

CITY OF CROWLEY
REGULAR COUNCIL MEETING
JUNE 8, 2004

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 8th day of June, 2004, at the regular meeting place of said Mayor and Board of Aldermen, the City Hall, 426 North Avenue F, Crowley, Louisiana.

Mayor de la Houssaye presided with the following Aldermen present: Woody Marceaux, Vernon Martin, Mary T. Melancon, Laurita D. Pete, Steven C. Premeaux, Ira Thomas and Kitty Valdetero. Aldermen James M. Buatt and Tiger Istre were absent.

Ms. Lindsey Miller attended the meeting and was introduced as "Mayor of the Day". She led the Pledge of Allegiance to the flag. Alderman Martin gave the invocation.

PUBLIC HEARINGS:

Mayor de la Houssaye opened the public hearing on proposed ordinance no. 1287, the ordinance to revoke the dedication of Avenue K between Blocks 5 and 6 in Simon Addition.

Mayor de la Houssaye asked for opponents to the proposed ordinance no. 1287. A third and final call was made with no one coming forward to speak.

Mayor de la Houssaye asked for proponents of the proposed ordinance no. 1287. There were no comments after the third and final call.

Mayor de la Houssaye called the public hearing on ordinance no. 1287 to a close.

Mayor de la Houssaye opened the public hearing on proposed ordinance no. 1288. The ordinance to set the closing times of Public Parks, Playgrounds and other Recreational Facilities.

Mayor de la Houssaye asked for opponents to the proposed ordinance no. 1288. A third and final call was made with no one coming forward to speak.

Mayor de la Houssaye asked for proponents of the proposed ordinance no. 1288. There were no comments after the third and final call.

Mayor de la Houssaye called the public hearing on ordinance no. 1288 to a close.

Mayor de la Houssaye opened the public hearing on proposed ordinance no. 1289, the ordinance on Fluoridation.

Mr. Regan asked for opponents to the proposed ordinance no. 1289. Mrs. Mary Brasseaux and Mr. "Jr." Moore spoke in opposition of the ordinance.

Mr. Regan asked for proponents of the proposed ordinance no. 1289. Dr. John Taylor and Ms. Sheri Sison spoke in support of the ordinance.

Mayor de la Houssaye called the public hearing on ordinance no. 1289 to a close.

PRESENTATION AND APPEARANCES:

The "Crowley Pride-Catch It" radio commercial has received a national Silver Microphone Award for excellence in radio production for local and regional broadcasting. Mr. Tom Wills presented the award to Mayor de la Houssaye and Council members.

Ms. Linda Simar, Executive Director of Independent & Assisted Living Communities, came before the assembly to inform them of the services provided to the community by their facility.

READING & APPROVAL OF MINUTES / BILLS:

Alderman Valdetero moved to dispense with the reading of the minutes of the May 11, 2004 regular council meeting and approve them as written and distributed. Seconded by Alderman Premeaux and duly adopted.

Alderman Melancon moved to approve all bills presented for payment. Seconded by Alderman Thomas and duly adopted.

MAYOR'S REPORT:

Mr. A. G. Suire has dedicated 47 years to the games of baseball and softball as an umpire. He served the Crowley Recreation Department from 1967 until his retirement in 2002. The citizens of Crowley extend their gratitude for his service and proclaim May 1, 2004 as A. G. Suire Day. He was presented a proclamation for his 35 years of service to the city and to the youth of our community.

Mayor de la Houssaye presented the Sales Tax Report and User Fee Report that compare current collections to collections from previous years. The Recap of all Funds Report compares actual revenues and expenditures for the nine months of the fiscal year to the budgeted revenues and expenditures of the same period.

STANDING COMMITTEE REPORTS:

PUBLIC WORKS:

Alderman Melancon offered a motion to authorize Work Order No. 1 for Quality Construction Specialists for "City-Wide Crack Routing, Cleaning and Sealing" under their 2003-04 Annual Contract including related work in the Housing Projects and refer to Revenue and Finance. Seconded by Alderman Martin and duly adopted.

Alderman Melancon offered a motion to authorize the advertisement for bids for city wide patching and levelling as follows:

- Base Bid - All Patching/Levelling, LCDBG Project Street Repair, Housing Projects Streets
- Additive Alternate No. 1 - Widening of North Avenue I @ La 1111 for Left Turn Lane
- Additive Alternate No. 2 - East Third Street Curb and Gutter Repair, Conflict Manholes on Avenues F and G
- Additive Alternate No. 3 - Widening of Mill Street;

and refer to the Revenue and Finance Committee. Seconded by Alderman Thomas and duly adopted.

Alderman Melancon offered a motion to authorize Mader Engineering, Inc. to prepare plans and specifications for the 2004-05 Annual Materials Contract and receive bids for Council consideration at its August meeting. Seconded by Alderman Marceaux and duly adopted.

