

**IBERVILLE PARISH COUNCIL MINUTES
PUBLIC HEARING, TUESDAY, JULY 23, 2019
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 23rd day of July, 2019 at 6:00 p.m. pursuant to a Notice of Public Hearing published on the 27th day of June, 2019 in the Plaquemine Post South and the Iberville Parish website.

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; Thomas E. Dominique, Sr., District 3; Steve C. Smith District 5; Terry J. Bradford, District 9; Timothy J. Vallet, District 11; Matthew H. Jewell, District 12; Bart B. Morgan, District 13.

Absent: Leonard Jackson, Sr., District 4; Courtney P. Lewis, District 6; Ty J. Arnold, District 7; Hunter S. Markins, District 8; Louis R. Kelley, Jr., District 10.

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 establish rules/regulations at Iberville Parish Council Firing/Archery Range

The floor was opened to comments and questions. There was no opposition to this 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, JULY 23, 2019**

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 23rd day of July, 2019.

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; Ty J. Arnold, District 7; 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: Courtney P. Lewis, District 6; Hunter S. Markins, District 8.

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 14th day of July, 2019 in the Plaquemine Post South and the Iberville Parish website. The Pledge of Allegiance followed.

Council Chairman Jewell called for anyone wanting to make public comments to register with the Clerk. The following four individuals registered to speak during the Resolution Committee Meeting: Rodney Wilson, Pat Ishmael, Nick Johnson, and Isaac "Ike" Jackson, Jr.

ADDENDUM

Upon a motion by Councilman Kelley, and seconded by Councilman Arnold, it was moved to go into addendum and add the following items to the agenda. 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, Arnold, Bradford, Kelley, Vallet, Morgan.

NAYS: None.

ABSTAIN: None.

ABSENT: Lewis, Markins.

The motion was declared adopted by the Chairman.

- A) Introduction of Ordinance- Ordinance to provide for Overweight/Oversize Load Transport Permit(s) on Parish roadways and temporary use of C.M. (Mike) Zito Center for offloading/storage of overweight/oversize vessels
 - Added to the agenda under Old Business as an emergency ordinance.
- B) Consideration of Variance for RCDD, LLC property
 - This agenda item was passed on.

Upon a motion by Councilman Kelley, and seconded by Councilman Dominique, it was moved to go out of addendum. 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, Arnold, Bradford, Kelley, Vallet, Morgan.

NAYS: None.

ABSTAIN: None.

ABSENT: Lewis, Markins.

The motion was declared adopted by the Chairman.

PRESENTATIONS AND APPEARANCES

A) Recognition of the following teams by IPRD Director, Dwayne Boudreaux

- 5 & 6 Year Old Machine Pitch Team – 2nd place in the District Tournament and 2nd place in the Louisiana State Cal Ripken Tournament
- 9 Year Old Boys Baseball Team – 1st place in the District Tournament
- 10 Year Old Boys Baseball Team – 2nd place in the District Tournament and 1st place in the Louisiana State Cal Ripken Tournament.

IPRD Director, Dwayne Boudreaux called upon each player on each team to come forward and receive their awards. Pictures were taken of each team for the newspaper. Councilman Dominique thanked the coaches and IPRD Director, Mr. Dwayne Boudreaux.

B) Audit Presentation by Baxley & Associates- Ms. Margaret Pritchard

- Ms. Margaret Pritchard, representing Hugh Baxley and Associates, LLC. presented the 2018 Iberville Parish Comprehensive Annual Financial Report.
- Page 17 consolidate fire department, rifle range, new council on aging in white castle, utility department, net pension total new item under assets, net position total 107 million, which increased 9.1 million a healthy financial increase in the last year
- Ms. Pritchard began summarizing page 17 of the audit report which is the statement of net position. Total assets for the year was \$206,769,133 which increased \$10.2 million over the previous year. Cash and cash equivalents increased \$3.4 million. Total of capital assets net of depreciation increased \$5.4 million over the previous year. The net pension asset totaled \$764,907 and is a new item under assets this year. Total liabilities was \$27,118,700 which decreased \$2 million over the previous year. The total net position was \$179,101,807 which increased \$9.1 million for the year.
- Ms. Pritchard began summarizing page 18 which is the statement of activities. The expenses for governmental funds was \$35,283,351 which decreased \$2.5 million over the previous year. The parish wide water operation fund decreased \$3 million due to the closing of the BP settlement claims. The business type activities for water, natural gas, and sewer totaled \$6,589,664 which increased \$720,000 over the year. The total expenses for Waterworks District No. 3 are now included in this line item. The primary governmental total for charges for services was \$3,189,156 which increased by less than 2%. The utilities department total for charges for services was \$6,342,663 which increased 14% due to gas and water sales including Waterworks District No. 3. The operating capital grants increased about \$6.2 million over the previous year. The total

general revenues and transfers was \$35,664,758 which decreased about \$149,000 over the previous year. The change in net position was \$9,016,329 for the year.

