

**Louisiana State Uniform Construction Code Council (LSUCCC)**  
**Special Meeting and Public Hearing for Aid to Local Government (ALG)**  
**January 23, 2007**  
**8:00am**  
**Office of State Fire Marshal**  
**Baton Rouge, Louisiana 70806**

**Meeting Minutes**

Mr. Noel welcomed all present and **called the meeting to order at 8:20 am.**

The Pledge of Allegiance was recited.

Mr. Noel requested a roll call of the members present which reflected the following:

Members Present: Mr. Lavern Bourgeois; Mr. Chad Deshotel; Mr. Steven Hackworth; Ms. Denise Jobe; Mr. Ray Kothe; Mr. Randy Lucky; Mr. Michael Landry; Mr. Randy Noel; Mr. Wayne Touchet; Mr. Todd Trosclair; Ms. Prisca Weems

Members Absent: Mr. Kevin Derbigny; Mr. Tony Guthans; Mr. James Mayo; Ms. Karen McKinney; Ms. Joan Mire; Mr. Scott Murphy; Mr. James A. Simmons; Mr. Leroy Sullivan

11 Members present and 8 members absent constitute a Quorum.

Mr. James Simmons arrived at the meeting at 8:45 am and Ms. Karen McKinney arrived at 9:32 am.

The chair addressed the LSUCCC and the audience relative to procedure and comments from the audience.

The chair talked about the Committee meeting over the ALG Awards held on Jan. 22, 2007 at the State Fire Marshal's building. Major items of discussion were ALG applications received, reviewed and the provisions that were set forth for awarding funds. The chair emphasized that new offices were priority in the application review process.

A **motion** was made by Mr. Chad Deshotel to adopt the reports from the Award Committee and begin the process to release the funds to the approved applicants, and received a second from Mr. Lavern Bourgeois. The chair called for a vote of the members present for the motion which reflected an 11 yes and 0 no, and the **motion was adopted.**

Mr. Trosclair stated the St. Charles Parish, who had submitted in time for Tier A with insufficient information on their application, was present and ready to resubmit with all applicable information requested by the Committee. So requested the LSUCCC to review and make an award.

A **motion** was made by Mr. Lavern Bourgeois to review the St. Charles Parish application with the members of the Committee (Tom Ed McHugh & Roland Dartez) to participate in the process for the funding to come out of Tier A, and received a second from Mr. Todd Trosclair. The chair requested a vote of the members present which reflected a vote of 11 yes and 0 no and the **motion was adopted.**

A **motion** was made by Mr. Ray Kothe to amend the application for St. Charles Parish as follows item 2(a) from \$110,000 to \$40,000 and 3(a) and (b) from \$48,000 to \$10,800. Changing their award Grand Total to \$192,800, and received a second from Ms. Denise Jobe. The chair requested a vote from the members present which reflected a vote of 12 yes and 0 no and the **motion was adopted**.

The chair stated the maximum allowances set forth by the Committee. Training for employee = \$5000/person, Lease of office space = \$10,800/6 months, 6 months worth of employees salaries, and \$18,000/per vehicle expense.

A **motion** was made by Mr. Ray Kothe to adjust the Rapides Area Planning Commission award to reflect Avoyelles requested funding not the adjusted to total set forth by the Sub Committee, and received a second from Ms. Denise Jobe. The chair requested a vote from the members present which reflected a vote of 12 yes and 0 no and the **motion was adopted**.

A **motion** was made by Mr. Steven Hackworth for the council and the Sub Committee to review the Ouachita Parish ALG application, and received a second from Mr. Lavern Bourgeois. The chair requested a vote from the members present which reflected a vote of 12 yes, 1 abstain (Ms. McKinney), and 0 no and the **motion was adopted**.

A **motion** was made by Mr. Steven Hackworth to approve the adjusted amount of \$337,243.51 to be awarded and distributed in Tier A to Ouachita Parish, and received a second from Mr. Todd Trosclair. The chair requested a vote from the members present which reflected a vote of 13 yes and 0 no and the **motion was adopted**.

The chair paused for a break at 9:25 am. Called the meeting back to order at 9:32 am.