The following resolution was offered by Alderman Melancon, duly seconded by Alderman Thomas, and duly resolved and adopted.

A RESOLUTION BY THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF CROWLEY CONCERNING A REQUEST TO THE LOUISIANA DEPARTMENT OF TRANSPORTATION AND DEVELOPMENT TO EXPAND THEIR INVESTIGATION OF NEEDED DRAINAGE IMPROVEMENTS ON EASTERN AVENUE (U.S. HIGHWAY 90) NEAR SECOND STREET (ALSO U.S. HIGHWAY 90) TO INCLUDE THE ENTIRE EXISTING SUBSURFACE DRAINAGE SYSTEM ALONG EASTERN AVENUE (U.S. HIGHWAY 90) BETWEEN THE JOHN N. JOHN OVERPASS

AND THE OUTFALL DITCH LOCATED BETWEEN 5TH STREET
AND HUTCHINSON AVENUE.

WHEREAS, on March 9, 2004, the City of Crowley adopted and subsequently submitted a resolution requesting and urging the Louisiana Department of Transportation and Development to proceed immediately to investigate a drainage problem on the east side of Eastern Avenue (U.S. Highway 90) near Second Street (also U.S. Highway 90), to install drop inlets where required to alleviate the severe ponding in the area, and to perform any additional improvements that they may deem appropriate and necessary to improve the drainage system along Eastern Avenue (U.S. Highway 90) near Second Street (also U.S. Highway 90); and

WHEREAS, in the recent rainfall event of May 11 through May 15, our City Engineer determined that there may be a constriction in the subsurface drainage system at the intersection of East 3rd Street and Eastern Avenue (U.S. Highway 90) and/or further downstream; and

WHEREAS, this problem causes frequent and significant flooding along East 3rd Street between Avenue M and Eastern Avenue (U.S. Highway 90); and

WHEREAS, this problem is causing related and similar drainage difficulties upstream along East 3rd Street to its cul-de-sac and on Riceland Drive to its dead end.

NOW, THEREFORE, BE IT RESOLVED by the Board of Aldermen of the City of Crowley in regular session duly convened, that the Mayor and Council of said City hereby request and urge the Louisiana Department of Transportation and Development to expand their investigation of the drainage problem on Eastern Avenue (U.S. Highway 90) near Second Street (also U.S. Highway 90) to include the entire existing subsurface drainage system along Eastern Avenue (U.S. Highway 90) between the John N. John overpass and the outfall ditch located between Fifth Street and Hutchinson Avenue.

ADOPTED: June 8th, 2004

ISABELLA DE LA HOUSSAYE, MAYOR

JUDY ISTRE, CITY CLERK

Alderman Melancon offered a motion to authorize Phase I Improvements for the drainage problem on Moore Avenue between 5th Street and Hutchinson Avenue. Seconded by Alderman Martin and duly adopted.

Alderman Melancon offered a motion to authorize Mader Engineering to provide the required engineering services to investigate the drainage problem at the southwest corner of the intersection of Avenue G at Fourth Street (Borrill's) contingent upon the results of the camel truck. Seconded by Alderman Valdetero and duly adopted.

Alderman Melancon offered a motion to consider a construction contract for Phase I Improvements at the Fire Training Facility at the Old Disposal Plant in accordance with the City Engineer's bid analysis and recommendation to be presented at tonight's meeting. Seconded by Alderman Marceaux and duly adopted.

Alderman Melancon offered a motion to accept the recommendation of Mader Engineering and reject the bids for the Fire Training Facility - Phase I Improvements, based on a \$55,000 overrun of the cost analysis if the bids were accepted. Seconded by Alderman Valdetero and duly adopted.

UTILITY:

Alderman Martin offered a motion to authorize the routing of a 6" waterline from Hutchinson Avenue to the front of the 911 Building at 568 North East Court Circle; the city

would furnish the labor, equipment and engineering with the Acadia Parish Communications District paying for the material. Seconded by Alderwoman Melancon and duly adopted.

The following resolution was offered by Alderman Marceaux, duly seconded by Alderwoman Pete, and duly resolved 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 that the following ordinance be and it is hereby introduced for consideration at the next regular meeting of the Mayor and Board of Aldermen, to-wit:

