

CITY OF CROWLEY  
REGULAR MEETING  
NOVEMBER 13, 2012

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 13<sup>th</sup> day of November, 2012 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: Bryan Borill, J. Elliot Doré, Jeff Doré, Lyle Fogleman Jr., Vernon Martin, Mary Melancon, Steven Premeaux and Kitty Valdetero. Alderwoman Laurita Pete was absent.

Alderman Steven Premeaux led the Pledge of Allegiance to the flag. Reverend Jimmy Broussard gave the invocation.

**PUBLIC HEARINGS:**

Mayor Jones opened the public hearing on proposed ordinance no. 1449, the ordinance was read by title as follows:

AN ORDINANCE TO AMEND AND RE-ENACT SUBSECTION 3.1353 OF SECTION 3-13 OF CHAPTER 13 OF ARTICLE III OF THE CODE OF ORDINANCES OF THE CITY OF CROWLEY TO PROVIDE FOR INVESTIGATION FEES; TO AMEND AND RE-ENACT SECTION 5-4 OF CHAPTER 5 OF THE CODE OF ORDINANCES OF THE CITY OF CROWLEY TO IMPOSE CIVIL PENALTIES AND FINES FOR VIOLATIONS OF CHAPTER 5, INCLUDING UNPERMITTED WORK AND/OR FAILURE TO COMPLY WITH THE REQUIREMENTS OF CHAPTER 5; TO PROVIDE FOR THE PROVISIONS HEREOF TO BE SEVERABLE; TO REPEAL ALL ORDINANCES OR PARTS OF ORDINANCES INCONSISTENT THERETO OR IN CONFLICT THEREWITH; AND TO PROVIDE FOR ALL OTHER MATTERS RELATIVE OR PERTAINING THERETO.

Mr. Regan asked for proponents to the proposed ordinance no. 1449. A third and final call was made with no one coming forward to speak. The call for opponents of the proposed ordinance no. 1449 was made and there were no comments after the third and final call. The public hearing on ordinance no. 1449 was closed.

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Mayor Jones opened the public hearing on proposed ordinance no. 1450, the ordinance was read by title as follows:

AN ORDINANCE TO AMEND AND RE-ENACT ARTICLE 1 OF CHAPTER 14 OF THE CODE OF ORDINANCES OF THE CITY OF CROWLEY BY ADDING THERETO SECTION 14-8 AUTHORIZING AND PERMITTING THE OPERATION AND USE OF CERTAIN UNLICENSED VEHICLES ON CITY STREETS, ROADS AND ALLEYWAYS WITHIN THE CORPORATE LIMITS; TO PROVIDE FOR THE DEFINITIONS OF THE VEHICLES TO BE SO PERMITTED; TO PROVIDE FOR THE HOURSE OF OPERATION OF VEHICLES AND AUTHORIZED ROAD CROSSINGS; TO PROVIDE THE APPLICABILITY OF TRAFFIC REGULATIONS AND

LICENSED VEHICLES FOR THE OPERATION OF SUCH VEHICLES; TO PROVIDE REQUIREMENTS FOR VEHICLE SAFETY EQUIPMENT; TO REQUIRE ANNUAL PERMITTING AND INSPECTION OF THE VEHICLES; TO PROVIDE REQUIREMENTS FOR LIABILITY INSURANCE, WAIVER OF LIABILITY AND HOLD HARMLESS AND INDEMNITY FOR THE PRMIT; TO PROVIDE REGULATIONS FOR PENALTIES FOR FAILURE TO ADHERE TO TRAFFIC LAWS AND REGULATIONS GOVERNING THE USE AND OPERATION OF MOTOR VEHICLES AS APPLICABLE TO THOSE DEFINED HEREIN; TO PROVIDE FOR THE PROVISIONS HEREOF TO BE SEVERABLE; TO REPEAL ALL ORDINANCES OR PARTS OF ORDINANCES INCONSISTENT THERETO OR IN CONFLICT THEREWITH; AND TO PROVIDE FOR ALL OTHER MATTERS RELATIVE OR PERTAINING THERETO.

Mr. Regan asked for proponents to the proposed ordinance no. 1450. Mr. Ira Thomas came forward in support of the ordinance. The call for opponents of the proposed ordinance no. 1450 was made and there were no comments after the third and final call. The public hearing on ordinance no. 1450 was closed.

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

Alderswoman Mary Melancon moved to dispense with the reading of the minutes of the October 9<sup>th</sup>, 2012 regular council meeting and approve them as written and distributed. Seconded by Alderman Jeff Doré and duly adopted.

Alderman Vernon Martin moved to approve all bills presented for payment. Seconded by Alderman Elliot Doré and duly adopted.

**MAYOR'S REPORT:**

Mayor Jones presented the Sales Tax chart and User Fee chart that track the collection trend.

**PROCLAMATION:**

Mayor Jones proclaimed the following:

*Proclamation*

Whereas, at all levels, girls' athletics are effective avenues to develop self-discipline, initiative, confidence, and leadership skills; and

Whereas, Notre Dame Lady Pios Volleyball Team won the Division IV State Championship on Saturday, November 11, 2012; and

Whereas, the City of Crowley is proud of the record the Lady Pios have earned and the fine publicity they have brought to our community by their good sportsmanship and inspired team play; and

Whereas, Notre Dame High School of Crowley, Louisiana has a rich history of academic and athletic prowess; and,

Whereas, the bonds built among the girls through athletics help break down social barriers, and the communication and cooperation skills learned play a key role in the athlete's contributions at home and at work; and

Now, Therefore, I, Greg A. Jones, Mayor of the City of Crowley, Louisiana, do hereby declare November 11, 2012 as

*Lady Pios Volleyball Team Day*

and call upon the citizens of Crowley and Acadia Parish to join me in extending congratulations to the players, coaches, managers, and scorekeepers of this outstanding team.

