



St. James Parish Council

P. O. Box 176
Vacherie, Louisiana 70090
(225) 562-2400
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council@stjamesparishla.gov

Vondra Etienne-Steib
Chairwoman

Jason Amato
Vice-Chairman

Linda Hubbell
Secretary

March 14, 2023

Honorable Members
St. James Parish Council

The St. James Parish Council will meet in regular session on Wednesday, March 15, 2023 at 6:00 p.m. in the Council Chambers of the Parish Courthouse Annex in Vacherie, Louisiana.

Prior to the meeting, at 6:00 p.m., a public hearing will be held on the following proposed ordinance:

- Proposed Ordinance 23-04, An ordinance repealing Ordinance 10-20, excluding the sales cost, or lease or rental price of manufacturing machinery and equipment for iron and steel mills located in St. James Parish from the Parish's one percent (1%) local sales and use tax levied by ordinance C-81-7, and providing for other matters in connection therewith.

Please make every effort to attend.

Sincerely,

Linda Hubbell
Secretary

cc: Parish President Pete Dufresne & Staff
Assistant District Attorney Adam Koenig
The News Examiner/Enterprise
The Morning Advocate
L'Observateur

Note: St. James Parish will provide, upon request, reasonable accommodation to any disabled individual wishing to attend the meeting. Anyone requiring reasonable accommodation is requested to contact 1-800-846-5277 (TDD), 1-800-947-5277 (Voice) or 562-2400 (Handicapped) to discuss the particular accommodation needed.

Alvin St. Pierre, Jr.	Jason Amato	Ryan Louque	Mason Bland	Clyde Cooper	Vondra Steib	Donald Nash
District 1	District 2	District 3	District 4	District 5	District 6	District 7

AGENDA
ST. JAMES PARISH COUNCIL
Parish Courthouse Annex – 2631 LA Hwy 20, Vacherie, LA
WEDNESDAY, MARCH 15, 2023

6:00 P.M. PUBLIC HEARING

1. Proposed Ordinance 23-04, An ordinance repealing Ordinance 10-20, excluding the sales cost, or lease or rental price of manufacturing machinery and equipment for iron and steel mills located in St. James Parish from the Parish's one percent (1%) local sales and use tax levied by ordinance C-81-7, and providing for other matters in connection therewith (Amato)
2. Adjourn

6:00 P.M. REGULAR MEETING

I. CALL TO ORDER & ROLL CALL

II. PRAYER & PLEDGE

III. MINUTES

1. Approval of the March 1, 2023 public hearing minutes
2. Approval of the March 1, 2023 regular meeting minutes

IV. PRESIDENT'S REPORT

V. PUBLIC COMMENT on any agenda item requiring a Council vote in accordance with La. R.S. 42:14.

VI. PRESENTATION

1. Ken Guidry, Keep St. James Parish Beautiful Board, Clean Up Day (Dufresne)

VII. APPOINTMENTS TO BOARDS AND COMMISSIONS

1. Resolution appointing Rachel Becnel to the South Central Louisiana Human Services Authority (Dufresne)

VIII. OLD BUSINESS

1. Update of drainage study from Forrestal Street to Pool Lane (Nash)
2. Update of the West Bank Multi-Purpose Complex (Dufresne)
3. Action on Ordinance 23-04, An ordinance repealing Ordinance 10-20, excluding the sales cost, or lease or rental price of manufacturing machinery and equipment for iron and steel mills located in St. James Parish from the Parish's one percent (1%) local sales and use tax levied by ordinance C-81-7, and providing for other matters in connection therewith (Amato)

