

PROCEEDINGS OF THE ST. MARTIN PARISH COUNCIL

REGULAR MEETING - FEBRUARY 7, 2017

The St. Martin Parish Council met in Regular Session convened at 5:00 P.M., Tuesday, February 7, 2017, Carroll J. Fuselier Meeting Room, St. Martin Parish Annex Building, 301 West Port Street, St. Martinville, Louisiana.

The meeting was called to order by Chairman Jason Willis.

The Invocation was read by Laci Laperouse and the Pledge of Allegiance was led by Albert Menard.

The following members were present: Byron Fuselier, Lisa Nelson, Jason Willis, Neil Thibodeaux, Chris Tauzin, Jill Hebert, Albert Menard, Dean LeBlanc and Daniel Richard, Jr. Members absent: None. Also present: Parish President Guy Cormier and Legal Counsel Andrew Shealy.

A motion was made by Dean LeBlanc and seconded by Albert Menard to approve the minutes of the St. Martin Parish Council Regular Meeting of January 3, 2017.

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

YEAS: Byron Fuselier, Lisa Nelson, Jason Willis, Neil Thibodeaux, Chris Tauzin, Jill Hebert, Albert Menard, Dean LeBlanc and Daniel Richard, Jr.

NAYS: None.

ABSTAIN: None.

ABSENT: None.

And the motion was declared adopted this 7th day of February, 2017.

The Council Members, sitting as a Board of Adjustment, discussed and considered granting a variance to allow for a reduction of a side yard setback from ten feet (10') to eight feet (8') only on the left side of the property, located at 1047 Eunice Road, St. Martinville, District 4. Property owner JackiLyn Melancon explained she was unaware of the setback guidelines and had already situated her mobile home on the property. Ms. Melancon further explained without this variance, she is unable to have her electricity connected. Neighboring property owner Daniel Wagner has submitted, in writing, an acceptance letter (*on file*) allowing Ms. Melancon to remain in that location to avoid further expense. After a general discussion amongst Council Members, it was determined a variance be granted to Ms. Melancon to remain at the current setback of eight feet (8') only on the

left side of the property, located at 1047 Eunice Road, St. Martinville, District 4.

A motion was made by Neil Thibodeaux and seconded by Albert Menard that the following waiver be granted.

This waiver to allow for a setback reduction having been submitted to a vote, the vote thereon was as follows:

YEAS: Byron Fuselier, Lisa Nelson, Jason Willis, Neil Thibodeaux, Chris Tauzin,
Jill Hebert, Albert Menard, Dean LeBlanc and Daniel Richard, Jr.

NAYS: None.

ABSTAIN: None.

ABSENT: None.

And the waiver was declared granted this 7th day of February, 2017.

A motion was made by Albert Menard and seconded by Lisa Nelson to open the Public Hearing to obtain public comments regarding ordinances being considered for final adoption.

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

YEAS: Byron Fuselier, Lisa Nelson, Jason Willis, Neil Thibodeaux, Chris Tauzin,
Jill Hebert, Albert Menard, Dean LeBlanc and Daniel Richard, Jr.

NAYS: None.

ABSTAIN: None.

ABSENT: None.

And the motion was declared adopted this 7th day of February, 2017.

Chairman Jason Willis asked for public comments regarding the proposed ordinances being considered for final adoption.

Clerk of the Council Laci Laperouse read the ordinance summaries.

Legal Counsel Andrew Shealy commented on Ordinance Summary No. 1168-OR {An Ordinance providing for the abolishment of The First Hospital Service District of the Parishes of St. Landry and St. Martin, State of Louisiana; authorizing the St. Martin Parish President to enter into a Cooperative Endeavor Agreement between the Parish of St. Landry and the Parish of St. Martin with respect to the division of the remaining assets of said District; and providing for other matters in connection with the foregoing.} that at the previous Committee Meeting, it was recommended to amend the Ordinance to make certain the monies received from this division be spent in that

specific taxing district, solely for health and welfare services. Also available for questions and comments was Attorney David Wolf of Adams and Reese, LLP.

Upon requesting and hearing no further comments from the audience regarding the proposed ordinances being considered for final adoption, the Chairman requested a motion to close the Public Hearing.

A motion was made by Lisa Nelson and seconded by Albert Menard that the Public Hearing be closed.

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

YEAS: Byron Fuselier, Lisa Nelson, Jason Willis, Neil Thibodeaux, Chris Tauzin, Jill Hebert, Albert Menard, Dean LeBlanc and Daniel Richard, Jr.

NAYS: None.

ABSTAIN: None.

ABSENT: None.

And the motion was declared adopted this 7th day of February, 2017.

A motion was made by Daniel Richard, Jr. seconded by the entire Parish Council, and, therefore unanimously adopted, as amended:

ORDINANCE NO. 17-02-1168-OR

An Ordinance providing for the abolishment of The First Hospital Service District of the Parishes of St. Landry and St. Martin, State of Louisiana; authorizing the St. Martin Parish President to enter into a Cooperative Endeavor Agreement between the Parish of St. Landry and the Parish of St. Martin with respect to the division of the remaining assets of said District; and providing for other matters in connection with the foregoing.

