

PROCEEDINGS OF THE ST. MARTIN PARISH COUNCIL

REGULAR MEETING - JULY 5, 2023

The St. Martin Parish Council met in Regular Session convened at 5:02 P.M., Wednesday, July 5, 2023, Carroll J. Fuselier Meeting Room, St. Martin Parish Annex Building, 301 West Port Street, St. Martinville, Louisiana.

The meeting was called to order by Chairwoman Carla JeanBatiste.

The Invocation was read by Chantelle Dever, and the Pledge of Allegiance was led by Dean LeBlanc.

The following members were present: Byron Fuselier, Carla JeanBatiste, Tangie Narcisse (*arrived at 5:03 P.M.*), David Poirier, Chris Tauzin and Dean LeBlanc. Members absent: Brook Champagne (excused), Vincent Alexander (excused) and Daniel Richard, Jr. (excused). Also present: Parish President Chester Cedars, Director of Public Works Wes Dupuis, Director of Administration Dale Benoit, Clerk of the Council Brooke Thibodeaux and Parish Attorney Allan Durand (*arrived at 5:03 P.M.*).

A motion was made by Dean LeBlanc and seconded by Chris Tauzin to approve the minutes of the St. Martin Parish Council Regular Meeting of June 6, 2023.

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

YEAS: Byron Fuselier, Carla JeanBatiste, Tangie Narcisse, David Poirier,
Chris Tauzin and Dean LeBlanc.

NAYS: None.

ABSTAIN: None.

ABSENT: Brook Champagne (excused), Vincent Alexander (excused) and
Daniel Richard, Jr. (excused).

And the motion was declared adopted this 5th day of July, 2023.

Chairwoman Carla JeanBatiste announced St. Martin Water & Sewer Commission No. 1 members requested to be placed on the Committee Meeting Agenda of July 18, 2023, to discuss Recreation District No. 1 sewer line issues, as they were unable to make the meeting.

A motion was made by Chris Tauzin and seconded by David Poirier to open the Public Hearing to obtain public comments regarding the ordinances being considered for final adoption.

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

YEAS: Byron Fuselier, Carla JeanBatiste, Tangie Narcisse, David Poirier,
Chris Tauzin and Dean LeBlanc.

NAYS: None.

ABSTAIN: None.

ABSENT: Brook Champagne (excused), Vincent Alexander (excused) and
Daniel Richard, Jr. (excused).

And the motion was declared adopted this 5th day of July, 2023.

Chairwoman Carla JeanBatiste asked for public comments regarding the proposed ordinances being considered for final adoption.

Deputy Clerk of the Council Chantelle Dever read each Ordinance Summary.

Chairwoman Carla JeanBatiste stated Ordinance Summary No. 1395-OR {An Ordinance setting the speed limit to 15 mph on Boudreaux Road, located in District 2.} was proposed because speed limit signs were placed on the road, and an Ordinance had not been passed to do so.

Councilman Chris Tauzin explained Ordinance Summary No. 1396-OR {An Ordinance setting the speed limit to 15 mph on Catahoula Park Road, located in District 5.} was proposed because speed limit signs were placed on the road, and an Ordinance had not been passed to do so.

Parish President Chester Cedars discussed Ordinance Summary No. 1398-OR {An Ordinance authorizing St. Martin Parish Government to abandon certain streets which were subject to an Act of Dedication in 1979, which Dedication was never accepted by the Parish; the said streets being depicted on a plat of survey recorded in Book 796, Page 519, under Entry Number 189187 of the Conveyance Records of St. Martin Parish, Louisiana.}. President Cedars mentioned the Parish has never accepted formally, informally, or otherwise any of the roads in question and has never performed any sort of maintenance of such roads.

Director of Planning & Zoning Morgan Allemond asked if anyone had any questions on Ordinance Summary No. 1399-OR {An Ordinance amending Chapter 19, St. Martin Parish Zoning Ordinance, Appendix D, Parish Road Zoning Data Sheets of the Code of Ordinances for the St. Martin Parish Government by: amending the zoning classification district on a portion of a road

zoned in the original ordinance adopted on December 18, 1995. {**1020 Jolie Blonde Road**}}. She stated that nothing has changed since this was first presented, nor has she received any calls regarding this rezoning request.

Parish President Chester Cedars explained the amendments made to Ordinance Summary No. 1401-OR {An Ordinance to amend and/or revise Section 1 of Article II of the St. Martin Parish Zoning Ordinance relative to the definition of "Home Occupation," and to provide for all matters associated therewith.} are relative to remote/internet transactions which did not exist in 1995 when the Zoning Ordinance was originally adopted.

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

A motion was made by Chris Tauzin and seconded by Byron Fuselier that the Public Hearing be closed.

YEAS: Byron Fuselier, Carla JeanBatiste, Tangie Narcisse, David Poirier,
Chris Tauzin and Dean LeBlanc.

NAYS: None.

ABSTAIN: None.

ABSENT: Brook Champagne (excused), Vincent Alexander (excused) and
Daniel Richard, Jr. (excused).

And the motion was declared adopted this 5th day of July, 2023.

