

**IBERVILLE PARISH COUNCIL MINUTES  
PUBLIC HEARING, TUESDAY, JANUARY 23, 2018  
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 23<sup>rd</sup> day of January, 2018 at 6:00 P.M. pursuant to a Notice of Public Hearing published on the 11<sup>th</sup> day of January, 2018 in the Plaquemine Post South and Iberville Parish website.

The Council Chairman, Matthew H. Jewell, called the hearing to order at 6:02 p.m. followed by the roll call with the following Council Members in attendance: Warren Taylor, District 1; Mitchel J. Ourso, Sr.; District 2; Thomas E. Dominique, Sr., District 3; Leonard Jackson, Sr., District 4; Steve C. Smith, District 5; Ty J. Arnold, District 7; Hunter S. Markins, District 8; Louis R. Kelley, Jr., District 10; Timothy J. Vallet, District 11; Matthew H. Jewell, District 12; Bart B. Morgan, District 13.

Absent: Courtney P. Lewis, District 6; Terry J. Bradford, District 9.

A quorum was present and due notice had been posted. Parish President- J. Mitchell Ourso, Jr., Chief Administrative Officer- Edward Songy and Legal Counsel- Scott Stassi were also in attendance.

Mr. Songy read the following ordinance in entirety.

**ORDINANCE 1**      Ordinance to grant Utility Franchise to Pointe Coupee Electric

Myron Lambert, General Manager of Pointe Coupee Electric came before the Council. They currently serve unincorporated areas of Iberville Parish, and they appreciate this opportunity.

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 6:05 p.m.

/s/ KIRSHA D. BARKER  
COUNCIL CLERK

/s/ MATTHEW H. JEWELL  
COUNCIL CHAIRMAN

**IBERVILLE PARISH COUNCIL MINUTES  
REGULAR MEETING, TUESDAY, JANUARY 23, 2018**

The Parish Council of Iberville Parish, State of Louisiana, met in Regular Session, in the Council Meeting Room, 2<sup>nd</sup> Floor, Courthouse Building, 58050 Meriam Street, Plaquemine, Louisiana, on the 23<sup>rd</sup> day of January, 2018.

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; Thomas E. Dominique, Sr., District 3; Leonard Jackson, Sr., District 4; Steve C. Smith, 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: None.

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

A quorum was present and due notice had been published on the 11<sup>th</sup> day of January, 2018. 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.

#### ELECTION OF COUNCIL CHAIRMAN

Legal Counsel, Scott Stassi came forward to open the floor for nominations for Chairman of the Iberville Parish Council.

Upon a motion by Councilman Vallet, and seconded by Councilman Kelley, it was moved to nominate Councilman Jewell for Council Chairman.

Councilman Vallet moved to close the nominations for Council Chairman, seconded by the Council. The motion was unanimously approved by the Council.

Councilman Matthew Jewell is declared Council Chairman. Chairman Jewell thanked the Council for the confidence they have placed in him as the Council Chairman.

#### ELECTION OF COUNCIL VICE CHAIRMAN

Chairman Jewell opened the nominations for Council Vice Chairman.

Upon a motion by Councilman Kelley, and seconded by Councilwoman Lewis, it was moved to nominate Councilman Taylor for Council Vice Chairman.

Upon a motion by Councilman Jackson, and seconded by Councilman Markins, it was moved to close the nominations for Council Vice Chairman. The motion was unanimously approved by the Council.

Councilman Warren Taylor is declared Council Vice Chairman. Vice Chairman Taylor thanked the Council for this honor.

#### PRESENTATIONS AND APPEARANCES

None.

#### APPROVAL OF MINUTES

Upon a motion by Councilman Taylor, and seconded by Councilman Markins, it was moved to wave the reading of the minutes of December 19, 2017 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, Dominique, Jackson, Smith, Lewis, Arnold, Markins, Bradford, Kelley, Vallet, Morgan.

NAYS: None.

ABSTAIN: None.

ABSENT: None.

The motion was declared adopted by the Chairman.

#### PRESIDENT'S REPORT

President Ourso reported on the following:

- President Ourso congratulated Chairman Jewell and Vice Chairman Taylor.
- During the recent freeze the East Iberville residents were locked out of their gas meters by Federal law. President Ourso stated the Mayor of Denham Springs and the Mayor of Walker assisted the Utility Department in getting the residents back onto their meters. He personally sent a thank you letter to both Mayors and will forward their contact information to the Council Clerk to also send a letter of appreciation.
- The substantial completion for the Parish jail was signed today. The Parish inmates will be transported back to the Parish jail in February.
- The drawings for the proposed Bayou Sorrel and Bayou Pigeon Fire Department should be complete within the next 45 days.

- The parapet renovations are still underway. The squares that were cut in the white outer wall will be weep holes to allow the water to drain every 24 inches.
- The Alligator Bayou Floodgate renovations are predicted to be finished on time. Pictures were presented to the Council of the construction's progress.
- President Ourso announced that Walgreens has signed a purchase agreement for the old shopping center that is located behind Taco Bell and across from Popeye's. It was agreed to have the building torn down. Construction is expected to begin later this year.