- Ms. Pritchard began summarizing page 146 which is the findings of the financial statement audit. There was one finding for the 2018 budget in which the Office of Emergency Preparedness Fund (Special Revenue Fund), actual expenditures exceeded budgeted expenditures by 49%. They recommended that management implement procedures to monitor budget to actual comparisons and amend budgets as necessary to comply with the Louisiana Local Government Budget Act. Management concurs that the actual expenditures exceeded solely due to the timing of federal revenues and expenditures. Procedures have been put in place to capture and amend the budget for additional revenues and expenditures. They are working on having those potential grant revenues captured in the budget amendment process.
- The Agreed Upon Procedures had three findings, and were reviewed on pages 151 and 153.

APPROVAL OF MINUTES

Upon a motion by Councilman Taylor, and seconded by Councilman Arnold, it was moved to wave the reading of the minutes of June 18, 2019 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, Arnold, Bradford, Kelley, Vallet, Morgan.

NAYS: None.

ABSTAIN: None.

ABSENT: Lewis, Markins.

The motion was declared adopted by the Chairman.

PRESIDENT'S REPORT

President Ourso reported on the following:

- President Ourso stated there was no President's Report tonight.

FINANCIAL REPORT

Finance Director, Randall Dunn stated if the Council has any questions about the Annual Financial Audit to please contact him or Ms. Margaret Pritchard.

OLD BUSINESS

ORDINANCE IPC# 010-19

ORDINANCE ADOPTING RULES AND REGULATIONS FOR THE IBERVILLE PARISH PUBLIC SHOOTING/ARCHERY RANGE

WHEREAS, the Iberville Parish Council has the power, jurisdiction, and authority to operate, regulate and control the Iberville Parish Public Shooting/Archery Range and establish such rules and regulations pursuant to Section 2-11 of the Home Rule Charter.

WHEREAS, the Iberville Parish Council desires to establish and implement the rules and regulations for the use of the Iberville Parish Council Public Shooting/Archery Range.

WHEREAS, the Iberville Parish Council desires to adopt the penalty assessment procedure provided in this ordinance, including a graduated fine schedule for violation of any rule and regulations adopted herein for the Iberville Parish Public Shooting/Archery Range.

WHEREAS, the Iberville Parish Council deems it to be in the best interest of public health, safety and welfare of all citizens and visitors who use the Iberville Parish Public Shooting/Archery Range to adopt the following rules and regulations applicable to the use of the facility by any resident or visitor.

WHEREAS, be it ordained by the Iberville Parish Council that the following rules and regulations for the Iberville Parish Public Shooting/Firing Range are hereby adopted;

1. THE IBERVILLE PARISH COUNCIL IS AUTHORIZED TO ADOPT AND IMPLEMENT RULES AND REGULATIONS FOR THE USE AND OPERATION OF THE IBERVILLE PARISH PUBLIC SHOOTING/ARCHERY RANGE PURSUANT TO SECTION 2-11 OF THE HOME RULE CHARTER.
2. ALL IBERVILLE PARISH RESIDENTS SHALL BE ALLOWED TO USE THE FACILITY FREE OF CHARGE AFTER PRODUCING VALID IDENTIFICATION TO THE RANGE OFFICER DEMONSTRATING THAT THE INDIVIDUAL IS A CURRENT RESIDENT OF IBERVILLE PARISH, LOUISIANA. SUCH IDENTIFICATION DOCUMENTATION MAY INCLUDE A CURRENT LOUISIANA DRIVER'S LICENSE, A LOUISIANA IDENTIFICATION CARD ISSUED BY THE OFFICE OF MOTOR VEHICLES, A VALID U.S. PASSPORT, U.S. MILITARY IDENTIFICATION CARD, OR AN IDENTIFICATION CARD ISSUED BY THE IBERVILLE PARISH OFFICE OF HOMELAND SECURITY AND EMERGENCY PREPAREDNESS. I AUTHORIZE IBERVILLE PARISH TO OBTAIN A "CRIMINAL BACKGROUND CHECK" IN ORDER FOR ME TO USE THE RANGE IF DEEMED NECESSARY BY THE RANGE OFFICER. NO PERSON THAT HAS BEEN CONVICTED OF, OR HAS BEEN FOUND NOT GUILTY BY REASON OF INSANITY FOR A CRIME OF VIOLENCE AS DEFINED IN LA R.S. 14:2(B) WHICH IS A FELONY OR SIMPLE BURGLARY, BURGLARY OF A PHARMACY, BURGLARY OF AN INHABITED DWELLING, UNAUTHORIZED ENTRY OF AN INHABITED DWELLING, FELONY ILLEGAL USE OF WEAPONS OR DANGEROUS INSTRUMENTALITIES, MANUFACTURE OR POSSESSION OF A DELAYED INCENDIARY DEVICE, MANUFACTURE OR POSSESSION OF A BOMB, OR POSSESSION OF A FIREARM WHILE IN THE POSSESSION OF OR

