

CITY OF CROWLEY  
REGULAR COUNCIL MEETING  
DECEMBER 9, 2008

The Mayor and Board of Aldermen of the City of Crowley, Louisiana, the governing authority of the City of Crowley, met in a regular session at 6:00 p.m. Tuesday the 9<sup>th</sup> day of December, 2008 at the regular meeting place of said Mayor and Board of Aldermen, the Council Chambers, 426 North Avenue F, Crowley, Louisiana.

Mayor Greg A. Jones presided with the following Aldermen present: Elliot Doré, Jeff Doré, Vernon Martin, Laurita Pete, Steven Premeaux, Kitty Valdetero and Todd Whiting. Aldermen Lyle Fogleman Jr., and Mary Melancon were absent.

Alderman Steven Premeaux led the Pledge of Allegiance to the flag and Alderman Elliot Doré gave the invocation.

**PRESENTATION OF PROCLAMATIONS:**

The family of recently deceased Vincent Jean Comeaux were present to receive a resolution. It was presented to Jean's wife, Jeanice "Dennis", and his children Katina, Jeffery "J. J", and Jeanna.

*Resolution of Bereavement*

Whereas, on September 27, 2008, the life of our highly valued employee Vincent "Jean" Comeaux, came suddenly to a close, with short notice or warning to this family, friends and associates; and

Whereas, Jean as he was affectionately called, served this community with absolute integrity and dedication; and

Whereas, throughout a long career as a public employee for twenty one years, "Jean" earned the respect, admiration and high regard of all those with whom he came into contact and enjoyed the love and affection of all, who were proud to call him friend; and

Whereas, we mourn his loss and extend to his wife, Jeanice and children; Katina, Jeffery and Jeanna this expression of sincere regret for his loss, and the hope that they will be consoled by the memories of his fine achievements.

Now Therefore, Be it Resolved, by the Mayor and Board of Aldermen of the City of Crowley, Acadia Parish, Louisiana in regular session duly convened that this memorial be made a part of the official records of the City of Crowley, and that an official copy of this expression of our sympathy be presented to the family of the late Vincent "Jean" Comeaux.

IN WITNESS WHEREOF, I have hereunto set my hand officially and caused to be affixed the Great Seal of the City of Crowley this the 9<sup>th</sup> day of December 2008.

S/ Greg A. Jones .  
Greg A. Jones, Mayor  
City of Crowley, Louisiana

The following proclamation on the Notre Dame Pioneers football team was read.

*Proclamation*

Whereas, the 2008 Notre Dame Pioneers football team and their coaches have demonstrated the teamwork and drive necessary to produce a successful and winning season; and,

Whereas, the Pioneers and their coach, Louie Cook have helped create a positive image for their school and the citizens of Crowley; and

Whereas, the players showed commitment and dedication to their sport; and

Whereas, played at the highest level throughout the season to finish undefeated with a Semi-final win over Redemptorist High School with a winning score of 17-10; and

Whereas, on Friday, December 12, 2008, the 2008 Notre Dame Pioneers football team will challenge Lutchter High School at the Superdome in the Louisiana State High School Football AAA State Finals; and

Whereas, athletic competition fosters and promotes characteristics and prepares young adults for their future; and

Whereas, the Mayor and Board of Aldermen deem it appropriate to congratulate and recognize the accomplishments of these young athletes; and

Now, Therefore, I, Greg A. Jones, Mayor of the City of Crowley, Acadia Parish, Louisiana, do hereby recognize and congratulate the 2008 Louisiana State High School 3-A State Finalist, Notre Dame Pioneer Football Team for their outstanding season and their dedication and hard work towards achieving the goal that a person can be.

IN WITNESS WHEREOF, I have hereunto set my hand officially and caused the Great Seal of the City of Crowley to be affixed this the 9<sup>th</sup> day of December 2008.

