

AGENDA FOR THE JUNE 25, 2009
1:00 P.M. MEETING OF THE
PLAQUEMINES PARISH COUNCIL
PLAQUEMINES PARISH
TEMPORARY COURTHOUSE
450 F. EDWARD HEBERT BLVD.
BELLE CHASSE, LOUISIANA

1. Roll Call and Pledge of Allegiance
- 1a. Executive Session at 1:00 p.m.
 1. Judy Brandt Marshall vs. Parish of Plaquemines, Leon Duplessis & Sons Contractors, Inc., Hard Rock Construction Company and Darien Gibson, 25th JDC, 54-350, Div. "A", United States District Court, File No. 08-3510, Sec "C" MAG (3) - Mr. Mike Mullin, Attorney. COUNCIL MEMBER BANTA
 2. Mandamus directing Administration to shut down operations of un-permitted borrow pits located in Plaquemines Parish - Mr. Amos J. Cormier, III, Attorney. COUNCIL MEMBER BANTA
- 1b. Status Report by the Parish President.
 2. Bids and Advertisements.
 3. Beer and Liquor Licenses.
 4. Building Permits.
 - a. Construction Permits.
 - b. Wilfred McAnespy, raise existing residence, 150 West Shirley Road, Port Sulphur, Louisiana. COUNCIL MEMBER TURNER
 - c. Mazil Provost, modular home, 152 Landry Lane, Port Sulphur, Louisiana. COUNCIL MEMBER TURNER
 - d. Jeryd Zito, new fireworks stand, 28572 Highway 23, Port Sulphur, Louisiana. COUNCIL MEMBER FRIEDMAN
 - e. Jerry Daigle, raising existing residence, 133 Deer Road, Port Sulphur, Louisiana. COUNCIL MEMBER TURNER
 - f. Shafter and Charlotte St. Cyr, manufactured home, 162 Giraud Street, Port Sulphur, Louisiana. COUNCIL MEMBER TURNER
 - g. Ronald Parks, modular home, 558 Martin Lane, Port Sulphur, Louisiana. COUNCIL MEMBER TURNER
 - h. Edward Couvillion, fireworks stand renewal, 8220 Highway 23, Belle Chasse, Louisiana. COUNCIL MEMBER HODNETT
- 4a. Proclamations.
 - 1 A Proclamation declaring June 25, 2009, as "GARY RAGAS DAY" in Plaquemines Parish.

5. Introduction of Ordinances and Resolutions.
6. Ordinances on Second Reading and Final Passage:
 - a. Ordinances pursuant to Article 6, Section 6.01 E of the Plaquemines Parish Charter.
 - (1) An Ordinance revoking and setting aside the dedication of certain roads, streets, and alleys; and all matters with respect thereto. (DEFERRED AND CARRIED OVER FROM THE 6/11/09 MEETING) COUNCIL MEMBER GUEY
 - (2) An Ordinance authorizing the William H. Nungesser, Parish President, to enter into a Servitude Agreement with Belle Chasse Plantation, L.L.C., and The Parks of Plaquemines, L.L.C., for use of their property for ponding and drainage of storm water; and otherwise to provide with respect thereto. COUNCIL MEMBER HINKLEY
 - (3) An Ordinance approving a plan of resubdivision of the property of Euna Hingle, Plaquemines Parish, Louisiana, as shown on Map of Resubdivision, Lots 1 and C2, Belle Chasse Section "D", by Hugh McCurdy, III, P.L.S., dated October 24, 2008, the owners having fulfilled all of the requirements of the Subdivision and Resubdivision Ordinance of the Parish of Plaquemines without cost to the Plaquemines Parish Government or the Parish of Plaquemines. COUNCIL MEMBER GUEY
 - (4) An Ordinance to move the provisions of Sec. 9-1, "Driving on Levees", of Art. I, Chapter 9 of the Code of Ordinances and incorporate it within Sec. 15-12, "Restrictions of the operation of all terrain vehicles (ATV), go-carts, dune buggies, mopeds, motorized scooters, mini-motorcycles, or any unauthorized motor vehicles", of Art. I, Chapter 15 and amend and, as amended, reenact Sec. 15-12 of Art. I, Chapter 15, of the Code of Ordinances; to provide for penalties for the violation of this Ordinance; and otherwise to provide with respect thereto. COUNCIL MEMBER GUEY
 - (5) An Ordinance approving a plan of resubdivision of Lot 2 of the property of Anh M. Vo, wife of/and Hai Van Tong into Lot 2-A and Lot 2-B, Buras, Plaquemines Parish, Louisiana, as shown on Map of Resubdivision, Lot 2, Vo-Tong Division, Buras, Louisiana, by Hugh McCurdy, III, P.L.S., dated July 25, 2008, the owners having fulfilled all of the requirements of the Subdivision and Resubdivision Ordinance of the Parish of Plaquemines without cost to the Plaquemines Parish Government or the Parish of Plaquemines. COUNCIL MEMBER BANTA
 - b. An Ordinance to amend the Five-Year Capital Improvements Plan for the New Street Drainage Project; and otherwise to provide with respect thereto. (DEFERRED AND CARRIED OVER FROM THE 2/26/09, 3/12/09, 3/26/09, 4/9/09, 4/23/09, 5/14/09, 5/28/09 AND 6/11/09 MEETINGS) COUNCIL MEMBER HINKLEY
 - c. An Ordinance to amend the Five-Year Capital Improvements Plan for the Cazalard Street Drainage Pump Project; and otherwise to provide with respect thereto. (DEFERRED AND CARRIED OVER FROM THE 3/12/09, 3/26/09, 4/9/09, 4/23/09, 5/14/09, 5/28/09 AND 6/11/09 MEETINGS) COUNCIL MEMBER HINKLEY
 - d. An Ordinance to amend the Five-Year Capital Improvements Plan for the Drainage Improvements-Main Street/Avenue G Project; and otherwise to provide with respect thereto. (DEFERRED AND CARRIED OVER FROM THE 3/12/09, 3/26/09, 4/9/09, 4/23/09, 5/14/09, 5/28/09 AND 6/11/09 MEETINGS) COUNCIL MEMBER HODNETT SECONDED BY COUNCIL MEMBER BURAS
 - e. An Ordinance to appropriate the sum of \$_____ from the _____ Fund to construct a building located in the Braithwaite Subdivision previously known as the "Braithwaite Auditorium"; to authorize and direct the Parish President, Billy Nungesser, to construct said building; and otherwise to provide with respect thereto. (DEFERRED AND CARRIED OVER FROM THE 3/26/09, 4/9/09, 4/23/09, 5/14/09, 5/28/09 AND 6/11/09 MEETINGS) COUNCIL MEMBER BESHEL