IX. NEW BUSINESS

1. Resolution to approve disbursement of payroll for the March 17, 2023 payroll (Etienne-Steib)
2. Resolution to approve disbursement of funds to pay pending current invoices and payables (Etienne-Steib)
3. Resolution proclaiming March 27, 2023 through March 31, 2023 as Paint the Parish Purple Week in St. James Parish (Dufresne)
4. Resolution accepting change order #1 from Feliciano Welders, Inc. for the Westbank Natural Gas Purchase Station project (Dufresne)
5. Resolution approving the application of D.E. Shaw Renewables Investments, LLC (St. James Solar) to allow construction of additional industrial MET towers to monitor weather conditions in a residential growth and agricultural area, 2561 Back Quarters Street, Vacherie, Louisiana (Item #23-07) under the St. James Parish Land Use Ordinance, with conditions (Dufresne)
6. Resolution authorizing the St. James Parish Council, St. James Parish Government, Parish of St. James, (herein referred to as the "Governmental Unit") to join with the State of Louisiana and other local governmental units as a participant in the *Louisiana State Local Government Opioid Litigation Memorandum of Understanding* (the "MOU") and any subsequent formal agreements necessary to implement the MOU, including but not limited to execution of the settlement participation forms of the National Settlement Agreements, releases, and other documentation approved by Counsel (Dufresne)

X. DIRECTOR'S REPORT

XI. COUNCIL MEMBER'S REPORT

XII. MOTION TO ADJOURN

To view backup documentation please visit www.stjamesla.com/agendacenter

St. James Parish will provide, upon request, reasonable accommodations to any disabled individual wishing to attend the meeting. Anyone requiring reasonable accommodations is requested to contact 1-800-846-5277 (TTD), 1-800-947-5277 (Voice) or 562-2400 (Handicapped) to discuss the particular accommodation needed.

At a regular meeting of the St. James Parish Council, State of Louisiana, held on March 1, 2023, the following entitled ordinance was introduced by Councilman Amato and seconded by Councilman St. Pierre, laid over for publication of notice of Public Hearing and ordered filed with the Secretary for public inspection.

PROPOSED ORDINANCE 23-04
ST. JAMES PARISH COUNCIL

AN ORDINANCE REPEALING ORDINANCE 10-20 ADOPTED BY THE ST. JAMES PARISH COUNCIL, STATE OF LOUISIANA, ON DECEMBER 1, 2010, EXCLUDING THE SALES, COST, OR LEASE OR RENTAL PRICE OF MANUFACTURING MACHINERY AND EQUIPMENT FOR IRON AND STEEL MILLS LOCATED IN ST. JAMES PARISH FROM THE PARISH'S ONE PERCENT (1%) LOCAL SALES AND USE TAX LEVIED BY ORDINANCE C-81-7, AND PROVIDING FOR OTHER MATTERS IN CONNECTION THEREWITH



WHEREAS, the St. James Parish Council, State of Louisiana adopted on December 1, 2010, Ordinance 10-20 excluding the sales cost, or lease or rental price of manufacturing machinery and equipment for iron and steel mills located in St. James Parish from the Parish's one percent (1%) local sales and use tax levied by ordinance C-81-7, and providing for other matter in connection therewith; and,

WHEREAS, the St. James Parish Council desires to repeal Ordinance 10-20 to include iron and steel mills located in St. James Parish to pay the one percent (1%) local sales and use tax on the sales, cost, or lease or rental price of manufacturing machinery and equipment.

NOW, THEREFORE, BE IT ORDAINED by the St. James Parish Council, State of Louisiana, acting as the governing authority of said Parish hereby repeals Ordinance 10-20 excluding the sales cost, or lease or rental price of manufacturing machinery and equipment for iron and steel mills located in St. James Parish from the Parish's one percent (1%) local sales and use tax levied by ordinance C-81-7, and providing for other matter in connection therewith;

The following resolution was offered and moved for adoption by Councilman _____ and seconded by Councilman _____:

**RESOLUTION 23-
ST. JAMES PARISH COUNCIL**



**A RESOLUTION APPOINTING RACHEL BECNEL TO THE SOUTH
CENTRAL LOUISIANA HUMAN SERVICES AUTHORITY**

WHEREAS, the South Central Louisiana Human Services Authority was created by Act No. 449 of the 2006 Regular Legislative Session and encompasses the parishes of Assumption, Lafourche, St. Charles, St. James, St. John the Baptist, St. Mary, and Terrebonne; and,

WHEREAS, it is the wishes of this Parish Council that Rachel Becnel be appointed to the SCLHSA Board.

