTION

A resolution authorizing Paul P. Naquin, Jr., the President to execute an Agreement with Southern Constructors, LLC relative to Repair and Improvements to Russo and Marcel Boat Landings.

BE IT RESOLVED, that Paul P. Naquin, Jr., President of the Parish of St. Mary, be and he is hereby authorized and directed, for and on behalf of the Parish Council, to execute an Agreement with Southern Constructors, LLC, 1550-A East Admiral Doyle Drive, New Iberia, LA 70560, relative to Repair and Improvements to Russo and Marcel Boat Landings, with said Contract to contain such terms, conditions and stipulations as he may best see fit, he being fully authorized in the premises.

ADOPTED AND APPROVED by the St. Mary Parish Council in regular session convened on this the 26th day of March 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

A resolution authorizing Paul P. Naquin, Jr., the President to execute an Agreement with Gray Construction relative to the CDBG Disaster Recovery Program – Patterson Sewer Improvements Project.

BE IT RESOLVED, that Paul P. Naquin, Jr., President of the Parish of St. Mary, be and he is hereby authorized and directed, for and on behalf of the Parish Council, to execute an Agreement with Gray Construction Corp., 447 Highway 182 E, Morgan City, LA 70380, relative to the CDBG Disaster Recovery Program – Patterson Sewer Improvements Project, with said Contract to contain such terms, conditions and stipulations as he may best see fit, he being fully authorized in the premises.

ADOPTED AND APPROVED by the St. Mary Parish Council in regular session convened on this the 26th day of March 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

A resolution authorizing Paul P. Naquin, Jr., the President to execute an Agreement with Byron E. Talbot Contractor, Inc. relative to Admin Area Pavement Reconstruction – Harold J. “Babe” Landry Landfill, Berwick, Louisiana.

BE IT RESOLVED, that Paul P. Naquin, Jr., President of the Parish of St. Mary, be and he is hereby authorized and directed, for and on behalf of the Parish Council, to execute an Agreement with Byron E. Talbot Contractor, Inc., P. O. Box 5658, Thibodaux, Louisiana 70302, relative to Admin Area Pavement Reconstruction – Harold J. “Babe” Landry Landfill, Berwick, Louisiana, with said Contract to contain such terms, conditions and stipulations as he may best see fit, he being fully authorized in the premises.

ADOPTED AND APPROVED by the St. Mary Parish Council in regular session convened on this the 26th day of March 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

WHEREAS, vehicles traveling along U. S. Hwy. 90 to Franklin, Louisiana do not have direct access to St. Mary Parish Courthouse via to Willow Street in Franklin, Louisiana, and

WHEREAS, currently there exists an exit at U. S. Hwy. 90 and LA Hwy. 3215 (Garden City) and at U. S. Hwy. 90 and LA Hwy. 3211 (Northwest Blvd., Franklin), and

WHEREAS, in effort to create a direct route to the St. Mary Parish Courthouse which is in the center of the City of Franklin, and

NOW, THEREFORE BE IT RESOLVED, that the St. Mary Parish Council does hereby respectfully request that the Department of Transportation and Development (DOTD) construct on and off ramps on U. S. Hwy. 90 at Willow Street in Franklin, Louisiana.

BE IT FURTHER RESOLVED, that certified copies of this Resolution be forwarded to Governor Bobby Jindal and the St. Mary Parish Legislative Delegation.

ADOPTED AND APPROVED by the St. Mary Parish Council in regular session convened on this the 26th day of March 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**

PROCLAMATION

WHEREAS, the 46th Anniversary of the National Fair Housing Law, Title VIII of the Civil Rights Act of 1968, during the month of April, is an occasion for all Americans – individually and collectively - to rededicate themselves to the principle of freedom from housing discrimination whenever it exists; and

WHEREAS, this law guarantees for each citizen that critical, personal element of freely choosing a home; and

WHEREAS, a fair housing law has been passed by the State of Louisiana; and implementation of that law requires the positive commitment, involvement and support of all our citizens; and

WHEREAS, the department and agencies of the State of Louisiana are to provide leadership in the effort to make fair housing not just an idea, but an ideal for all our citizens; and

WHEREAS, barriers that diminish the rights and limit the options of any citizen will ultimately diminish the rights and limit the options of all.