AN ORDINANCE PURSUANT TO LA. R.S. 33:4401, ET SEQ, THIS MUNICIPALITY'S POLICE POWERS AND IN ORDER TO PROTECT THE HEALTH, SAFETY AND WELFARE OF THE PUBLIC, GRANTING A NON-EXCLUSIVE FRANCHISE, THE RIGHT AND PRIVILEGE TO SOUTHWEST LOUISIANA ELECTRIC MEMBERSHIP CORPORATION ("SLEMCO"), ITS SUCCESSORS AND ASSIGNS FOR A PERIOD OF TEN (10) YEARS FROM THE DATE OF ADOPTION HEREOF, OF CONSTRUCTING, ERECTING, MAINTAINING AND OPERATING ELECTRICAL UTILITY TRANSMISSION AND DISTRIBUTION FACILITIES AND SYSTEMS IN, THROUGH, OVER AND ACROSS, UNDER AND ON THE STREETS, LANES, ALLEYWAYS, HIGHWAYS, PUBLIC ROADS AND OTHER PUBLIC PLACES IN THE CITY OF CROWLEY, LOUISIANA (THE "MUNICIPALITY") FOR THE PRIVILEGE OF SELLING, SERVICING, HANDLING AND DISTRIBUTING ELECTRICITY AND ELECTRIC ENERGY WITHIN THE MUNICIPALITY; FIXING THE TERMS, CONSIDERATIONS AND LIMITATIONS THEREOF AND PROVIDING FOR THE PAYMENT BY SOUTHWEST LOUISIANA ELECTRIC MEMBERSHIP CORPORATION, ITS SUCCESSORS AND ASSIGNS OF A SUM EQUAL TO FOUR (4%) PERCENT OF THE AMOUNT RECEIVED BY SAID COMPANY FROM THE SALE AND DELIVERY OF ELECTRICAL ENERGY AT RETAIL FOR RESIDENTIAL AND COMMERCIAL PURPOSES BILLED FOR SERVICE WITHIN THE CORPORATE LIMITS OF SAID MUNICIPALITY, AS SAME MAY NOW OR MAY HEREAFTER LAWFULLY EXIST; AND TO PROVIDE FOR ALL OTHER MATTERS RELATIVE OR PERTAINING THERETO.

BE IT FURTHER RESOLVED by the Mayor and Board of Aldermen of the City of Crowley 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 13th day of July, 2004, 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 PURSUANT TO LA. R.S. 33:4401, ET SEQ, THIS MUNICIPALITY'S POLICE POWERS AND IN ORDER TO PROTECT THE HEALTH, SAFETY AND WELFARE OF THE PUBLIC, GRANTING A NON-EXCLUSIVE FRANCHISE, THE RIGHT AND PRIVILEGE TO SOUTHWEST LOUISIANA ELECTRIC MEMBERSHIP CORPORATION ("SLEMCO"), ITS SUCCESSORS AND ASSIGNS FOR A PERIOD OF TEN (10) YEARS FROM THE DATE OF ADOPTION HEREOF, OF CONSTRUCTING, ERECTING, MAINTAINING AND OPERATING ELECTRICAL UTILITY TRANSMISSION AND DISTRIBUTION FACILITIES AND SYSTEMS IN, THROUGH, OVER AND ACROSS, UNDER AND ON THE STREETS, LANES, ALLEYWAYS, HIGHWAYS, PUBLIC ROADS AND OTHER PUBLIC PLACES IN THE CITY OF CROWLEY, LOUISIANA (THE "MUNICIPALITY") FOR THE PRIVILEGE OF SELLING, SERVICING, HANDLING AND DISTRIBUTING ELECTRICITY AND ELECTRIC ENERGY WITHIN THE MUNICIPALITY; FIXING THE TERMS, CONSIDERATIONS AND LIMITATIONS THEREOF AND PROVIDING FOR THE PAYMENT BY SOUTHWEST LOUISIANA ELECTRIC MEMBERSHIP CORPORATION, ITS SUCCESSORS AND ASSIGNS OF A SUM EQUAL TO FOUR (4%) PERCENT OF THE AMOUNT RECEIVED BY SAID COMPANY FROM THE SALE AND DELIVERY OF ELECTRICAL ENERGY AT RETAIL FOR RESIDENTIAL AND COMMERCIAL PURPOSES BILLED FOR SERVICE WITHIN THE CORPORATE LIMITS OF SAID MUNICIPALITY, AS SAME MAY NOW OR MAY HEREAFTER LAWFULLY EXIST; AND TO PROVIDE FOR ALL OTHER MATTERS RELATIVE OR PERTAINING THERETO.

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 8th day of June, 2004.

JUDY L. ISTRE, CITY CLERK

THUS DONE, SIGNED AND ADOPTED on this the 8th day of June, 2004, in Crowley, Acadia Parish, Louisiana, after a roll call vote as follows:

YEAS: Woody Marceaux, Laurita D. Pete, Steven C. Premeaux, and Kitty Valdetero

NAYS: Vernon Martin and Mary T. Melancon

ABSTAIN: Ira Thomas

ABSENT: James M. Buatt and Tiger Istre

ISABELLA L. DE LA HOUSSAYE, MAYOR

ATTEST:

JUDY L. ISTRE, CITY CLERK

Alderman Martin offered a motion to approve the corrected Partial Payment No. 14 to Stelly Construction for the “West Crowley Sewerage Improvements (LCDBG FY 2001 Program)” in the amount of \$48,561.91. Seconded by Alderwoman Pete and duly adopted.