A motion was made by Carla JeanBatiste and seconded by Chris Tausin that the following ordinance be adopted:

ORDINANCE NO. 23-07-1395-OR

AN ORDINANCE SETTING THE SPEED LIMIT FOR MOTOR VEHICLES ON BOUDREAUX ROAD, LOCATED IN DISTRICT 2, SECTION 25, TOWNSHIP 11 SOUTH, RANGE 6 EAST, ST. MARTIN PARISH, LOUISIANA, TO PROVIDE FOR THE PENALTY FOR THE VIOLATION OF THIS ORDINANCE.

BE IT ORDAINED by the St. Martin Parish Council that it shall be unlawful for any person to drive any motor vehicle on BOUDREAUX ROAD in St. Martin Parish, Louisiana, at a speed in excess of 15 miles per hour;

BE IT FURTHER ORDAINED that any person violating the provisions of this Ordinance shall be guilty of a misdemeanor, and, upon conviction shall suffer a fine of not less than \$10.00 nor more than \$50.00 at the discretion of the Court;

BE IT FURTHER ORDAINED that all Ordinances or parts of Ordinances in conflict herewith are hereby repealed.

This Ordinance shall become effective immediately upon approval of the St. Martin Parish Council and the signature of the Parish President.

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

YEAS: Byron Fuselier, Carla JeanBatiste, Tangie Narcisse, David Poirier,
Chris Tausin and Dean LeBlanc.
NAYS: None.
ABSTAIN: None.
ABSENT: Brook Champagne (excused), Vincent Alexander (excused) and
Daniel Richard, Jr. (excused).

And the Ordinance was declared adopted this 5th day of July, 2023.

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

ORDINANCE NO. 23-07-1396-OR

AN ORDINANCE SETTING THE SPEED LIMIT FOR MOTOR VEHICLES ON CATAHOULA PARK ROAD, LOCATED IN DISTRICT 5, SECTIONS 1 & 61, TOWNSHIP 10 SOUTH, RANGES 7 & 8 EAST, ST. MARTIN PARISH, LOUISIANA, TO PROVIDE FOR THE PENALTY FOR THE VIOLATION OF THIS ORDINANCE.

BE IT ORDAINED by the St. Martin Parish Council that it shall be unlawful for any person to drive any motor vehicle on CATAHOULA PARK ROAD in St. Martin Parish, Louisiana, at a speed in excess of 15 miles per hour;

BE IT FURTHER ORDAINED that any person violating the provisions of this Ordinance shall be guilty of a misdemeanor, and, upon conviction shall suffer a fine of not less than \$10.00 nor more than \$50.00 at the discretion of the Court;

BE IT FURTHER ORDAINED that all Ordinances or parts of Ordinances in conflict herewith are hereby repealed.

This Ordinance shall become effective immediately upon approval of the St. Martin Parish Council and the signature of the Parish President.

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

YEAS: Byron Fuselier, Carla JeanBatiste, Tangie Narcisse, David Poirier,
Chris Tauzin and Dean LeBlanc.
NAYS: None.
ABSTAIN: None.
ABSENT: Brook Champagne (excused), Vincent Alexander (excused) and
Daniel Richard, Jr. (excused).

And the Ordinance was declared adopted this 5th day of July, 2023.

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A motion was made by David Poirier and seconded by Byron Fuselier that the following ordinance be adopted:

ORDINANCE NO. 23-07-1397-OR

AN ORDINANCE REDUCING THE SPEED LIMIT FOR MOTOR VEHICLES ON LAKE MARTIN ROAD, LOCATED IN DISTRICT 4, SECTIONS 94, 95, & 128, TOWNSHIP 9 SOUTH, RANGE 6 EAST, ST. MARTIN PARISH, TO PROVIDE FOR THE PENALTY FOR THE VIOLATION OF THIS ORDINANCE.

BE IT ORDAINED by the St. Martin Parish Council that it shall be unlawful for any person to drive any motor vehicle on LAKE MARTIN ROAD in St. Martin Parish, Louisiana, at a speed in excess of 35 miles per hour;

BE IT FURTHER ORDAINED that any person violating the provisions of this Ordinance shall be guilty of a misdemeanor, and, upon conviction shall suffer a fine of not less than \$10.00 nor more than \$50.00 at the discretion of the Court;

BE IT FURTHER ORDAINED that all Ordinances or parts of Ordinances in conflict herewith are hereby repealed.

This Ordinance shall become effective immediately upon approval of the St. Martin Parish Council and the signature of the Parish President.

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

YEAS: Byron Fuselier, Carla JeanBatiste, Tangie Narcisse, David Poirier,
Chris Tausin and Dean LeBlanc.
NAYS: None.
ABSTAIN: None.
ABSENT: Brook Champagne (excused), Vincent Alexander (excused) and
Daniel Richard, Jr. (excused).

And the Ordinance was declared adopted this 5th day of July, 2023.

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

ORDINANCE NO. 23-07-1398-OR

AN ORDINANCE AUTHORIZING ST. MARTIN PARISH GOVERNMENT TO ABANDON CERTAIN STREETS WHICH WERE SUBJECT TO AN ACT OF DEDICATION IN 1979, WHICH DEDICATION WAS NEVER ACCEPTED BY THE PARISH; THE SAID STREETS BEING DEPICTED ON A PLAT OF SURVEY RECORDED IN BOOK 796, PAGE 519, UNDER ENTRY NUMBER 189187 OF THE CONVEYANCE RECORDS OF ST. MARTIN PARISH, LOUISIANA.

