IBERVILLE PARISH COUNCIL MINUTES PUBLIC HEARING, TUESDAY, NOVEMBER 15, 2016 PROPOSED ORDINANCE

The Parish Council of Iberville Parish, State of Louisiana, held a Public Hearing in the Council Meeting Room, 58050 Meriam Street, Plaquemine, Louisiana, on the 15th day of November, 2016 at 6:04 P.M. pursuant to a Notice of Public Hearing published on the 10th day of November, 2016 in the Post South.

The Council Chairman, Matthew H. Jewell, called the hearing to order, followed by the roll call with the following Council Members in attendance: Warren Taylor, District 1; Mitchel J. Ourso, Sr.; District 2; Leonard Jackson, Sr., District 4; Edwin M. Reeves, Jr., District 5; Ty J. Arnold, District 7; Hunter S. Markins, District 8; Terry J. Bradford, District 9; Louis R. Kelley, Jr., District 10; Timothy J. Vallet, District 11; Matthew H. Jewell, District 12; Bart B. Morgan, District 13.

Absent: Thomas E. Dominique, Sr., District 3; Courtney P. Lewis, District 6.

A quorum was present and due notice had been given.

Parish President- J. Mitchell Ourso, Jr., and Chief Administrative Officer- Edward Songy were also in attendance.

Mr. Songy read the following ordinance in entirety.

- **ORDINANCE 1** Ordinance to transfer property of the Iberville Parish Council located at City of Plaquemine Activity Center (COPAC) to the City of Plaquemine
- ORDINANCE 2 Ordinance to adopt the fiscal year 2017 Operating and Capital Improvement Budget and the Amended 2016 Operating and Capital Improvement Budget for the Iberville Parish Council

The floor was opened to comments and questions. There was no opposition to the ordinance.

There being no further business to be conducted, the hearing was adjourned at 6:10 p.m.

/s/ KIRSHA D. BARKER	/s/ MATTHEW H. JEWELL
COUNCIL CLERK	COUNCIL CHAIRMAN

IBERVILLE PARISH COUNCIL MINUTES REGULAR MEETING, TUESDAY, NOVEMBER 15, 2016

The Parish Council of Iberville Parish, State of Louisiana, met in Regular Session, in the Council Meeting Room, 2nd Floor, Courthouse Building, 58050 Meriam Street, Plaquemine, Louisiana, on the 15th day of November, 2016.

The Council Chairman, Matthew H. Jewell, called the meeting to order at 6:30 p.m. followed by the roll call with the following Council Members in attendance: Warren Taylor, District 1; Mitchel J. Ourso, Sr.; District 2; Leonard Jackson, Sr., District 4; Edwin M. Reeves, Jr., District 5; Courtney P. Lewis, District 6; Ty J. Arnold, District 7; Hunter S. Markins, District 8; Terry J. Bradford, District 9; Louis R. Kelley, Jr., District 10; Timothy J. Vallet, District 11; Matthew H. Jewell, District 12; Bart B. Morgan, District 13.

Absent: Thomas E. Dominique, Sr., District 3.

Parish President- J. Mitchell Ourso, Jr., and Chief Administrative Officer- Edward Songy were also in attendance.

A quorum was present and due notice had been published in the official journal on the 10th day of November, 2016. The Pledge of Allegiance followed.

Council Chairman Jewell called for anyone wanting to make public comments to register with the Clerk. No one registered to speak.

PRESENTATIONS AND APPEARANCES

None.

APPROVAL OF MINUTES

Upon a motion by Councilman Taylor, and seconded by Councilman Reeves, it was moved to wave the reading of the minutes of October 11, 2016 and October 18, 2016 and approve as written. The motion having been duly submitted to a vote was duly adopted by the following yea and nay votes on roll call:

YEAS: Taylor, Ourso, Jackson, Reeves, Lewis, Arnold, Markins, Bradford, Kelley, Vallet, Morgan. NAYS: None.

ABSTAIN: None. ABSENT: Dominique.

The motion was declared adopted by the Chairman.