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 13<sup>th</sup> day of November, 2012.

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

**STANDING COMMITTEE REPORTS:**

**PUBLIC WORKS COMMITTEE:**

Chairperson – Alderwoman Mary Melancon  
Vice-Chairperson – Alderwoman Laurita Pete  
Members – Aldermen Jeff Doré, Lyle Fogleman, Jr. and Vernon Martin

A motion was offered by Alderwoman Mary Melancon and seconded by Alderman Vernon Martin to table the proposal presented from the Sixth Ward Drainage District until a plan is received to install a bulkhead at the corner of West 7th Street and to repair the washout at Avenue F and Jacob Avenue Bridge. Motion carried.

A motion was offered by Alderwoman Mary Melancon and seconded by Alderman Elliot Doré to award a construction contract for the Avenue H at Bayou Blanc Bridge project to Guinn Construction, LLC in the amount of \$623,314, contingent upon the approval of the Office of Facility Planning and Control. They are qualified low bidder per letter of recommendation by Mader Engineering, Inc. and city attorney Thomas Regan. Motion carried.

**PUBLIC SAFETY COMMITTEE:**

Chairperson – Alderman Lyle Fogleman, Jr.  
Vice-Chairperson – Alderman Bryan Borill  
Members – Aldermen Vernon Martin, Mary Melancon and Steven Premeaux

A motion was offered by Alderman Lyle Fogleman and seconded by Alderman Elliot Doré to table the request for a liquor and beer permit for Sandra Hanks located at 322 South Eastern Avenue until a completed application is received. Motion carried.

A motion was offered by Alderman Lyle Fogleman and seconded by Alderman Elliot Doré to approve the following 2013 Beer and Liquor license renewals. Motion carried.

- |    |                                                                       |                                                                                      |
|----|-----------------------------------------------------------------------|--------------------------------------------------------------------------------------|
| 1. | Acadia Parish Police Jury<br>159 Cherokee Road                        | 2013 Class A Retail Outlet Beer Permit                                               |
| 2. | Naser Farhut<br>Alliance Raceway, Inc.<br>2436 North Parkerson Avenue | 2013 Class B Retail Package Beer Permit<br>2013 Class B Retail Package Liquor Permit |

3. Nelson Arceneaux  
American Legion Post #504  
628 West Third Street  
2013 Class A Retail Outlet Beer Permit  
2013 Class A Retail Outlet Liquor Permit
4. G. Duaine Belfour  
Bell's Sports Bar  
731B Oddfellows Road  
2013 Class A Retail Outlet Beer Permit
5. William Miller  
Bud's Den  
421 North Parkerson  
2013 Class A Retail Outlet Beer Permit  
2013 Class A Retail Outlet Liquor Permit
6. Ralph C. Byers  
C & G Food Store  
803 West Hutchinson  
2013 Class B Retail Package Beer Permit
7. Dardean Cook  
Cajun Mart  
109 South Eastern Avenue  
2013 Class B Retail Package Beer Permit  
2013 Class B Retail Package Liquor Permit
8. Dardean Cook  
Cajun Mart Deli  
815 Hargrave  
2013 Class A Retail Outlet Beer Permit
9. John Dan Gielen  
Chevron Food Mart #20  
2600 North Parkerson Avenue  
2013 Class B Retail Package Beer Permit  
2013 Class B Retail Package Liquor Permit
10. Brinker Louisiana, Inc.  
Chilli's Grill & Bar  
827 Oddfellows Road  
2013 Class A Retail Outlet Beer Permit  
2013 Class A Retail Outlet Liquor Permit
11. Timothy D. Wilder  
City Bar  
123 East 1st Street  
2013 Class A Retail Outlet Beer Permit  
2013 Class A Retail Outlet Liquor Permit
12. Mary Gibson  
Club 90  
527 West 2nd Street  
2013 Class A Retail Outlet Beer Permit  
2013 Class A Retail Outlet Liquor Permit
13. Barbin Enterprises, Inc.  
Crawfish Nest & Market  
805 West 2nd Street  
2013 Class B Retail Package Beer Permit  
2013 Class B Retail Package Liquor Permit
14. Riverbend Truckstop  
Crowley Casino  
9002 S Hwy 13  
2013 Class A Retail Outlet Beer Permit  
2013 Class A Retail Outlet Liquor Permit
15. Samuel Phillips  
Crowley Sam's Bar  
103 North Parkerson Avenue  
2013 Class A Retail Outlet Beer Permit  
2013 Class A Retail Outlet Liquor Permit
16. Michael Libby  
Crowley Town Club  
625 Crowley Rayne Highway  
2013 Class A Retail Outlet Beer Permit  
2013 Class A Retail Outlet Liquor Permit
17. Ricky Cuccio  
Cuccio's Food Mart  
2013 Class B Retail Package Beer Permit