Councilman Morgan and Councilman Jackson thanked President Ourso, Mr. Mark Migliacio, and the Utility Department for their hard work during the freeze and the gas outage.

#### CHAMBER OF COMMERCE REPORT

Mr. Hank Grace thanked the Council members for attending the Chamber of Commerce's Annual Banquet. Mr. Grace stated the Spirit Award was presented to the family of late Mayor Lawrence "Football" Badeaux. The Chamber's Annual Planning Session for this year will be tomorrow and Mr. Hank will share those objectives at the next Council meeting. He stated as far as economics, Amazon is currently looking to build their second headquarters in the United States and the State of Louisiana offered a 6.65 billion dollar incentive package, but didn't make the cut of the 20 finalists.

#### FINANCIAL REPORT

Finance Director, Randall Dunn congratulated Chairman Jewell and Vice Chairman Taylor. He stated the Finance Department is in the process of closing out their books for 2017. All of the 2017 financial records will be given to the Auditors by May 15<sup>th</sup>, and the audit will be presented to the Council in July. Chairman Jewell stated he just signed the engagement letter for Hugh Baxley & Associates which is now required by law regarding the new auditing regulations. Mr. Dunn stated they had to create a new policy and procedures book for the Finance Department and the Council is welcome to request a copy. He also announced the Finance Department won the National GFOA award for Excellence of Financial Reporting for the 17<sup>th</sup> year in a row. Chairman Jewell thanked the Finance Department and stated they are doing a good job.

#### OLD BUSINESS

#### **ORDINANCE IPC #001-18**

GRANTING TO POINTE COUPEE ELECTRIC MEMBERSHIP CORPORATION, ITS SUCCESSORS AND ASSIGNS, THE FRANCHISE, RIGHT AND PRIVILEGE, FOR A PERIOD OF THIRTY-FIVE YEARS FROM THE DATE OF THE ADOPTION HEREOF, TO SUPPLY, IN SUCH MANNER AS IT DEEMS BEST, ELECTRIC POWER AND ENERGY THROUGHOUT THE PARISH OF IBERVILLE, LOUISIANA, AND TO THE INHABITANTS THEREOF, OR TO ANY PERSON, FIRM, OR CORPORATION, AND THE RIGHT TO ACQUIRE, CONSTRUCT, OPERATE, AND MAINTAIN SUCH PLANTS, STRUCTURES, TRANSMISSION LINES, DISTRIBUTION SYSTEMS, AND EQUIPMENT AS MAY BE USEFUL OR NECESSARY FOR THE GENERATION, PRODUCTION, TRANSPORTATION, DISTRIBUTION, AND/OR SALE OF ELECTRIC POWER AND ENERGY THROUGHOUT THE PARISH OF IBERVILLE, LOUISIANA, AND THE RIGHT TO ERECT, OPERATE, AND MAINTAIN POLES, MASTS, SUPPORTS, WIRES, CABLES, TRANSMISSION LINES, CONDUITS, CONDUCTORS, SUBSTATIONS DISTRIBUTION SYSTEMS, AND ANY AND ALL OTHER APPLIANCES USEFUL OR NECESSARY FOR THE TRANSPORTATION AND/OR DISTRIBUTION AND/OR SALE OF ELECTRIC POWER AND ENERGY ON, OVER, UNDER, ALONG, UPON, AND ACROSS ALL OF THE PRESENT AND/OR FUTURE STREETS, ROADS, HIGHWAYS, ALLEYS, AND PUBLIC PLACES OF THE PARISH OF IBERVILLE, LOUISIANA, NOT WITHIN THE LIMITS OF ANY INCORPORATED CITY, TOWN OR VILLAGE, AND THE RIGHT TO REPAIR, REPLACE, OR REMOVE SAME, OR ANY PORTION THEREOF, AND THE RIGHT TO CONNECT ANY SUCH TRANSMISSION LINE OR DISTRIBUTION SYSTEM TO ANY OTHER TRANSMISSION LINE OR DISTRIBUTION SYSTEM FOR THE PURPOSE OF TRANSPORTING ELECTRIC POWER AND ENERGY INTO, THROUGH, OR BEYOND THE BOUNDARIES OF THE PARISH

SECTION 1. Be it ordained by the Iberville Parish Council, in regular session duly convened, that the Parish of Iberville, Louisiana, hereinafter called the "Parish," grants and there is hereby granted to Pointe Coupee Electric Membership Corporation, its successors and assigns, hereinafter called "Company," in addition to the rights and privileges presently in effect and enjoyed by the Company, a franchise, right, and privilege, from date of the adoption hereof, to supply electric power and energy throughout the Parish of Iberville, Louisiana, and to the inhabitants thereof, or to any person, firm, or corporation, in such manner and from such sources as the said Company deems best, and the right to acquire, construct, operate, and maintain such plants, structures, transmission lines, distribution systems, and equipment as may be useful or necessary for the generation, production, transportation, distribution, and/or sale of electric power and energy throughout the Parish of Iberville, Louisiana, and the right to erect, operate, and maintain poles, masts, supports, wires, cables, transmission, lines, conduits, conductors, substations, distribution systems, and any and all other appliances useful or necessary for the transportation and/or distribution and/or sale of electric power and energy on, over, under, along, upon, and across all of the present and/or future streets, roads, highways, alleys, and public places of the Parish of Iberville, Louisiana, not within the limits of any incorporated city, town or village, and the right to repair, replace, or remove same, or any portion thereof, and the right to connect any such transmission line of distribution system to any other transmission line or distribution system for the purpose of transporting electric power and energy into, through, or beyond the boundaries of the Parish.