NOW, THEREFORE, BE IT RESOLVED, by the St. James Parish Council, that Rachel Becnel, 1645 Lucher Avenue, Lucher, La 70071, is hereby appointed as the St. James Parish representative on the South Central Louisiana Human Services Authority.

And the resolution was declared adopted on this, the 15th day of March 2023.

Council Chairwoman

Secretary

Delivered to Parish President: _____

Approved: _____

Disapproved: _____

Parish President

Returned to Secretary on _____

At _____ AM/PM

Received by _____

* * * * *

C E R T I F I C A T E

I, Linda Hubbell, Secretary of the Council of the Parish of St. James, State of Louisiana, hereby certify that the foregoing is a true and correct copy of a resolution adopted by the St. James Parish Council in regular meeting held on the 15th day of March 2023.

Signed at Vacherie, Louisiana, this 16th day of March 2023.

Linda Hubbell
Secretary

(S E A L)

The following ordinance which was previously introduced at a regular meeting held on March 1, 2023, a summary thereof having been published in the official journal together with a notice of public hearing which was held in accordance with said public notice, was brought up for final passage on a motion offered by Councilman _____ and seconded by Councilman _____:

ORDINANCE 23-04
ST. JAMES PARISH COUNCIL

AN ORDINANCE REPEALING ORDINANCE 10-20 ADOPTED BY THE ST. JAMES PARISH COUNCIL, STATE OF LOUISIANA, ON DECEMBER 1, 2010, EXCLUDING THE SALES, COST, OR LEASE OR RENTAL PRICE OF MANUFACTURING MACHINERY AND EQUIPMENT FOR IRON AND STEEL MILLS LOCATED IN ST. JAMES PARISH FROM THE PARISH'S ONE PERCENT (1%) LOCAL SALES AND USE TAX LEVIED BY ORDINANCE C-81-7, AND PROVIDING FOR OTHER MATTERS IN CONNECTION THEREWITH



WHEREAS, the St. James Parish Council, State of Louisiana adopted on December 1, 2010, Ordinance 10-20 excluding the sales cost, or lease or rental price of manufacturing machinery and equipment for iron and steel mills located in St. James Parish from the Parish's one percent (1%) local sales and use tax levied by ordinance C-81-7, and providing for other matter in connection therewith; and,

WHEREAS, the St. James Parish Council desires to repeal Ordinance 10-20 to include iron and steel mills located in St. James Parish to pay the one percent (1%) local sales and use tax on the sales, cost, or lease or rental price of manufacturing machinery and equipment.

NOW, THEREFORE, BE IT ORDAINED by the St. James Parish Council, State of Louisiana, acting as the governing authority of said Parish hereby repeals Ordinance 10-20 excluding the sales cost, or lease or rental price of manufacturing machinery and equipment for iron and steel mills located in St. James Parish from the Parish's one percent (1%) local sales and use tax levied by ordinance C-81-7, and providing for other matter in connection therewith:

This ordinance having been submitted to a vote; the vote thereon was as follows:

- YEAS:
- NAYS:
- ABSTAIN:
- ABSENT:

And, the ordinance was declared adopted on this, the 15th day of March 2023.

Council Chairwoman

Secretary

Delivered to Parish President: _____

Approved: _____

Disapproved: _____

Parish President

Returned to Secretary on _____

At _____ AM/PM

Received by _____

* * * * *

C E R T I F I C A T E

I, Linda Hubbell, Secretary of the Council of the Parish of St. James, State of Louisiana, hereby certify that the foregoing is a true and correct copy of an ordinance adopted by the St. James Parish Council in regular meeting held on the 15th day of March 2023.

Signed at Vacherie, Louisiana, this 16th day of March 2023.