Alderman Martin offered a motion to approve Partial Payment No. 15 to Stelly Construction for the “West Crowley Sewerage Improvements (LCDBG FY 2001 Program)” in the amount of \$17,306.58. Seconded by Alderwoman Pete and duly adopted.

Alderman Martin offered a motion to approve Change Order No. 4 to the contract with Stelly Construction for the “West Crowley Sewerage Improvements (LCDBG FY 2001 Program)” to extend their contract time by an additional 70 calendar days. Seconded by Alderwoman Valdetero and duly adopted.

Alderman Martin offered a motion to approve the Plans and Specs and authorize the advertisement for bids for “Upgrading Pump Station Control Systems” to be presented to the Council at tonight’s meeting and refer to Revenue and Finance. Seconded by Alderwoman Melancon and duly adopted.

Alderman Martin offered a motion to approve the plans and specifications for Magnolia Pump Station Basin Improvements and authorize the advertisements for bids. Seconded by Alderwoman Melancon and duly adopted.

PUBLIC SAFETY:

Alderman Martin offered a motion to authorize Glenn Foreman to obtain a building permit within 60 days to begin repairs for the condemned property located at 504 East Third Street. Seconded by Alderwoman Valdetero and duly adopted.

Alderman Martin offered a motion to authorize the advertisement of bids for a 85’ mid-mount aerial snorkel; to include a siren and painted wheels as per request of Chief Schamltz. Seconded by Alderwoman Melancon and duly adopted.

The following resolution was offered by Alderman Martin, duly seconded by Alderwoman Valdetero, and duly resolved and adopted.

A RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN
OF THE CITY OF CROWLEY, ACADIA PARISH, LOUISIANA,
ORDERING AND ISSUING A RULE TO SHOW CAUSE
FOR CONDEMNATION OF PROPERTY

WHEREAS, the City Inspector has notified the Mayor and Board of Aldermen of a violation of the Building and Safety Codes of the City of Crowley; and

WHEREAS, notice has been issued to the property owner, Elmeta Y. Morgan, et al. by the City Inspector’s office for repairs and/or demolition to be made of the improvements on Lot 12 of Block 30 of the Original City of Crowley, having a municipal address of 215 North Avenue D, Crowley, Louisiana; and

WHEREAS, no action has been taken and that the City Inspector has requested a public hearing on the condemnation of the said property;

NOW THEREFORE, BE IT RESOLVED, by the Mayor and Board of Alderman of the City of Crowley, in regular session duly convened, that notice of rule to show cause should be issued to Elmeta Y. Morgan, et al. for a public hearing to be held by the Mayor and Board of Aldermen on the 13th day of July, 2004, at 6:00 p.m. and that said notice be properly recorded and served upon the property owner pursuant to law.

THUS DONE AND ADOPTED by the Board of Aldermen of the City of Crowley, Acadia Parish, Louisiana, on this the 8th day of June, 2004, in regular session duly convened, at Crowley, Acadia Parish, LA.

ISABELLA L. DE LA HOUSSAYE, MAYOR

ATTEST:

JUDY L. ISTRE, CLERK

The following resolution was offered by Alderman Martin, duly seconded by Alderwoman Melancon, and duly resolved and adopted.

A RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN
OF THE CITY OF CROWLEY, ACADIA PARISH, LOUISIANA,
ORDERING AND ISSUING A RULE TO SHOW CAUSE
FOR CONDEMNATION OF PROPERTY

WHEREAS, the City Inspector has notified the Mayor and Board of Aldermen of a violation of the Building and Safety Codes of the City of Crowley; and

WHEREAS, notice has been issued to the property owners, John Wiltturner, Dorothy Ann St. Julian and Jerry Thompson, by the City Inspector's office for repairs and/or demolition to be made of the improvements on Lot 4 of Block 19 of Duson's 3rd Addition to the City of Crowley, having a municipal address of 1119 West Hutchinson, Crowley, Louisiana; and

WHEREAS, no action has been taken and that the City Inspector has requested a public hearing on the condemnation of the said property;

NOW THEREFORE, BE IT RESOLVED, by the Mayor and Board of Alderman of the City of Crowley, in regular session duly convened, that notice of rule to show cause should be issued to John Wiltturner for a public hearing to be held by the Mayor and Board of Aldermen on the 13th day of July, 2004, at 6:00 p.m. and that said notice be properly recorded and served upon the property owner pursuant to law.

THUS DONE AND ADOPTED by the Board of Aldermen of the City of Crowley, Acadia Parish, Louisiana, on this the 8th day of June, 2004, in regular session duly convened, at Crowley, Acadia Parish, LA.

ISABELLA L. DE LA HOUSSAYE, MAYOR

ATTEST:

JUDY L. ISTRE, CLERK

The following resolution was offered by Alderman Martin, duly seconded by Alderman Thomas, and duly resolved and adopted.