- f. An Ordinance to amend the Five-Year Capital Improvements Plan for the Drainage-Jesuit Bend Project; and otherwise to provide with respect thereto. (DEFERRED AND CARRIED OVER FROM THE 3/26/09, 4/9/09, 4/23/09, 5/14/09, 5/28/09 AND 6/11/09 MEETINGS) COUNCIL MEMBER BURAS
- g. An Ordinance to amend the General Fund 2009 Operating Expenditure Budget; and otherwise to provide with respect thereto. (DEFERRED AND CARRIED OVER FROM THE 3/26/09, 4/9/09, 4/23/09, 5/14/09, 5/28/09 AND 6/11/09 MEETINGS) COUNCIL MEMBER BESHEL
- h. An Ordinance to amend the Five-Year Capital Improvements Plan for the Sewer Line Relocation-Nairn to Upper Buras Project; and otherwise to provide with respect thereto. (DEFERRED AND CARRIED OVER FROM THE 4/9/09, 4/23/09, 5/14/09, 5/28/09 AND 6/11/09 MEETINGS) COUNCIL MEMBER TURNER
- i. An Ordinance to amend the Sewer System Improvements Parishwide Fund Capital Improvements Budget; and otherwise to provide with respect thereto. (DEFERRED AND CARRIED OVER FROM THE 4/23/09, 5/14/09, 5/28/09 AND 6/11/09 MEETINGS) COUNCIL MEMBER HODNETT SECONDED BY COUNCIL MEMBER GUEY
- j. An Ordinance to amend the Five-Year Capital Improvements Plan for the Martin Lane Drainage Project; and otherwise to provide with respect thereto. (DEFERRED AND CARRIED OVER FROM THE 4/23/09, 5/14/09, 5/28/09 AND 6/11/09 MEETINGS) COUNCIL MEMBER TURNER
- k. An Ordinance to amend the General Fund, 2009 Operating Expenditure Budget, Engineering Department, line item Professional Services; and otherwise to provide with respect thereto. (DEFERRED AND CARRIED OVER FROM THE 4/23/09, 5/14/09, 5/28/09 AND 6/11/09 MEETINGS MEETINGS) COUNCIL MEMBER BANTA
- l. An Ordinance to appropriate the sum of \$1,500,000.00 from the _____ Fund for the Braithwaite to White Ditch Levee Lift Project located on the East Bank of Plaquemines Parish; and otherwise to provide with respect thereto. (DEFERRED AND CARRIED OVER FROM THE 5/14/09, 5/28/09 AND 6/11/09 MEETINGS) COUNCIL MEMBER BESHEL
- m. An Ordinance to appropriate the sum of \$2,000,000.00 from the _____ Fund for the repairs and renovations of the Woodlawn Building located in Braithwaite; and otherwise to provide with respect thereto. (DEFERRED AND CARRIED OVER FROM THE 5/28/09 AND 6/11/09 MEETINGS) COUNCIL MEMBER BESHEL
- n. An Ordinance to appropriate the sum of \$197,000 from the Fund Balance Designated for Sewer Projects to provide the engineering and repairs for the P-I Sewer Lift Station located in Phoenix, Louisiana, authorizing and directing the Parish President, Billy Nungesser, to execute said contract; and otherwise to provide with respect thereto. (DEFERRED AND CARRIED OVER FROM THE 6/11/09 MEETING) COUNCIL MEMBER BESHEL
- o. A Resolution conditionally approving a plan of resubdivision of Portion of Tract 3-D-1 of Belle Chasse Plantation, as shown on The Parks of Plaquemines, Phase I, being a subdivision of a part of Section B, Belle Chasse Plantation, Belle Chasse, Louisiana, by Hugh McCurdy, III, PLS, dated May 31, 2008, amended March 16, 2009, without cost to the Plaquemines Parish Government or the Parish of Plaquemines. (DEFERRED AND CARRIED OVER FROM THE 6/11/09 MEETING) COUNCIL MEMBER HINKLEY
- p. An Ordinance to amend the Five-Year Capital Improvements Plan for the Hazard Mitigation-Home Reconstruction Burmaster Street Project; and otherwise to provide with respect thereto. COUNCIL MEMBER HINKLEY
- q. A Resolution authorizing representatives of the Plaquemines Parish Government to invest funds of the Plaquemines Parish Government. COUNCIL MEMBER HODNETT
- r. A Resolution authorizing signatories for accounts of the Plaquemines Parish Government in Regions Bank. COUNCIL MEMBER HODNETT