NOW, THEREFORE BE IT RESOLVED, that the St. Mary Parish Council, hereby proclaim the month of April 2014, as:

FAIR HOUSING MONTH

in Franklin, Louisiana and do hereby encourage all citizens to abide by the letter and spirit of the Fair Housing Law, and ask the citizens of St. Mary Parish to join in reaffirming the obligation and commitment to fair housing opportunities for all.

ADOPTED AND APPROVED by the St. Mary Parish Council in regular session convened on this the 26th day of March 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**

Jason Akers, Bond Attorney, Foley & Judell appeared before the Parish Council to expound relative to a resolution adopted on August 28, 2013 approving the holding of an election in the St. Mary Parish Water and Sewer Commission No. 4, State of Louisiana, on Saturday, November 16, 2013, to authorize the incurring of debt and issue bonds to the amount of not exceeding \$3,000,000.

Mr. Akers stated that the Council approved the holding of the election but reserved the right to approve the project list at a later date.

Mr. Akers stated that the election carried and Water & Sewer Commission No. 4 has put together a project list (which was provided to the Council for review).

Mr. Akers stated that the total projects of the Board of Commissioners; Water & Sewer Commission No. 4 exceeds \$6 million.

Mr. Akers further stated that the Board will do as many projects as they can with the \$3,000,000 as approved by the voters.

In response to an inquiry by Mr. Hanagriff regarding the language in the resolution adopted on August 28, 2013; Mr. Akers stated that the language was as follows: "In the event the election carries, the Commission may issue, sell and deliver the bonds provided for therein upon receipt of the approval of this Parish Council by resolution prior to the issuance of any such bonds." (Mr. Akers stated that the resolution did not state a dollar amount.)

Following detailed discussion and clarification of the resolution by Mr. Akers, Mr. Metz moved that the following resolution be adopted. Mr. Hanagriff seconded the motion, which carried by the following 9-0-0-2 Roll Call vote:

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

NAYS: None

ABSTAIN: None

ABSENT: Messrs. Middleton and Fromenthal

RESOLUTION

A resolution approving the issuance of bonds by the St. Mary Parish Water and Sewer Commission No. 4, State of Louisiana.

WHEREAS, the Parish Council of the Parish of St. Mary, State of Louisiana (the “Governing Authority”), acting as the governing authority of the Parish of St. Mary, State of Louisiana (the “Parish”), adopted a resolution on August 28, 2013 (the “Resolution”), approving the holding of an election in the St. Mary Parish Water and Sewer Commission No. 4, State of Louisiana (the “Commission”), to authorize the issuance of not exceeding \$3,000,000 in general obligation bonds (the “Bonds”) of the Commission; and

WHEREAS, the Resolution stipulated that in the event the election carries, the Commission may issue, sell and deliver the Bonds upon receipt of the approval of this Governing Authority by resolution prior to the issuance of any such bonds; and

WHEREAS, on November 16, 2013 an election was held in the Commission; there were 157 votes in favor of and 48 votes against the issuance of the Bonds; and said results were promulgated in accordance with law.

BE IT RESOLVED by the Parish Council of the Parish of St. Mary, State of Louisiana, acting as the governing authority of said Parish, that:

SECTION 1. This Parish Council does hereby consent to and authorize the Commission to issue, sell and deliver the bonds provided for in the November 16, 2013 election.

SECTION 2. Except as amended herein, the Resolution remains in full force and effect.

ADOPTED AND APPROVED by the St. Mary Parish Council in regular session convened on this the 26th day of March 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**

OLD BUSINESS:

NEW BUSINESS:

A. We received the following financial statements:

Recreation District No. 5 – year ended September 30, 2013
Wax Lake East Drainage District – year ended September 30, 2013
Water and Sewer Commission No. 4 – year ended September 30, 2013
Sewerage District No. 5 – year ended September 30, 2013

- B. Roxanne Adams, Clerk of St. Bernard Parish Council has written the St. Bernard Parish Council convened in regular session on Tuesday, February 18, 2014, and adopted Resolution SBPC #1129-02-14, a resolution respectfully requesting that 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.