1025 North Avenue G

18. David Bulloch  
Crowley Truckstop  
9002 S LA 13, Suite A  
2013 Class B Retail Package Beer Permit  
2013 Class B Retail Package Liquor Permit
19. 4 Bells Inc.  
E Crowley I-10 Chevron  
731 Oddfellows Road  
2013 Class B Retail Package Beer Permit  
2013 Class B Retail Package Liquor Permit
20. 4 Bells Inc.  
E Crowley I-10  
Chevron Daiquiri Shop  
731 Oddfellows Road  
2013 Class A Retail Outlet Beer Permit  
2013 Class A Retail Outlet Liquor Permit
21. Econo Inc. of Kaplan  
Ecnomart #7  
703 South Eastern Avenue  
2013 Class B Retail Package Beer Permit  
2013 Class B Retail Package Liquor Permit
22. Alfredo Cortes  
El Dorado Mexican Restaurant, LLC  
2307 North Parkerson Avenue  
2013 Class A Retail Outlet Beer Permit  
2013 Class A Retail Outlet Liquor Permit
23. Dardean Cook.  
Express 90  
726 East 2nd Street  
2013 Class B Retail Package Beer Permit  
2013 Class B Retail Package Liquor Permit
24. Samir Abdulla  
Fat Boys  
324 West 2nd Street  
2013 Class B Retail Package Beer Permit  
2013 Class B Retail Package Liquor Permit
25. Pat Bordes  
Fezzo's Seafood Steakhouse  
& Oyster Bar  
2111 North Cherokee Road  
2013 Class A Retail Outlet Beer Permit  
2013 Class A Retail Outlet Liquor Permit
26. TJBR Enterprises  
Firehouse Café & Concessions  
723 South Parkerson Avenue  
2013 Class A Retail Outlet Beer Permit
27. Suzette Credeur  
Geaux Cup  
19033 Crowley Eunice Hwy  
2013 Class A Retail Outlet Beer Permit  
2013 Class A Retail Outlet Liquor Permit
28. Rebecca Guidry  
Guidry's Package Liquor & Lounge  
201 Ross Avenue  
2013 Class A Retail Outlet Beer Permit  
2013 Class A Retail Outlet Liquor Permit
29. Sacre Coeur Inc. K of C Council 5499  
KC 5499  
621 South Avenue E  
2013 Class A Retail Outlet Beer Permit
30. Hong Enterprises, Inc.  
K & L Grocery  
1510 West Hutchinson  
2013 Class B Retail Package Beer Permit  
2013 Class B Retail Package Liquor Permit
31. Jenifer Krueger  
Korkys Food Mart  
1122 North Western Avenue  
2013 Class B Retail Package Liquor Permit  
2013 Class B Retail Package Liquor Permit

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|-----|------------------------------------------------------------------------------|----------------------------------------------------------------------------------------|
| 32. | Norma Weekly<br>Lagrange Food Mart, Inc.<br>620 South Eastern Avenue         | 2013 Class B Retail Package Liquor Permit<br>2013 Class B Retail Package Liquor Permit |
| 33. | Burnell Martin<br>Martin's Tavern<br>102 North Avenue F                      | 2013 Class A Retail Outlet Beer Permit<br>2013 Class A Retail Outlet Liquor Permit     |
| 34. | Americas Pizza Company<br>Pizza Hut # 12247<br>1900 North Parkerson Avenue   | 2013 Class A Retail Outlet Beer Permit                                                 |
| 35. | Rice Palace, Inc.<br>2015 North Cherokee                                     | 2013 Class A Retail Outlet Beer Permit<br>2013 Class A Retail Outlet Liquor Permit     |
| 36. | Rice Palace, Inc.<br>2015 North Cherokee Drive                               | 2013 Class B Retail Package Beer Permit<br>2013 Class B Retail Package Liquor Permit   |
| 37. | John Dan Gielen<br>Shop Rite # 1<br>525 South Parkerson Avenue               | 2013 Class B Retail Package Beer Permit<br>2013 Class B Retail Package Liquor Permit   |
| 38. | John Dan Gielen<br>Shop Rite #72<br>2597 North Parkerson Avenue              | 2013 Class B Retail Package Beer Permit<br>2013 Class B Retail Package Liquor Permit   |
| 39. | Debbie Broussard<br>South Crowley Pantry<br>904 South Parkerson Avenue       | 2013 Class B Retail Package Beer Permit<br>2013 Class B Retail Package Liquor Permit   |
| 40. | Yvonne E. Thibodeaux<br>Sparkles-N-Stars, II<br>625 West 2nd Street          | 2013 Class A Retail Outlet Beer Permit<br>2013 Class A Retail Outlet Liquor Permit     |
| 41. | William Boulet<br>Super Foods<br>222 East 2nd Street                         | 2013 Class B Retail Package Beer Permit<br>2013 Class B Retail Package Liquor Permit   |
| 42. | Benjamin R. Mitchell<br>The Courtyard Café<br>422 North Parkerson Avenue     | 2013 Class A Retail Outlet Beer Permit<br>2013 Class A Retail Outlet Liquor Permit     |
| 43. | John Dan Gielen<br>Tobacco Plus #14<br>1563 North Parkerson Avenue           | 2013 Class B Retail Package Beer Permit<br>2013 Class B Retail Package Liquor Permit   |
| 44. | Douglas M. Miller<br>Valero Corner Store #378<br>1764 North Parkerson Avenue | 2013 Class B Retail Package Beer Permit<br>2013 Class B Retail Package Liquor Permit   |
| 45. | Walgreens #10399<br>806 Oddfellows Road                                      | 2013 Class B Retail Package Beer Permit<br>2013 Class B Retail Package Liquor Permit   |
| 46. | Wal-Mart Louisiana, LLC<br>729 Oddfellows Road                               | 2013 Class B Retail Package Beer Permit<br>2013 Class B Retail Package Liquor Permit   |
| 47. | Winn Dixie Store #1490<br>2004 North Parkerson Avenue                        | 2013 Class B Retail Package Beer Permit<br>2013 Class B Retail Package Liquor Permit   |

A motion was offered by Alderman Lyle Fogleman and seconded by Alderman Vernon Martin to authorize the Chairman of Finance and the Chairman of Public Safety to meet with the Mayor and Chief to discuss the feasibility of purchasing police automobiles. Motion carried.