- s. A Resolution to amend, and as amended, readopt Resolution No. 09-139, adopted April 23, 2009, to clarify the scope of employment of the Law Firm of Guste, Barnett, Schlesinger, Henderson & Alpaugh, L.L.P., to represent the Plaquemines Parish Council for such advices it deems necessary, including but not limited to review of Charter Amendments, attendance at public hearings and legal representation before any parish or state board or committee and any court of law; and otherwise to provide with respect thereto. COUNCIL MEMBER HODNETT
- t. An Ordinance creating a policy wherein the Finance Manager, the Assistant Finance Manager, or the Senior Accountant II shall attend all Parish Council Meetings; and otherwise to provide with respect thereto. COUNCIL MEMBER HODNETT
- u. An Ordinance authorizing and directing the Parish President to solicit proposals from at least three (3) accounting firms specializing in forensic audits prior to employment or submission to this Council for authority to enter into a contract for said services, and to enter into an agreement with _____ to retain their services as Forensic Accountants to audit the Plaquemines Parish Government and the Plaquemines Port, Harbor & Terminal District's finances; and otherwise to provide with respect thereto. COUNCIL MEMBER HODNETT
- v. An Ordinance to amend the 2009 Operating Expenditure Budget, Various Funds, Vacancy Funding Department; and otherwise to provide with respect thereto. COUNCIL MEMBER GUEY
- w. An Ordinance to amend the General Fund, 2009 Operating Expenditure Budget, Coastal Zone-Land Department, line item Professional Services-Levee Manager; and otherwise to provide with respect thereto. COUNCIL MEMBER BURAS
- x. A Resolution authorizing the Parish President to execute those documents and agreements required in the submission of the application for the construction of Empire Shipyard, as provided under the Community Development Block Grant-Disaster Recovery Fisheries Infrastructure Program and certifying that the "Urgent Need" National Policy objective is being met. COUNCIL MEMBER FRIEDMAN
- y. A Resolution authorizing the Parish President to execute those documents and agreements required in the submission of the application for the construction of Phase 1 of the Empire Fisheries Complex, as provided under the Community Development Block Grant-Disaster Recovery Fisheries Infrastructure Program and certifying that the "Urgent Need" National Policy objective is being met. COUNCIL MEMBER FRIEDMAN
- z. A Resolution to authorize the signatories on the Parish's checking account at Regions Bank for the Coastal Zone Management Program titled "Plaquemines Parish Wetlands Conservation and Restoration Fund"; and otherwise to provide with respect thereto. COUNCIL MEMBER FRIEDMAN
- aa. An Ordinance to amend the Five-Year Capital Improvements Plan for the Empire Boat Harbor and the Jefferson Lake Boat Harbor Projects; and otherwise to provide with respect thereto. COUNCIL MEMBER FRIEDMAN
- bb. An Ordinance to amend the Road Maintenance Road Fund, 2009 Manpower Structure, PROWM Department; and otherwise to provide with respect thereto. COUNCIL MEMBER FRIEDMAN
- cc. A Resolution authorizing the Parish President to execute those documents and agreements required in the submission of the application for the construction of Phase 1 of the Empire Fisheries Complex, as provided under the Community Development Block Grant-Disaster Long Term Recovery Program and certifying that the "Urgent Need" National Policy objective is being met. COUNCIL MEMBER FRIEDMAN
- dd. An Ordinance to amend the General Fund, 2009 Manpower Structure, Buildings Department; and otherwise to provide with respect thereto. COUNCIL MEMBER COOPER
- ee. An Ordinance to amend the General Fund, 2009 Operating Expenditure Budget Telecommunications Department, various expenditure line items; and otherwise to provide with respect thereto. COUNCIL MEMBER BANTA
- ff. An Ordinance to amend the General Fund, 2009 Operating Expenditure Budgets, Telecommunication Department, expenditure line items; and otherwise to provide with respect thereto. COUNCIL MEMBER BANTA