WHEREAS, in accordance with Chapter 10, Part 1, Title 46 of the Louisiana Revised Statutes of 1950, as amended (La. R.S. 46:1051 *et seq.*), and specifically La. R.S. 46:1067, the Police Jury of the Parish of St. Landry, State of Louisiana ("St. Landry Parish"), by ordinance adopted on March 4, 1963, and the Police Jury of the Parish of St. Martin, State of Louisiana ("St. Martin Parish"), by ordinance adopted on March 5, 1963, jointly authorized a cooperative endeavor agreement between St. Landry Parish and St. Martin Parish that created "The First Hospital Service District of the Parishes of St. Landry and St. Martin, State of Louisiana" (the "District"); and

WHEREAS, the District previously owned and operated a hospital in Arnaudville, Louisiana, known as St. Luke General Hospital (the "Hospital"), issued bonds for the purpose of acquiring and constructing the Hospital, and levied ad valorem taxes for the purpose of acquiring, constructing, improving, maintaining and operating the Hospital; and

WHEREAS, the District no longer has any bonds, notes, certificates or other outstanding indebtedness, has not levied *ad valorem* taxes on property in the District since 2008, no longer serves the purposes for which it was created and no longer operates the Hospital, furthermore the Hospital building has been vacant for many years and is in need of substantial renovations in order to make the building suitable for other purposes; and

WHEREAS, Article VI, Section 15 of the Louisiana Constitution of 1974 provides that the governing authority of a local governmental subdivision shall have general power over any agency heretofore or hereafter created by it, including, without limitation, the power to abolish the agency and require prior approval of any charge or tax levied or bond issued by the agency; and

WHEREAS, pursuant to Brasseaux v. Vermilion Parish Police Jury, 361 So. 2d 35 (La. App. 3rd Cir. 1978), the word "agency" as used in said Article VI, Section 15, includes a political subdivision, such as a hospital service district, created by a parish governing authority; and

WHEREAS, La. R.S. 33:1415 provides in pertinent part that in any case where the governing authority of any parish shall have created or established any district having governmental functions, power or authority, such governing authority is authorized to abolish same, and where the creation or establishment required the concurrence of two or more governing authorities, the concurrence of all of them shall be necessary to exercise the authority afforded by such section, provided, that where any indebtedness of any such district is outstanding, the authority provided in such section shall not be exercised until provision is made for the assumption of such indebtedness in the manner provided by law; and

WHEREAS, this governing authority of St. Martin Parish now wishes to abolish the District in accordance with said Article VI, Section 15 of the Louisiana Constitution of 1974 and La. R.S. 33:1415, inasmuch as the District no longer has any outstanding indebtedness, has not levied *ad*

valorem taxes on property in the District since 2008 and no longer operates the Hospital, and this governing authority further wishes to authorize the St. Martin Parish President, acting for and on behalf of St. Martin Parish, to enter into a cooperative endeavor agreement with St. Landry Parish for the purpose of abolishing the District and its Board of Commissioners, transferring title to the land and building constituting the Hospital to St. Landry Parish, and providing for the division and allocation of the remaining assets of the District between St. Landry Parish and St. Martin Parish.

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

SECTION 1. Abolishment of District. In accordance with the authority granted by Article VI, Section 15 of the Louisiana Constitution of 1974, La. R.S. 33:1415 and other constitutional and statutory authority, and subject to a corresponding ordinance being adopted by St. Landry Parish Council, The First Hospital Service District of the Parishes of St. Landry and St. Martin, State of Louisiana, shall be abolished, effective upon the latest to occur of the effective date of this ordinance or the effective date of the corresponding ordinance being adopted by the St. Landry Parish Council. The Board of Commissioners of the District is also abolished as of the effective date of the abolishment of the District.

SECTION 2. Title to the Hospital. Title to the following property owned by the District shall be transferred to and vested fully and completely in St. Landry Parish alone pursuant to the cooperative endeavor agreement hereinafter authorized:

A certain tract or parcel of land in Section 46, Township 7 South, Range 4 East, in the Town of Arnaudville, St. Landry Parish, Louisiana, described as follows: beginning at the intersection of the south side of Guidroz St. with the west side of Olive St., thence South 5° 0' west along Olive St. a distance of 423.3 feet to the southeast corner of the site; thence North 87° 33' west a distance of 486.7 feet to the southwest corner of the site; thence North 5°0' east, a distance of 472.6 feet to the northwest corner of the site on the south side of Guidroz St.; thence South 81° 45' east, a distance of 487.0 feet to the point of beginning, and containing 5 acres more or less, as per plat of survey by Charles W. Lyman, Jr., Surveyor, dated August 27, 1964.

being the same property acquired by the District by Act of Sale dated May 10, 1965 and recorded under Original Act. No. 511286 of the Conveyance Records of St. Landry Parish, together with all

buildings, structures and improvements now or hereafter erected on the foregoing site and all machinery, devices, apparatus, equipment, fixtures, appurtenances or other property whatsoever now or hereafter attached to or installed in the buildings and other improvements now erected or hereafter erected on the foregoing site, including, but not limited to, all heating, plumbing, lighting, water heating, ventilating and air conditioning equipment, utility lines and equipment (whether owned individually or jointly with others), and sprinkler systems, and all fixtures, accessions and appurtenances thereto, and all renewals or replacements of or substitutions for any of the foregoing, all of which property and things are hereby declared to be permanent fixtures and accessions to the foregoing site; all easements and rights of way used in connection with the foregoing site or as a means of ingress to or egress from said property; all interests of the District in and to any streets, ways, alleys, and/or strips of land adjoining the foregoing site or any part thereof; all rights, estates, powers and privileges appurtenant or incident to the foregoing; and all existing or future furniture, furnishings, equipment, and any and all other movables of any kind or character now or hereafter placed from time to time in or upon the foregoing site, and all rents, issues and profits thereof.