DURING THE SALE OR DISTRIBUTION OF A CONTROLLED DANGEROUS SUBSTANCE, OR ANY VIOLATION OF THE UNIFORM CONTROLLED DANGEROUS SUBSTANCE LAW WHICH IS A FELONY, OR ANY CRIME WHICH IS DEFINED AS A SEX OFFENSE IN LA R.S. 15:541, OR ANY CRIME DEFINED AS AN ATTEMPT TO COMMIT ONE OF THE ABOVE ENUMERATED OFFENSES UNDER THE LAWS OF THIS STATE, OR WHO HAS BEEN CONVICTED UNDER THE LAWS OF ANY OTHER STATE OR OF THE UNITED STATES OR OF ANY FOREIGN GOVERNMENT OR COUNTRY OF A CRIME WHICH, IF COMMITTED IN LOUISIANA, WOULD BE ONE OF THE ABOVE ENUMERATED CRIMES TO POSSESS A FIREARM. ANY SUCH CONVICTION SHALL PREVENT A USER FROM UTILIZING THE FACILITY FOR A PERIOD OF TEN (10) YEARS FROM THE DATE OF COMPLETION OF SENTENCE, PROBATION, PAROLE, SUSPENSION OF SENTENCE OR DISCHARGE FROM A MENTAL INSTITUTION BY A COURT.

3. ALL SHOOTERS, ARCHERS AND GUESTS SHALL CHECK IN AT THE RANGE OFFICE PRIOR TO USE OF THE RANGE AND BEFORE DEPARTING ALL INDIVIDUALS MUST ALSO CHECK OUT AT THE RANGE OFFICE.
4. APPROVED EYE AND EAR PROTECTION ARE REQUIRED ON THE FIRING LINE.
5. ALL SHOOTERS UNDER THE AGE OF SEVENTEEN (17) SHALL BE ACCOMPANIED BY ADULT (SOMEONE 18 YEARS OR OLDER).
6. ALL PERSONS ON THE PREMISES OF THE FACILITY SHALL PROMPTLY OBEY ALL RANGE OFFICER COMMANDS.
7. PERSONS DRINKING OR UNDER THE INFLUENCE OF ALCOHOL OR DRUGS AS DETERMINED BY THE RANGE OFFICER SHALL NOT BE PERMITTED ON THE RANGE FACILITY.
8. SMOKING IS PROHIBITED AT THE FACILITY, EXCEPT IN THE DESIGNATED SMOKING AREA ONLY.
9. LITTERING IS PROHIBITED AT THE FACILITY.
10. ANY PERSON USING THE FACILITY WHO DAMAGES OR DESTROYS ANY RANGE PROPERTY SHALL BE LIABLE FOR THE REPAIR OR REPLACEMENT OF DAMAGED OR DESTROYED PROPERTY.