SECTION 2. Be it further ordained, etc., that this Franchise is granted upon and subject to the following provisions:

1. This Franchise, so far as it applies to the use of any state highway for the purposes herein specified, shall be without effect without the written consent and approval of the Louisiana State Highway Engineer, and no work shall be undertaken by the Company on any state highway without the written consent of the State Highway Engineer in accordance with the provisions of revised statute 33:4362.
2. In maintaining its properties the Company shall not unnecessarily or unreasonably impair or obstruct the streets, roads, highways, alleys, sidewalks, and public grounds, and the Company shall, at its own expense, without unreasonable delay, make all necessary repairs to remedy any damage or remove any obstruction caused by its operations hereunder.
3. The Company shall use reasonable precautions to avoid damage or injury to persons or property, and shall hold and save harmless the Parish from all damages, losses, or expense caused by the negligence of the Company, its agents or employees, while exercising any of the rights herein granted.

SECTION 3. Be it further ordained, etc., that the Parish shall make, adopt, and enforce all ordinances necessary to protect the property and property rights of the Company owned and operated under this Franchise, and the Parish will not in any way interfere with the full legal use by the Company of the property which it now maintains or may hereafter maintain in the Parish.

SECTION 4. Be it further ordained, etc., that this Ordinance, the public health and welfare and the public necessity requiring it, shall take effect from and after its adoption. Notwithstanding the foregoing, the Company shall file with the Parish the Company's written acceptance of this Ordinance not later than thirty (30) days from the date of its adoption.

SECTION 5. Be it further ordained, etc., that this Franchise shall be for a period of thirty-five (35) years from the date hereof, and upon exercise by the Company of any of the privileges granted by this Franchise, it shall be irrevocable.

SECTION 6. In the event that the Company contracts with any parish to pay a franchise fee on the gross receipts (includes fuel adjustment) of the Company from the sale of electric service at retail for residential and commercial purposes, the Company, upon the adoption of an appropriate, Ordinance, and upon the receipt of written notification from the President of the Parish, will pay a franchise fee in an amount which will equal the amount paid to the other parish; provided, however, that the Parish shall have the right to the franchise fee only in the event that the Parish is willing to accept all other terms and conditions of the franchise with the parish that receives the franchise fee. In no event shall the Parish have the right to increase the franchise fee to an amount in excess

of five (5%) percent or such other amount as may established as a limitation on the application of the provisions set forth in title 33, section 4510 of the Louisiana Revised Statutes or any successor statute regarding the recovery of franchise fees. The franchise fee shall be recovered by the Company from the residential and commercial customers in the Parish as a line item on their bills for electric service in accordance with to the October 18, 1988 General Order of the Louisiana Public Service Commission and Louisiana Revised Statute 33:4510.

The foregoing ordinance, which was previously introduced at a regular meeting of the Parish Council on December 19, 2017, and a summary thereof having been published in the official journal, the public hearing on this ordinance held on the 23<sup>rd</sup> day of January 2018, at 6:00 p.m., in the Council Meeting Room, 58050 Meriam Street, Plaquemine, Louisiana, was brought up for final passage with a motion by Councilman Kelley, and seconded by Councilman Vallet, 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, Dominique, Jackson, Smith, Lewis, Arnold, Markins, Bradford, Kelley, Vallet, Morgan.

NAYS: None.

ABSTAIN: None.

ABSENT: None.

The ordinance was declared adopted by the Chairman on the 23<sup>rd</sup> day of January, 2018.

#### NEW BUSINESS

##### A) Introduction of Ordinances

The following ordinances were introduced by Mr. Songy:

- 1) Ordinance to Ordinance to grant Utility Servitude for Telecommunication Line for AT&T Louisiana
- 2) Sixth Ordinance to declare certain properties as Surplus and to sell to neighboring property owners pursuant to the terms of Ordinance #002-13

Upon a motion by Councilman Taylor, seconded by Councilman Smith, it was moved that a public hearing be held on Tuesday, February 20, 2018 at 6:00 p.m. on the introduced ordinances. 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, Dominique, Jackson, Smith, Lewis, Arnold, Markins, Bradford, Kelley, Vallet, Morgan.

NAYS: None.

ABSTAIN: None.

ABSENT: None.

The motion was declared adopted by the Chairman.

#### RESOLUTION COMMITTEE REPORT

None.

#### ADJOURNMENT

There being no further business, it was moved by Councilman Smith, and seconded by Councilman Arnold to adjourn at 6:50 p.m. The motion was unanimously adopted.

/s/ KIRSHA D. BARKER  
COUNCIL CLERK

/s/ MATTHEW H. JEWELL  
COUNCIL CHAIRMAN