

**MINUTES
POINTE COUPEE PARISH COUNCIL
October 12, 2021**

The Pointe Coupee Parish Council met in regular session at 5:30 p.m. Tuesday, October 12, 2021, at the Courthouse Annex in the Parish Council Meeting Room, New Roads, Louisiana.

Chairman Boudreaux called the meeting to order and directed Council Clerk Gerrie Martin to call the roll:

PRESENT: Messrs. Jimmie Gaspard, Sidney LaCoste, Edwin Soulier, Kurt Jarreau, Edward Bazile and Dustin Boudreaux.

ABSENT: Messrs. Charles Watkins and Paul Bergeron.

APPROVE MINUTES OF SEPTEMBER 14 & 28, 2021 MEETINGS

Motion by Mr. Gaspard and seconded by Mr. LaCoste:

RESOLVED, That the minutes of September 14, 2021 regular meeting and September 28, 2021 special meeting of the Parish Council be adopted as presented and published in the official journal.

Unanimously carried.

CONSIDER AMENDMENTS TO THE AGENDA

Motion by Mr. Boudreaux and seconded by Mr. Soulier:

RESOLVED, That the agenda be amended for inclusion of the following:

- Executive Session--Litigation matter of Pointe Coupee Parish vs. Victor Guillory.

The Chairman called for a roll call vote that resulted as follows:

YEAS: Messrs. Gaspard, LaCoste, Soulier, Jarreau, Bazile and Boudreaux.

NAYS: None.

ABSENT: Messrs. Watkins and Bergeron.

On a vote of 6-0-2, the motion carried.

PARISH PRESIDENT'S REPORT

Parish President Major Thibaut gave updates on the finances, including sales tax, utilities and severance tax collections; and budget meetings scheduled in November. In closing, he responded to questions from the council.

PUBLIC COMMENTS ON AGENDA ITEMS

Mr. Lawrence Smith waived his public comments until the specific agenda items are being discussed.

PUBLIC HEARING ON AN INTRODUCED PROPOSED ORDINANCE TO AMEND CHAPTER 25 OF THE POINTE COUPEE PARISH CODE OF ORDINANCES, TO ADOPT REGULATIONS WITH REGARD TO RECREATIONAL VEHICLE PARKS; RECREATIONAL VEHICLES OUTSIDE OF RECREATIONAL VEHICLE PARKS, AND THEREAFTER, DISCUSSION & CONSIDERATION OF THE ADOPTION

A hearing to obtain public input to a proposed ordinance to amend Chapter 25 of the Pointe Coupee Parish Code of Ordinances, to adopt regulations with regard to Recreational Vehicle Parks; recreational vehicles outside of Recreational Vehicle Parks, and further provide with respect thereto was conducted at 5:38 p.m., Tuesday, October 12, 2021 at the Parish Council Meeting Room, Courthouse Annex, 160 East Main Street, New Roads, Louisiana.

There were no objections received orally or written to the ordinance.

Motion by Mr. LaCoste and seconded by Mr. Bazile:

RESOLVED, That a proposed ordinance to amend Chapter 25 of the Pointe Coupee Parish Code of Ordinances, to adopt regulations with regard to Recreational Vehicle Parks; recreational vehicles outside of Recreational Vehicle Parks, and further provide with respect thereto be adopted by the Pointe Coupee Parish Council.

The Chairman called for a roll call vote that resulted as follows:

YEAS: Messrs. Bazile, Jarreau, Soulier, LaCoste, Gaspard and Boudreaux.

NAYS: None.

ABSENT: Messrs. Bergeron and Watkins.

On a vote of 6-0-2, the motion carried.

INTRODUCTION OF ORDINANCE:

AN ORDINANCE TO AMEND THE POINTE COUPEE PARISH CODE OF ORDINANCES RELATIVE TO ADOPTING THE POINTE COUPEE PARISH GOVERNMENT FRAUD PREVENTION POLICY (PUBLIC HEARING NOVEMBER 9, 2021)

NOTICE OF INTRODUCTION OF ORDINANCE AND PUBLIC HEARING

NOTICE IS HEREBY GIVEN that a proposed ordinance to amend the Pointe Coupee Parish Code of Ordinances, relative to adopting the Pointe Coupee Parish Government Fraud Prevention Policy, and otherwise provide with respect thereto has been introduced before the Pointe Coupee Parish Council, and that a public hearing will be held relative thereto at 5:30 p.m., Tuesday, November 9, 2021 at the Parish Council Meeting Room, Courthouse Annex, 160 East Main Street, New Roads, Louisiana, after which said ordinance may be considered for adoption. All interested persons are urged to attend.

AN ORDINANCE TO AMEND CHAPTER 17 OF THE POINTE COUPEE PARISH CODE OF ORDINANCES, RELATIVE TO AMENDING THE POINTE COUPEE PARISH ZONING CODE (PUBLIC HEARING NOVEMBER 9, 2021)

NOTICE OF INTRODUCTION OF ORDINANCE AND PUBLIC HEARING

NOTICE IS HEREBY GIVEN that a proposed ordinance to amend Chapter 17 of the Pointe Coupee Parish Code of Ordinances, relative to amending the Pointe Coupee Parish Zoning Code, and otherwise provide with respect thereto has been introduced before the Pointe Coupee Parish Council, and that a public hearing will be held relative thereto at 5:30 p.m., Tuesday, November 9, 2021 at the Parish Council Meeting Room, Courthouse Annex, 160 East Main Street, New Roads, Louisiana, after which said ordinance may be considered for adoption. All interested persons are urged to attend.