PRESIDENT'S REPORT

President Ourso reported on the following:

- The Parish's annual Veterans Ceremony was a great success. The attendance was good and President Ourso thanked everyone that was involved.
- Axiall will sponsor the senior citizen's annual Thanksgiving Dinner at the Civic on November 16, 2016 at 9:00 am.
- The third floor is currently undergoing the abatement process. The Courthouse will be back open on November 28, 2016.
- Manchac Road is still being repaired from the flood damage. President Ourso will go out and inspect the condition of the road next week and will announce when the road will be back open.
- A map was presented to the Council by President Ourso. The map outlined the route and timeline of when Mammoet will transport the 330 feet long vessel for Shintech. The move is planned for Tuesday, November 22, 2016. It will be an eight hour move, from 7:00 am to 3:00 pm. Constituents in this area will be notified.
- President Ourso congratulated Councilman Reeves on his recent appointment as Mayor of Plaquemine.

CHAMBER OF COMMERCE REPORT

Mr. Hank Grace stated the number of contractors has reduced to 5,500 on site at DOW Chemical. Shintech currently has about 1,100 contractors on site while constructing their Ethylene Cracking Unit. They also have 700 contractors on site for a turn around. Axiall has a large shut down scheduled for January of next year, with an estimated 800 contractors at night and 800 contractors during the day.

FINANCIAL REPORT

Mr. Randall Dunn informed the Council that a security guard for the council meetings has been added to the 2017 budget. The sales taxes are extremely high which is great for the Parish. Councilman Reeves asked why the sales taxes are so high, and President Ourso stated because of audits. Mr. Dunn also stated if the Council has any questions on the budget to please give him a call.

OLD BUSINESS

ORDINANCE IPC# 016-16

ORDINANCE TO TRANSFER PROPERTY OF IBERVILLE PARISH COUNCIL LOCATED AT CITY OF PLAQUEMINE ACTIVITY CENTER (COPAC) TO THE <u>CITY OF PLAQUEMINE</u>

WHEREAS, Section 2-11(10) of the Iberville Parish Home Rule Charter provides that an ordinance is required to dispose of any real property owned by the Parish Government.

WHEREAS, on January 3, 1996 the City of Plaquemine transferred by Act of Cash Sale to the Iberville Parish Police Jury a parcel of land for the price and consideration of One Dollar (\$1.00) and other valuable consideration. The property description is attached on the copy of the Act of Cash sale attached hereto and incorporated by reference.

WHEREAS, the property transferred to Iberville Parish on January 3, 1996 is identified on the survey plat attached to the Act of Cash Sale and is referred to as the concession stand area at the City of Plaquemine Activity Center (COPAC) which was utilized by the Parish Council as a voting precinct. The Voting Precinct has now been relocated to the Gymnasium at the COPAC and the "Concession Stand" facility is no longer required by the Parish.

WHEREAS, the City of Plaquemine has requested that the "Concession Stand" portion of the COPAC facility be transferred to the City of Plaquemine in a letter dated August 25, 2016 (copy attached hereto) and the City will assume all responsibility for the operation, maintenance and upkeep on this portion of the facility. The Parish Council no longer has any viable use for the "concession stand" facility now that the voting precinct has been relocated to the gymnasium at the facility.

WHEREAS, the City of Plaquemine will continue to operate the COPAC facility for the general public and utilization of Iberville Parish citizens and the transfer of the "concession stand" portion of the facility will allow for the continued use of this portion of the facility for the general public.

WHEREAS, Iberville Parish President, J. Mitchell Ourso, Jr., be and is hereby authorized to transfer by act of sale to the City of Plaquemine the "concession stand" portion of the City of Plaquemine Activity Center for the sum of One Dollar and other good and valuable consideration, which is more particularly identified as follows: "A certain lot or parcel of land, with all improvements thereon, lying and situated in the City of Plaquemine, Parish of Iberville, as identified by them map or survey entitled Survey for Iberville Parish Jury located in Desobry Subdivision, Plaquemine, Louisiana, by Carl F. Grant, RLS, dated January 2, 1996, attached hereto and made a part hereof, more particularly described as follows: Beginning on the northwest corner of he said parcel of land at the southeast corner of the intersection of Fort Street and Calvin Street, being the Point of Beginning , thence traveling east a distance of 55.0 feet to a point and corner, thence traveling south a distance of 163.00 feet to the point of beginning. Said parcel of land being bounded on its west by Calvin Street, north b Fort Street, east and south by the property of the Iberville Parish School Board, now or formerly."