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN
OF THE CITY OF CROWLEY AUTHORIZING AN APPLICATION
TO THE EVANGELINE LAW ENFORCEMENT COUNCIL,
LOUISIANA COMMISSION ON LAW ENFORCEMENT FOR AN
EDWARD/BYRNE MEMORIAL GRANT TO PROVIDE
ASSISTANCE FOR THE PURCHASE OF EQUIPMENT, TO
AMEND THE CURRENT BUDGET TO PROVIDE FOR CAPITOL
OUTLAY, AND TO AUTHORIZE THE APPROPRIATION OF
MATCHING FUNDS THEREFOR; AND TO PROVIDE FOR ALL
MATTERS RELATIVE THERETO.

WHEREAS, the distribution of narcotics and other dangerous controlled substances continue to occur in the City of Crowley; and

WHEREAS, the distribution of narcotics and other dangerous controlled substances represents a significant law enforcement problem which requires adequate resources dedicated to the task of interdicting the distribution of illegal drugs; and

WHEREAS, the Crowley Police Department is in need of law enforcement equipment for narcotics interdiction; and

WHEREAS, the Evangeline Law Enforcement Council has available funds through the Edward/Byrne Memorial Grant program from the Louisiana Commission on Law Enforcement for the purchase of law enforcement equipment which requires a commitment in local funds of 25% of the anticipated expenditure; and

WHEREAS, an application with a commitment of matching funds must be submitted to qualify for and receive the grant.

NOW THEREFOR BE IT RESOLVED by the Mayor and Board of Aldermen of the City of Crowley in regular session duly convened that they hereby authorize, empower and direct the Honorable Isabella L. delaHoussaye, Mayor of the City of Crowley, to submit an application to the Evangeline Law Enforcement Council for and on behalf of the Crowley Police Department for an Edward/Byrne Memorial Grant in the amount of \$12,360.00 for the purchase of law enforcement equipment for narcotics interdiction purposes; and

BE IT FURTHER RESOLVED by the Mayor and Board of Aldermen of the City of Crowley that the budget for the fiscal year 2004-2005 is hereby amended to add an expenditure in the amount of \$15,518.00 as capitol outlay for police department law enforcement and for anticipated revenue from the Edward/Byrne Memorial Grant in the amount of \$12,360.00 and to appropriate local matching funds in the amount of \$3,158.00 from sales tax fund balance.

THUS DONE AND ADOPTED in regular session duly convened on this the 8th day of June, 2004 at Crowley, Acadia Parish, Louisiana.

ISABELLA L. DE LA HOUSSAYE, MAYOR

JUDY L. ISTRE, CITY CLERK

Alderman Martin offered a motion to authorize the Mayor to enter into a contract with Firehawk Training Tower Construction to construct a combination Fire Training Tower/Burn Building/Smoke House building in the amount of \$80,000. Seconded by Alderwoman Pete and duly adopted.

ZONING & ANNEXATION:

Alderman Marceaux offered a motion to have Jackie Babineaux and Kenneth Habetz rewrite Ordinance No. 1059 to define what is a fence and where measurements should be taken and the height restrictions. Seconded by Alderman Thomas and duly adopted.

Alderman Marceaux offered a motion to approve the recommendation of Planning Commission to approve re-subdividing of Lots 16, 18 & 20, Block 212, Thomas Addition, contingent upon review and approval of the re-subdivision plat by the City Engineer, and upon submittal of an acceptable bond to cover the cost of utilities to serve the new lot. Seconded by Alderwoman Melancon and duly adopted with Alderman Premeaux voting nay.

PUBLIC BUILDINGS:

Alderman Thomas offered a motion to approve Partial Payment No. 1 to Bessette Development Company for the LaPac Plant Addition in the amount of \$29,291.85. Seconded by Alderman Premeaux and duly adopted.

Alderman Thomas offered a motion to approve Partial Payment No. 2 to Bessette Development Company for the LaPac Plant Addition in the amount of \$83,471.75. Seconded by Alderman Premeaux and duly adopted.

Alderman Masrtin offered a motion to approve Partial Payment No. 2 to Frugé Lumber Company, Inc. for the “Central Fire Station” project in the amount of \$35,775.00. Seconded by Alderman Premeaux and duly adopted.

INSURANCE & PERSONNEL:

Alderwoman Pete offered a motion to accept the recommendation of Chief Schmaltz to confirm Reginald Richard from Probational Firefighter to Permanent Firefighter effective June 17, 2004. Seconded by Alderwoman Melancon and duly adopted.

Alderwoman Pete offered a motion to accept the recommendation of Chief Schmaltz to confirm Garrick Ronkartz from Probational Firefighter to Permanent Firefighter effective May 19, 2004. Seconded by Alderwoman Melancon and duly adopted.

RECREATION:

Alderman Premeaux offered a motion to authorize Tim Robichaux to proceed with negotiations to hire Game Time to install playground equipment at city parks at an estimated cost of \$8,000. Seconded by Alderwoman Melancon and duly adopted.