11. ALL FIREARMS AND AMMUNITION ARE SUBJECT TO INSPECTION BY ANY RANGE OFFICER AT ANY TIME. TRACER, ARMOR PIERCING, INCENDIARY OR ANY OTHER EXCESSIVELY DESTRUCTIVE AMMUNITION IS PROHIBITED.
12. NO PETS ARE ALLOWED ON ANY PART OF THE RANGE PREMISES, EXCEPT FOR SERVICE ANIMALS.
13. FIREARMS SHALL NOT BE HANDLED OR FIRED WHILE ANYONE IS DOWN RANGE, AND THIS INCLUDES SETTING UP OR PACKING UP YOUR GEAR.
14. ANY NON-RESIDENT WHO DESIRES TO USE THE FACILITY SHALL PAY A DAILY FEE OF TWELVE DOLLARS (\$12.00), AND SHALL BE PROVIDED A RECEIPT UPON PAYMENT OF THE FEE.
15. TREAT ALL GUNS AS IF THEY ARE LOADED, AND ALWAYS KEEP THE MUZZLE POINTED IN A SAFE DIRECTION AND KEEP YOUR FINGER OFF THE TRIGGER UNTIL THE SIGHTS ARE ON TARGET AND YOU ARE READY TO FIRE. ALL UNCASSED WEAPONS ARE TO BE CARRIED, UNLOADED, WITH THE MUZZLE POINTED UP OR DOWN AND SHALL HAVE ACTION OPEN WHEN NOT ON THE FIRING LINE.
16. ALWAYS BE SURE OF YOUR TARGET AND WHAT IS BEHIND YOUR TARGET.
17. FAILURE TO OBEY A RANGE OFFICER IS A MAJOR SAFETY VIOLATION AND MAY RESULT IN FINES AND/OR IMMEDIATE EXPULSION FROM THE FACILITY.
18. FIREARMS SHALL ONLY BE LOADED ON THE FIRING LINE, NO EXCEPTIONS.
19. ANY TOY GUN OR BB/PELLET GUN ARE TO BE TREATED AS REAL FIREARMS AND PERSONS HANDLING SUCH ARMS SHALL COMPLY WITH ALL RANGE RULES AND REGULATIONS.
20. FULLY AUTOMATIC FIRE IS PROHIBITED ON THE RANGE. CONTROLLED, SEMI-AUTOMATIC RAPID FIRE IS PERMITTED AFTER APPROVAL BY THE RANGE OFFICER WITH ALL BULLETS STAYING ON YOU RESPECTIVE TARGET. SPRAYING THE BERM WITH SEMI-AUTO RAPID FIRE WILL NOT BE

PERMITTED, AND ANY VIOLATION WILL RESULT IN EXPULSION FROM THE RANGE.

21. THE RANGE MAY TEMPORARILY CLOSE AT THE DISCRETION OF THE RANGE OFFICER DUE TO PENDING WEATHER, INCLUDING LIGHTNING AND WILL REMAIN CLOSED UNTIL 15 MINUTES AFTER THE LAST STRIKE.
22. THE COMMAND "CEASE FIRE" SHALL BE OBSERVED IMMEDIATELY, NO MATTER WHO SAYS IT, ANYONE MAY CALL A CEASE FIRE. ALL SHOOTERS SHALL IMMEDIATELY CLEAR THEIR FIREARM AND STEP BEHIND THE FIRING LINE, UNTIL "ALL CLEAR" IS GIVEN BY THE RANGE OFFICER. ANYONE CAN CALL "CEASE FIRE" IF THEY SEE AN UNSAFE OR POTENTIALLY DANGEROUS SITUATION ON THE RANGE.
23. TARGETS: USE ONLY TARGETS SOLD BY THE PARISH.
24. ALL SHOOTERS ABOVE GROUND LEVEL MUST BE EQUIPPED AND PROPERLY TIED OFF WITH A SAFETY HARNESS.
25. ARROWS ARE TO HAVE FIELD TIPS TO BE SHOT ON PREMISES. (NO BROAD HEADS OR HUNTING TIPS).
26. NEVER AIM BOW IN ANY DIRECTION EXCEPT TOWARDS TARGET.
27. CROSS BOWS ARE TO REMAIN UNLOADED UNTIL READY TO FIRE.
28. ALWAYS KEEP FINGER OFF TRIGGER UNTIL READY TO FIRE.
29. ALL SHOOTERS ARE RESPONSIBLE FOR THEIR OWN EQUIPMENT WHILE ON THE COMPLEX.
30. ALL PERSONS WHO USE THE RANGE SHALL REVIEW THESE RULES AND REGULATIONS AND SIGN AN ACKNOWLEDGEMENT THAT THEY HAVE READ AND AGREE TO ABIDE BY THE RULES AND REGULATIONS.
31. ANY PERSON VIOLATING ANY RANGE REGULATION SET FORTH HEREIN SHALL BE ASSESSED A CIVIL FINE OF FIVE HUNDRED DOLLARS (\$500.00) FOR SUCH VIOLATION. IF WITHIN A TWELVE (12) MONTH PERIOD AFTER