WHEREAS, on July 9, 1979, Raymond Victor Foti did cause to be created and recorded certain Restrictive Covenants for St. James Subdivision (Phase II) by Act No. 189187 of the Conveyance Records of St. Martin Parish in Book 796, at page 519; and

WHEREAS, this filing contained a plat of survey by Charles A. Fuselier & Company dated January 30, 1979, which showed streets named Rose Drive, North Chuck Drive and a portion of West Chuck Drive, which streets according to said plat adjoin Lots 1 through 36, and also adjoin Lots 54 through 57 of said subdivision; and

WHEREAS, the said streets and the said lots, as depicted on the aforesaid plat of survey were never constructed or developed; and

WHEREAS, St. Martin Parish Government ("Parish") never formally accepted the dedication of said streets, nor has the Parish ever maintained or improved any portion of said streets; and

WHEREAS, there is purported authority for the proposition that the filing alone, without acceptance, served as a legal dedication of said streets; and

WHEREAS, the law is clear that the Parish has no liability whatsoever with respect to said streets, since it never formally accepted the dedication; and

WHEREAS, the current owner of the property shown on the plat, inclusive of the streets and lots previously referenced herein has requested that St. Martin Parish abandon any legal dedication of said streets, to clear the title to the land thereunder; and

WHEREAS, the St. Martin Parish Council has determined that the subject property no longer serves any public purpose whatsoever and is not being used, nor has it ever been used, by the general public as a road/street or for any other purpose; and

WHEREAS, the Parish Council finds that no cost has been incurred by the Parish with respect to the dedication; and

WHEREAS, the Parish Council finds that the dedication, if lawful, presents no benefit and has no value to the Parish; and

WHEREAS, the Parish Council believes that it will benefit by severing all connection between the Parish and said streets, and therefore is willing to execute an abandonment of said streets:

BE IT, THEREFORE, ORDAINED by the St. Martin Parish Council that the Parish President, Chester R. Cedars, (or his successor in office), be and is hereby authorized, directed and empowered to execute an act on behalf of the Parish, abandoning any interest which the Parish had, has or may have in the following described property situated in St. Martin Parish, Louisiana:

Those certain streets adjoining Lots 1 through 36, and also adjoining Lots 54 through 57 on that plat of survey by Charles A. Fuselier & Co., dated January 30, 1979 which is attached to Restrictive Covenants for St. James Subdivision (Phase II) recorded on July 9, 1979 in Act No. 189187 of the Conveyance Records of St. Martin Parish in Book 796, at Page 519, and which are identified on said plat of survey as Rose Drive, North Chuck Drive and part of West Chuck Drive.

BE IT FURTHER ORDAINED, that the Parish does hereby formally, and irrevocably, abandon and/or renounce any rights which it may have acquired by virtue of the purported dedication of the streets described above.

BE IT FURTHER ORDAINED that the provisions of this Ordinance are hereby declared to be severable, and if any provision, word, phrase, or clause of this Ordinance, or the application thereof to any person or circumstance is held invalid, such invalidity shall not effect the validity of the remaining portions thereof.

BE IT FURTHER ORDAINED that all Ordinances or parts of Ordinances in conflict herewith are hereby repealed.

BE IT FURTHER ORDAINED this Ordinance shall become effective immediately upon approval of the St. Martin Parish Council and the signature of the Parish President.

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

YEAS: Byron Fuselier, Carla JeanBatiste, Tangie Narcisse, David Poirier,
Chris Tauzin and Dean LeBlanc.
NAYS: None.
ABSTAIN: None.
ABSENT: Brook Champagne (excused), Vincent Alexander (excused) and
Daniel Richard, Jr. (excused).

And the Ordinance was declared adopted this 5th day of July, 2023.

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

ORDINANCE NO. 23-07-1399-OR

AN ORDINANCE TO AMEND CHAPTER 19, ST. MARTIN PARISH ZONING ORDINANCE, APPENDIX D, PARISH ROAD ZONING DATA SHEETS OF THE CODE OF ORDINANCES FOR THE ST. MARTIN PARISH GOVERNMENT BY: AMENDING ZONING CLASSIFICATION DISTRICT ON A PORTION OF A ROAD ZONED IN THE ORIGINAL ORDINANCE ADOPTED ON DECEMBER 18, 1995. {1020 JOLIE BLONDE ROAD}

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

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

<u>Road</u>	<u>Old Zoning Classification</u>	<u>New Zoning Classification</u>
Jolie Blonde Road	R-2	C-2
(1020)	(Mixed Residential)	(General Commercial)

This zoning classification change is being made to allow for the operation of selling firearms with a Federal Firearms License Class I at 1020 Jolie Blonde Road, Breaux Bridge, Louisiana, Assessor's Parcel No. 06002C0620. If a change in this type of business is desired in the future, the change would have to be approved by the Parish Council in the form of an amended ordinance. This zoning classification shall remain in effect only so long as the subject property remains owned by Shane and/or Kimberly Thibodeaux. Once the business is closed or the property is sold, the zoning

classification will automatically revert back to the old zoning classification of R-2 (Mixed Residential).