(S E A L)

Linda Hubbell
Secretary

The following resolution was offered and moved for adoption by Councilman _____ and seconded by Councilman _____:

**RESOLUTION 23-
ST. JAMES PARISH COUNCIL**



**A RESOLUTION TO APPROVE DISBURSEMENT OF PAYROLL FOR THE
MARCH 17, 2023 PAYROLL**

WHEREAS, the employee payroll is March 17, 2023 and said payroll is reflected in the payroll disbursement report presented to the Parish Council with this Resolution.

WHEREAS, according to the Home Rule Charter, Article III §C(2)(a)(v), all checks and warrants drawn against the parish treasury shall be approved by a majority vote of the St. James Parish Council and the Parish Council by Resolution authorizes the administration to execute, sign or countersign any such check or draft in accordance with said provision.

THEREFORE, BE IT RESOLVED, that the St. James Parish Council does hereby approve disbursement of the March 17, 2023 payroll and further authorizes the Parish President and Director of Finance to execute all necessary documents, including but not limited to wire transfer forms with financial services institutions, to perfect the disbursement of payroll.

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

- YEAS:
- NAYS:
- ABSTAIN:
- ABSENT:

And the resolution was declared adopted on this, the 15th day of March 2023.

Council Chairwoman

Secretary

Delivered to Parish President: _____

Approved: _____

Disapproved: _____

Parish President

Returned to Secretary on _____

At _____ AM/PM

Received by _____

* * * * *

C E R T I F I C A T E

I, Linda Hubbell, Secretary of the Council of the Parish of St. James, State of Louisiana, hereby certify that the foregoing is a true and correct copy of a resolution adopted by the St. James Parish Council in regular meeting held on the 15th day of March 2023.

Signed at Vacherie, Louisiana, this 16th day of March 2023.

Linda Hubbell
Secretary

(S E A L)

The following resolution was offered and moved for adoption by Councilman _____ and seconded by Councilman _____:

**RESOLUTION 23-
ST. JAMES PARISH COUNCIL**



**A RESOLUTION TO APPROVE DISBURSEMENT OF FUNDS TO PAY
PENDING CURRENT INVOICES AND PAYABLES**

WHEREAS, invoices payable to vendors, employees and other reimbursements due and all other current payables to be processed this week; and.

WHEREAS, according to the Home Rule Charter, Article III §C(2)(a)(v), all checks and warrants drawn against the parish treasury shall be approved by a majority vote of the St. James Parish Council and the Parish Council by Resolution authorizes the administration to execute, sign or countersign any such check or draft in accordance with said provision.

THEREFORE, BE IT RESOLVED, that the St. James Parish Council does hereby approve the disbursement of funds per the distribution report presented to the Parish Council reflecting the pending current invoices and other payables as of Thursday, March 16, 2023.

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

- YEAS:
- NAYS:
- ABSTAIN:
- ABSENT:

And the resolution was declared adopted on this, the 15th day of March 2023.

Council Chairwoman

Secretary

Delivered to Parish President: _____

Approved: _____

Disapproved: _____

Parish President

Returned to Secretary on _____

At _____ AM/PM

Received by _____

* * * * *

C E R T I F I C A T E

I, Linda Hubbell, Secretary of the Council of the Parish of St. James, State of Louisiana, hereby certify that the foregoing is a true and correct copy of a resolution adopted by the St. James Parish Council in regular meeting held on the 15th day of March 2023.

Signed at Vacherie, Louisiana, this 16th day of March 2023.