SECTION 3. Division of Other Assets of the District. After the winding down of all remaining business of the District as provided for in the hereinafter described Cooperative Endeavor Agreement, the remaining assets, cash, investment, and other property of any kind belonging to the District, other than the Hospital property described in Section 2 that shall vest in St. Landry Parish, shall be divided between St. Landry Parish and St. Martin Parish according to the following percentages: 34.6% to St. Landry Parish and 65.4% to St. Martin Parish.

In approving the foregoing allocations, the land and buildings constituting the Hospital have been assigned a value of \$300,000 in accordance with an appraisal thereof dated April 23, 2015, so that the percentage allocations including the Hospital property described in Section 2 that shall vest in St. Landry Parish, shall be approximately 46.1% to St. Landry Parish and 53.9% to St. Martin Parish.

This Parish Council has considered and taken into account the relative assessed valuations of the District within St. Landry Parish and St. Martin Parish for both 2016 (being the most recent tax year) and 2008 (being the final year in which taxes were levied in and for the District), the proposed use of the Hospital by St. Landry Parish, and the public purposes served thereby and the

relative benefits to be realized by both St. Landry Parish and St. Martin Parish from the transactions approved in this Ordinance. It is found and determined that the allocation of the assets of the District in the manner provided for in this ordinance is fair, equitable and reasonable, and shall not constitute a gratuitous transfer of public funds.

SECTION 4. Expenditure of Other Assets of the District. After winding down all business of the District and upon receipt by St. Martin Parish of its agreed upon share of the remaining assets, cash, investments and other property of the District, such assets, cash, investments and other property shall be expended by St. Martin Parish Government solely for the provision of health and welfare services within that portion of the boundaries of the First Hospital Service District of the Parishes of St. Landry and St. Martin, State of Louisiana located in St. Martin Parish.

SECTION 5. Cooperative Endeavor Agreement. The St. Martin Parish President is hereby authorized to enter into a Cooperative Endeavor Agreement for, in the name of and on behalf of St. Martin Parish, with St. Landry Parish, for the purpose of effecting the foregoing, such Cooperative Endeavor Agreement to be in substantially the form attached hereto as Exhibit A, together with such changes as may be approved by the Parish President upon the advice of counsel, together with any and all other documents and/or certificates as may be otherwise required for, necessary, convenient, appropriate or desirable in connection with the matters described in this ordinance.

SECTION 6. Special Counsel. This governing authority finds and determines that a real necessity exists for the engagement of special counsel experienced in matters relating to local government law and the creation and abolishment of special districts by parish governing authorities, and therefore approves the joint engagement together with St. Landry Parish, of Adams and Reese LLP, of New Orleans, Louisiana, to advise both St. Landry Parish and St. Martin Parish on the matters addressed in this ordinance, including the drafting of this ordinance the aforesaid Cooperative Endeavor Agreement and other matters in relation thereto. The legal fees for such special counsel shall not exceed the hourly fees for special counsels approved by the Attorney General's office, plus reimbursement of out-of-pocket expenses, and to be paid from assets of the District prior to the allocation thereof as provided in Section 3 above. The work of such special counsel shall also be reviewed on behalf of St. Martin Parish by its regular counsel, the District Attorney's office for St. Martin Parish, and any conflicts of interest in relation to the engagement

of Adams and Reese LLP for the purposes described in this section are expressly waived. Specifically, it is recognized that the allocations of the assets of the District as described in Sections 2 and 3 of this ordinance have been negotiated by the respective Parish Presidents of St. Landry Parish and St. Martin Parish based on a number of considerations and have not been influenced by Adams and Reese LLP.

SECTION 7. Severability. If any provision of this ordinance shall be held to be illegal or invalid, such illegality or invalidity shall not affect any other provision of this ordinance, but this ordinance shall be construed and enforced as if such illegal or invalid provisions had not been contained herein. Any constitutional or statutory provision enacted after the date of this ordinance which validates or makes legal any provision of this ordinance which would not otherwise be valid or legal, shall be deemed to apply to this ordinance.

SECTION 8. Repealer. All previous ordinances or resolutions, or parts thereof, in conflict herewith are hereby repealed.

SECTION 9. Effective Date; Publication. This ordinance shall become effective immediately upon its adoption, and as provided by Section 2-12 of the St. Martin Parish Home Rule Charter shall be published one time in the official journal of St. Martin Parish.

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

YEAS: Byron Fuselier, Lisa Nelson, Jason Willis, Neil Thibodeaux, Chris Tauzin,
Jill Hebert, Albert Menard, Dean LeBlanc and Daniel Richard, Jr.
NAYS: None.
ABSTAIN: None.
ABSENT: None.

And the Ordinance was declared adopted this 7th day of February, 2017.

A motion was made by Dean LeBlanc and seconded by Jill Hebert that the following ordinance be adopted:

ORDINANCE NO. 17-02-1169-OR

AN ORDINANCE TO AMEND CHAPTER 19, ST. MARTIN PARISH ZONING ORDINANCE, APPENDIX D, PARISH ROAD ZONING DATA SHEETS OF THE CODE OF ORDINANCES FOR THE ST. MARTIN PARISH GOVERNMENT BY: AMENDING ZONING CLASSIFICATION DISTRICT ON A PORTION OF A ROAD ZONED IN THE ORIGINAL ORDINANCE ADOPTED ON DECEMBER 18, 1995. {1065 CHOPPY CADE ROAD}

The Parish Council of the Parish of St. Martin does hereby ordain as follows:

SECTION I: The Parish Road Zoning Data Sheets are hereby amended to change the zoning classification district on a portion of the parish road listed below and to allow the remainder of the road to remain as classified.