DISCUSSION AND CONSIDERATION OF THE ROADSIDE GRASS CUTTING CONTRACT

Mr. Lawrence Smith of 8485 Mandela Drive at New Roads voiced concerns about the need for the parish to perform roadside grass cutting once a month on Mandela, since the parish dug the ditch deeper in front of his residence.

President Thibaut gave an overview of the current contract and proposed amendments to the contract with Deville’s Lawn Service II, LLC for roadside grass cutting in the parish to perform cuttings four (4) times per year. He reported on a meeting held with the contractor to discuss concerns and review the contract. He noted the contract will expire April of 2022, and desire approval to extend the contract for an additional two (2) years. After discussion, the following resolution was offered:

Motion by Mr. Boudreaux and seconded by Mr. Soulier:

RESOLVED, That the contract agreement between Pointe Coupee Parish Government and Deville’s Lawn Service II, LLC to perform roadside grass cutting in the parish be amended and extended for an additional two (2) years until April 2024 be approved.

The Chairman called for a roll call vote that resulted as follows:

YEAS: Messrs. Gaspard, LaCoste, Soulier, Jarreau, Bazile and Boudreaux.

NAYS: None.

ABSENT: Messrs. Watkins and Bergeron.

On a vote of 6-0-2, the motion carried.

RESOLUTIONS:

AUTHORIZE PRESIDENT, AS GOVERNING AUTHORITY FOR POINTE COUPEE PARISH GOVERNMENT, TO ENTER INTO A COOPERATIVE ENDEAVOR AGREEMENT WITH CAPITAL AREA FINANCE AUTHORITY & VENTRESS SOLAR FARM 1, LLC FOR THE DEVELOPMENT OF A SOLAR FARM IN POINTE COUPEE PARISH

President Thibaut gave a brief overview of the Cooperative Endeavor Agreement with the parish, Capital Area Finance Authority and Ventress Solar Farm 1, LLC for the development of a solar farm in the parish.

Motion by Mr. Bazile and seconded by Mr. Soulier:

RESOVLED, That Mr. Major Thibaut, Parish President and representing the governing authority for Pointe Coupee Parish Government, be authorized to enter into a Cooperative Endeavor Agreement with Capital Area Finance Authority and Ventress Solar Farm 1, LLC for the development of a solar farm in Pointe Coupee Parish.

Unanimously carried.

ADOPT THE 504 GRIEVANCE PROCEDURE FOR THE LA COMMUNITY DEVELOPMENT BLOCK GRANT-CORONAVIRUS

Motion by Mr. LaCoste and seconded by Mr. Soulier:

Whereas, the Pointe Coupee Parish Government has received a Louisiana Community Development Block Grant-Coronavirus (LCDBG-CV); and

Whereas, the Louisiana Community Development Block Grant Program requires that all grant recipients comply with the requirement of the U.S. Department of Housing and Urban Development-Section 504 (24 CFR Part 8-June 2, 1988): Therefore be it

Resolved, that the Pointe Coupee Parish Government hereby adopts the following 504 Grievance Procedure:

Section 504 Grievance Procedure

The Pointe Coupee Parish Government has adopted an internal grievance procedure providing for prompt and equitable resolution of complaints alleging any action prohibited by the regulation of the U.S. Department of Housing and Urban Development, 24 CFR Part 8, implementing Section 504 of the Rehabilitation Act of 1973, as amended (Public Law 93-112). Section 504 states, in part:

“No otherwise qualified handicapped individual...shall, solely by reason of his handicap be excluded from participation in, be denied the benefits of, or be subjected to discrimination under any program or activity receiving Federal financial assistance.” To further assist those who may have a grievance concerning Section 504 compliance **Ms. Jeanne Hendrix, Policy and Procurement Administrator** has been designated to coordinate the efforts of the Parish to comply with requirements of Section 504 and its implementing regulation, 24 CFR Part 8.

1. A complaint should be in writing, contain the name and address of the person filing it, and briefly describe the action alleged to be prohibited by the regulation.
2. A complaint should be filled in the office of the Section 504 Coordinator within a reasonable time after the person filing the complaint became aware of the action alleged to be prohibited by the regulation.

3. The Parish President or his/her designee shall conduct such investigation of a complaint as may be appropriate to determine its validity. These rules contemplate informal but thorough investigations, affording all interested persons and their representatives, if any opportunity to submit evidence relevant to the complaint.
4. The Parish President shall issue a written decision determining the validity of the complaint no later than thirty (30) days after its filing.
5. The Section 504 Coordinator shall maintain the files and records of the Parish relating to complaints filed hereunder. The Section 504 Coordinator may assist persons with the preparation and filing of complaints, participate in the investigation of complaints and advise the Parish President concerning their resolution.
6. The right of a person to prompt and equitable resolution of the complaint filed hereunder shall not be impaired by the person's pursuit of other remedies such as the filing of a Section 504 complaint with the Department of Housing and Urban Development or other Federal or State Agencies. Utilization of this grievance procedure is not a prerequisite to the pursuit of other remedies.