RECEIVING A VIOLATION, THE SAME INDIVIDUAL VIOLATES THE SAME RULE OR REGULATION A CIVIL FINE OF ONE THOUSAND DOLLARS (\$1000.00) SHALL BE ASSESSED. THE VIOLATOR SHALL NOT BE ALLOWED TO USE THE RANGE UNTIL THE CIVIL FINE IS PAID TO THE IBERVILLE PARISH COUNCIL. ANY SUBSEQUENT VIOLATIONS SHALL RESULT IN THE USER BEING BANNED FROM USING THE RANGE FOR A PERIOD OF TIME NOT TO EXCEED ONE (1) YEAR. ALL CIVIL PENALTIES MAY BE APPEALED TO THE IBERVILLE PARISH ADMINISTRATIVE LAW HEARING OFFICER WITHIN THIRTY (30) DAYS OF THE ISSUANCE OF THE VIOLATION BY THE RANGE OFFICER.

32. BUMP STOCKS AND/OR MODIFICATIONS TO GUNS ARE PROHIBITED.

33. IBERVILLE PARISH COUNCIL RESERVES THE RIGHT TO REFUSE SERVICE ANY ANYTIME.

WHEREAS, this ordinance shall be effective upon its final adoption for the immediate preservation of public safety due to safety and security concerns regarding public use of the IBERVILLE PARISH COUNCIL SHOOTING/ARCHERY RANGE facility.

The foregoing ordinance which was previously introduced at the meeting of the Iberville Parish Council on June 18, 2019 and a summary thereof having been published in the official journal on July 18, 2019 the public hearing on this ordinance held on the 23rd day of July, 2019, 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 Bradford, 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, Arnold, Bradford, Kelley, Vallet, Morgan.

NAYS: None.

ABSTAIN: None.

ABSENT: Lewis, Markins.

The ordinance was declared adopted by the Chairman on the 23rd day of July, 2019.

EMERGENCY ORDINANCE IPC# 012-19

ORDINANCE TO PROVIDE FOR OVERWEIGHT/OVERSIZE LOAD TRANSPORT PERMIT(S) ON PARISH ROADWAYS AND TEMPORARY USE OF C.M. (MIKE) ZITO CENTER FOR OFFLOADING/STORAGE OF OVERWEIGHT/OVERSIZE VESSELS

WHEREAS, it is necessary for the Iberville Parish Council to develop an oversize and/or overweight load permit to protect the integrity of Parish roadways/bridges and infrastructure

along the transportation route. It is the policy of the Iberville Parish Council to give utmost consideration to the safety and convenience of the general motoring public, residents and roadways of the Parish system. The Parish will strive to protect the public from hazards and unnecessary inconvenience and to protect its public roadways.

WHEREAS, an overweight/oversize load shall apply when the vehicle and/or load meets or exceeds any one of the following:

- 1) Width: **TEN (10) FEET SIX (6) INCHES**
- 2) Length: **SIXTY FIVE (65) FEET**
- 3) Height: **THIRTEEN (13) FEET SIX (6) INCHES**
- 4) Weight: **EIGHTY THOUSAND (80,000) POUNDS**

WHEREAS, all applicants seeking a Parish overweight/oversize load transport permit shall complete an application to the Iberville Parish Council and deliver the application and all attachments and requested information to:
Office of Parish President, Iberville Parish Council, 23405 Church Street, Plaquemine, Louisiana 70765. The required application for permit is attached to this ordinance and incorporated by reference.

WHEREAS, all travel with overweight/oversize loads shall be restricted to daylight hours only and on roadways where traffic is heavy during certain hours, it may be necessary to further restrict the movement to certain hours of the day or to certain days of the week. Travel of overweight/oversize loads may be restricted during times of severe inclement weather or during the “school year” if such transport would interfere with the intake and release of students on the move date.

WHEREAS, the applicant (transporter) shall certify to the Iberville Parish Council that any transport of an overweight/oversize load shall not interrupt any utility service, including, electrical service, telecommunication service, water/gas service to the residents and business entities located along the approved transportation route. Under no circumstance shall electrical service to residential areas or businesses be temporarily shut off due to a move associated with an overweight/oversize vessel or equipment.

WHEREAS, all applicants seeking a special use permit for the temporary use of the C.M. (Mike) Zito Center for temporary storage of any vessel or equipment shall complete the special use application & rental agreement attached hereto and incorporated by reference.

WHEREAS, the Parish President shall designate a professional engineer to review each application for overweight/oversize transport(s) submitted by any applicant and applicant shall provide the engineer with all necessary and requested information he/she deems necessary prior to issuance of any
Overweight/oversize transport(s) permit.