<u>Road</u>	<u>Old Zoning Classification</u>	<u>New Zoning Classification</u>
Choppy Cade Road (1065)	R-2 (Mixed Residential)	C-2 (General Commercial)

This zoning classification change is being made to allow for the operation of an auto repair/body shop and used car lot at 1065 Choppy Cade Road, Assessor’s Parcel No. 1730003916. If a change in this type of business is desired in the future, the change would have to be approved by the Parish Council in the form of an amended ordinance. This zoning classification shall remain in effect only so long as the subject property remains owned by Dwight Perrodin. This Ordinance shall become effective immediately upon approval of the St. Martin Parish Council and the signature of the Parish President.

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

- YEAS: Byron Fuselier, Lisa Nelson, Jason Willis, Neil Thibodeaux, Chris Tauzin, Jill Hebert, Albert Menard, Dean LeBlanc and Daniel Richard, Jr.
- NAYS: None.
- ABSTAIN: None.
- ABSENT: None.

And the Ordinance was declared adopted this 7th day of February, 2017.

A motion was made by Jill Hebert and seconded by Albert Menard that the following resolution be adopted:

RESOLUTION NO. 17-016-RS

WHEREAS, the St. Martin Parish Government is operating the Breaux Bridge and Cecilia Health Units due to the State of Louisiana’s decision to end their operations at these two sites; and

WHEREAS, St. Martin Parish Government is now a contracted vendor with the Women, Infants, and Children Program (WIC); and

WHEREAS, a requirement of this contract is to provide nutritional educational services; and

WHEREAS, this is a specialty service which must be provided by a certified technician; and

WHEREAS, said contract with St. Martin Parish Government and Jaime M. Rinaudo is for one (1) year and shall be effective February 1, 2017, and will expire on February 1, 2018.

NOW, THEREFORE, BE IT RESOLVED that the St. Martin Parish Council does hereby authorize Parish President Guy Cormier to execute a contract in behalf of the St. Martin Parish Government with Jaime M. Rinaudo to provide nutritional educational services.

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

- YEAS: Byron Fuselier, Lisa Nelson, Jason Willis, Neil Thibodeaux, Chris Tauzin, Jill Hebert, Albert Menard, Dean LeBlanc and Daniel Richard, Jr.
- NAYS: None.
- ABSTAIN: None.
- ABSENT: None.

And the Resolution was declared adopted this 7th day of February, 2017.

A motion was made by Lisa Nelson and seconded by Byron Fuselier that the following resolution be adopted:

RESOLUTION NO. 17-017-RS

WHEREAS, the St. Martin Parish Government needs the services of the Lafayette Juvenile Detention Home to detain St. Martin Parish juveniles committed by the Courts to the Louisiana Department of Corrections; and

WHEREAS, the Detention Home requires as a condition of its acceptance, assurances from St. Martin Parish Government that it shall pay the Lafayette Juvenile Detention Home a current daily per diem of \$250.00 per day per each juvenile from St. Martin Parish so committed, plus any medical expenses in excess of routine medical matters handled by the Lafayette Juvenile Detention Home's regular physician.

NOW, THEREFORE, BE IT RESOLVED by the St. Martin Parish Council, in Regular Session convened this 7th day of February, 2017, that Parish President Guy Cormier be, and he is hereby authorized, directed and empowered to enter into an agreement embodying the mutual considerations contained therein with the Lafayette Juvenile Detention Home for 2017.

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

- YEAS: Byron Fuselier, Lisa Nelson, Jason Willis, Neil Thibodeaux, Chris Tauzin, Jill Hebert, Albert Menard, Dean LeBlanc and Daniel Richard, Jr.
- NAYS: None.
- ABSTAIN: None.
- ABSENT: None.

And the Resolution was declared adopted this 7th day of February, 2017.

Bruce Guidry, Cecilia Water Corporation representative and Dale LeBlanc, Dubroc Engineering were both present at meeting time to discuss the water system improvements for the Cecilia Water Corporation under the Louisiana Division of Administration, Louisiana Community Development Block Grant Program FY 2014. These improvements are now providing water to about 225 residents.

A motion was made by Albert Menard and seconded by Jill Hebert that the following resolution be adopted:

RESOLUTION NO. 17-018-RS

RESOLUTION OF ACCEPTANCE

A RESOLUTION AUTHORIZING THE PRESIDENT TO EXECUTE AN ACT OF ACCEPTANCE FROM TECHE CONSTRUCTION CO., INC. PERTAINING TO THE COMPLETION OF A CONTRACT FOR THE WATER SYSTEM IMPROVEMENTS FOR THE ST. MARTIN PARISH GOVERNMENT AND CECILIA WATER CORPORATION UNDER LOUISIANA DIVISION OF ADMINISTRATION LOUISIANA COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM FY 2014.

WHEREAS, Teche Construction Co., Inc., as Contractor, has completed the Water System Improvements for the St. Martin Parish Government and Cecilia Water Corporation Under Louisiana Division of Administration Louisiana Community Development Block Grant Program FY 2014 in accordance with the plans and specifications contained in the contract documents pertaining thereto; and

WHEREAS, the Council of St. Martin Parish desires to accept the completed work.