Complaints may be forwarded for disposition to the:

Office of Fair Housing and Equal Opportunity
 Department of Housing and Urban Development
 Washington, DC 20410

Complaints may also be filed at any Regional or Federal Office of the Department such as:

Department of Housing and Urban Development - Regional Office
 Fair Housing and Equal Opportunity Division
 P.O. Box 2905
 Fort Worth, TX 76113-2905

7. Determinations made under these procedures shall be liberally constructed to protect the substantial rights of interested persons, to meet appropriate due process standards and to assure the compliance of the Parish with Section 504 and its implementing regulation.

Unanimously carried.

ADOPT THE RESIDENTIAL ANTIDISPLACEMENT & RELOCATION ASSISTANCE PLAN FOR LA COMMUNITY DEVELOPMENT BLOCK GRANT

Motion by Mr. Bazile an seconded by Mr. Soulier:

WHEREAS, the Pointe Coupee Parish Government has received a Louisiana Community Development Block Grant; and

WHEREAS, the Louisiana Community Development Block Grant Program requires that all grant recipients comply with the requirements of the Housing and Community Development Act of 1974, as amended as described in 24 CFR 570.606 (b)(1); and

WHEREAS, the Pointe Coupee Parish Government has previously adopted the Residential Antidisplacement and Relocation Assistance Plan under previous LCDBG programs; Therefore be it

RESOLVED, That the Pointe Coupee Parish Government hereby re-adopts the Residential Antidisplacement and Relocation Assistance Plan; and be it

RESOLVED further, That Mr. Major Thibaut, President of Pointe Coupee Parish Government, is hereby authorized to execute the Residential Antidisplacement and Relocation Assistance Plan Certification.

Unanimously carried.

SET TRICK-OR-TREAT DATE & HOURS IN THE RURAL AREAS OF THE PARISH

Motion by Mr. Jarreau and seconded by Mr. Bazile:

RESOLVED, That the hours for trick-or-treat be set from 5:30 p.m. to 7:30 p.m. on Sunday, October 31, 2021 in the rural areas of the parish for children 12 years old and under.

Unanimously carried.

SPECIAL MATTERS TO BE CONSIDERED BY COUNCIL:

APPEAL THE PLANNING & ZONING COMMISSION’S DENIAL OF A VARIANCE REQUEST FOR 10FT. SETBACKS TO FRONT AND REAR OF THE PROPERTY TO PLACE A 16 X 80 MOBILE HOME ONTO 50 X 100 SIZE LOT AT 8659 ST. ANTHONY STREET, NEW ROADS FOR JERLANDA FOSTER

Mr. Lawrence Smith questioned why the commission denied the variance request for Jerlanda Foster, since they have granted many variances for lots on False River.

In response to Mr. Smith’s inquiry, Chairman Boudreaux stated that this variance request, which have neighbors surrounding the mobile home, would be different from variances being granted on False River.

The council discussed the petition of appeal received from Jerlanda Foster to the Pointe Coupee Parish Planning & Zoning Commission’s denial of her variance request. Ms. Foster is requesting a variance for 10ft. setbacks to the front and rear of her property to place a 16 x 80 mobile home onto a 50 x 100 size lot at 8659 St. Anthony Street at New Roads. Ms. Foster was not present at the meeting. After discussion, the following resolution as offered:

Motion by Mr. Jarreau and seconded by Mr. Gaspard:

RESOLVED, That the petition of appeal received from Jerlanda Foster for a variance request for 10ft. setbacks to the front and rear of her property to place a 16 x 80 mobile home onto a 50 x 100 size lot at 8659 St. Anthony Street at New Roads be denied.

Unanimously carried.

EXECUTIVE SESSION--LITIGATION MATTER OF POINTE COUPEE PARISH VS. VICTOR GUILLORY

Motion by Mr. LaCoste and seconded by Mr. Jarreau:

RESOLVED, That the Parish Council convened in executive session at 6:11 p.m. to discuss a litigation matter of Pointe Coupee Parish vs. Victor Guillory.

The Chairman called for a roll call vote that resulted as follows:

YEAS: Messrs. Bazile, Jarreau, Soulier, LaCoste, Gaspard and Boudreaux.

NAYS: None.

ABSENT: Messrs. Bergeron and Watkins.

On a vote of 6-0-2, the motion carried.

Motion by Mr. Gaspard and seconded by Mr. Soulier:

RESOLVED, That the Parish Council exited executive session at 6:29 p.m.

Unanimously carried.

ANNOUNCEMENTS, NOTICES, MEETINGS, ETC.

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There were no announcements, notices, meetings, etc.

Motion by Mr. Jarreau and seconded by Mr. LaCoste the meeting adjourned at 6:29 p.m.

Gerrie P. Martin
Council Clerk

Dustin Boudreaux
Chairman