REVENUE & FINANCE:

Alderwoman Valdetero offered a motion to authorize the advertisement for bids for city wide patching and levelling as follows:

- Base Bid - All Patching/Levelling, LCDBG Project Street Repair, Housing Projects Streets
- Additive Alternate No. 1 - Widening of North Avenue I @ La 1111 for Left Turn Lane
- Additive Alternate No. 2 - E. Third Street Curb and Gutter Repair, Conflict Manholes on Avenues F and G
- Additive Alternate No. 3 - Widening of Mill Street;

Seconded by Alderwoman Melancon and duly adopted.

Alderwoman Valdetero offered a motion to approve the Plans and Specs and authorize the advertisement for bids for “Upgrading Pump Station Control Systems” in the estimated amount of \$120,000 contingent upon the results of the meeting with the City Clerk to determine funding. Seconded by Alderwoman Melancon and duly adopted.

Alderwoman Melancon offered a motion to authorize Work Order No. 1 for Quality Construction Specialists for “City-Wide Crack Routing, Cleaning and Sealing” under their 2003-04 Annual Contract including related work in the Housing Projects in the amount of \$238,900. The budget is amended by an appropriation of \$238,900 from Sales Tax to General Fund and an increase in the Street department’s capital outlay expense account by \$238,900. Seconded by Alderman Thomas and duly adopted.

RESOLUTIONS:

The following resolution was offered by Alderwoman Melancon, duly seconded by Alderman Martin, and duly resolved 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 that the following ordinance be and it is hereby introduced for consideration at the next regular meeting of the Mayor and Board of Aldermen, to-wit:

ORDINANCE NO. 1290

AN ORDINANCE TO AMEND AND RE-ENACT THE PROVISIONS OF ARTICLES I, II, III, AND IV OF CHAPTER 5 OF THE CODE OF ORDINANCES OF CITY OF CROWLEY TO ADOPT RULES AND REGULATIONS FOR BUILDINGS AND STRUCTURES KNOWN AS THE LOUISIANA STATE UNIFORM CONSTRUCTION CODE BY AMENDING SECTION 5-2 OF ARTICLE I, SECTION 5-28 OF ARTICLE II, SECTION 5-60 OF ARTICLE III AND SECTIONS 5-100, 5-101 AND 5-103 OF ARTICLE IV OF CHAPTER 5 OF THE CODE OF ORDINANCES OF THE CITY OF CROWLEY; AND TO PROVIDE FOR COMPLIANCE WITH AND ENFORCEMENT OF THE PROVISIONS OF THE STATE UNIFORM CONSTRUCTION CODE; AND TO PROVIDE THE PROVISIONS THEREOF TO BE SEVERABLE; AND TO REPEAL ALL ORDINANCES OR PARTS OF ORDINANCES IN CONTRARY THERETO AND/OR IN CONFLICT THEREWITH; AND TO PROVIDE FOR ALL MATTERS RELATIVE THERETO.

BE IT FURTHER RESOLVED by the Mayor and Board of Aldermen of the City of Crowley 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 13th day of July, 2004, at 6:00 o'clock p.m. in the Council Chambers, City Hall, Crowley, Louisiana, to consider the adoption of the following ordinance:

ORDINANCE NO. 1290

AN ORDINANCE TO AMEND AND RE-ENACT THE PROVISIONS OF ARTICLES I, II, III, AND IV OF CHAPTER 5 OF THE CODE OF ORDINANCES OF CITY OF CROWLEY TO ADOPT RULES AND REGULATIONS FOR BUILDINGS AND STRUCTURES KNOWN AS THE LOUISIANA STATE UNIFORM CONSTRUCTION CODE BY AMENDING SECTION 5-2 OF ARTICLE I, SECTION 5-28 OF ARTICLE II, SECTION 5-60 OF ARTICLE III AND SECTIONS 5-100, 5-101 AND 5-103 OF ARTICLE IV OF CHAPTER 5 OF THE CODE OF ORDINANCES OF THE CITY OF CROWLEY; AND TO PROVIDE FOR COMPLIANCE WITH AND ENFORCEMENT OF THE PROVISIONS OF THE STATE UNIFORM CONSTRUCTION CODE; AND TO PROVIDE THE PROVISIONS THEREOF TO BE SEVERABLE; AND TO REPEAL ALL ORDINANCES OR PARTS OF ORDINANCES IN CONTRARY THERETO AND/OR IN CONFLICT THEREWITH; AND TO PROVIDE FOR ALL MATTERS RELATIVE THERETO.

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 8th day of June, 2004.

JUDY L. ISTRE, CITY CLERK

THUS DONE, SIGNED AND ADOPTED on this the 8th day of June, 2004, in Crowley, Acadia Parish, Louisiana.

ISABELLA L. DE LA HOUSSAYE, MAYOR

JUDY L. ISTRE, CITY CLERK

ORDINANCES:

The following Ordinance was offered by Alderman Martin, duly seconded by Alderwoman Melancon, and duly ordained and adopted.