**ZONING & ANNEXATION COMMITTEE:**

Chairperson – Alderwoman Kitty Valdetero  
Vice-Chairperson – Alderman Vernon Martin  
Members – Aldermen Bryan Borill, J. Elliot Doré and Steven Premeaux

A motion was offered by Alderwoman Kitty Valdetero and seconded by Alderman Vernon Martin to approve an owner occupied manufactured home described as Lot 20, Zeno Addition located at 1520 West 7th Street owned by Joseph Damon. Motion carried.

A motion was offered by Alderwoman Kitty Valdetero and seconded by Alderman Jeff Doré to approve the Planning Commission's recommendation for a variance of the front and rear yard setback requirement to allow enclosed porches on new home described as North 40' Lot 13, Block 146 Original Crowley located at 919 North Avenue F owned by Kermit Allen. Motion carried.

A motion was offered by Alderwoman Kitty Valdetero and seconded by Alderman Elliot Doré to concur with the Crowley Historic Commission decision to deny a sign for 2nd Time Around Consignment described as Lot 15-16, Block 64 Original Crowley located at 125 East 4th Street owned by Janet Cuccio. Motion carried with an abstention from Alderman Steven Premeaux and Alderman Bryan Borill.

A motion was offered by Alderwoman Kitty Valdetero and seconded by Alderman Steven Premeaux to approve the Planning Commission's recommendation to vary the required setback for reversed frontage for a fence from 15' to the lot line described as Lots 11-12 and part of Lot 10 and 13, Block 18, Original Crowley located at 424 East 2nd Street owned by Michael Landry. Motion carried.

A motion was offered by Alderwoman Kitty Valdetero and seconded by Alderwoman Mary Melancon to approve the Planning Commission's recommendation for a variance of the side yard setback for a detached carport/garage from 3' to 1' from the lot line described as Lot 11-12 and part of Lot 10 and 13, Block 18, Original Crowley located at 424 East 2nd Street owned by Michael Landry. Motion carried.

**INSURANCE & PERSONNEL COMMITTEE:**

Chairperson – Alderwoman Laurita Pete  
Vice-Chairperson – Alderman Jeff Doré  
Members – Aldermen Bryan Borill, Vernon Martin, and Kitty Valdetero

A motion was offered by Alderman Jeff Doré and seconded by Alderman Elliot Doré to amend the policy and personnel procedure manual to include: non civil service personnel newly hired and in their 90 days of probation could be terminated should they have one write up during the 90 day probation period. Motion carried.

**RESOLUTIONS:**

The following resolution was offered by Alderman Vernon Martin, duly seconded by Alderman Elliot Doré, and adopted.

MWPP RESOLUTION

WHEREAS: The Louisiana Department of Environmental Quality has directed the City of Crowley, Louisiana to perform a Municipal Water Pollution Prevention (MWPP) audit on its Wastewater Treatment Facility located on Conrad Road and;

WHEREAS: The City of Crowley, Louisiana has prepared and reviewed the attached MWPP audit and;

WHEREAS: The MWPP audit has noted a potential problem with a significant increase in average and maximum flows being reported at the treatment facility and in the collection system and;

WHEREAS: The City's partial rehabilitation of the rock filter did assist in ultimately lowering pollutants being discharged to the receiving stream and;

WHEREAS: The City received grant funding under the LCDBG FY 2010-11 Program during the audit period and pursued I/I repairs in areas of northeast and southeast Crowley where defects were are known to be present and;

WHEREAS: The City is expected to receive a low interest loan to complete the rehabilitation of the rock filter in 2013 and;

WHEREAS: The City of Crowley, Louisiana wishes to guard the public health and assure discharge compliance;

BE IT THEREFORE RESOLVED THAT the City of Crowley, Louisiana hereby informs the Louisiana Department of Environmental Quality (LDEQ) that it has set forth through the Mayor and Board of Aldermen the following actions necessary to attain and maintain permit discharge compliance contained in LPDES Permit Number LA0041254:

- 1) The City of Crowley expects to continue the rehabilitation of public leaks through an ongoing smoke testing/repair maintenance crew.
- 2) The City has a notification program for private leaks. Private individuals are notified of defects on their property and the repairs are monitored and cataloged.
- 3) With the increase of flows being experienced at the treatment facility, the City will increase its efforts toward combating I/I, and has requested a higher flow rate in the upcoming permit based on the improvements completed and contemplated at the treatment facility.
- 4) The City will pursue the completion of the rehabilitation of the rock filter in 2013 assuming funding is granted for the project.

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

YEAS: Bryan Borill, Elliot Doré, Jeff Doré, Lyle Fogleman, Vernon Martin, Mary Melancon, Steven Premeaux, and Kitty Valdetero

NAYS: None

ABSTAIN: None

ABSENT: Laurita Pete – due to illness

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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 Jeff Doré, and adopted.