WHEREAS, all required insurance and bonds in the amount of One Million Dollars (\$1,000,000.00) necessary for the issuance of an Overweight/oversize load transport(s) shall be issued in favor of the Iberville Parish Council, Office of Parish President, P.O. Box 389, Plaquemine, LA 70765, and shall be received prior to the issuance of any permit.

WHEREAS, the permittee of the overweight/oversize load shall pay for the following Parish costs related to a permit, including but not restricted to the following:

- 1) The permit issuance fee as stated on Exhibit "A" attached to this ordinance and incorporated by reference.
- 2) All engineering fees, inspection fees, and testing fees associated with Parish roads/bridges that will be utilized for the transport of the overweight/oversize haul
- 3) Repairing or restoring the parish road(s) and all damages to any appurtenant structure, including utilities, as they were before permittee's travel
- 4) Replacement or repair to any traffic signal, sign or device damages during the travel
- 5) Removing or remedying any hazardous condition created by the transport while traveling along a parish roadway or parish bridge.

WHEREAS, this ordinance shall be adopted as an emergency ordinance to take effect in accordance with the Home Rule Charter and shall further be subject to public hearing at the public meeting to be held on August 20, 2019 at 6:00 P.M.

WHEREAS, the above ordinance was adopted as an emergency ordinance this 23rd day of July, 2019 and further to be presented for a public hearing on August 20, 2019, by the following vote on roll call:

The foregoing ordinance was introduced as an emergency ordinance at the meeting of the Iberville Parish Council on July 23, 2019, at 6:30 p.m., in the Council Meeting Room, 58050 Meriam Street, Plaquemine, Louisiana, was brought up for emergency passage with a motion by Councilman Jackson, and seconded by Councilman Taylor, 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, Arnold, Bradford, Kelley, Vallet, Morgan.

NAYS: None.

ABSTAIN: None.

ABSENT: Lewis, Markins.

The ordinance was declared adopted by the Chairman on the 23rd day of July, 2019.

NEW BUSINESS

A) Introduction of Ordinances

The following ordinances were introduced by Mr. Songy:

- 1) Ordinance to amend Article 5, Section B (1) and (2) of Ordinance Number 010-13 pertaining to flood damage prevention in the unincorporated areas of Iberville Parish, Louisiana

Upon a motion by Councilman Kelley, seconded by Councilman Jackson, it was moved that a public hearing be held on Tuesday, August 20, 2019 at 6:00 p.m. on the introduced ordinance.

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, Arnold, Bradford, Kelley, Vallet, Morgan.

NAYS: None.

ABSTAIN: None.

ABSENT: Lewis, Markins.

The motion was declared adopted by the Chairman on July 23, 2019.

- 2) Ordinance to provide for Overweight/Oversize Load Transport Permit(s) on parish roadways and temporary use of C.M. (Mike) Zito Center for offloading/storage of overweight/oversize vessels

Upon a motion by Councilman Kelley, seconded by Councilman Jackson, it was moved that a public hearing be held on Tuesday, August 20, 2019 at 6:00 p.m. on the introduced ordinance.

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, Arnold, Bradford, Kelley, Vallet, Morgan.

NAYS: None.

ABSTAIN: None.

ABSENT: Lewis, Markins.

The motion was declared adopted by the Chairman on July 23, 2019.

RESOLUTION COMMITTEE REPORT

The Resolution Committee met on Tuesday, July 23, 2019 at 6:05 p.m., followed by the roll call with the following Resolution Committee Members only in attendance: Smith, Vallet, Arnold, Kelley, Morgan, Dominique.

Absent: Lewis, Markins, Jackson.

Councilman Jackson is now present after the roll call.

The following resolutions were read aloud by Mr. Songy:

- A) Resolution to of the Iberville Parish Council approving Ohmstede for participation in LA Industrial Tax Exemption Program
- B) Resolution of the Iberville Parish Council approving SNF-Flopam for participation in LA Industrial Tax Exemption Program

Mr. Paul West, the Site Manager for SNF- Flopam came before the Council to speak on behalf of the company. He discussed the history of the plant and its impact on the community. Once the ITEP rolls off, SNF-Flopam will be paying about \$2.5 million a year in sales tax. Mr. West answered questions from the Council members regarding the hiring process.

Council Chairman Jewell called for anyone wanting to make public comments to register with the Clerk. The following four individuals registered to speak: Rodney Wilson, Pat Ishmael, Nick Johnson, and Isaac "Ike" Jackson, Jr.