ORDINANCE NO. 1287

AN ORDINANCE TO REVOKE THE DEDICATION OF AVENUE "K" SITUATED BETWEEN BLOCKS 5 AND 6 OF THE SIMON ADDITION TO THE CITY OF CROWLEY, ACADIA PARISH, LOUISIANA, AS PER PLAT OF THE SIMON ADDITION; AND TO PROVIDE FOR ALL MATTERS THEREOF; AND TO REPEAL ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT THEREWITH OR CONTRARY THERETO.

WHEREAS, that portion of Avenue K situated between Blocks 5 and 6 of the Simon Addition to the City of Crowley, as per plat thereof on file and of record of the Clerk and Recorder of Acadia Parish, Louisiana, is no longer needed for any public purpose; and

WHEREAS, the City of Crowley desires to abandon Avenue K and allow the property to revert to the adjacent property owners reserving unto the City the ownership of all oil, gas and mineral rights; and

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

WHEREAS, a public hearing having been held in accordance with law on the 8th day of June, 2004, at 6:00 o'clock p.m.;

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

SECTION 1: That portion of Avenue K situated between Blocks 5 and 6 of the Simon Addition to the City of Crowley is no longer needed for any public purpose or as a public thoroughfare.

SECTION 2: The dedication and donation of Avenue K situated between Blocks 5 and 6 of the Simon Addition to the City of Crowley, Acadia Parish, Louisiana, as per plat thereof filed in the records of the Clerk and Recorder of Acadia Parish, Louisiana, be and the same is hereby revoked, set aside and all right, title and interest to the City of Crowley, in and to said street right of way and the property thereunder is hereby abandoned and relinquished, reserving all oil, gas and mineral rights in, on, under or appertaining to said property.

SECTION 3: All the area covered by and embraced by the said property to the center line thereof shall revert to the present owner or owners of the said lands contiguous thereto on each side of the said Avenue K.

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

SECTION 5: Should any part, word, section or article of this ordinance be invalidated by any Court or competent jurisdiction, the remaining provisions, words or sections shall not be affected and shall continue in full force and effect.

THUS DONE AND ADOPTED on this the 8th day of June, 2004, at Crowley, Acadia Parish, Louisiana, after a roll call vote as follows:

YEAS: Woody Marceaux, Vernon Martin, Mary T. Melancon, Laurita D. Pete, Steven C. Premeaux, Ira Thomas and Kitty Valdetero

NAYS: None

ABSENT: James M. Buatt and Tiger Istre

ISABELLA L. DE LA HOUSSAYE, MAYOR

ATTEST:

JUDY L. ISTRE, CITY CLERK

The following Ordinance was offered by Alderwoman Melancon, duly seconded by Alderman Thomas, and duly ordained and adopted.

ORDINANCE NO. 1288

AN ORDINANCE TO AMEND AND RE-ENACT SUBPARAGRAPH (11) OF PARAGRAPH (A) OF SECTION 7-54. OF CHAPTER 7 OF THE CODE OF ORDINANCES OF THE CITY OF CROWLEY TO PROVIDE FOR CLOSING TIMES OF PUBLIC PARKS, PLAYGROUNDS AND OTHER RECREATIONAL FACILITIES AND TO PROVIDE EXCEPTIONS THERETO; AND TO REPEAL ALL ORDINANCES OR PARTS OF ORDINANCES IN CONTRARY THERETO AND/OR IN CONFLICT THEREWITH; AND TO PROVIDE FOR ALL MATTERS RELATIVE THERETO.

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

WHEREAS, a public hearing having been held in accordance with law on the 8th day of June, 2004, at 6:00 o'clock p.m.;

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

SECTION 1: The provisions of Subparagraph (11) of Paragraph (a) of Section 7-54 of the Code of Ordinances of the City of Crowley be and the same is hereby amended and re-enacted to read as follows:

(11). Enter or remain in any public park, playground, outdoor area or any recreational facility after 8:00 p.m. or sundown, or in any area designated and posted as closed at any time, except as follows:

- (1) Sanctioned recreation department activities;
- (2) Facilities under written rental contract;
- (2) Lighted tennis courts until 10:00 p.m.

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 or 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 AND ADOPTED on this the 8th day of June, 2004, at Crowley, Acadia Parish, Louisiana, after a roll call vote as follows:

YEAS: Woody Marceaux, Vernon Martin, Mary T. Melancon, Laurita D. Pete, Steven C. Premeaux, Ira Thomas and Kitty Valdetero

NAYS: None

ABSENT: James M. Buatt and Tiger Istre

ISABELLA L. DE LA HOUSSAYE, MAYOR

ATTEST:

JUDY L. ISTRE, CITY CLERK

The following Ordinance was offered by Alderwoman Pete, duly seconded by Alderwoman Melancon, and duly ordained and adopted.