Linda Hubbell
Secretary

(S E A L)

The following resolution was offered and moved for adoption by Councilman _____, seconded by Councilman _____; and unanimously adopted:



**RESOLUTION 23-
ST. JAMES PARISH COUNCIL**

**A RESOLUTION PROCLAIMING MARCH 27, 2023 THROUGH MARCH 31, 2023 AS
PAINT THE PARISH PURPLE WEEK IN ST. JAMES PARISH**

WHEREAS, the Relay for Life movement inspires the community to celebrate people who have been touched by cancer, remember loved ones lost, and take action for lifesaving change; and,

WHEREAS, the 2022 St. James Parish Relay for Life was ranked the number 5 fundraising campaign in the State of Louisiana and was ranked number 9 Relay for Life event in the nation's top 10 income events; and

WHEREAS, Relay for Life of St. James Parish stands shoulder-to-shoulder with cancer patients and those supporting them to help beat the biggest rival and fight cancer on every front; and

WHEREAS, the color purple is the signature color of the American Cancer Society's Relay for Life events signifying the passion that cancer survivors and their families and loved ones feel for the eradication of this disease.

NOW, THEREFORE, BE IT RESOLVED by the St. James Parish Council and Parish President Peter Dufresne do hereby jointly proclaim March 27, 2023 through March 31, 2023 as Paint the Parish Purple Week in St. James Parish to show support to those individuals living with cancer and honor those individuals that have lost their lives to the dreaded disease of cancer.

And the resolution was declared adopted on this, the 15th day of March 2023.

Council Chairwoman

Secretary

Delivered to Parish President: _____

Approved: _____

Disapproved: _____

Parish President

Returned to Secretary on _____

At _____ AM/PM

Received by _____

* * * * *

C E R T I F I C A T E

I, Linda Hubbell, Secretary of the Council of the Parish of St. James, State of Louisiana, hereby certify that the foregoing is a true and correct copy of a resolution adopted by the St. James Parish Council in regular meeting held on the 15th day of March 2023.

Signed at Vacherie, Louisiana, this 16th day of March 2023.

(S E A L)

Linda Hubbell
Secretary

The following resolution was offered and moved for adoption by Councilman _____ and seconded by Councilman _____:

**RESOLUTION 23-
ST. JAMES PARISH COUNCIL**



A RESOLUTION ACCEPTING CHANGE ORDER #1 FROM FELICIANA WELDERS, INC. FOR THE WESTBANK NATURAL GAS PURCHASE STATION PROJECT

WHEREAS, the St. James Parish Council did cause the advertisement of, and award the bid to Feliciana Welders, Inc., as prescribed by law, for the West Bank Natural Gas Purchase Station project; and

WHEREAS, the description of work for Change Order #1 is for an additional 45 days to contract duration due to equipment delivery delays, removal of chain link fence and aggregate pad from contract, and additional 41 LF of 4" steel pipe and (6) fittings for ditch crossing to service purchase station; and,

WHEREAS the total cost amount for Change Order #1 is a decrease in the amount of \$14,500.00.

NOW, THEREFORE, BE IT RESOLVED, by the St. James Parish Council, that Change Order #1, is hereby accepted, and that Peter A. Dufresne, St. James Parish President and/or his designee, is hereby authorized to sign, execute, and administer all documents between Feliciana Welders, Inc. and St. James Parish Government for Change Order #1.

This resolution having been submitted to a vote; the vote thereon was as follows:

- YEAS:
- NAYS:
- ABSTAIN:
- ABSENT:

And the resolution was declared adopted on this, the 15th day of March 2023.

Council Chairwoman

Secretary

Delivered to Parish President: _____

Approved: _____

Disapproved: _____

Parish President

Returned to Secretary on _____

At _____ AM/PM

Received by _____

* * * * *

C E R T I F I C A T E

I, Linda Hubbell, Secretary of the Council of the Parish of St. James, State of Louisiana, hereby certify that the foregoing is a true and correct copy of a resolution adopted by the St. James Parish Council in regular meeting held on the 15th day of March 2023.

Signed at Vacherie, Louisiana, this 16th day of March 2023.

(S E A L)

Linda Hubbell
Secretary

Date of Issuance: 02 / 28 / 2023
 Owner: St. James Parish Government
 Contractor: Feliciano Welders, Inc.
 Engineer: High Tide Consultants, LLC
 Project: Westbank Natural Gas Purchase Station

Effective Date:
 Owner's Contract No.:
 Contractor's Project No.:
 Engineer's Project No.: 20-123 T10
 Contract Name:

The Contract is modified as follows upon execution of this Change Order:

Description:

1. Additional 45 days to contract duration due to equipment delivery delays.
2. Removal of Chain Link Fence and Aggregate pad from contract.
3. Additional 41 LF of 4" pipe and six (6) fittings for ditch crossing to service purchase station.

