

ORDINANCE NO. 1

AN ORDINANCE TO PROTECT FROM POLLUTION THE WATERS OF BAYOU LAFOURCHE AND, FOR THAT PURPOSE, TO REGULATE THE LOCATION, CONSTRUCTION AND USE OF BUILDINGS AND STRUCTURES WITHIN THE BAYOU LAFOURCHE FRESH WATER DISTRICT WHERE SAID BUILDINGS OR STRUCTURES THREATEN TO POLLUTE OR POLLUTE SAID WATERS.

WHEREAS, under Act 113 of the Louisiana Legislature of 1950, the Board of Commissioners of the Bayou Lafourche Fresh Water district are given the specific power to "adopt and enforce, by penal ordinance, such sanitary regulations as it may deem necessary to protect from pollution the water so furnished after it leaves the Mississippi River, and to that end may regulate the location, construction and/or use of any buildings or structures within said district, where same threaten to pollute or pollute, said water", and

WHEREAS, it is the desire of said Board of Commissioners, in the interest of the welfare of the users and prospective users of fresh water from Bayou Lafourche, to avail itself of and to exercise the aforesaid power granted by the aforesaid act of the Legislature, and

WHEREAS, all of the Parishes through which the water of Bayou Lafourche may course, may not have enacted ordinances for preventing the pollution of bayous and streams within said respective parishes, and

WHEREAS, from an investigation made, it is the sense of the Board of Commissioners of the Bayou Lafourche Fresh Water District that such protection against pollution is necessary,

NOW, THEREFORE, BE IT ORDAINED by the Board of Commissioners of the Bayou Lafourche Fresh Water District, that

SECTION I. It shall be unlawful for any municipality, unincorporated town, corporation, partnership or individual to cast, dump, throw or otherwise dispose of, into the Bayou Lafourche any debris, trash, refuse, sewage, or foreign matter which shall threaten to pollute or pollute the water therein, or to deposit said debris, trash, sewage, or any such objectionable matter on or in the vicinity of the banks of the Bayou from which location such deposits may be moved, by any supplemental force whatsoever, into the Bayou water. It shall also be unlawful for any person, corporation, firm or partnership to construct any structure or building, including

privies, toilets, and cattle, livestock, or hog pens, in such a manner that any such objectionable foreign matter shall be allowed to fall, or may fall of its own accord, or move or be moved into the Bayou Lafourche; or to construct any sewer or sewage discharge lines in such a manner that any refuse or sewage therefrom shall be allowed to flow or move into the waters of Bayou Lafourche,

SECTION II. BE IT FURTHER ORDAINED that all law enforcement officers of the Parishes and municipalities in which are located the territory comprised in the Bayou Lafourche Fresh Water District, and all enforcement officers empowered by the State Board of Health under the law of the State of Louisiana to enforce the sanitary code of the State of Louisiana, are hereby authorized and empowered to make the investigation and file the charges, and make the arrests necessary for the enforcement of this ordinance,

SECTION III. BE IT FURTHER ORDAINED that any such municipality, town, or village, incorporated or not, any corporation, partnership, person or persons who violate the provisions of this ordinance shall be deemed guilty of a misdemeanor, and upon conviction thereof before any Court of competent jurisdiction shall be fined not more than the sum of One Hundred (\$100.00) Dollars or shall be imprisoned in the Parish jail for not more than thirty (30) days or both at the discretion of the Court,

SECTION IV.- BE IT FURTHER ORDAINED that this ordinance be published in the newspapers of the parishes of Ascension, Assumption and Lafourche in accordance with La. R.S. 43:171 and that a copy hereof be furnished to the Auditor of the State of Louisiana.

The Above ordinance having been submitted to a vote, the vote thereon was as follows:

YEAS: Howard Smith, Horace Nelson; Charles E. Delas; R. N. Sims; Sabin Savoie.

NAYS: NONE

ABSENT: C. F. Daigle, Jr.; James H. Summersgill.

And the Ordinance was declared duly adopted this 9th day of June, 1955.

/s/ Howard Smith
Howard Smith, Chairman

/s/ Frank C. Mason
Frank C. Mason, Secretary-Manager

FEBRUARY 14, 1983

REGULAR MEETING OF THE BOARD OF COMMISSIONERS
OF THE BAYOU LAFOURCHE FRESH WATER DISTRICT

The regular meeting of the Board of Commissioners of the Bayou Lafourche Fresh Water District was held in the Water District Office, 202 St. Louis St., Thibodaux, Louisiana, at 2:30 P.M. on February 14, 1983:

On roll call members present were:

Francis A. Daigle
Albert Guidry
Moise Martin
Hayward Simoneaux
John C. Spano
Ronny Sternfels

Also present were: Charles J. LeBlanc, board's attorney
Mr. John Taylor, attorney for Acadian Utilities Co.
Mr. Mariange Guillot, superintendent at station
Mr. Wilton J. Blanchard, inspector for the district

Absent: Commissioner John Robichaux

Chairman Spano called the meeting to order. On a motion by Moise Martin seconded by Hayward Simoneaux, the board adopted the minutes of the previous meeting as published. Motion carried unanimous.