The foregoing ordinance which was previously introduced at the meeting of the Iberville Parish Council on October 18, 2016 and a summary thereof having been published in the official journal on October 27, 2016, the public hearing on this ordinance held on the 15th day of November, 2016, at 6:00 p.m., at the Council on Aging, 58105 Court Street, Plaquemine, Louisiana, was brought up for final passage with a motion by Councilman Reeves, and seconded by Councilman Arnold, having been duly submitted to a vote, the ordinance was duly adopted by the following yea and nay vote on roll call:

YEAS: Taylor, Ourso, Jackson, Reeves, Lewis, Arnold, Markins, Bradford, Kelley, Vallet, Morgan.
NAYS: None.
ABSTAIN: None.
ABSENT: Dominique. The ordinance was declared adopted by the Chairman on 15th day of November, 2016.

ORDINANCE IPC #017-16

PROPOSED 2017 BUDGET AND AMENDED 2016 BUDGET ORDINANCE

ORDINANCE TO ADOPT THE FISCAL YEAR 2017 OPERATING AND CAPITAL IMPROVEMENT BUDGET AND THE AMENDED 2016 OPERATING AND CAPITAL IMPROVEMENT BUDGET FOR THE IBERVILLE PARISH COUNCIL

WHEREAS, Iberville Parish Home Rule Charter Sections 5-03 and 5-05 provide that the Iberville Parish Council shall adopt annually an operating budget and a capital improvement budget for the fiscal year of January 1, 2017 through December 31, 2017.

WHEREAS, the 2016 amended and 2017 Operating and Capital Improvement Budgets have been presented to the Iberville Parish Council and the General Public, and a public hearing will be held on the budgets and all proposed modifications, if any, on the 15th day of November 2016, at 6:00 P.M.

WHEREAS, the Iberville Parish Department of Finance has submitted for appropriation requests to the State of Louisiana, Division of Administration, all requests for capital outlay funding for Parish projects, the Governor's Office of Rural Development, Department of Transportation & Development, Department of Labor, Department of Military Affairs, and Department of Health & Hospitals, and while it is not presently known if the requests will be approved and funded, the State funds shall be included in the 2017 budgets to the extent such funds are received by the Iberville Parish Council.

WHEREAS, the 2016 amended budget and the 2017 Operating and Capital Improvement budgets having been duly submitted for public hearing on the 15th day of November, 2016.

NOW, THEREFORE, BE IT ORDAINED by the Iberville Parish Council, as follows;

"That the 2017 Operating and Capital Improvement budgets for the Iberville Parish Council be approved and adopted as amended.

"That the 2016 Amended Budget be approved and adopted."

"That a copy of the budgets shall be on file with the Iberville Parish Council Clerk and open for public inspection in accordance with law."

"That this ordinance be published in accordance with the provision of the Iberville Parish Home Rule Charter, and that the approved budget shall become effective January 1, 2017, in accordance with law."

The foregoing ordinance having been submitted to a vote, the substitute motion was adopted by the following yea and nay vote on roll call:

The foregoing ordinance which was previously introduced at the meeting of the Iberville Parish Council on October 18, 2016 and a summary thereof having been published in the official journal on October 27, 2016, the public hearing on this ordinance held on the 15th day of November, 2016, at 6:00 p.m., at the Council on Aging, 58105 Court Street, Plaquemine, Louisiana, was brought up for final passage with a motion by Councilman Reeves, and seconded by Councilman Arnold, having been duly submitted to a vote, the ordinance was duly adopted by the following yea and nay vote on roll call:

YEAS: Taylor, Ourso, Jackson, Reeves, Lewis, Arnold, Markins, Bradford, Kelley, Vallet, Morgan.
NAYS: None.
ABSTAIN: None.
ABSENT: Dominique. The ordinance was declared adopted by the Chairman on 15th day of November, 2016.