respect thereto. COUNCIL MEMBER BANTA

- gg. A Resolution authorizing the Parish President to execute a Cooperative Endeavor Agreement and related documents with the State of Louisiana, Division of Administration, Office of Community Development, for the Grant for implementation of the Parish's Disaster Recovery Program under the CDBG-Disaster Recovery Program; and otherwise to provide with respect thereto. COUNCIL MEMBER BANTA
- hh. An Ordinance to amend the Five-Year Capital Improvements Plan for the Rebuild-District 8 Council Bldg Project; and otherwise to provide with respect thereto. COUNCIL MEMBER BANTA
- ii. A Resolution confirming the recommendation of the President of the Parish of Plaquemines, William H. Nungesser, of the designation of Janice Acosta as the Director of the Department of Administration, pursuant to Article 5, Section 5.01 of the Charter for Local Self-Government for the Parish of Plaquemines; and otherwise to provide with respect thereto. COUNCIL MEMBER BANTA
- jj. An Ordinance to amend the General Fund, Manpower Structure, President's Department; and otherwise to provide with respect thereto. COUNCIL MEMBER BANTA
- kk. An Ordinance to amend the Five-Year Capital Improvements Plan for the Hazard Mitigation Wind Retrofit Project; and otherwise to provide with respect thereto. COUNCIL MEMBER BANTA
- ll. An Ordinance to amend the Five-Year Capital Improvements Plan for the Hazard Mitigation Popich Building Wind Retrofit Project; and otherwise to provide with respect thereto. COUNCIL MEMBER BANTA
- mm. An Ordinance to amend the Five-Year Capital Improvements Plan for the Hazard Mitigation Backflow Prevention Retrofit Project; and otherwise to provide with respect thereto. COUNCIL MEMBER BANTA
- nn. An Ordinance to approve the amended Pay Plan and Classification Schedule adopted by the Civil Service Commission on May 5, 2009 to create a new classification of Levee/Flood Control Manager; and otherwise to provide with respect thereto. COUNCIL MEMBER BANTA
- oo. A Resolution authorizing the Plaquemines Parish Government legal department to fully investigate all facts and legal issues as they relate to contracting, architectural, and engineering services rendered to the Plaquemines Parish Government, to hire an expert in any relevant field relating to said investigation, and if appropriate in the judgment of the legal department, to institute litigation on behalf of Plaquemines Parish Government against all responsible parties for damages caused to the Plaquemines Parish Government which become apparent as a result of said investigation. COUNCIL MEMBER GUEY

7. New Business.

- a. Public discussion regarding District 8. (DEFERRED AND CARRIED OVER FROM THE 3/12/09, 3/26/09, 4/9/09, 4/23/09, 5/14/09, 5/28/09 AND 6/11/09 MEETINGS) COUNCIL MEMBER BANTA
- b. Discussion of the 2010 Census. (DEFERRED AND CARRIED OVER FROM THE 4/23/09, 5/14/09, 5/28/09 AND 6/11/09 MEETINGS) COUNCIL MEMBER TURNER
- c. Discussion of letter received from Mr. Charles Ballay, District Attorney. (DEFERRED AND CARRIED OVER FROM THE 5/6/09, 5/14/09, 5/28/09 AND 6/11/09 MEETINGS) COUNCIL MEMBER BANTA
- d. Update on District 6. COUNCIL MEMBER TURNER
- e. Update on District 7. COUNCIL MEMBER FRIEDMAN

8 Approval of the minutes of the Plaquemines Parish Council Meetings as follows:

- a. May 14, 2009 (DEFERRED AND CARRIED OVER FROM THE 6/11/09 MEETING)
- b. May 14, 2009 (Special Port) (DEFERRED AND CARRIED OVER FROM THE 6/11/09 MEETING)