NOW, THEREFORE, BE IT RESOLVED by the St. Martin Parish Council that Parish President Guy Cormier be and is hereby authorized, directed and empowered to execute a Notice of Acceptance for and on behalf of the St. Martin Parish Government, accepting the work as being completed, and that he is authorized and directed to have a copy of said acceptance recorded in the Conveyance Records of the Parish of St. Martin, State of Louisiana.

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

YEAS: Byron Fuselier, Lisa Nelson, Jason Willis, Neil Thibodeaux, Chris Tauzin, Jill Hebert, Albert Menard, Dean LeBlanc and Daniel Richard, Jr.
NAYS: None.
ABSTAIN: None.
ABSENT: None.

And the Resolution was declared adopted this 7th day of February, 2017.

NOTICE OF ACCEPTANCE

TO WHOM IT MAY CONCERN, and especially all subcontractors, architects, engineers, master mechanics, mechanics, workmen, laborers, and furnishers of materials, machinery and fixtures:

Public notice is hereby given, according to law that the undersigned Owner has accepted as substantially complete the work done by TECHE CONSTRUCTION CO., INC. Contractor, domiciled in LAFAYETTE PARISH, under the contract with said firm for

WATER SYSTEM IMPROVEMENTS
FOR THE
ST. MARTIN PARISH GOVERNMENT
AND
CECILIA WATER CORPORATION
UNDER
LOUISIANA DIVISION OF ADMINISTRATION
LOUISIANA COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM
FY 2014

All subcontractors, architects, engineers, master mechanics, mechanics, workmen, laborers, and furnishers of materials, machinery, fixtures and supplies must assert whatever claims they have against the said Contractors or against the property growing out of the execution of the contract according to law, within forty-five (45) days from registration hereof.

/s/ Guy Cormier
ST. MARTIN PARISH GOVERNMENT
GUY CORMIER
PARISH PRESIDENT
DATE: February 7, 2017

**This Resolution was adopted and later rescinded.
SUMMARY NO. 019-RS**

RESOLUTION NO. _____

WHEREAS, Ms. Lacie Bourque has been recommended to fill the unexpired term of a member who served on the St. Martin Parish Recreation Steering Committee, representing District 1; and

WHEREAS, Mr. Jimmy Durio has been recommended to fill the unexpired term of a member who served on the St. Martin Parish Recreation Steering Committee, representing District 6; and

NOW, THEREFORE, BE IT RESOLVED that the St. Martin Parish Council does hereby appoint Ms. Lacie Bourque, whose term will expire on May 4, 2019, and Mr. Jimmy Durio, whose term will expire on May 4, 2017, to serve as board members on the St. Martin Parish Recreation Steering Committee.

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

YEAS: Byron Fuselier, Lisa Nelson, Jason Willis, Neil Thibodeaux, Chris Tauzin,
Jill Hebert, Albert Menard, Dean LeBlanc and Daniel Richard, Jr.
NAYS: None.
ABSTAIN: None.
ABSENT: None.

And the Resolution was declared adopted this 7th day of February, 2017.

A motion was made by Byron Fuselier and seconded by Chris Tausin that the following resolution be adopted:

RESOLUTION NO. 17-020-RS

WHEREAS, a contract for the Colonel Jeff DeBlanc Parkway and Landry Lane Roadway Improvements Project, was awarded to low bidder, Coastal Bridge Company, L.L.C., in the amount of \$207,765.00; and

WHEREAS, Professional Engineering & Surveying Co., Inc. (PENSCO) has recommended Plan Change No. 1 in the amount of \$53,795.50 (increase).

NOW, THEREFORE, BE IT RESOLVED that the St. Martin Parish Council does hereby authorize the signature of Parish President to execute Plan Change No. 1 in the amount of \$53,795.50 (increase) for the Colonel Jeff DeBlanc Parkway and Landry Lane Roadway Improvements Project, by Coastal Bridge Company, L.L.C.

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

YEAS: Byron Fuselier, Lisa Nelson, Jason Willis, Neil Thibodeaux, Chris Tausin, Jill Hebert, Albert Menard, Dean LeBlanc and Daniel Richard, Jr.
NAYS: None.
ABSTAIN: None.
ABSENT: None.

And the Resolution was declared adopted this 7th day of February, 2017.

Council Member Chris Tausin requested Legal Counsel Andrew Shealy research if a Council Member could appoint a family member to the St. Martin Parish Recreation Steering Committee. After a brief discussion it was determined that rescinding Resolution Summary No. 019-RS would be necessary until Legal Counsel Andrew Shealy could research the matter. It was suggested the resolution be amended to remove Jimmy Durio as an appointed member to the St. Martin Parish Recreation Steering Committee.

A motion was made by Albert Menard and seconded by Jill Hebert that the following resolution be adopted, as amended:

RESOLUTION NO. 17-019-RS

WHEREAS, Ms. Lacie Bourque has been recommended to fill the unexpired term of a member who served on the St. Martin Parish Recreation Steering Committee, representing District 1.

NOW, THEREFORE, BE IT RESOLVED that the St. Martin Parish Council does hereby appoint Ms. Lacie Bourque, whose term will expire on May 4, 2019, to serve as a board member on the St. Martin Parish Recreation Steering Committee.