C) Discussion of building at Waterworks District No. 4 Tower

MOTION TO RE-ADVERTISE BIDS FOR THE SURPLUS WOODEN BUILDING LOCATED AT MUNICIPAL ADDRESS OF 21553 HIGHWAY 77, GROSSE TETE, LA 70740 NEXT TO THE WATERWORKS DISTRICT NO. 4 TOWER

Upon a motion by Councilman Reeves, and seconded by Councilwoman Lewis, it was moved to re-advertise bids for the surplus wooden building located at municipal address of 21553 Highway 77, Grosse Tete, LA 70740 next to the Waterworks District No. 4 Tower. The motion having been duly submitted to a vote was duly adopted by the following yea and nay votes on roll call:

YEAS: Taylor, Ourso, Jackson, Reeves, Lewis, Arnold, Markins, Bradford, Kelley, Vallet, Morgan. NAYS: None. ABSTAIN: None. ABSENT: Dominique.

The motion was declared adopted by the Chairman on the 15th day of November, 2016.

NEW BUSINESS None.

RESOLUTION COMMITTEE REPORT

The Resolution Committee met on Tuesday, November 15, 2016 at 6:15 p.m., followed by the roll call with the following Resolution Committee Members only in attendance: Reeves, Vallet, Arnold, Kelley, Markins, Jackson, Morgan.

Absent: Lewis, Dominique.

The following resolutions were read aloud by Mr. Songy:

A) <u>Resolution authorizing a negotiation of a Cooperative Endeavor Agreement and payment in lieu of taxes in agreement by governing bodies and the State of Louisiana for an Economic Development Project in Iberville Parish, Louisiana</u>

Councilman Kelley made a recommendation to forward the resolution to the regular meeting, seconded by Councilman Jackson. The recommendation having been duly submitted to a vote was duly adopted by the following yea and nay votes on roll call by Resolution Committee Members only:

YEAS: Reeves, Vallet, Arnold, Kelley, Markins, Jackson, Morgan. NAYS: None. ABSTAIN: None. ABSENT: Lewis, Dominique.

The recommendation was declared adopted by the Chairman to forward this item to the regular meeting.

B) <u>Resolution approving design exceptions for State Project No. H.011806 / F.A.P. No.</u> <u>H011806 Gracie Lane Bridge Federal Aid Off-system Highway Bridge Program</u>

Councilman Reeves made a recommendation to forward the resolution to the regular meeting, seconded by Councilman Kelley. The recommendation having been duly submitted to a vote was duly adopted by the following yea and nay votes on roll call by Resolution Committee Members only:

YEAS: Reeves, Vallet, Arnold, Kelley, Markins, Jackson, Morgan. NAYS: None.

ABSTAIN: None. ABSENT: Lewis, Dominique.

The recommendation was declared adopted by the Chairman to forward this item to the regular meeting.

C) <u>Resolution to declare Legal Holidays for 2017</u>

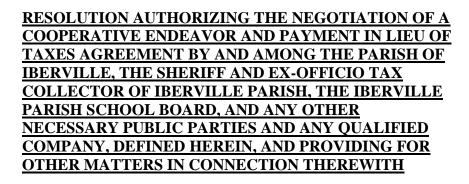
Councilman Reeves made a recommendation to forward the resolution to the regular meeting, seconded by Councilman Vallet. The recommendation having been duly submitted to a vote was duly adopted by the following yea and nay votes on roll call by Resolution Committee Members only:

YEAS: Reeves, Vallet, Arnold, Kelley, Markins, Jackson, Morgan. NAYS: None. ABSTAIN: None. ABSENT: Lewis, Dominique.

The recommendation was declared adopted by the Chairman to forward this item to the regular meeting.

During the Regular Meeting:

RESOLUTION IPC# 2016-014



The following resolution was introduced by Councilman Kelley and seconded by Councilman Markins.

WHEREAS, the Parish of Iberville, State of Louisiana (the "*Parish*") is a political subdivision of the State of Louisiana (the "*State*") created and existing pursuant to Louisiana Constitution of 1974, as amended, and the Louisiana Revised Statutes of 1950, as amended (La. R.S. 33:1236 *et seq.*), and other relevant constitutional and statutory authority (collectively, the "*Parish Statutes*");

WHEREAS, from time to time various companies will desire to acquire, construct, improve, equip, and operate one or more industrial and manufacturing facilities (a "*Project*") to be located within the Parish or another parish in the State;

WHEREAS, it is in the best interest of the Parish to encourage the location of a Project within the Parish due to the positive economic development benefits to the Parish, including increased employment as a result of the creation of construction and permanent jobs, increased payroll, tax base increases, and other benefits that are a driving force behind economic development and a direct benefit to residents of the Parish;