RESOLUTION NO: 1 - NOVEMBER 13, 2012  
INTERGOVERNMENTAL AGREEMENT BETWEEN:

ACADIA PARISH POLICE JURY  
AND  
CITY OF CROWLEY

WHEREAS, the Acadia Parish Police Jury has obtained funding from the Gustav/Ike Disaster Recovery Community Development Block Grant Program to construct a new Sewer System Generator No. 1 in the City of Crowley, on property owned by the City, funded by the Gustav/Ike Disaster Recovery CDBG Program; and

WHEREAS, the Acadia Parish Police Jury does hereby intend to transfer these improvements to the City of Crowley following final acceptance of the construction project only on the condition that the City shall agree to properly operate and maintain said improvements in accordance with the terms and conditions of its agreement with the State of Louisiana, Division of Administration, Office of Community Development.

THEREFORE BE IT RESOLVED, by the City of Crowley, that Mayor Greg A. Jones is hereby authorized to execute an Intergovernmental Agreement between the Acadia Parish Police Jury and the City of Crowley to transfer the new Sewer System Generator No. 1 in the City of Crowley, on property owned by the City, funded by the Gustav/Ike Disaster Recovery CDBG Program.

Said resolution having been read and considered by a quorum of the City of Crowley Board of Aldermen, on motion by Alderman Vernon Martin, seconded by Alderman Jeff Doré, to adopt the resolution, a record vote was taken and the following result was had:

YEAS: Bryan Borill, Elliot Doré, Jeff Doré, Lyle Fogleman, Vernon Martin, Mary Melancon, Steven Premeaux, and Kitty Valdetero

NAYS: None

ABSTAIN: None

ABSENT: Laurita Pete – due to illness

Whereupon, the presiding officer declared the above resolution duly adopted in full on the 13<sup>th</sup> day of November, 2012.

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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 Alderwoman Kitty Valdetero, and adopted.

RESOLUTION NO: 2 - NOVEMBER 13, 2012  
INTERGOVERNMENTAL AGREEMENT BETWEEN:

ACADIA PARISH POLICE JURY  
AND  
CITY OF CROWLEY

WHEREAS, the Acadia Parish Police Jury has obtained funding from the Gustav/Ike Disaster Recovery Community Development Block Grant Program to construct a new Sewer System Generator No. 2 in the City of Crowley, on property owned by the City, funded by the Gustav/Ike Disaster Recovery CDBG Program; and

WHEREAS, the Acadia Parish Police Jury does hereby intend to transfer these improvements to the City of Crowley following final acceptance of the construction project only on the condition that the City shall agree to properly operate and maintain said improvements in accordance with the terms and conditions of its agreement with the State of Louisiana, Division of Administration, Office of Community Development.

THEREFORE BE IT RESOLVED, by the City of Crowley, that Mayor Greg A. Jones is hereby authorized to execute an Intergovernmental Agreement between the Acadia Parish Police Jury and the City of Crowley to transfer the new Sewer System Generator No. 2 in the City of Crowley, on property owned by the City, funded by the Gustav/Ike Disaster Recovery CDBG Program.

Said resolution having been read and considered by a quorum of the City of Crowley Board of Aldermen, on motion by Alderman Vernon Martin, seconded by Alderwoman Kitty Valdetero, to adopt the resolution, a record vote was taken and the following result was had:

YEAS: Bryan Borill, Elliot Doré, Jeff Doré, Lyle Fogleman, Vernon Martin, Mary Melancon, Steven Premeaux, and Kitty Valdetero

NAYS: None

ABSTAIN: None

ABSENT: Laurita Pete – due to illness

Whereupon, the presiding officer declared the above resolution duly adopted in full on the 13th day of November, 2012.

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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 Elliot Doré, duly seconded by Alderwoman Mary Melancon, and adopted.

A RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF CROWLEY, ACADIA PARISH, LOUISIANA, INTRODUCING A PROPOSED ORDINANCE AND CALLING FOR A PUBLIC HEARING CONCERNING SAME.

WHEREAS, an ordinance has been proposed to be adopted by the Board of Aldermen of the City of Crowley; and

WHEREAS, the proposed ordinance must be introduced by its title; and

WHEREAS, a public hearing must be held prior to its adoption; and

WHEREAS, the title of the proposed ordinance must be published in the official journal and the notice shall provide the time and place where the Board will consider its adoption;

NOW THEREFORE BE IT RESOLVED by the Mayor and Board of Aldermen of the City of Crowley, Acadia Parish, Louisiana, that the following ordinance be and it is hereby introduced for consideration at the next special meeting of the Mayor and Board of Aldermen, to-wit:

AN ORDINANCE AUTHORIZING THE ISSUANCE OF ONE MILLION NINE HUNDRED THOUSAND DOLLARS (\$1,900,000) OF TAXABLE SEWER REVENUE BONDS, SERIES 2012, OF THE CITY OF CROWLEY, STATE OF LOUISIANA, PRESCRIBING THE FORM, FIXING THE DETAILS AND PROVIDING FOR THE PAYMENT THEREOF, PROVIDING FOR THE SALE THEREOF AND ENTERING INTO CERTAIN OTHER COVENANTS AND AGREEMENTS IN CONNECTION WITH THE SECURITY AND PAYMENT OF SAID BONDS, AND PROVIDING FOR OTHER MATTERS PERTAINING TO THE ISSUANCE OF THE BONDS.