S/ Greg A. Jones .  
 Greg A. Jones, Mayor  
 City of Crowley, Louisiana

**PUBLIC HEARINGS:**

Mayor Greg A. Jones opened the public hearing on proposed ordinance no. 1390, the ordinance was read by title as follows:

AMEND SECTION 3.1365 OF ARTICLE III OF APPENDIX A ZONING, ORDINANCE NO. 159, AS AMENDED, OF THE CODE OF ORDINANCES OF THE CITY OF CROWLEY TO AUTHORIZE THE CONSTRUCTION OF ELECTRICALLY CHARGED SECURITY FENCES IN COMMERCIAL AND INDUSTRIAL DISTRICTS; TO PROVIDE REGULATIONS FOR THE CONSTRUCTION, OPERATION AND MAINTENANCE THEREOF; TO PROVIDE FOR THE PROVISIONS HEREOF TO BE SEVERABLE; AND TO REPEAL ALL ORDINANCES OR PARTS OF ORDINANCES INCONSISTENT HERewith ON IN CONFLICT HERETO.

Mr. Thomas Regan asked for proponents to the proposed ordinance no. 1390. A third and final call was made with no one coming forward to speak.

The call for opponents of the proposed ordinance no. 1390 was made and there were no comments after the third and final call.

Mayor Greg A. Jones called the public hearing on ordinance no. 1390 to a close.

#### **EXECUTIVE SESSION:**

Alderman Vernon Martin moved that the Board adjourn at 6:08 p.m. and go into Executive Session based on the potential threat of litigation on the resulting conditions of a public building after it was renovated. Seconded by Alderman Elliot Doré and duly adopted.

The Mayor and Board of Aldermen returned to the chamber from executive session.

Mayor Jones reconvened the meeting from Executive Session at 6:22 p.m. and the roll was called with the following members present: Elliot Doré, Jeff Doré, Vernon Martin, Laurita Pete, Steven Premeaux, Kitty Valdetero and Todd Whiting. Aldermen Lyle Fogleman Jr., and Mary Melancon were absent.

#### **READING & APPROVAL OF MINUTES / BILLS:**

Alderman Vernon Martin moved to dispense with the reading of the minutes of the November 12<sup>th</sup>, 2008 regular council meeting. Seconded by Alderman Steven Premeaux and duly adopted.

Alderwoman Kitty Valdetero moved to approve all bills presented for payment. Seconded by Alderman Vernon Martin and duly adopted.

#### **MAYOR'S REPORT:**

Mayor Greg A. Jones presented the Sales Tax chart and User Fee chart that track the collection trend since fiscal 1992.

#### **STANDING COMMITTEE REPORTS:**

##### **PUBLIC WORKS: Alderwoman Mary Melancon, Chairperson**

A motion was offered by Alderman Jeff Doré and seconded by Alderman Elliot Dore' to authorize Mader Engineering to prepare specifications and advertise for bids for the Annual Materials for the second half of FY 2008-09. Motion carried.

A motion was offered by Alderman Jeff Doré and seconded by Alderwoman Kitty Valdetero to authorize Mader Engineering to prepare plans and specifications and advertise for bids for the FY 2008-09 Annual Street Repair Project. Motion carried.

A motion was offered by Alderman Jeff Doré and seconded by Alderman Todd Whiting to approve Partial Payment No. 6 in the amount of \$82,155.57 to Merrick Construction Company for the Historic Parkerson Avenue Redevelopment Project. Motion carried.

A motion was offered by Alderman Jeff Doré and seconded by Alderman Vernon Martin to approve Change Order No. 8 to the Contract with Merrick Construction Company for the Historic Parkerson Avenue Redevelopment Project to modify the median curbing from a barrier design to a mountable design at an increase in cost of \$15,917.00. Motion carried.



**ZONING & ANNEXATION: Alderman Elliot Doré, Chairperson**

A motion was offered by Alderman Elliot Doré and seconded by Alderman Todd Whiting to approve the Planning Commission's recommendation to a Conditional Use Permit for Cylinder Repair for Kim Breaux located at 901 East Hargrave Street described as Lot 1 & W 3' of Lot 2, Block 2, Mear Addition. Motion carried.