Partnering with the Save Louisiana Coalition, a non-profit coastal community advocacy group, has helped us immensely in our struggle in these matters. As the enclosed resolution requests, having your parish's added voice would increase the strength of all coastal parishes' voices in the upcoming State Legislative session.

It was requested that a Resolution requesting that 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 be placed on the April 9, 2014 Regular Meeting agenda.

- C. Jolene Holcombe, St. Mary Parish Registrar of Voters gives you official notification that the 2014 canvass has been completed, and St. Mary Parish has been identified as one having precincts containing less than 300 active registered voters.

Under the provisions of R.S. 18:532B, no precinct shall contain less than 300 registered voters within its geographical boundaries. Enclosed is a survey form for your use in determining what action is necessary for you to take, if any, on each of the precincts listed. You will have 60 days after receipt of this letter to submit proposed precinct mergers for approval (thereby eliminating a precinct), consolidate polling places if mergers are not possible (reducing number of commissioners used), or to request an exemption as provided by law.

Mrs. Morgan, Clerk stated that all of the precincts in St. Mary Parish are in compliance. (A letter will be forwarded to the Secretary of State advising them to refer to their Department of State Precinct Location Report for the corrected information regarding St. Mary Parish Precincts.)

- D. Joyce Metoyer, Program Administrator Enterprise Zone Program has forwarded a copy of her letter written to Mr. Don Abney, Don Abney, Inc. relative to Enterprise Zone Contract 06088 for Don Abney, Inc. has been terminated effective October 31, 2009.

The reason for this termination is we are not requesting any more job tax credit and we did not create any more new jobs.

- E. Chad Gianfala, President, Consolidated Gravity Drainage District No. 1 has written as per Ordinance 1962 this is to inform the St. Mary Parish Council that two of our Board Members, Mr. Cleveland Jackson and Mrs. Alva Charatain, have missed the board meetings of January, February and March 2014 due to health and medical reasons.

Mr. Metz moved that a letter be forwarded to Mr. Jackson and Mrs. Charatain informing them that they have 30 days to respond regarding their intention to remain on or resign from Consolidated Gravity Drainage District No. 1 Board of Commissioners. Mr. Singleton seconded the motion, which carried.

- F. Frank P. Grizzaffi, III, Mayor of City of Morgan City has written with this letter, we are herewith requesting funds from your honorable body in the amount of \$15,000 to purchase equipment for a recreational skate park.

Your favorable consideration in this matter will be greatly appreciated.

Mr. Voisin moved that funds in the amount of \$16,292 be allocated from the Gaming Fund to the City of Morgan City to be utilized to purchase equipment for a recreational skate park. Mr. Singleton seconded the motion, which carried.

- G. Mr. Singleton to request an allocation of \$5,453.56 from Wards 5 & 8 3/10% Sales Tax Fund to Patterson Volunteer Fire Department to purchase Equipment.

Mr. Singleton moved that funds in the amount of \$5,453.56 from Wards 5 & 8 3/10% Sales Tax Fund be allocated to the Patterson Volunteer Fire Department to purchase equipment. Mr. Voisin seconded the motion, which carried.

H. Appointments to the following Boards and Commissions:

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

No Applications received.

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

No Applications received.

Gravity Sub-Drainage District No. 1 of Gravity Drainage District No. 2 – 1 Vacancy (Bayou Vista area)

Amanda L. Kinkle

Mr. Hanagriff requested that appointments to the Board of Commissioners of Sewerage District No. 5 and Waterworks District No. 5 be referred to the April 9, 2014 Regular Meeting.

Mr. Hidalgo moved that Amanda L. Kinkle be appointed to Gravity Sub-Drainage District No. 1 of Gravity Drainage District No. 2 Board of Commissioners. Mr. Voisin seconded motion, which carried.

There being no further business, Dr. Tregle 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