BE IT FURTHER ORDAINED that the use of the said property for the purposes defined by Appendix A of the St. Martin Parish Zoning Ordinances relative to the C-2 classification are hereby restricted as follows:

- A. The zoning change shall remain in effect only so long as the subject property remains owned by Shane and/or Kimberly Thibodeaux. Therefore, if the property is sold and/or transferred into another party's name, the new owner may not conduct business at the said property of 1020 Jolie Blonde Road, Breaux Bridge, Louisiana.
- B. The zoning classification of C-2 (General Commercial) would revert to R-2 (Mixed Residential) if the property of 1020 Jolie Blonde Road would transfer ownership.
- C. There shall be no storefront, nor any advertising at the address of 1020 Jolie Blonde Road, Breaux Bridge, Louisiana.

This Ordinance shall become effective immediately upon approval of the St. Martin Parish Council and the signature of the Parish President.

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

YEAS: Byron Fuselier, Carla JeanBatiste, David Poirier, Chris Tauzin and Dean LeBlanc.
NAYS: None.
ABSTAIN: Tangie Narcisse.
ABSENT: Brook Champagne (excused), Vincent Alexander (excused) and Daniel Richard, Jr. (excused).

And the Ordinance was declared adopted this 5th day of July, 2023.

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A motion was made by Carla JeanBatiste and seconded by Chris Tauzin that the following ordinance be adopted:

ORDINANCE NO. 23-07-1400-OR

AN ORDINANCE SETTING THE SPEED LIMIT FOR MOTOR VEHICLES ON CHARLES DRIVE, LOCATED IN DISTRICT 2, SECTIONS 11 & 41, TOWNSHIP 11 SOUTH, RANGE 5 EAST, ST. MARTIN PARISH, LOUISIANA, TO PROVIDE FOR THE PENALTY FOR THE VIOLATION OF THIS ORDINANCE.

BE IT ORDAINED by the St. Martin Parish Council that it shall be unlawful for any person to drive any motor vehicle on CHARLES DRIVE in St. Martin Parish, Louisiana, at a speed in excess of 25 miles per hour;

BE IT FURTHER ORDAINED that any person violating the provisions of this Ordinance shall be guilty of a misdemeanor, and, upon conviction shall suffer a fine of not less than \$10.00 nor more than \$50.00 at the discretion of the Court;

BE IT FURTHER ORDAINED that all Ordinances or parts of Ordinances in conflict herewith are hereby repealed.

This Ordinance shall become effective immediately upon approval of the St. Martin Parish Council and the signature of the Parish President.

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

YEAS: Byron Fuselier, Carla JeanBatiste, Tangie Narcisse, David Poirier,
Chris Tauzin and Dean LeBlanc.
NAYS: None.
ABSTAIN: None.
ABSENT: Brook Champagne (excused), Vincent Alexander (excused) and
Daniel Richard, Jr. (excused).

And the Ordinance was declared adopted this 5th day of July, 2023.

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A motion was made by Chris Tauzin and seconded by Dean LeBlanc that the following ordinance be adopted, as amended:

ORDINANCE NO. 23-07-1401-OR

AN ORDINANCE TO AMEND AND/OR REVISE SECTION 1 OF ARTICLE II OF THE ST. MARTIN PARISH ZONING ORDINANCE RELATIVE TO THE DEFINITION OF "HOME OCCUPATION," AND TO PROVIDE FOR ALL MATTERS ASSOCIATED THEREWITH.

WHEREAS, the St. Martin Parish Government has determined that its current zoning ordinance should be revised in order to address outdated and potentially ambiguous provisions in Section 1 of Article II of its Zoning Ordinance relative to the definition of "Home Occupation"; and

WHEREAS, the amendment and revisions hereinafter effected will allow a more reliable and cogent application of the rules and principles which govern the Parish's zoning regulations:

BE IT THEREFORE ORDAINED that Section 1 of Article II of the Zoning Ordinance of St. Martin Parish be and is hereby amended, revised, enacted, and/or reenacted as regards the definition of Home Occupation as follows:

Home Occupation: An accessory use of a service character customarily conducted within a dwelling by a resident thereof, which is clearly secondary to the use of the dwelling for living purposes and does not change the character thereof or have any exterior evidence of such secondary use other than a small nameplate and in connection therewith there is not involved the keeping of stock-in-trade. The office of a physician, surgeon, dentist, or other professional engaged in the purchase or sale of economic goods, including violin, piano, or other professional musical instrument instruction limited to a single pupil at a time, shall be deemed to be a home occupation; and the occupations of a dressmaker, milliner, seamstress or beauty parlor, each with not more than one (1) paid assistant, shall also be deemed a home occupation. The following shall not be deemed home occupations: dancing instructions, band instrument instruction in groups, tearooms, tourist homes, real estate offices, convalescent homes, mortuary establishments and stores, trades, or businesses of any kind not herein specifically excepted.

Home Occupation shall also mean, to the extent not otherwise specified in the foregoing paragraph, any accessory use which embraces either the remote or internet sale of items or the storage of items used by a resident of the principal dwelling solely for the purposes of off-site rental or other use provided that in either instance there is no business activity conducted at the site of the dwelling such as clientele or customer visitation for the purpose of shopping or selection of items. The storage of such items shall be clearly secondary to the use of the dwelling for residential or living purposes and must not alter the character thereof or have any exterior evidence of such secondary use other than a small nameplate and/or the temporary cleaning or inspection of the items solely by an adult resident of the dwelling.