Mr. Spano said with the approval of the board members he would check on the proposals received from various coping machine agents. Since, Mr. Joseph Warr, sales representative for Sharp Machine was in attendance, his proposal was the first as follows:

Sharp SF 781 copier
Cabinet stand and casters \$3,885.00
190.00

Service contract is based on 2,000 copies per month average (includes all service parts, drum, labor, toner and developer, except paper \$480.00 per year)

Cannon NP-210 Copier \$3,505.50

Maintenance Agreement (\$350.00 per year includes scheduled preventative maintenance, any emergency service calls, all parts and labor).

Panasonic FP-3001 Copier \$5,695.00
Less State Discount 700.00
\$4,995.00

Service Agreement includes labor and parts \$450.00 per year

Xerox Copier (present copier in office)
3100 LDC copier
Extended maintenance term plan \$84/Mo.
includes 3,090 cpm .0106¢/copy over
3,090/Mo, replacement parts and labor

\$1,645.00

Minolta copier EP 300

\$1,821.85

On a motion by Ronny Sternfels seconded by Albert Guidry, it was moved that proposals be taken under advisement and that a decision be made for the next meeting.

The board members were informed of the prices on spare parts for the overhaul of Patterson 42" x 48" AFV pumps. They were also informed that these prices were FOB factory, and a 6 months delivery.

A motion was made by Albert Guidry seconded by Hayward Simoneaux, that Cutler Equipment Company order these parts and that they order Impeller T-316 Stainless Steel (\$10,012.00).

Mr. Ronald Bonin with SABR Services, Inc. informed the board by a letter dated January 25, 1983, that he had taken the drive train apart and examined the seals and bearings. He said, "It seems that the seal was cut by sandblasting and some sand did get inside of the unit. Two of the bearings did show excessive wear and had to be changed."

Mr. Guillot informed the board that SABR Services, Inc. had repaired the crane and had assembled it at the station. Cost of repairs and labor was \$1,464.54.

Westinghouse Electric Corporation sent to this board a letter dated January 25, 1983, which confirmed the verbal service request dated January 21, 1983 by Mr. John C. Spano (letter filed in Westinghouse file).

Mr. John Taylor, representing attorney for Acadian Utilities Company, entered the meeting at 2:55 P.M. Mr. Taylor said all he could say was that he would check on whether the company had filed a clear lien certificate (should have been recorded at the Clerk of Court's office in Ascension Parish) and the Department of Public Works comptroller should have been provided this before the contract retainage can be released to the company.

On a motion by Ronny Sternfels seconded by Moise Martin, the board unanimously approved that as soon as the board received a clear lien certificate and the Dept. of Public Works approves that the contract retainage be released to Acadian Utilities Co. that we pay them \$2115.34 which is the 10% retainage of \$3,702.20 less the cost of the repairs to the crane (\$1464.54) plus \$122.32 for 2 infra red tubes which the company broke while sandblasting and painting the station.

On a motion by Ronny Sternfels seconded by Hayward Simoneaux, the board unanimously agreed that as soon as recovery of \$1586.86 from Acadian Utilities' insurance carrier is received by this board, it will be forwarded to the Acadian Utilities Company.

On a motion by Francis Daigle, seconded by Albert Guidry, it was requested that Pump Service and Repair Company submit a more itemized bill for labor at station, at shop and traveling time.

On a motion by Albert Guidry seconded by Hayward Simoneaux, it was unanimously approved that 75% of the pump service bill be paid and the rest paid as soon as a clearer itemization of the traveling time, shop time and labor at station be given.

On a motion by Ronny Sternfels seconded by Albert Guidry, the board unanimously went along with Buddy Blanchard making an appointment with Quality Industries and checking on price quotations for repairs to the station. Buddy requested that an engineer from the Department of Public Works accompany him since he would know more about the station than he would. Motion Carried.

Charles LeBlanc reported to the board that he had checked with an Assistant District Attorney and a few changes were made on the Ordinance which he presented to the Board. On a motion by Albert Guidry seconded by Hayward Simoneaux, the board unanimously adopted the Ordinance as presented. (Ordinance Attached)

On a motion by Albert Guidry seconded by Hayward Simoneaux, the board unanimously approved that the board purchase three emergency (2-lights) Battery lights to be placed on the pumping station for in case of a total power failure.

On a motion by Albert Guidry seconded by Francis Daigle, the monthly and

yearly reports were accepted as presented. Motion carried unanimously.

On a motion by Moise Martin seconded by Hayward Simoneaux, the board un-
animously approved that letters of no objection be written to the below listed
parties, subject to the conditions referred to in Paragraph 1 of the minutes of
September 13, 1971, on page 204 of Minute Book III of the Bayou Lafourche Fresh Water

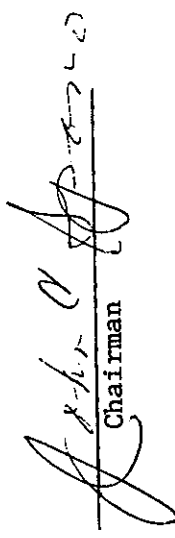
District:

Fagan Enterprises, Inc., Daivd Duet, Jr., Almate Duet and Livingston Duet.

On a motion by Francis Daigle seconded by Hayward Simoneaux, the meeting

adjourned at 3:55 P.M.


Secretary


Chairman