BE IT FURTHER RESOLVED by the Mayor and Board of Aldermen that the City Clerk shall publish the following notice in the Crowley Post Signal:

NOTICE OF PROPOSED ADOPTION OF ORDINANCE

The Board of Aldermen of the City of Crowley shall meet on the 11<sup>th</sup> day of December, 2012, at 6:00 o'clock p.m. in the Council Chambers, City Hall, Crowley, Louisiana, to consider the adoption of the following ordinance:

AN ORDINANCE AUTHORIZING THE ISSUANCE OF ONE MILLION NINE HUNDRED THOUSAND DOLLARS (\$1,900,000) OF TAXABLE SEWER REVENUE BONDS, SERIES 2012, OF THE CITY OF CROWLEY, STATE OF LOUISIANA, PRESCRIBING THE FORM, FIXING THE DETAILS AND PROVIDING FOR THE PAYMENT THEREOF, PROVIDING FOR THE SALE THEREOF AND ENTERING INTO CERTAIN OTHER COVENANTS AND AGREEMENTS IN CONNECTION WITH THE SECURITY AND PAYMENT OF SAID BONDS, AND PROVIDING FOR OTHER MATTERS PERTAINING TO THE ISSUANCE OF THE BONDS.

Copies of the proposed ordinance are available for a nominal fee in the office of the City Clerk, City Hall, Crowley, Louisiana.

THUS DONE AND SIGNED on this the 13<sup>th</sup> day of November, 2012.

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JUDY L. ISTRE, City Clerk

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THUS DONE, SIGNED AND ADOPTED in regular session duly convened on the 13<sup>th</sup> day of November, 2012, in Crowley, Acadia Parish, Louisiana.

\_\_\_\_\_  
GREG A. JONES, Mayor

ATTEST:

\_\_\_\_\_  
JUDY L. ISTRE, City Clerk

**ORDINANCES:**

The following Ordinance no. 1449 has been previously introduced at a regular meeting convened on October 9<sup>th</sup>, 2012, published by title in the official journal of the City, and a public hearing held thereon on November 13<sup>th</sup>, 2012. It was offered for final adoption as amended by Alderman Lyle Fogleman, seconded by Alderman Elliot Doré and duly adopted.

ORDINANCE NO. 1449

AN ORDINANCE TO AMEND AND RE-ENACT SUBSECTION 3.1353 OF SECTION 3-13 OF CHAPTER 13 OF ARTICLE III OF THE CODE OF ORDINANCES OF THE CITY OF CROWLEY TO PROVIDE FOR INVESTIGATION FEES; TO AMEND AND RE-ENACT SECTION 5-4 OF CHAPTER 5 OF THE CODE OF ORDINANCES OF THE CITY OF CROWLEY TO IMPOSE CIVIL PENALTIES AND FINES FOR VIOLATIONS OF CHAPTER 5, INCLUDING UNPERMITTED WORK AND/OR FAILURE TO COMPLY WITH THE REQUIREMENTS OF CHAPTER 5; TO PROVIDE FOR THE PROVISIONS HEREOF TO BE SEVERABLE; TO REPEAL ALL ORDINANCES OR PARTS OF ORDINANCES INCONSISTENT THERETO OR IN CONFLICT THEREWITH; AND TO PROVIDE FOR ALL OTHER MATTERS RELATIVE OR PERTAINING THERETO.

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

WHEREAS, a public hearing having been held in accordance with law on the 13<sup>th</sup> day of November, 2012, at 6:00 o'clock p.m. at City Hall, Crowley, Louisiana; and

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

SECTION 1: Section 3.13 of Chapter 3 of Appendix III of the Code of Ordinances of the City of Crowley be and the same is hereby amended and re-enacted to read as follows, to-wit:

**Sec. 3.13. Supplementary District Regulations**

(3.1353) Additional Fees and Charges

(a) Investigation. When a any work is commenced for which a permit is required by Ordinance, Building Code or otherwise without first obtaining a permit, a special investigation fee equal to the amount of the permit fee required by the applicable provisions of the Code of Ordinances shall be paid, regardless whether a permit is issued or denied. The imposition of an investigation fee shall be in addition to any other charges and fees, including permit fees, inspection fees, reinspection fees or otherwise provided for and shall not be construed or be applied as a variance or other special exemption.

(b) Reinspection fee. Reinspection fees are set forth by the building code.

(c) Permit fees. Fence permit fees are set forth by the building code.

SECTION 2: Section 5-4 of Chapter 5 of Article I of the Code of Ordinances of the City of Crowley be and the same is hereby amended and re-enacted to add thereto Subsection (h) to read as follows, to-wit:

**Sec. 5-4. Permit Fees.**

(a) No permit as required by the building code shall be issued until the fee prescribed in this section shall have been paid, nor shall an amendment to a permit be approved until the additional fee, if any, due to an increase in the estimated cost of the building or structure, shall have been paid.

(b) For a permit and plan review of the construction or alteration of a building or structure, the fee shall be calculated based on the total number of square feet under roof of the building or structure at a rate of forty-five cents (\$0.45) per square feet. For a permit without plan review for the construction or alteration of a building or structure, the fee shall be calculated based on the total number of square feet under roof of the building or structure at a rate of twenty cents (\$0.20) per square foot.

(c) For a permit for the removal of a building or structure from one lot to another or to a new location within the same lot, the fee shall be forty dollars (\$40.00) exclusive of any construction or inspection fees necessary to place the building or structure from one lot to another or to a new location within the same lot.

(d) For a permit for the removal of a building or structure outside of the corporate limits of the City, the fee shall be forty & no/100 (\$40.00).

(e) For a permit for the demolition of a building or structure the fee shall be fifty dollars (\$50.00).