BE IT FURTHER ORDAINED that all Ordinances or parts of Ordinances in conflict herewith are hereby repealed.

BE IT FURTHER ORDAINED that should any clause or provision of this ordinance, or the application thereof to any person or circumstance, be deemed invalid or unenforceable for any reason, then such invalidity shall not affect the remaining portions of this edict which can be afforded legal efficacy with the invalid provision or application, and to end, the provisions of this Ordinance are hereby declared severable.

BE IT FURTHER ORDAINED this Ordinance shall become effective immediately upon approval of the St. Martin Parish Council and the signature of the Parish President.

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

YEAS: Byron Fuselier, Carla JeanBatiste, Tangie Narcisse, David Poirier,
Chris Tauzin and Dean LeBlanc.
NAYS: None.
ABSTAIN: None.
ABSENT: Brook Champagne (excused), Vincent Alexander (excused) and
Daniel Richard, Jr. (excused).

And the Ordinance was declared adopted this 5th day of July, 2023.

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

RESOLUTION NO. 23-048-RS

A RESOLUTION AUTHORIZING PARISH PRESIDENT CHESTER CEDARS TO ENTER INTO A LAND SERVICES AGREEMENT WITH ANGELLE & DONOHUE FOR THE CYPRESS BAYOU/COULEE LASALLE DRAINAGE IMPROVEMENTS PROJECT.

WHEREAS, St. Martin Parish Government has sold twenty million dollars of general obligation bonds dedicated specifically to address the mitigation of flooding issues which were exposed in part by the floods of 2016 and in preparation for future storm events; and

WHEREAS, one of the projects developed by the St. Martin Parish Government is the clearing and cleaning of channels known as "Cypress Bayou/Coulee LaSalle" together with the

replacement of structure known as the Hughes Road Bridge; and

WHEREAS, in connection with the Louisiana Watershed Initiative, St. Martin Parish has been awarded one million dollars for this project as part of a regional grant program for drainage projects; and

WHEREAS, St. Martin Parish Government has committed the sum of three million dollars for the aforementioned project; and

WHEREAS, Seller's and Associates, Inc. has recommended St. Martin Parish Government enter into a Land Services Agreement with Angelle & Donohue to provide for the Cypress Bayou/Coulee LaSalle Drainage Improvements Project's servitude acquisition, on an as needed basis; and

WHEREAS, the confection of this agreement will not change St. Martin Parish Government's monetary commitment amount.

NOW, THEREFORE, BE IT RESOLVED that the St. Martin Parish Council does hereby authorize, direct and empower the Parish President to execute a Land Services Agreement with Angelle & Donohue for the Cypress Bayou/Coulee LaSalle Drainage Improvements Project.

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

YEAS: Byron Fuselier, Carla JeanBatiste, Tangie Narcisse, David Poirier,
Chris Tauzin and Dean LeBlanc.
NAYS: None.
ABSTAIN: None.
ABSENT: Brook Champagne (excused), Vincent Alexander (excused) and
Daniel Richard, Jr. (excused).

And the Resolution was declared adopted this 5th day of July, 2023.

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

RESOLUTION NO. 23-049-RS

A RESOLUTION APPROVING OF ST. MARTIN PARISH GOVERNMENT TO JOIN THE ATTORNEY GENERAL OF LOUISIANA AS A PARTY PLAINTIFF IN LITIGATION AGAINST THE FEDERAL EMERGENCY MANAGEMENT AGENCY ("FEMA"), THE LITIGATION CHALLENGING RISK RATING 2.0 RELATIVE TO ITS METHODOLOGY IN DETERMINING FLOOD RISKS AND RATES FOR FLOOD INSURANCE, IT BEING UNDERSTOOD THAT COUNSEL FOR ST. MARTIN PARISH SHALL BE THE ATTORNEY GENERAL FOR THE STATE OF LOUISIANA.

WHEREAS, the Federal Emergency Management Agency ("FEMA") is updating the National Flood Insurance Program's (NFIP) risk rating methodology through the implementation of a new pricing methodology, titled "Risk Rating 2.0: Equity in Action;" and

WHEREAS, FEMA states that Risk Rating 2.0's "methodology leverages industry best practices and cutting-edge technology to enable FEMA to deliver rates that are actuarially sound, equitable, easier to understand and better reflect a property's flood risk"; and

WHEREAS, the Association of Levee Boards of Louisiana, members of both the Louisiana legislature and the federal legislature, members of state government, numerous Parish Presidents and their Councils, and many other entities in Louisiana and around the nation have grave concerns about the soundness of Risk Rating 2.0's underlying methodology, its failure to properly take into account any of the numerous improvements Louisiana's Levee Boards have made to the flood protection systems, and its catastrophic effect on Louisiana's flood insurance rates and the ability of Louisiana's homeowners to purchase flood insurance; and

WHEREAS, many of those entities have repeatedly raised their concerns to FEMA, have asked FEMA for documentation showing FEMA's underlying methodology, and have been passed from one federal office to the next without receiving any meaningful answers to their questions or documents showing FEMA's underlying methodology; and

WHEREAS, FEMA has denied and continues to deny the efforts of those who are trying to protect their interests, the interests of their members, the interests of many Louisiana industries, and the interests of Louisiana citizens, making what is supposed to be "Equity in Action" an inequitable program across the entire State of Louisiana:

NOW, THEREFORE, BE IT RESOLVED that St. Martin Parish Government, acting through its governing authority, joins the Attorney General of Louisiana in litigation against FEMA to challenge Risk Rating 2.0.