Attachments: *Project Change Order Form*

CHANGE IN CONTRACT PRICE	CHANGE IN CONTRACT TIMES
Original Contract Price: \$ <u>240,000.00</u>	Original Contract Times: 60 days Substantial Completion: <u>January 29, 2023</u> Ready for Final Payment: _____
[Increase] [Decrease] from previously approved Change Orders No. ___ to No. ___: \$ <u>N/A</u>	[Increase] [Decrease] from previously approved Change Orders No. ___ to No. ___: Substantial Completion: <u>N/A</u> Ready for Final Payment: <u>N/A</u> _____ days
Contract Price prior to this Change Order: \$ <u>240,000.00</u>	Contract Times prior to this Change Order: Substantial Completion: <u>60 days</u> Ready for Final Payment: _____
Decrease of this Change Order: \$ <u>14,500.00</u>	Increase of this Change Order: Substantial Completion: <u>45 days</u> Ready for Final Payment: _____
Contract Price incorporating this Change Order: \$ <u>225,500.00</u>	Contract Times with all approved Change Orders: Substantial Completion: <u>March 14, 2023</u> Ready for Final Payment: _____ _____ date

<p>RECOMMENDED:</p> <p>By: _____ Title: <u>Engineer (if required)</u> <u>Project Engineer</u> Date: <u>02/28/2023</u></p>	<p>ACCEPTED:</p> <p>By: _____ Title: <u>Owner (Authorized Signature)</u> Date: _____</p>	<p>ACCEPTED:</p> <p>By: _____ Title: <u>Contractor (Authorized Signature)</u> Date: _____</p>
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PROJECT CHANGE ORDER

DATE: 2/28/2023

TO: St. James Parish Government
Operations Department
5800 Hwy 44, 2nd Floor
Convent, LA

PROJECT:	Westbank Natural Gas
	Purchase Station
REQUEST #:	1

Invoice Item #	Item Description	Quantity	Unit	Unit Price	Amount Requested
2	4" Steel Gas Main (Bore)	41	LF	\$ 150.00	\$ 6,150.00
3	4" Steel Fitting	6	EA	\$ 100.00	\$ 600.00
7	Aggregate Pad (8" thick)	-262	SF	\$ 25.00	\$ (6,550.00)
8	Chain Link Fence	-147	LF	\$ 100.00	\$ (14,700.00)
				TOTAL	\$ (14,500.00)

Additional days requested for this change order request: 45

Description:	Addition pipe, fittings and labor for ditch crossing to purchase station; remove fence and aggregate pad from contract.
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Owner Acceptance

Submitted By: Scott Poirrier
 Title: Engineering Project Manager
 Date: 2/28/2023

Signature: _____
 Name: _____
 Title: _____
 Date: _____

Contract Summary:

Original Contract Amount	\$	240,000.00
CO #1 Amount	\$	(14,500.00)
New Contract Amount	\$	225,500.00



The following resolution was offered and moved for adoption by Councilman _____ and seconded by Councilman _____:

**RESOLUTION 23-
ST. JAMES PARISH COUNCIL**



A RESOLUTION APPROVING THE APPLICATION OF D.E. SHAW RENEWABLES INVESTMENTS, LLC (ST. JAMES SOLAR) TO ALLOW CONSTRUCTION OF ADDITIONAL INDUSTRIAL MET TOWERS TO MONITOR WEATHER CONDITIONS IN A RESIDENTIAL GROWTH AND AGRICULTURAL AREA, 2561 BACK QUARTERS STREET, VACHERIE, LOUISIANA (ITEM #23-07) UNDER THE ST. JAMES PARISH LAND USE ORDINANCE, WITH CONDITIONS