ORDINANCE NO. 1289

AN ORDINANCE TO AMEND ARTICLE I OF CHAPTER 10 OF THE CODE OF ORDINANCES OF THE CITY OF CROWLEY BY ADDING SECTION 10-2 TO THE CODE OF ORDINANCES TO PROVIDE FOR THE ADDITION OF FLUORIDE TO THE PUBLIC WATER SUPPLY OF THE CITY OF CROWLEY; TO AUTHORIZE AND REQUIRE ALL OPERATORS AND/OR SUPPLIERS OF POTABLE WATER TO THE PUBLIC UNDER A FRANCHISE ISSUED BY THE CITY OF CROWLEY TO ADD FLUORIDE TO ALL POTABLE WATER PRODUCED AND DISTRIBUTED BY THE FRANCHISEE; AND TO REPEAL ALL ORDINANCES OR PARTS OF ORDINANCES IN CONTRARY THERETO AND/OR IN CONFLICT THEREWITH; AND TO PROVIDE FOR ALL MATTERS RELATIVE THERETO.

WHEREAS, scientific studies have demonstrated a marked decrease in the incidents of dental caries where as much as 0.8 parts per million of fluoride occurs naturally in drinking water; and

WHEREAS, more than 55 years of careful scientific research has demonstrated when an approved fluoride compound is added to drinking water to the level of 0.8 parts per million, it is the single most effective public health measure to prevent tooth decay and improve oral health for both children and adults; and

WHEREAS, the distribution of fluoride through the public water supply benefits all residents served by the system regardless of income, education, race or access to dental care; and

WHEREAS, the Louisiana Dental Association, the Louisiana Medical Association, the Louisiana Public Health Association, American Medical Association, American Dental Association and the United States Public Health Service have approved the fluoridation of water supplies as a dental caries control measure; and

WHEREAS, it is the finding of the Mayor and Board of Aldermen of the City of Crowley that the addition of fluoride to the public water supply represents a sound public health measure and is appropriate to improve the oral health of the citizens residing in the city; and

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

WHEREAS, a public hearing having been held in accordance with law on the 8th day of June, 2004, at 6:00 o'clock p.m.;

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

SECTION 1: Article I of Chapter 10 be and the same is hereby amended and re-enacted to add thereto Section 10-2 to authorize and require the fluoridation of the public water supply as follows, to-wit:

Sec. 10-2. Water supply – Fluoride required; Franchisee to operate, failure to comply, penalty.

(a) All potable water distributed through a public water system in the City of Crowley shall be treated with fluoride by the operator and/or franchisee in accordance with the rules and regulations promulgated by the Louisiana Department of Public Health regarding the minimum and maximum recommended amounts in parts per million.

(b) All persons, firms or corporations distributing water through a public water system operating within the corporate limits of the City of Crowley shall install, operate and maintain the necessary equipment and facilities to add fluoride to treated water produced in accordance with the recommended methods and in the amounts approved by the Louisiana Department of Public Health or its successor agencies.

(c) Any person, firm or corporation owning a franchise issued by the City of Crowley to distribute water by means of a public water system who fails to comply with the requirements hereof shall be issued notice to comply with the provisions of this ordinance within thirty (30) days from the date of receipt of notice. Notice shall be by Certified Mail, Return Receipt Requested addressed to the franchisee at the last address provided by the franchisee.

(d) Any person, firm or corporation owning a franchise issued by the City of Crowley to distribute water by means of a public water system and who fails to comply with the requirements hereof, shall be in default of the obligation of the franchise issued by the City of Crowley and may be assessed a civil penalty of not more than \$100.00 per day for each day the violation continues and/or franchise may be revoked.

(e) Notice to appear before the Board of Aldermen with the date and time fixed thereon shall be issued to the franchisee to show cause why the franchisee should not be assessed with civil penalties and/or why the franchise should not be revoked.

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 or 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 AND ADOPTED on this the 8th day of June, 2004, at Crowley, Acadia Parish, Louisiana, after a roll call vote as follows:

YEAS: Mary T. Melancon, Laurita D. Pete, Steven C. Premeaux,
Ira Thomas and Kitty Valdetero

NAYS: Woody Marceaux

ABSTAIN: Vernon Martin

ABSENT: James M. Buatt and Tiger Istre

ISABELLA L. DE LA HOUSSAYE, MAYOR

ATTEST:

JUDY L. ISTRE, CITY CLERK

There being no further business to come before the Council upon motion duly made by Alderwoman Melancon and seconded by Alderwoman Valdetero the meeting was adjourned at 8:35 p.m.

ISABELLA L. DE LA HOUSSAYE, MAYOR

ATTEST:

JUDY L. ISTRE, CITY CLERK

Presented rough draft to Mayor on June 10, 2004 at 2:30 p.m.
Presented for Mayor's signature on June 15, 2004 at 2:45 p.m.
Mayor Signed & returned to City Clerk June , 2004 .m.