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

YEAS: Byron Fuselier, Lisa Nelson, Jason Willis, Neil Thibodeaux, Chris Tauzin,
Jill Hebert, Albert Menard, Dean LeBlanc and Daniel Richard, Jr.
NAYS: None.
ABSTAIN: None.
ABSENT: None.

And the Resolution was declared adopted this 7th day of February, 2017.

A motion was made by Neil Thibodeaux and seconded by Albert Menard that the following resolution be adopted:

RESOLUTION NO. 17-021-RS

A RESOLUTION AUTHORIZING AND DIRECTING THE PARISH PRESIDENT TO EXECUTE FOR AND ON BEHALF OF THE ST. MARTIN PARISH GOVERNMENT, A CERTIFICATE OF SUBSTANTIAL COMPLETION, PERTAINING TO THE COLONEL JEFF DEBLANC PARKWAY AND LANDRY LANE ROADWAY IMPROVEMENTS PROJECT, ST. MARTIN PARISH, LOUISIANA.

WHEREAS, Coastal Bridge Company, L.L.C., 4825 Jamestown Avenue, Baton Rouge, Louisiana 70808-3225, has substantially completed the work on the Colonel Jeff DeBlanc Parkway and Landry Lane Roadway Improvements Project, St. Martin Parish, Louisiana.

NOW, THEREFORE, BE IT RESOLVED by the St. Martin Parish Council, that Parish President Guy Cormier be and he is hereby empowered, authorized, and directed to execute a Certificate of Substantial Completion for and on behalf of the St. Martin Parish Government accepting the work on the Colonel Jeff DeBlanc Parkway and Landry Lane Roadway Improvements Project, St. Martin Parish, Louisiana, as being complete.

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

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

YEAS: Byron Fuselier, Lisa Nelson, Jason Willis, Neil Thibodeaux, Chris Tauzin, Jill Hebert, Albert Menard, Dean LeBlanc and Daniel Richard, Jr.
NAYS: None.
ABSTAIN: None.
ABSENT: None.

And the Resolution was declared adopted this 7th day of February, 2017.

NOTICE OF ACCEPTANCE

TO WHOM IT MAY CONCERN, and especially all subcontractors, architects, engineers, master-mechanics, workmen, laborers, and furnishers of material, machinery, and fixtures.

Public Notice is given, according to law, that the undersigned Owner has accepted the work done by Coastal Bridge Company, L.L.C., 4825 Jamestown Avenue, Baton Rouge, Louisiana 70808-3225, under its contract with said Firm pertaining to the Colonel Jeff DeBlanc Parkway and Landry Lane Roadway Improvements Project, St. Martin Parish, Louisiana.

All subcontractors, architects, engineers, master-mechanics, workmen, laborers, and furnishers of materials, machinery, fixtures, and supplies must assert whatever claims they have against the said Contractor, growing out of the execution of the Contract.

THUS DONE AND SIGNED at St. Martin Parish, Louisiana on this 7th day of February, 2017.

OWNER: ST. MARTIN PARISH GOVERNMENT

BY: /s/ Guy Cormier
Parish President Guy Cormier

A motion was made by Byron Fuselier and seconded by Dean LeBlanc that the following resolution be adopted:

RESOLUTION NO. 17-022-RS

WHEREAS, a contract for the Beau Bayou Swamp Hydrologic Restoration Project, was awarded to low bidder, LeBlanc Marine, L.L.C., with a total bid in the amount of \$1,662,128.00; and

WHEREAS, Sellers & Associates, Inc. has recommended Contract Change Order No. 1 with no dollar amount change; and

WHEREAS, this Contract Change Order No. 1 is for a extension in contract time for a completion date of May 31, 2017, due to delays in the issuance of the United States Army Corps of Engineers (USACE) Permit.

NOW, THEREFORE, BE IT RESOLVED that the St. Martin Parish Council does hereby authorize the Parish President to execute Contract Change Order No. 1 for a contract time extension for the Beau Bayou Swamp Hydrologic Restoration Project, by LeBlanc Marine, L.L.C.

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

YEAS: Byron Fuselier, Lisa Nelson, Jason Willis, Neil Thibodeaux, Chris Tauzin, Jill Hebert, Albert Menard, Dean LeBlanc and Daniel Richard, Jr.

NAYS: None.

ABSTAIN: None.

ABSENT: None.

And the Resolution was declared adopted this 7th day of February, 2017.

A motion was made by Chris Tauzin and seconded by Daniel Richard, Jr. that the following resolution be adopted:

RESOLUTION NO. 17-023-RS

WHEREAS, a contract for the 2015 Road Improvements Project, was awarded to low bidder, Coastal Bridge Company, L.L.C., in the amount of \$3,353,423.00; and

WHEREAS, Professional Engineering & Surveying Co., Inc. (PENSCO) has recommended the Administrative Plan Change in the amount of \$28,337.18 (decrease).

NOW, THEREFORE, BE IT RESOLVED that the St. Martin Parish Council does hereby authorize the signature of Parish President to execute the Administrative Plan Change in the amount of \$28,337.18 (decrease) for the 2015 Road Improvements Project, by Coastal Bridge Company, L.L.C.

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

YEAS: Byron Fuselier, Lisa Nelson, Jason Willis, Neil Thibodeaux, Chris Tauzin, Jill Hebert, Albert Menard, Dean LeBlanc and Daniel Richard, Jr.
NAYS: None.
ABSTAIN: None.
ABSENT: None.