WHEREAS, D.E. Shaw Renewables Investments, LLC has requested approval for the construction of additional MET Towers (Planning Commission Item 23-07, hereinafter the "Application"), which would constitute an industrial use in an areas designated as Residential Growth and Agricultural Areas in the Land Use Plan; and

WHEREAS, at its February 27, 2023 meeting, the Planning Commission recommended that the Parish Council approve the Application, with certain conditions, pursuant to Section 82-25(e) of the St. James Parish Code of Ordinances; and

WHEREAS, the Parish Council has considered the recommendations of the Planning Commission and has considered the provisions of Section 82-25 of the Code of Ordinances.

THEREFORE, BE IT RESOLVED that under Section 82-25(e) of the St. James Parish Code of Ordinances, the Parish Council hereby approves the Application, subject to the following conditions:

- A. Extent of Approval and Future Changes:** This approval is limited to the construction of six MET towers to monitor weather conditions, as presented in the Application, and reasonable modifications necessary for the proposed use, consistent with building codes;
- B. Start Date Limitation.** Construction must commence within 24 months after the last public entity regulatory approval is issued, or within 24 months after the termination of any administrative or judicial appeal process that may follow from the issuance of any required permit, whichever is later. For the purposes of this limitation, construction is defined as: permanent on-site building, renovation, repair, fabrication, erection, or installation of the proposed building. Construction delays caused by natural disaster or labor disputes, and periods between operational phases of construction shall not be construed as interrupting construction that is otherwise continuously pursued.

BE IT FURTHER RESOLVED that the parish council concurs in the planning commission's finding that approval is appropriate under Section 82-25(e) of the James Parish Code of Ordinances because the proposed use is compatible with surrounding uses, and the adverse impacts of the proposed use are inconsequential, considering the limited size and height of the proposed towers, the locations relative the existing solar farm facilities, and the absence of external impacts from the towers..

BE IT FURTHER RESOLVED that the parish council concurs in the planning commission's consideration of the need for a buffer zone under Sections 82-25(i)(2) and 82-25(j) of the St. James Parish Code of Ordinances and concurs in the planning commission finding that the nature of the use, having inconsequential impacts, does not require a buffer zone.

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

YEAS:
NAYS:
ABSTAIN:
ABSENT:

And the resolution was declared adopted on this, the 15th day of March 2023.

Council Chairwoman

Secretary

Delivered to Parish President: _____

Approved: _____

Disapproved: _____

Parish President

Returned to Secretary on _____

At _____ AM/PM

Received by _____

* * * * *

C E R T I F I C A T E

I, Linda Hubbell, Secretary of the Council of the Parish of St. James, State of Louisiana, hereby certify that the foregoing is a true and correct copy of a resolution adopted by the St. James Parish Council in regular meeting held on the 15th day of March 2023.

Signed at Vacherie, Louisiana, this 16th day of March 2023.

(S E A L)

Linda Hubbell
Secretary

The following resolution was offered and moved for adoption by Councilman _____ and seconded by Councilman _____:

**RESOLUTION 23-
ST. JAMES PARISH COUNCIL**

A RESOLUTION AUTHORIZING ST. JAMES PARISH COUNCIL, ST JAMES PARISH GOVERNMENT, PARISH OF ST. JAMES, (HEREIN REFERRED TO AS THE "GOVERNMENTAL UNIT") TO JOIN WITH THE STATE OF LOUISIANA AND OTHER LOCAL GOVERNMENTAL UNITS AS A PARTICIPANT IN THE *LOUISIANA STATE-LOCAL GOVERNMENT OPIOID LITIGATION MEMORANDUM OF UNDERSTANDING* (the "MOU") AND ANY SUBSEQUENT FORMAL AGREEMENTS NECESSARY TO IMPLEMENT THE MOU, INCLUDING BUT NOT LIMITED TO, EXECUTION OF THE SETTLEMENT PARTICIPATION FORMS OF THE NATIONAL SETTLEMENT AGREEMENTS,¹ RELEASES, AND OTHER DOCUMENTATION APPROVED BY COUNSEL.