BE IT FURTHER RESOLVED that the Attorney General of Louisiana be and is hereby authorized to file the appropriate pleadings on behalf of St. Martin Parish Government so that the Parish will be recognized as a party plaintiff in the said litigation.

BE IT FURTHER RESOLVED that the Parish President be and is hereby authorized to execute any and all documents, pleadings, or other instruments necessary to effectuate the terms and conditions of this Resolution.

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

YEAS: Byron Fuselier, Carla JeanBatiste, Tangie Narcisse, David Poirier,
Chris Tauzin and Dean LeBlanc.
NAYS: None.
ABSTAIN: None.
ABSENT: Brook Champagne (excused), Vincent Alexander (excused) and
Daniel Richard, Jr. (excused).

And the Resolution was declared adopted this 5th day of July, 2023.

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A motion was made by Chris Tauzin and seconded by David Poirier that the following resolution be adopted:

RESOLUTION NO. 23-050-RS

AUTHORIZING RESOLUTION

A RESOLUTION AUTHORIZING THE FILING OF AN APPLICATION WITH THE LOUISIANA DEPARTMENT OF TRANSPORTATION AND DEVELOPMENT FOR A GRANT UNDER ANY OF THE FOLLOWING FTA PROGRAMS MANAGED THROUGH THE LOUISIANA DEPARTMENT OF TRANSPORTATION AND DEVELOPMENT, 49 CFR 5311, FORMULA GRANT FOR RURAL AREAS.

WHEREAS, the Secretary of Transportation and Development is authorized to make grants for mass transportation projects; and

WHEREAS, the contract for financial assistance will impose certain obligations upon the applicant, including the provisions by it of the local share of project costs; and

WHEREAS, it is required by the Louisiana Department of Transportation and Development in accord with the provisions of Title VI of the Civil Rights Act of 1964, that in connection with the filing of an application for assistance that it will comply with Title VI of the Civil Rights Act of 1964 and the U.S. Department of Transportation requirements thereunder; and

WHEREAS, it is the goal of the Applicant that minority business enterprise be utilized to the fullest extent possible in connection with this project, and that definitive procedures shall be established and administered to ensure that minority businesses shall have the maximum feasible opportunity to compete for contracts when procuring construction contracts, supplies, equipment, or consultant and other services:

NOW, THEREFORE, BE IT RESOLVED by ST. MARTIN PARISH COUNCIL:

1. That the PARISH PRESIDENT is authorized to execute and file an application on behalf of ST. MARTIN PARISH GOVERNMENT with the Louisiana Department of Transportation and Development, to aid in the financing of operating and/or capital assistance projects pursuant to the FTA Transit Programs.
2. That the PARISH PRESIDENT is authorized to execute and file with such applications an assurance or any other document required by the Louisiana Department of Transportation and Development effectuating the purposes of Title VI of the Civil Rights Act of 1964, as amended.
3. That the PARISH PRESIDENT is authorized to furnish such additional information as the Louisiana Department of Transportation and Development may require in connection with the application or financial reimbursement of the project.
4. That the PARISH PRESIDENT is authorized to set forth and execute affirmative minority business policies in connection with the project's procurement needs.
5. That the PARISH PRESIDENT is authorized to execute grant contract agreements on behalf of ST. MARTIN PARISH GOVERNMENT with the

Louisiana Department of Transportation and Development for aid in the financing of the operating or capital assistance projects.

6. This resolution is applicable for a period of one year unless revoked by the governing body and copy of such revocation shall be furnished to the DOTD.

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

YEAS: Byron Fuselier, Carla JeanBatiste, Tangie Narcisse, David Poirier,
Chris Tauzin and Dean LeBlanc.
NAYS: None.
ABSTAIN: None.
ABSENT: Brook Champagne (excused), Vincent Alexander (excused) and
Daniel Richard, Jr. (excused).

And the Resolution was declared adopted this 5th day of July, 2023.

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

RESOLUTION NO. 23-051-RS

WHEREAS, the St. Martin Parish Council is interested in reappointing members of the St. Martin Parish Hospital Service District No. 2 Board (Ochsner-St. Martin Hospital) whose terms will expire.

NOW, THEREFORE, BE IT RESOLVED that the St. Martin Parish Council does hereby reappoint Ms. Melazie Jacobs and Mr. Fred Mills, Jr. to serve as members of the St. Martin Parish Hospital Service District No. 2 Board (Ochsner-St. Martin Hospital) for six (6) year terms; said terms will expire on July 6, 2029.

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

YEAS: Byron Fuselier, Carla JeanBatiste, Tangie Narcisse, David Poirier,
Chris Tauzin and Dean LeBlanc.
NAYS: None.
ABSTAIN: None.
ABSENT: Brook Champagne (excused), Vincent Alexander (excused) and
Daniel Richard, Jr. (excused).