And the Resolution was declared adopted this 7th day of February, 2017.

A motion was made by Byron Fuselier and seconded by Jill Hebert that the following resolution be adopted:

RESOLUTION NO. 17-024-RS

A RESOLUTION AUTHORIZING AND DIRECTING THE PARISH PRESIDENT TO EXECUTE FOR AND ON BEHALF OF THE ST. MARTIN PARISH GOVERNMENT, A CERTIFICATE OF SUBSTANTIAL COMPLETION, PERTAINING TO THE 24,500 GPD WASTEWATER TREATMENT FACILITY PROJECT, ST. MARTIN PARISH, LOUISIANA.

WHEREAS, Southern Constructors, L.L.C., 6313 Highway 90 East, New Iberia, Louisiana 70560, has substantially completed the work on the 24,500 GPD Wastewater Treatment Facility Project, St. Martin Parish, Louisiana.

NOW, THEREFORE, BE IT RESOLVED by the St. Martin Parish Council, that Parish President Guy Cormier be and he is hereby empowered, authorized, and directed to execute a Certificate of Substantial Completion for and on behalf of the St. Martin Parish Government accepting the work on the 24,500 GPD Wastewater Treatment Facility Project, St. Martin Parish, Louisiana, as being complete.

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

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

YEAS: Byron Fuselier, Lisa Nelson, Jason Willis, Neil Thibodeaux, Chris Tauzin,
Jill Hebert, Albert Menard, Dean LeBlanc and Daniel Richard, Jr.
NAYS: None.
ABSTAIN: None.
ABSENT: None.

And the Resolution was declared adopted this 7th day of February, 2017.

NOTICE OF ACCEPTANCE

TO WHOM IT MAY CONCERN, and especially all subcontractors, architects, engineers, master-mechanics, workmen, laborers, and furnishers of material, machinery, and fixtures.

Public Notice is given, according to law, that the undersigned Owner has accepted the work done by Southern Constructors, L.L.C., 6313 Highway 90 East, New Iberia, Louisiana 70560, under its contract with said Firm pertaining to the 24,500 GPD Wastewater Treatment Facility Project, St. Martin Parish, Louisiana.

All subcontractors, architects, engineers, master-mechanics, workmen, laborers, and furnishers of materials, machinery, fixtures, and supplies must assert whatever claims they have against the said Contractor, growing out of the execution of the Contract.

THUS DONE AND SIGNED at St. Martin Parish, Louisiana on this 7th day of February, 2017.

OWNER: ST. MARTIN PARISH GOVERNMENT

BY: /s/ Guy Cormier
Parish President Guy Cormier

A motion was made by Byron Fuselier and seconded by Lisa Nelson that the following resolution be adopted, as amended:

RESOLUTION NO. 17-025-RS

A Resolution declaring the intention of the St. Martin Parish Council to abolish Sub-Road District No. 3 of Road District No. 1 of the Parish of St. Martin, State of Louisiana; fixing a date for a hearing thereon; and providing for other matters in connection therewith.

WHEREAS, pursuant to Section 577 of Title 48 of the Louisiana Revised Statutes of 1950, as amended, and other constitutional and statutory authority (the "Act"), Sub-Road District No. 3 of Road District No. 1 of the Parish of St. Martin, State of Louisiana (the "District"), may be abolished in its entirety by the St. Martin Parish Council (the "Parish Council"); and

WHEREAS, it is now the desire of the Parish Council to declare its intention to abolish the District and fix a date for a hearing thereon;

NOW, THEREFORE, BE IT RESOLVED by the Parish Council, acting as the governing authority of the Parish of St. Martin, State of Louisiana (the "Parish"), and the District, that:

SECTION 1. In compliance with the Act, the Parish Council hereby declares its intention to abolish the District. The Parish Council will, in open session, at its regular meeting place, the Carroll J. Fuselier Meeting Room, St. Martin Parish Annex Building, 301 West Port Street, St. Martinville, Louisiana, on Tuesday, April 4, 2017, at five o'clock (5:00) p.m., conduct a public hearing and consider abolishing the District.

SECTION 2. A Notice of Intention to abolish the District shall be published in the *Teche News*, a newspaper of general circulation within the Parish, published in St. Martinville, Louisiana, and being the official journal of the District, once a week for four successive weeks, with the first publication to be made not less than thirty days before the date above fixed for the hearing, which Notice shall be substantially in the form attached hereto as "Exhibit A" and incorporated herein by reference the same as if it were set forth herein in full.

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

YEAS: Byron Fuselier, Lisa Nelson, Jason Willis, Neil Thibodeaux, Chris Tauzin,
Jill Hebert, Albert Menard, Dean LeBlanc and Daniel Richard, Jr.
NAYS: None.
ABSTAIN: None.
ABSENT: None.

And the Resolution was declared adopted this 7th day of February, 2017.

/s/ Laci Laperouse
Clerk of the Council

/s/ Guy Cormier
Parish President

EXHIBIT A

NOTICE OF INTENTION

Pursuant to the provisions of a resolution adopted by the St. Martin Parish Council (the "Governing Authority"), acting as the governing authority of the Parish of St. Martin, State of Louisiana, and Sub-Road District No. 3 of Road District No. 1 of the Parish of St. Martin, State of Louisiana (the "District"), on February 7, 2017, NOTICE IS HEREBY GIVEN that the Governing Authority will, in open session, at its regular meeting place, the Carroll J. Fuselier Meeting Room, St. Martin Parish Annex Building, 301 West Port Street, St. Martinville, Louisiana, on Tuesday, April 4, 2017, at five o'clock (5:00) p.m., conduct a public hearing and thereafter proceed to abolish the District.