The chair opened the floor for discussion of Rule 905 which had been removed, Mr. Lavern Bourgeois and Ms. Paeton Burkett both submitted alternate language of the rule in order to specify qualifications for Third Party Providers to register with the council. Mr. Lavern Bourgeois discussed of specific disciplines and continuing education for Third Party Providers to qualify. A **motion** was made by Ms. Prisca Weems to accept the revisions to 905 made by Mr. Lavern Bourgeois, and received a second from Mr. Bourgeois. A **friendly amendment** was made by Mr. Ray Kothe to strike the section as follows from the edited version "December 31, 2007 all Louisiana licensed architects and engineers who have a provisional certification of registration will be required to obtain a minimum of 3 continuing education units, based on 10 classroom hours per CEU from a LSUCCC approved training provider." A **substitute motion** was made by Mr. Wayne Touchet to accept the 905 version written by Ms. Paeton Burkett, and received a second from Ms. Karen McKinney. The chair requested a vote from the members present on the **substitute motion** which reflected a vote of 3 yes and 10 no and the **motion failed** due to a lack of a 2/3's affirmative vote. With the no votes coming from Mr. Bourgeois, Mr. Deshotel, Mr. Hackworth, Ms. Jobe, Mr. Kothe, Mr. Landry, Mr. Lucky, Mr. Simmons, Mr. Trosclair, and Ms. Weems.

The chair requested a vote from the members present on the **amendment** to the motion which reflected a vote of 10 yes and 3 no and the **amendment was adopted**. With the no votes coming from Mr. Lavern Bourgeois, Mr. Steven Hackworth and Ms. Denise Jobe.

The chair requested a vote from the members present on the **original motion** which reflected a vote of 13 yes and 0 no and the **motion was adopted**.

A **motion** was made Mr. James Simmons to give legal counsel (Ms. Paeton Burkett) permission to edit writing of Rule 905 written by Mr. Bourgeois, issue as an emergency rule, promulgate it, sign and send it out to the appropriate persons, and received a second from Mr. Bourgeois. The chair requested a vote from the members present which reflected a vote of 13 yes and 0 no and the **motion was adopted**.

The chair opened the floor for discussion to allow parties to set up informational station at council meetings. Ms. Denise Jobe stated that Building Officials Association of Louisiana had approached her as to it being strictly informational. A **motion** was made by Mr. Randy Noel to formally request an opinion from the Ethic's Board in reference to their standing, and received a second from Mr. Wayne Touchet. The chair requested a vote from the members present which reflected a vote of 13 yes and 0 no and the **motion was adopted**.

A **motion** was made by Mr. Chad Deshotel to move into other business on the agenda, and received a second by Mr. Randy Lucky. The chair requested a vote of all members present which reflected a vote of 13 yes and 0 no and the **motion was adopted**.

Curt McCarty, Administrator to the Council, was contacted by Louisiana Public Broadcasting in reference to putting together a segment on the LSUCCC goals and accomplishments. Ms. McKinney stated that the insurers and bankers should be included in a project of that manner, in order to get all perspectives. Mr. McCarty said "That would be up to LPB, and if they wanted to cover that."

Mr. Bourgeois addressed the issues of investigation of entities not complying with Act 12, wanting to give them written notice. A **motion** was made by Mr. Randy Noel requesting to allow legal counsel to contact government entities when they are not complying with Act 12, and received a second from Mr. Ray Kothe. The chair requested a vote from the members present which reflected a vote of 12 yes, 1 abstain (Mr. James Simmons) and 0 no and the **motion was adopted**.

A **motion** was made by Mr. Randy Lucky to release a statewide press release in reference to award distribution, and received a second from Mr. Wayne Touchet. The chair requested a vote of members present which reflected a vote of 13 yes and 0 no and the **motion was adopted**.

A **motion** was made by Mr. Randy Noel to rollover all monies and applications remaining from Tier A to Tier B consideration, received a second from Mr. Chad Deshotel. The chair requested a vote of members present which reflected a vote of 13 yes and 0 no and the **motion was adopted**.

Mr. Chad Deshotel stated he will not be in attendance for the February 13<sup>th</sup> meeting as he has prior engagements.

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A **motion** was made by Mr. Wayne Touchet to adjourn and received a second from Mr. Ray Kothe and with **no action required** the **meeting was adjourned** at 11:21 am.