And the Resolution was declared adopted this 5th day of July, 2023.

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

RESOLUTION NO. 23-052-RS

WHEREAS, the St. Martin Parish Council is interested in reappointing a member of the St. Martin Parish Library Board of Control whose term has expired.

NOW, THEREFORE, BE IT RESOLVED that the St. Martin Parish Council does hereby reappoint Mrs. Charlene LeBlanc to serve as a member of the St. Martin Parish Library Board of Control, for a five (5) year term expiring on July 1, 2028.

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

YEAS: Byron Fuselier, Carla JeanBatiste, Tangie Narcisse, David Poirier,
Chris Tauzin and Dean LeBlanc.
NAYS: None.
ABSTAIN: None.
ABSENT: Brook Champagne (excused), Vincent Alexander (excused) and
Daniel Richard, Jr. (excused).

And the Resolution was declared adopted this 5th day of July, 2023.

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

RESOLUTION NO. 23-053-RS

WHEREAS, the St. Martin Parish Council regrettably accepted the resignation of Joanna Guidry as a member of the St. Martin Parish Recreation District No. 1 Committee; and

WHEREAS, ShanaRae Dardar has been recommended to fill the vacancy of the St. Martin Parish Recreation District No. 1 Committee created by Joanna Guidry's resignation.

NOW, THEREFORE, BE IT RESOLVED that the St. Martin Parish Council does hereby appoint ShanaRae Dardar to serve as a member on the St. Martin Parish Recreation District No. 1 Committee, for a five (5) year term, expiring on July 6, 2028.

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

YEAS: Byron Fuselier, Carla JeanBatiste, Tangie Narcisse, David Poirier,
Chris Tauzin and Dean LeBlanc.
NAYS: None.
ABSTAIN: None.
ABSENT: Brook Champagne (excused), Vincent Alexander (excused) and
Daniel Richard, Jr. (excused).

And the Resolution was declared adopted this 5th day of July, 2023.

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

RESOLUTION NO. 23-054-RS

WHEREAS, the St. Martin Parish Council is interested in reappointing a member to serve on the St. Martin Parish Water & Sewer Commission No. 1 (Stephensville-Belle River), whose term has expired.

NOW, THEREFORE, BE IT RESOLVED that the St. Martin Parish Council does hereby reappoint Eroy Acosta for a two (2) year term expiring on July 2, 2025, to serve as a member on the St. Martin Parish Water & Sewer Commission No. 1 (Stephensville-Belle River).

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

YEAS: Byron Fuselier, Carla JeanBatiste, Tangie Narcisse, David Poirier,
Chris Tauzin and Dean LeBlanc.
NAYS: None.
ABSTAIN: None.
ABSENT: Brook Champagne (excused), Vincent Alexander (excused) and
Daniel Richard, Jr. (excused).

And the Resolution was declared adopted this 5th day of July, 2023.

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

RESOLUTION NO. 23-055-RS

WHEREAS, the St. Martin Parish Council is interested in reappointing members of the St. Martin Parish Waterworks District No. 3 Board (Cade) whose terms have expired.

NOW, THEREFORE, BE IT RESOLVED that the St. Martin Parish Council does hereby reappoint Mr. Roland Kerlegan, Ms. Nikki Girouard, and Ms. Cynthia Victor, all for three (3) year terms expiring on July 2, 2026, to serve as members on the St. Martin Parish Waterworks District No. 3 Board (Cade).

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

YEAS: Byron Fuselier, Carla JeanBatiste, Tangie Narcisse, David Poirier,
Chris Tauzin and Dean LeBlanc.
NAYS: None.
ABSTAIN: None.
ABSENT: Brook Champagne (excused), Vincent Alexander (excused) and
Daniel Richard, Jr. (excused).

And the Resolution was declared adopted this 5th day of July, 2023.

* * * * *

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

RESOLUTION NO. 23-056-RS

A RESOLUTION ACKNOWLEDGING THAT CERTAIN MOVEABLE PROPERTY OWNED BY AND/OR UNDER THE ADMINISTRATION OF THE ST. MARTIN PARISH LIBRARY BOARD OF CONTROL IS NO LONGER NEEDED FOR ANY PUBLIC PURPOSE AND BECAUSE OF THE AGE AND CONDITION THEREOF IS OF NOMINAL VALUE, AND IS THEREFORE DEEMED TO BE SURPLUS PROPERTY.

WHEREAS, the St. Martin Parish Library Board of Control is the owner/custodian of that certain moveable property described in a resolution adopted by the said Board on June 19, 2023; and

WHEREAS, the said moveable property is no longer of any use to the St. Martin Parish Library Board of Control and/or St. Martin Parish Government, serves no public purpose, and upon inspection by Parish personnel has been determined to be of no substantial value; and

WHEREAS, by Resolution dated June 19, 2023, the St. Martin Parish Library Board of Control acknowledged that the said moveable property was surplus property, has no substantial value, and serves no public purpose; and

WHEREAS, an inspection of the said moveable property by the Administration of the St. Martin Parish Government has reached the same conclusions:

BE IT THEREFORE RESOLVED that the moveable property referenced in the Resolution adopted by the St. Martin Parish Library Board of Control be confirmed as being of no use to the St. Martin Parish Library Board of Control or any other component of Parish Government, serves no public purpose, and is thus surplus property.