Notice is further given that any ad valorem tax proceeds, funds and assets remaining with the District shall, upon abolition of the District, transfer to the General Fund of the Parish to be used solely for the purposes for which such tax was dedicated or which such funds and assets may lawfully be used.

THUS DONE AND SIGNED at St. Martinville, Louisiana, on this, the 7th day of February, 2017.

ATTEST:

/s/ Guy Cormier

Parish President

/s/ Laci Laperouse

Clerk of the Council

A motion was made by Jill Hebert and seconded by Dean LeBlanc that the following resolution be adopted:

RESOLUTION NO. 17-026-RS

WHEREAS, the St. Martin Parish Government entered into a Cooperative Endeavor Agreement with the Office of Facility Planning and Control of the Division of Administration for the I-10 Frontage Roads LA 328 to LA 347, Planning and Construction (St. Martin); FP&C Project No. 50-J50-00B-01; and

WHEREAS, FP&C Project No. 50-J50-00B-01 reflects a change in funding for the project due to actions taken during the 2016 Second Extraordinary Legislative Session; and

WHEREAS, the Cooperative Endeavor Agreement must be amended.

NOW, THEREFORE, BE IT RESOLVED by the St. Martin Parish Council, in Regular Session convened this 7th day of February, 2017, that Parish President Guy Cormier be, and he is hereby authorized, directed and empowered to execute the 6th Amended Cooperative Endeavor Agreement with the Office of Facility Planning and Control of the Division of Administration for the I-10 Frontage Roads LA 328 to LA 347, Planning and Construction (St. Martin), FP&C Project No. 50-J50-00B-01 for and in behalf of the St. Martin Parish Government.

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

- YEAS: Byron Fuselier, Lisa Nelson, Jason Willis, Neil Thibodeaux, Chris Tauzin, Jill Hebert, Albert Menard, Dean LeBlanc and Daniel Richard, Jr.
- NAYS: None.
- ABSTAIN: None.
- ABSENT: None.

And the Resolution was declared adopted this 7th day of February, 2017.

A motion was made by Albert Menard and seconded by Jill Hebert that the St. Martin Parish Council does hereby extend the agenda for Resolution Summary No. 027-RS.

This motion to extend the agenda having been submitted to a vote, the vote thereon was as follows:

YEAS: Byron Fuselier, Lisa Nelson, Jason Willis, Neil Thibodeaux, Chris Tauzin, Jill Hebert, Albert Menard, Dean LeBlanc and Daniel Richard, Jr.

NAYS: None.

ABSTAIN: None.

ABSENT: None.

And the motion to extend the agenda was declared carried by unanimous vote this 7th day of February, 2017.

A motion was made by Jill Hebert and seconded by Lisa Nelson that the following resolution be adopted:

RESOLUTION NO. 17-027-RS

WHEREAS, it is the desire of the St. Martin Parish Council to relocate the March 2017 Public Works and Administrative/Finance Committee Meetings to another location in St. Martin Parish; and

WHEREAS, it is a desire of the Council to change the times that the Committee Meetings will be held; and

WHEREAS, the Public Works Committee Meeting will begin at 5:00 p.m., and the Administrative/Finance Committee Meeting will begin at 5:30 p.m. or immediately following the Public Works Committee Meeting; and

WHEREAS, the St. Martin Parish Clerk of the Council will advertise in the official journal, the *Teche News*, the week prior to said meeting, and also post to the St. Martin Parish Government website, announcing the place of the meeting and times.

NOW, THEREFORE, BE IT RESOLVED that the St. Martin Parish Council does hereby relocate and set the times for the Tuesday, March 21, 2017 Public Works and Administrative/Finance Committee Meetings to St. Martin Hospital Annex Building (located directly behind St. Martin Hospital), 210 Champagne Boulevard, Breaux Bridge, Louisiana, beginning at 5:00 p.m.

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

YEAS: Byron Fuselier, Lisa Nelson, Jason Willis, Neil Thibodeaux, Chris Tauzin,
Jill Hebert, Albert Menard, Dean LeBlanc and Daniel Richard, Jr.
NAYS: None.
ABSTAIN: None.
ABSENT: None.

And the Resolution was declared adopted this 7th day of February, 2017.

Clerk of the Council Laci Laperouse read the ordinance introduced for publication, as follows:

SUMMARY NO. 1170-OR (Introduced by Daniel Richard, District 9)
An Ordinance to rezone and assign the appropriate zoning classification, with specific conditions, as regards to that certain tract of land containing 12.826 acres, situated at 1071 Gecko Road, and located in Section 109, Township 8 South, Range 5 East, St. Martin Parish, Louisiana.

Prior to adjournment Parish President Guy Cormier discussed flood recovery efforts from the August 2016 flood, bridge repairs and also the upcoming Police Jury Association of Louisiana State Convention. Council Member Chris Tauzin recognized several members in the audience, such as the French Immersion group.

A motion was made by Albert Menard and seconded by Lisa Nelson that the St. Martin Parish Council does hereby adjourn. Motion was unanimously approved.

I HEREBY CERTIFY THE FOREGOING TO BE EXACT AND TRUE:



LACI LAPEROUSE
CLERK OF THE COUNCIL