Mr. Rodney Wilson, Mr. Pat Ishmael, and Mr. Nick Johnson came before the Council to speak in favor of the resolution approving SNF-Flopam to participate in the the LA Industrial Tax Exemption Program. Mr. Nick Johnson, representing TJC Group read aloud a letter of support from Ms. Linda Johnson in favor of this resolution for SNF. Ms. Johnson states in her letter that she has worked closely with both SNF and TJC Group on a program that SNF implemented to hire and train local residents.

Mr. Isaac "Ike" Jackson, Jr. registered to speak for and against both resolutions. Mr. "Ike" Jackson stated he is against the Council approving these resolutions without him explaining RS 30:51 Prescription of penalties.

Mr. Tim Lawson, representing Ohmstede came before the Council to speak. He too discussed the history of the plant and its impact on the community. He stated he is personally involved in the hiring process for Ohmstede and they try hard to hire local residents. He thanked the Council for allowing the company to operate in Iberville Parish for the last 50 years.

Councilman Kelley made a recommendation to forward the resolutions to the regular meeting, seconded by Councilman Arnold. 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: Smith, Vallet, Arnold, Kelley, Jackson, Morgan, Dominique.

NAYS: None.

ABSTAIN: None.

ABSENT: Lewis, Markins.

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

During the Regular Meeting:

Mr. Isaac "Ike" Jackson, Jr. came back before the Council to speak during the regular meeting prior to action taken on the following resolutions. Mr. Isaac "Ike" Jackson, Jr. registered to speak for and against both resolutions. Mr. "Ike" Jackson stated he is against the Council approving these resolutions without him explaining RS 30:51 Prescription of penalties.

RESOLUTION IPC# 2019-007

RESOLUTION OF THE IBERVILLE PARISH COUNCIL APPROVING OHMSTEDE, LTD. FOR PARTICIPATION IN THE INDUSTRIAL TAX EXEMPTION PROGRAM AT ST. GABRIEL, LA.

The following resolution was introduced by Councilman Smith, and seconded by Councilman Taylor.

WHEREAS, Article 7, Section 21 (F) of the Louisiana Constitution, pursuant to the provisions of the Administrative Procedure Act, R.S. 49:950 et seq., and R.S. 36:104 provides for the Board of Commerce and Industry ("BCI"), with the approval of the Governor, to approve contracts for the exemption of ad valorem taxes of a new manufacturing establishment or an addition to an existing manufacturing establishment, on such terms and conditions as the board, with the approval of the Governor, deems in the best interest of the state; and

WHEREAS, OHMSTEDE LTD. has applied for an Industrial Tax Exemption ("ITE") and has approval of the BCI for a contract granting that exemption; and

WHEREAS, ITE contracts should be premised upon job and payroll creation at new or expanded manufacturing plants or establishments, and that the percentage of exemption be 80% for a term of five years, renewable for an additional term of five years from ad valorem taxes in accordance with guidance received from the Secretary of Economic Development and concurred in by the appropriate parish and/or municipal council, school board, and sheriff; and

THEREFORE, BE IT RESOLVED, upon consideration of the foregoing and the public discussion held this day, that the IBERVILLE PARISH COUNCIL approves the terms of the Industrial Tax Exemption contract (the Cooperative Endeavor Agreement between the State of Louisiana, the Louisiana Department of Economic Development, and OHMSTEDE LTD.) to the Industrial Tax Exemption contract between the Board of Commerce and OHMSTEDE LTD. with respect to the service facility located in ST. GABRIEL, LOUISIANA based on the following conditions:

A. Performance Objectives/Job Creation Requirements
23 New Permanent Job at the Manufacturing Facility

\$10,029,209.00 in Capital Expenditures

B. Industrial Tax Exemption of Iberville Parish Ad Valorem Taxes

In the event that OHMSTEDE LTD. fails to complete its project, or fails timely meet its performance objectives and/or job creation requirements, including but not limited to the retention or creation of the number of jobs or the achieving or maintaining of payroll amounts within the time and for the term agreed, as specified in its award agreement; if OHMSTEDE LTD. ceases its operations, reduces its employment numbers or payroll amounts to less than 90% of the requires amounts; such shall constitute a default under the award agreement, and LED and IBERVILLE PARISH COUNCIL shall retain all rights to modify the terms and conditions of the incentive.

The IBERVILLE PARISH COUNCIL further authorizes the Louisiana Department of Economic Development, on behalf of the Board of Commerce and Industry, to include this resolution to the Industrial Tax Exemption Contract between the Board of Commerce and Industry and OHMSTEDE LTD.