**INSURANCE & PERSONNEL: Alderwoman Laurita Pete, Chairperson**

A motion was offered by Alderwoman Laurita Pete and seconded by Alderwoman Kitty Valdetero to approve the Worker's Compensation Policy from Midwest Employers Casualty Company effective January 1, 2009 through January 1, 2010 with an annual fixed cost of \$66,558 as recommended by Mr. Mark Landry. Motion carried.

**RECREATION: Alderman Steven Premeaux, Chairperson**

A motion was offered by Alderman Steven Premeaux and seconded by Alderwoman Laurita Pete to declare as surplus the unused light poles at Bicentennial Park. Motion carried.

**RESOLUTIONS:**

The following resolution was offered by Alderman Todd Whiting, duly seconded by Alderman Elliot Doré, and duly resolved and adopted.

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF CROWLEY, ACADIA PARISH, LOUISIANA, CANCELLING, RESCINDING AND RECALLING THE NOTICE OF RULE TO SHOW CAUSE AND THE ORDER OF CONDEMNATION AND AUTHORIZING THE CANCELLATION OF THE NOTICE OF HEARING AND THE ORDER OF CONDEMNATION OF IMPROVEMENTS SITUATED ON THE N/3 OF LOT 10, LOT 14 AND THE N/2 OF LOT 15 OF BLOCK 58 OF THE WEST CROWLEY ADDITION TO THE CITY OF CROWLEY.

WHEREAS, Notice of Rule to Show Cause for condemnation was issued by the Mayor and Board of Aldermen of the City of Crowley on the 14<sup>th</sup> day of October, 2008 against the property described as the N/3 of Lot 10, Lot 14 and the N/2 of Bock 15 of Block 58 of the West Crowley Addition to the City of Crowley; and

WHEREAS, a condemnation hearing was held on the 12<sup>th</sup> day of November, 2008, at which time the building and/or structures situated on the N/3 of Lot 10, Lot 14 and the N/2 of Bock 15 of Block 58 of the West Crowley Addition to the City of Crowley were ordered condemned; and

WHEREAS, it was determined that an error had been made in the preparation of the addresses and property descriptions for the Notice of Violation alleged to exists on the N/3 of Lot 10, Lot 14 and the N/2 of Bock 15 of Block 58 of the West Crowley Addition to the City of Crowley and Felton Brisco was erroneously cited as being in violation of the Code of Ordinances of the City of Crowley; and

WHEREAS, the Mayor and Board of Aldermen desire to cancel and rescind said Notice and Order of Condemnation;

NOW THEREFORE, BE IT RESOLVED by the Mayor and Board of Aldermen of

the City of Crowley, Acadia Parish, Louisiana, in regular session duly convened they do hereby cancel, rescind and recall the Order of Condemnation of the N/3 of Lot 10, Lot 14 and the N/2 of Bock 15 of Block 58 of the West Crowley Addition to the City of Crowley belonging to Felton Brisco and all notices thereof; and

BE IT FURTHER RESOLVED that they do hereby authorize, empower and direct the Acadia Parish Clerk of Court to cancel the Notice of Rule to Show Cause for condemnation of the N/3 of Lot 10, Lot 14 and the N/2 of Bock 15 of Block 58 of the West Crowley Addition to the City of Crowley belonging to Felton Brisco recorded on the 16<sup>th</sup> day of October, 2008 under Original Act No. 786771 in Mortgage Book 799 at page 452 and in Conveyance Book W-63 at Page 825 and the Order of Condemnation recorded on the 13<sup>th</sup> day of November, 2008 under Original Act No. 787677 in Conveyance Book Y-63 at Page 325; and

BE IT FURTHER RESOLVED they do hereby authorize, empower and direct the City Clerk and the City Inspector to remove the condemnation from the records of their office.