WHEREAS, the PARISH OF ST. JAMES has suffered harm from the opioid epidemic;

WHEREAS, the PARISH OF ST. JAMES recognizes that the entire State of Louisiana has suffered harm as a result from the opioid epidemic;

WHEREAS, the State of Louisiana has a pending action in state court, and a number of Louisiana Cities and Parishes have also filed actions either in state court or have been transferred to *In re: National Prescription Opiate Litigation*, MDL No. 2804 (N.D. Ohio) (the "Opioid Litigation") and the PARISH OF ST. JAMES is a litigating participant in such action;

WHEREAS, the State of Louisiana and lawyers representing certain various local governments, including PARISH OF ST. JAMES, involved in the Opioid Litigation have proposed a unified plan for the allocation and use of prospective settlement dollars from opioid related litigation;

WHEREAS, the Louisiana Memorandum of Understanding (the "MOU") sets forth a framework of a unified plan for the proposed allocation and use of opioid settlement proceeds and it is anticipated that formal agreements implementing the MOU will be entered into at a future date;

WHEREAS, participation in the MOU by a large majority of Louisiana cities and parishes will materially increase the amount of funds to Louisiana and should improve Louisiana's relative bargaining position during additional settlement negotiations;

WHEREAS, failure to participate in the MOU will reduce funds available to the State, this Governmental Unit, and every other Louisiana city and Parish;

WHEREAS, this Governmental Unit has previously executed the MOU and it is in the best interest of the Governmental Unit and its citizens in that such a plan ensures that almost all of the settlement funds go to abate and resolve the opioid epidemic; and,

WHEREAS, Walter J. Leger, Jr. of the Leger & Shaw firm, AND/OR Bruce G. Mohon, of the Law Offices of Bruce G. Mohon, L.L.C., have been designated as counsel who have been expressly authorized to execute the MOU in substantially the form described.

NOW, THEREFORE, BE IT RESOLVED BY THIS GOVERNMENTAL UNIT:

SECTION 1. That the St. James Parish Council and the St. James Parish President, hereby reaffirms its support of a unified plan for the allocation and use of opioid settlement proceeds as generally described in the MOU.

SECTION 2. That the ST. JAMES PARISH PRESIDENT or his or her designee is hereby authorized to execute any formal agreements implementing a unified plan for the allocation and use of opioid settlement proceeds that is not substantially inconsistent with the MOU and this Resolution, including but not limited to the Subdivision Settlement Participation Forms in the National Settlement Agreement,² Releases, and other appropriate documents as recommended by above counsel.

SECTION 3. That the Clerk be and hereby is instructed to record this Resolution in the appropriate record book upon its adoption.

SECTION 4. The clerk of this Governmental Unit is hereby directed to furnish a certified copy of this Resolution to the Louisiana Attorney General at:

¹ Available at <https://nationalopioidsettlement.com/>

² Available at <https://nationalopioidsettlement.com/>

Attorney General Jeff Landry
c/o Chris Alderman
Post Office Box 94005
Baton Rouge, LA 70804

SECTION 5. This Resolution shall take effect immediately upon its adoption.

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

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

YEAS:
NAYS:
ABSTAIN:
ABSENT:

And the resolution was declared adopted on this, the 15th day of March 2023.

Council Chairwoman

Secretary

Delivered to Parish President: _____

Approved: _____

Disapproved: _____

Parish President

Returned to Secretary on _____

At _____ AM/PM

Received by _____

* * * * *

C E R T I F I C A T E

I, Linda Hubbell, Secretary of the Council of the Parish of St. James, State of Louisiana, hereby certify that the foregoing is a true and correct copy of a resolution adopted by the St. James Parish Council in regular meeting held on the 15th day of March 2023.

Signed at Vacherie, Louisiana, this 16th day of March 2023.

(S E A L)

Linda Hubbell
Secretary