WHEREAS, to induce the location of a Project in the Parish, the Parish wishes to negotiate with any company agreeing to invest in the Parish and meet substantial payroll and employment levels (a "*Qualified Company*") in order to increase the economic feasibility of a Project by providing relief from the full amount of *ad valorem* taxes over more than the first ten years the Qualified Company would be entitled to under the State's Industrial Tax Exemption Program pursuant to a Cooperative Endeavor and Payment in Lieu of Taxes Agreement (the "*Agreement*");

WHEREAS, La. Const. art. VII, § 14(C) provides that for a public purpose, political subdivisions of the state may engage in cooperative endeavors with any public or private association or company;

WHEREAS, economic development has been declared to be a valid public purpose and the economic benefits to the Parish resulting from a Project, namely increased employment, sales tax and inventory tax revenues, and payroll in the Parish, are projected to exceed the value of the obligations of and incentives undertaken by the Parish pursuant to an Agreement to be negotiated;

WHEREAS, the Parish and its officers and council have determined that the presence and operation of a Project within the jurisdiction of the Parish, as well as the jobs and commerce capable of being created and sustained thereby, are expected to enhance and maintain the economic well-being of the Parish such that the obligations of and incentives by the Parish undertaken and given in an Agreement will be justified and necessary to attract a Project to the Parish;

WHEREAS, the Parish is offering to negotiate obligations and incentives under an Agreement in order to induce a Qualified Company to locate the Project in the Parish, it being understood that the location of the Project is a highly competitive site selection situation and the obligations and incentives herein provided are needed to encourage a Qualified Company to locate within the Parish; and

WHEREAS, the Parish has determined that negotiation of an Agreement serves a public purpose and desires to authorize the negotiation of such Agreement.

NOW THEREFORE, BE IT RESOLVED by the Iberville Parish Council, acting as governing authority of the Parish (the "*Council*"), that:

SECTION 1. <u>Whereas Clauses Adopted</u>. The foregoing whereas clauses are hereby adopted as set forth in the preamble to this Resolution.

SECTION 2. <u>Negotiation of the Agreement</u>. The Parish desires to negotiate a Cooperative Endeavor and Payment in Lieu of Taxes Agreements (an "*Agreement*") by and between the Parish, the Sheriff and *ex-officio* tax collector of Iberville Parish, State of Louisiana, the Iberville Parish School Board, any other necessary public parties, and any Qualified Company, for a term of not less than twenty (20) years whereby the Qualified Company, shall agree to provide for a minimum capital investment by the Qualified Company, minimum employment and payroll levels, and a timeframe for Project phases to be completed and the Parish will agree to reduce its *ad valorem* taxes over the life of the Agreement from the amount which would otherwise be owed by the Qualified Company.

SECTION 3. <u>Authorization</u>. The Board hereby authorizes the negotiation by the Parish President of an Agreement on behalf of the Parish subject to approval of the Council of the form and terms of the Agreement. The above resolution was duly adopted in regular session this 15th day of November, 2016, by the following vote on roll call;

YEAS: Taylor, Ourso, Jackson, Reeves, Lewis, Arnold, Markins, Bradford, Kelley, Vallet, Morgan.
NAYS: None.
ABSTAIN: None.
ABSENT: Dominique.

The ordinance was declared adopted by the Chairman on 15th day of November, 2016.

RESOLUTION IPC# 2016-015

RESOLUTION APPROVING DESIGN EXCEPTIONS FOR STATE PROJECT NO. H.011806 / F.A.P. NO. H011806 GRACIE LANE BRIDGE FEDERAL AID OFF-SYSTEM HIGHWAY BRIDGE PROGRAM

The following resolution was introduced by Councilman Kelley and seconded by Councilman Markins.

WHEREAS, Iberville Parish Council is participating in the Federal and State Off-System Bridge Program for the replacement of the bridge on Gracie Lane; and,

WHEREAS, the roadway is classified as a RL-3 with a 7-Span 28' wide x 140' long proposed concrete slab span bridge at Gracie Lane; and,

WHEREAS, the proposed concrete slab span bridge requires design exceptions for proposed speed limit, shoulder width, fore slope, horizontal curve lengths as described herein.