THUS DONE AND ADOPTED in regular session at Crowley, Acadia Parish, Louisiana, on this the 9<sup>th</sup> day of December, 2008.

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GREG A. JONES, Mayor

ATTEST:

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JUDY L. ISTRE, City Clerk

The following resolution was offered by Alderman Vernon Martin, duly seconded by Alderman Steven Premeaux, and duly resolved and adopted.

A RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF CROWLEY, ACADIA PARISH, LOUISIANA, AUTHORIZING THE RETIREMENT OF K-9 OFFICER, REMCO; AUTHORIZING AN AGREEMENT TO PROVIDE FOR THE CARE, CUSTODY AND CONTROL OF THE K-9 OFFICER; AND TO PROVIDE FOR ALL MATTERS RELATIVE THERETO.

WHEREAS, K-9 Officer Remco has provided valuable law enforcement service to the Crowley Police Department and the citizens of the City of Crowley in the performance of his duties; and

WHEREAS, K-9 Officer Remco has earned the right to retire from the strenuous duties of a K-9 Officer and it is appropriate to retire K-9 Officer Remco; and

WHEREAS, K-9 Officer Remco is technically an asset owned by the City of Crowley although he is considered a member of the Crowley Police Department and it is necessary to provide for his continued care, custody and control; and

WHEREAS, the sale and/or transfer of the K-9 Officer is problematic due to his law enforcement training and the City of Crowley does not have an appropriate or suitable facility and means to provide care for the K-9 during his retirement; and

WHEREAS, Officer Louis Maloz desires to accept the responsibility of caring for his long-time partner as a result of his close association as the handler and he has agreed to accept the responsibility of the care, custody and control of the K-9 Officer Remco;

NOW THEREFORE BE IT RESOLVED by the Mayor and Board of Aldermen of the City of Crowley, Acadia Parish, Louisiana, in regular session duly convened that they do hereby officially acknowledge and commend K-9 Officer Remco for his years of dedicated service to the Crowley Police Department and the citizens of Crowley and do hereby officially retire him from active duty from the Crowley Police Department; and

BE IT FURTHER RESOLVED that they do hereby authorize, empower and direct the Honorable Greg A. Jones, Mayor of the City of Crowley, to execute and Cooperative Agreement with Louis Maloz transferring the possession, custody, control for the care of K-9 Remco to Louis Maloz; and

BE IT FURTHER RESOLVED that said Cooperative Agreement shall contain the following terms and conditions: 1) Louis Maloz shall accept the custody of and responsibility for the safety and well-being of the K-9 Remco as well as the safety and well-being of all persons and property; 2) Louis Maloz agrees to provided K-9 Remco with all necessary care including but not limited to shelter, food and veterinary service for the rest of his natural life; 3) Louis Maloz shall agree to provide a secure facility/structure which will at all times provide a means of containing, sheltering and protecting the animal and the public from injury; 4) Louis Maloz shall agree to indemnify and hold harmless the City of Crowley from any and all claims, demands, causes of action, lawsuits which may arise out of or occur while K-9 Remco is in the possession, care, custody and control of Louis Maloz; and 6) all usual and necessary terms and conditions as may be required in the premises.

THUS DONE AND ADOPTED in regular session duly convened on the 9<sup>th</sup> day of December, 2008, in Crowley, Acadia Parish, Louisiana, at which a quorum was present and acting throughout.

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GREG A. JONES, Mayor

ATTEST:

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JUDY L. ISTRE, City Clerk

**ORDINANCES:**

The following Ordinance was offered by Alderman Vernon Martin, duly seconded by Alderman Steven Premeaux, and duly ordained and adopted.