(f) In case of abandonment or discontinuance, the cost of work performed under a permit may be estimated, an adjustment of the fee made and the portion of the fee for uncompleted work returned to the permit holder, provided that no refund of a prescribed minimum fee shall be made. If such discontinuance is due to revocation of permit, a similar adjustment and return may be made; provided that no refund shall be made until all penalties incurred or imposed by due authority have been collected. After such a refund has been made no work shall be resumed until a new application has been made and a new permit has been issued.

(g) The term "estimated cost" as used in this section, means the reasonable value of all services, labor, materials, and use of scaffolding and other appliances or devices entering into and necessary to the prosecution and completion of the work ready for occupancy; provided that the cost of excavation or grading, and of painting, decorating or other work that is merely for embellishment or not necessary for the safe and lawful use of the building or structure is not deemed a part of such estimated cost.

(h) Any person violating any provisions of this Article may be punished by a fine according to the following schedule:

First offense:	\$200.00 per day per offense
Second offense:	\$500.00 per day per offense
Third offense:	\$1000.00 per day per offense

Every day any violation continues shall constitute a separate violation for purposes of this Article. Unpaid fines shall, after thirty (30) calendar days, be assessed an additional penalty of ten (10%) percent of the aggregate unpaid balance, and after thirty (30) days shall accrue interest at the rate of one (1%) percent per month until paid.

SECTION 3: 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, then 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 and phrases will not be affected and shall continue in full force and effect;

SECTION 4: All ordinances or parts of ordinances inconsistent with or in conflict herewith be and the same are hereby repealed.

THUS DONE, SIGNED AND ADOPTED in regular session duly convened on this the 13<sup>th</sup> day of November, 2012, at Crowley, Acadia Parish, Louisiana, after a roll call vote as follows:

YEAS: Bryan Borill, Elliot Doré, Jeff Doré, Lyle Fogleman, Vernon Martin, Mary Melancon, and Kitty Valdetero

NAYS: None

ABSTAIN: None

ABSENT: Laurita Pete – due to illness

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GREG A. JONES, MAYOR

ATTEST:

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JUDY L. ISTRE, CITY CLERK

The following Ordinance no. 1450 has been previously introduced at a regular meeting convened on October 9<sup>th</sup>, 2012, published by title in the official journal of the City, and a public hearing held thereon on November 13<sup>th</sup>, 2012. It was offered for final adoption by Alderman Vernon Martin, seconded by Alderman Steven Premeaux and duly adopted.

#### ORDINANCE NO. 1450

AN ORDINANCE TO AMEND AND RE-ENACT ARTICLE 1 OF CHAPTER 14 OF THE CODE OF ORDINANCES OF THE CITY OF CROWLEY BY ADDING THERETO SECTION 14-8 AUTHORIZING AND PERMITTING THE OPERATION AND USE OF CERTAIN UNLICENSED VEHICLES ON CITY STREETS, ROADS AND ALLEYWAYS WITHIN THE CORPORATE LIMITS; TO PROVIDE FOR THE DEFINITIONS OF THE VEHICLES TO BE SO PERMITTED; TO PROVIDE FOR THE HOURS OF OPERATION OF VEHICLES; TO PROVIDE FOR THE APPLICABILITY OF STATE TRAFFIC REGULATIONS AND LICENSED DRIVERS FOR THE OPERATION OF SUCH VEHICLES AND REQUIREMENTS FOR VEHICLE SAFETY EQUIPMENT; TO REQUIRE ANNUAL PERMITTING AND INSPECTION OF THE VEHICLES; TO PROVIDE REQUIREMENTS FOR LIABILITY INSURANCE, WAIVER OF LIABILITY AND HOLD HARMLESS AND INDEMNITY TO THE CITY; TO PROVIDE FOR PENALTIES FOR FAILURE TO ADHERE TO TRAFFIC LAWS AND REGULATIONS GOVERNING THE USE AND OPERATION OF SUCH VEHICLES AS DEFINED HEREIN; TO PROVIDE FOR THE PROVISIONS HEREOF TO BE SEVERABLE; TO REPEAL ALL ORDINANCES OR PARTS OF ORDINANCES INCONSISTENT THERETO OR IN CONFLICT THEREWITH; AND TO PROVIDE FOR ALL OTHER MATTERS RELATIVE OR PERTAINING THERETO.

WHEREAS, the Police Department has reported multiple complaints of the operation of unlicensed utility, all-terrain vehicles such as golf carts, four-wheelers, etc. on City streets; and

WHEREAS, the majority of the complaints investigated by the Police Department involve juvenile and unlicensed drivers operating the vehicles with riders; and

WHEREAS, the Mayor and members of the Board of Aldermen have received complaints and have also received requests for such vehicles to be authorized for use on public roads, streets and alleyways within the corporate limits of the City of Crowley; and

WHEREAS, it is a violation of City, local and state law to operate an unlicensed motor vehicles on local streets, roadways and state highways; and

WHEREAS, there are no provisions of the Louisiana Revised Statutes, Administrative Code or other regulatory provisions which either prohibit and/or authorize local legislation and this ordinance is adopted under the general police powers to provide for public safety and welfare under the Constitution and laws of the State of Louisiana; and

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

WHEREAS, a public hearing having been held in accordance with law on the 13<sup>th</sup> day of November, 2012, at 6:00 o'clock p.m. at City Hall, Crowley, Louisiana; and

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

SECTION 1: Article 1 of Chapter 14 of the Code of Ordinances of the City of Crowley be and the same is hereby amended and re-enacted by adding thereto Section 14-8 to read as follows, to-wit:

**Sec. 14-8. Authorization for use on City streets of certain unlicensed vehicles; permitting; annual inspection.**

This Ordinance is established for the purpose of authorizing and permitting the use and operation of certain unlicensed vehicles as defined herein on public roads, streets and alleyways within the corporate limits of the City of Crowley under the rules, regulations and definitions provided herein and subject to the penalties for violations thereof.