THEREFORE, BE IT FURTHER RESOLVED by the IBERVILLE PARISH COUNCIL that a copy of this resolution shall be forwarded to the Louisiana Department of Economic Development.

The above resolution was duly adopted in regular session on this 23rd day of July, 2019 by the following votes on roll call:

YEAS: Taylor, Ourso, Dominique, Jackson, Smith, Arnold, Bradford, Kelley, Vallet, Morgan.

NAYS: None.

ABSTAIN: None.

ABSENT: Lewis, Markins.

The resolution was declared adopted by the Chairman on the 23rd day of July, 2019.

RESOLUTION IPC# 2019-008

**RESOLUTION OF THE IBERVILLE PARISH COUNCIL APPROVING SNF FLOPAM
FOR PARTICIPATION IN THE INDUSTRIAL TAX EXEMPTION PROGRAM
AT IBERVILLE PARISH**

The following resolution was introduced by Councilman Smith, and seconded by Councilman Taylor.

WHEREAS, Article 7, Section 21 (F) of the Louisiana Constitution, pursuant to the provisions of the Administrative Procedure Act, R.S. 49:950 et seq., and R.S. 36:104 provides for the Board of Commerce and Industry ("BCI"), with the approval of the Governor, to approve contracts for the exemption of ad valorem taxes of a new manufacturing establishment or an addition to an existing

manufacturing establishment, on such terms and conditions as the board, with the approval of the Governor, deems in the best interest of the state; and

WHEREAS, SNF FLOPAM has applied for an Industrial Tax Exemption ("ITE") and has approval of the BCI for a contract granting that exemption; and

WHEREAS, ITE contracts should be premised upon job and payroll creation at new or expanded manufacturing plants or establishments, and that the percentage of exemption be 80% for a term of five years, renewable for an additional term of five years from ad valorem taxes in accordance with guidance received from the Secretary of Economic Development and concurred in by the appropriate parish and/or municipal council, school board, and sheriff; and

THEREFORE, BE IT RESOLVED, upon consideration of the foregoing and the public discussion held this day, that the IBERVILLE PARISH COUNCIL approves the terms of the Industrial Tax Exemption contract (the Cooperative Endeavor Agreement between the State of Louisiana, the Louisiana Department of Economic Development, and SNF FLOPAM) to the Industrial Tax Exemption contract between the Board of Commerce and SNF FLOPAM with respect to the manufacturing plant located in IBERVILLE PARISH, LOUISIANA based on the following conditions:

A. Performance Objectives/Job Creation Requirements
110 New Permanent Job at the Manufacturing Facility
Up To \$375,000,000.00 in Capital Expenditures

B. Industrial Tax Exemption of Iberville Parish Ad Valorem Taxes

In the event that SNF FLOPAM fails to complete its project, or fails timely meet its performance objectives and/or job creation requirements, including but not limited to the retention or creation of the number of jobs or the achieving or maintaining of payroll amounts within the time and for the term agreed, as specified in its award agreement; if SNF FLOPAM ceases its operations, reduces its employment numbers or payroll amounts to less than 90% of the requires amounts; such shall constitute a default under the award agreement, and LED and IBERVILLE PARISH COUNCIL shall retain all rights to modify the terms and conditions of the incentive.

The IBERVILLE PARISH COUNCIL further authorizes the Louisiana Department of Economic Development, on behalf of the Board of Commerce and Industry, to include this resolution to the Industrial Tax Exemption Contract between the Board of Commerce and Industry and SNF FLOPAM.

THEREFORE, BE IT FURTHER RESOLVED by the IBERVILLE PARISH COUNCIL that a copy of this resolution shall be forwarded to the Louisiana Department of Economic Development.

The above resolution was duly adopted in regular session on this 23rd day of July, 2019 by the following votes on roll call:

YEAS: Taylor, Ourso, Dominique, Jackson, Smith, Arnold, Bradford, Kelley, Vallet, Morgan.

NAYS: None.
ABSTAIN: None.
ABSENT: Lewis, Markins.

The resolution was declared adopted by the Chairman on the 23rd day of July, 2019.

BOARDS & COMMISSIONS REPORT

None.

ADJOURNMENT

There being no further business, it was moved by Councilman Vallet, and seconded by Councilman Smith, to adjourn at 7:24 p.m. The motion was unanimously adopted.

/s/ KIRSHA D. BARKER
COUNCIL CLERK

/s/ MATTHEW H. JEWELL
COUNCIL CHAIRMAN