ORDINANCE NO. 1390

AN ORDINANCE TO AMEND SECTION 3.1365 OF ARTICLE III OF APPENDIX A, ZONING ORDINANCE NO. 159 OF THE CODE OF ORDINANCES OF THE CITY OF CROWLEY TO PROVIDE FOR THE CONSTRUCTION OF ELECTRICALLY CHARGED SECURITY FENCES IN COMMERCIAL AND INDUSTRIAL DISTRICTS; TO PROVIDE REGULATIONS FOR THE CONSTRUCTION THEREOF; TO PROVIDE FOR THE PROVISIONS HEREOF TO BE SEVERABLE; AND TO REPEAL ALL ORDINANCES OR PARTS OF ORDINANCES INCONSISTENT HERewith ON IN CONFLICT HERETO.

WHEREAS, this ordinance has been duly introduced and notice of this ordinance and notice of the public hearing having been published; and

WHEREAS, a recommendation having been received by the Planning Commission after a public hearing; and

WHEREAS, a public hearing having been held in accordance with law by the Board of Aldermen on the 9<sup>th</sup> day of December, 2008 at 6:00 o'clock p.m. at City Hall, Crowley, Louisiana; and

NOW THEREFORE BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF CROWLEY, ACADIA PARISH, LOUISIANA, IN REGULAR SESSION DULY CONVENED THAT:

SECTION 1: That Section 3.1365 of Article II of Appendix A – Zoning, Ordinance No. 1059 of the Code of Ordinances of the City of Crowley be and the same is hereby amended and re-enacted to include Subsection (14) of Section (a) to read as follows, to-wit:

**Sec. 3.1365. Fence construction and materials.**

- (14) A person constructing an electric fence for the purpose of providing additional protection for commercial property shall meet or exceed the following standards:
  - (1) May be constructed in a commercial (excluding C-1) or industrial zone.
  - (2) May not be located within two (2) feet of any lot line.
  - (3) May not be located less than one hundred (100) feet from a residence or from any public, private or parochial school, day care facility, church or park.
  - (4) The system used to energize the electric fence must be listed by a national testing agency such as UL or ETL.
  - (5) The system shall be installed by qualified technician and under continuous off-site professional supervision and monitoring.
  - (6) The entire electric fence must be inside or enclosed by a primary non-electric perimeter security solid wood or chain link fence a minimum of six (6) feet in height and located no closer than two (2) feet to the electric fence.
  - (7) May be installed above primary non-electric perimeter security fence at a minimum height of seven (7) feet above grade.
  - (8) Warning signs (including symbol for electrical danger) must be displayed every twenty-five (25') feet clearly identifying the fence as an electric fence.

SECTION 2: That if any provision, part, word, section, subsection, sentence, clause or phrase of this ordinance should be held invalid by a court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this ordinance and do hereby declare the provisions hereof to be severable there in that event, only that particular provision, part, word, section, subsection, sentence, clause or phrase shall be deemed unconstitutional or invalid and the remaining provisions, parts, words, sections, subsections, sentences, clauses or phrases will not be affected and shall continue in full force and effect.

SECTION 3: That all ordinances or parts of ordinances inconsistent with or in conflict hereto be and the same are hereby repealed.

THUS DONE AND ADOPTED in regular session duly convened on the 9<sup>th</sup> day of December, 2008 at Crowley, Acadia Parish, Louisiana, after a roll call vote as follows:

YEAS: Jeff Doré, Vernon Martin, Laurita Pete, Steven Premeaux, Kitty Valdetero and Todd Whiting

NAYS: None

ABSTAIN: None

ABSENT: Elliot Doré, Lyle Fogleman, and Mary Melancon

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GREG A. JONES, Mayor

ATTEST:

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JUDY L. ISTRE, City Clerk

**OTHER BUSINESS:**

There being no further business to come before the Council upon motion duly made by Alderman Steven Premeaux and seconded by Alderwoman Laurita Pete the meeting was adjourned at 7:30 p.m.

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GREG A. JONES, Mayor

ATTEST:

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JUDY L. ISTRE, City Clerk

Presented rough draft to Mayor on December 10, 2008 at 2:00 p.m.  
Presented for Mayor's signature on December 11, 2008 at 8:00 a.m.  
Mayor signed & returned to City Clerk on December 11, 2008 at 4:00 p.m.