**Sec. 14-8.1. Definitions.**

For the purpose of this section, the following words and phrases shall have the following meanings, to-with:

A. *Unlicensed vehicle.* A golf cart or other four-wheeled vehicle operated by an electric motor or gasoline or diesel motor capable of speed of not more than 25 miles per hour may be operated on the public streets, roadways and alleyways, except state highways, within the corporate limits of the City of Crowley by a person holding a valid driver's license issued by the State of Louisiana Department of Motor Vehicles or the corresponding agency of any state or possession of the United States.

**Sec. 14-8.2. Hours of operation; crossings.**

A. Such vehicles defined herein may be operated only between the hours of sunrise and sunset Greenwich Mean Time (GMT) as calculated for Crowley, Louisiana.

B. Such vehicles shall be subject to and operated under the provisions of the Louisiana Revised Statute Title 32 as amended.

C. These provisions shall not apply to "authorized emergency vehicles" which shall mean a vehicle owned or leased by the Crowley Fire Department or the Crowley Police Department and so designated by the Fire Chief or Police Chief for the purposes of responding to an emergency or for official use in connection with permitted events and/or parades within the corporate limits of the City of Crowley.

**Sec. 14-8.3. Permitting; annual inspection; requirements and fees.**

A. All such vehicles shall be operated on public streets, roadways and alleyways within the corporate limits of the City of Crowley except “state maintained highways” as defined by law or maintained by the Louisiana Department of Transportation and Development.

B. All such vehicles shall be issued an annual permit by the City of Crowley Police Department after passing physical inspection.

The annual fee for permit and inspection shall be Seventy-Five & No/100 (\$75.00) Dollars which is to be paid to the City of Crowley at the time of the inspection.

C. All such vehicles shall meet the requirements for equipment operated on public roads of the State of Louisiana, including but not limited to brakes, lights, safety equipment and controls as provided in Louisiana Revised Statute Title 32. In addition, such vehicles shall be equipped with one shield mounted rearview mirror and driver’s side exterior rearview mirror capable of providing a minimum rear sight fixture to the operator of not less than one hundred (100’) feet.

D. The owner of such vehicle shall maintain liability insurance coverage on the vehicles with a good and valid insurance carrier and provide a Certificate of Insurance showing valid insurance coverage on the vehicle for the purpose of public liability for the owner and any operator thereof and coverage for bodily injury to person or persons in an amount not less than \$100,000.00 per person and \$300,000.00 per accident and property damage coverage of not less than \$10,000.00 per incident. The Certificate of Insurance shall be carried on or in the vehicle at all times and shall be displayed to any law enforcement officer requesting same at any time.

E. The permit shall include a waiver of liability by the owner of the vehicle of any claims, causes of action or right of action against the City of Crowley for bodily injury, property damage or otherwise, occurring from the use and operation of the permitted vehicle and shall include a hold harmless and indemnity clause in favor of the City of Crowley of any such claims, which hold harmless and indemnity shall include all costs thereof including but not limited to attorney’s fees and other expenses.

F. The owner of the vehicle shall sign an agreement and acknowledgment of the permit conditions expressly agreeing to all the terms and conditions of the permit, including but not limited to the provisions of Subsection E above.

**Sec. 14-8.4. Violations; penalties.**

Any person operating an unpermitted vehicle within the corporate limits of the City of Crowley and found guilty of violating the provisions of this Ordinance, including but not limited to operating the vehicle without a permit, insurance or a valid driver’s license, failing to meet the regulatory requirements for equipment or failure of equipment to operate properly shall be fined not more than Two Hundred & No/100 (\$200.00) Dollars per violation and subject to a jail term of not more than sixty (60) days or both.

SECTION 2: 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, then 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 and phrases will not be affected and shall continue in full force and effect;

SECTION 3: All ordinances or parts of ordinances inconsistent with or in conflict herewith be and the same are hereby repealed.



THUS DONE, SIGNED AND ADOPTED in regular session duly convened on this the 13<sup>th</sup> day of November, 2012, at Crowley, Acadia Parish, Louisiana, after a roll call vote as follows:

YEAS: Bryan Borill, Elliot Doré, Jeff Doré, Lyle Fogleman, Vernon Martin, Mary Melancon, and Kitty Valdetero

NAYS: None

ABSTAIN: None

ABSENT: Laurita Pete – due to illness

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GREG A. JONES, Mayor

ATTEST:

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JUDY L. ISTRE, City Clerk

**OTHER BUSINESS:**

Ms. Vicki Rigmaiden addressed the assembly on the possibility of placing video cameras on Hutchinson and Western Avenues.

There being no further business to come before the Council upon motion duly made by Alderwoman Mary Melancon and seconded by Alderwoman Kitty Valdetero the meeting was adjourned at 7:15 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 November 14, 2012 at 4:00 p.m.  
Presented for Mayor's signature on November 14, 2012 at 4:00 p.m.  
Mayor signed & returned to City Clerk on November 15, 2012 at 8:30 a.m.

Published in newspaper on November 23, 2012