NOW THEREFORE BE IT RESOLVED, that the Iberville Parish Council does hereby approve the following design exceptions:

- 1. Posted speed limit at 15 mph in lieu of design speed of 20 mph prior to opening the site to traffic; and,
- 2. Acceptance of no shoulder on Gracie Lane. The Minimum Design Guidelines requires 8' shoulders and the existing roadway has no shoulders; and,
- 3. Acceptance of 3:1 fore slopes. A design fore slope of 4:1 is required for RL-3 roadway class; and,
- 4. Acceptance of a shortened horizontal curve length of 127.49: Minimal Design Guidelines requires a design curve length of 300'.

The above resolution was duly adopted in regular session this 15th day of November, 2016, by the following vote on roll call;

YEAS: Taylor, Ourso, Jackson, Reeves, Lewis, Arnold, Markins, Bradford, Kelley, Vallet, Morgan.
NAYS: None.
ABSTAIN: None.
ABSENT: Dominique.

The ordinance was declared adopted by the Chairman on 15th day of November, 2016.

RESOLUTION IPC# 2016-016

RESOLUTION TO DECLARE LEGAL HOLIDAYS FOR 2017

The following resolution was introduced by Councilman Kelley and seconded by Councilman Markins.

WHEREAS, pursuant to the provisions of La. R.S. 1:55 and the Home Rule Charter, the Iberville Parish Council hereby approves the attached holiday schedule as public holidays for its employees.

NOW, THEREFORE, BE IT RESOLVED BY the Iberville Parish Council as follows:

"That the attached holiday schedule for 2017 is hereby approved for parish council employees, insofar as practical, and that those essential public safety personnel and employees whose service is necessary and indispensable and required for the efficient administration of parish government shall be required to work on said holidays."

The above resolution was duly adopted in regular session this 15th day of November, 2016, by the following vote on roll call;

YEAS: Taylor, Ourso, Jackson, Reeves, Lewis, Arnold, Markins, Bradford, Kelley, Vallet, Morgan.
NAYS: None.
ABSTAIN: None.
ABSENT: Dominique. The ordinance was declared adopted by the Chairman on 15th day of November, 2016.

BOARDS & COMMISSIONS REPORT

The Boards and Commissions Committee met on Tuesday, November 15, 2016 at 6:18 p.m. followed by the roll call with the following Committee Members only in attendance: Vallet, Jackson, Markins, Reeves, Arnold.

Absent: Lewis.

A quorum was present.

- A) Appointment to the Iberville Parish Planning Commission- Jennifer Donald
- B) Appointment to the Iberville Parish Planning Commission- Kelsie Mills

Upon a recommendation by Councilman Reeves, and seconded by Councilman Vallet, it was recommended to forward the appointments of Ms. Jennifer Donald and Ms. Kelsie Mills to the Iberville Parish Planning Commission. The recommendation having been duly submitted to a vote was duly adopted by the following yea and nay votes on roll call by Boards and Commission Committee Members only:

YEAS: Vallet, Jackson, Markins, Reeves, Arnold. NAYS: None. ABSTAIN: None. ABSENT: Lewis.

The recommendation was declared adopted by the Chairman.

During the Regular Meeting:

- A) Appointment to the Iberville Parish Planning Commission- Jennifer Donald
- B) Appointment to the Iberville Parish Planning Commission- Kelsie Mills

Upon a motion by Councilman Reeves, and seconded by Councilman Ourso, it was moved to appoint Ms. Jennifer Donald and Ms. Kelsie Mills to the Iberville Parish Planning Commission. The motion having been duly submitted to a vote was duly adopted by the following yea and nay votes on roll call:

YEAS: Taylor, Ourso, Jackson, Reeves, Lewis, Arnold, Markins, Bradford, Kelley, Vallet, Morgan. NAYS: None.

ABSTAIN: None. ABSENT: Dominique.

The motion was declared adopted by the Chairman on November 15, 2016.

ADJOURNMENT

There being no further business, it was moved by Councilman Bradford, and seconded by Councilman Arnold to adjourn at 6:49 p.m.

The motion was unanimously adopted.

/s/ KIRSHA D. BARKER COUNCIL CLERK /s/ MATTHEW H. JEWELL COUNCIL CHAIRMAN