BE IT FURTHER RESOLVED that the Administration of the St. Martin Parish Government be authorized to take any and all action deemed proper as a consequence of this declaration including but not limited to having the property disposed of by public auction via internet bidding, or by any other means deemed proper and in accordance with law.

BE IT FURTHER RESOLVED that the Resolution adopted by the St. Martin Parish Library Board of Control on June 19, 2023, as regards this subject matter, be incorporated herein by reference.

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

YEAS: Byron Fuselier, Carla JeanBatiste, Tangie Narcisse, David Poirier,
Chris Tauzin and Dean LeBlanc.
NAYS: None.
ABSTAIN: None.
ABSENT: Brook Champagne (excused), Vincent Alexander (excused) and
Daniel Richard, Jr. (excused).

And the Resolution was declared adopted this 5th day of July, 2023.

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

RESOLUTION NO. 23-057-RS

A RESOLUTION AUTHORIZING THE PARISH PRESIDENT TO CONFECT AN INTERGOVERNMENTAL AGREEMENT WITH THE TOWN OF ARNAUDVILLE FOR MANAGEMENT, OPERATION, AND MAINTENANCE OF THE PAVILION CONSTRUCTED BY ST. MARTIN PARISH GOVERNMENT ON THE BANKS OF BAYOU TECHE ADJACENT TO MYRAN'S MAISON DE MANGER.

WHEREAS, Article VII, Section 14(C) of the Constitution of the State of Louisiana provides that, "For a public purpose, the state and its political subdivisions...may engage in cooperative endeavors with each other, with the United States or its agencies, or with any public or private association, corporation, or individual"; and

WHEREAS, the St. Martin Parish Government ("SMPG") is committed to developing parks and recreational facilities throughout St. Martin Parish; and

WHEREAS, in furtherance of that commitment, SMPG has recently constructed a permanent pavilion ("Pavilion") on the banks of the Bayou Teche in the Town of Arnaudville, adjacent to Myran's Masion de Manger; and

WHEREAS, the Pavilion serves recreational, economic, and tourist development objectives of the Parish as regards the enjoyment of the Bayou Teche and the surrounding areas of the Arnaudville community; and

WHEREAS, the Town of Arnaudville, Louisiana (“Arnaudville”) has both the desire and capacity to maintain, manage and operate the Pavilion; and

WHEREAS, St. Martin Parish Government postulates that the maximum possible results would accrue to an arrangement under which the Town of Arnaudville is able to maintain, manage, operate and control the facility; and

WHEREAS, the parties agree that the most appropriate vehicle to consummate the agreement between the parties is an Intergovernmental Agreement as authorized by the Louisiana Constitution:

BE IT, THEREFORE, RESOLVED that St. Martin Parish President, CHESTER R. CEDARS, be and is hereby authorized to enter into an Intergovernmental Agreement with the Town of Arnaudville, Louisiana whereby the latter will assume the maintenance, management, and operation of the pavilion located adjacent to Myran’s Maison de Manger on the banks of Bayou Teche in both the Town of Arnaudville and St. Martin Parish.

BE IT FURTHER RESOLVED that the Intergovernmental Agreement shall contain such further terms, conditions, and provisions as the Parish President deems necessary and fit to confection the accord. As such, he is authorized to execute any and all documents necessary to effectuate this resolution.

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

YEAS: Byron Fuselier, Carla JeanBatiste, Tangie Narcisse, David Poirier,
Chris Tauzin and Dean LeBlanc.
NAYS: None.
ABSTAIN: None.
ABSENT: Brook Champagne (excused), Vincent Alexander (excused) and
Daniel Richard, Jr. (excused).

And the Resolution was declared adopted this 5th day of July, 2023.

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Deputy Clerk of the Council Chantelle Dever read the ordinances introduced for publication, as follows:

SUMMARY NO. 1402-OR (Requested by Parish President Chester Cedars)
An Ordinance providing for the lease of two (2) Case 575N EP 4WD MECH Backhoes.

SUMMARY NO. 1403-OR (Introduced by Dean LeBlanc, District 8)
An Ordinance setting the speed limit to 25 mph on Peb Lane, located in District 8.

SUMMARY NO. 1404-OR (Requested by Parish President Chester Cedars)

An Ordinance increasing the size of an accessory building in areas of special flood hazard.

Prior to adjournment, Parish President Chester Cedars discussed informational items not requiring Council action. President Cedars announced this year's Household Hazardous Waste Day is scheduled for October 21, 2023, and the Henderson Lake drawdown is scheduled for August 1, 2023, until November 1, 2023. Parish President Chester Cedars briefly discussed the Home Elevation Program and upgrades to the Henderson Control Structure. Parish President Chester Cedars announced that St. Martin Parish will be hosting the Police Jury Association of Louisiana Annual Region III Meeting this year and thanked his Secretary Lesley Thibodeaux and Clerk of the Council Brooke Thibodeaux for their efforts of putting this together.

A motion was made by Dean LeBlanc seconded by Chris Tauzin that the St. Martin Parish Council does hereby adjourn. Motion was unanimously approved.

I HEREBY CERTIFY THE FOREGOING TO BE EXACT AND TRUE:



BROOKE THIBODEAUX
CLERK OF THE COUNCIL