

CITY OF CROWLEY  
REGULAR MEETING  
JUNE 9<sup>TH</sup>, 2015

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 June, 2015 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, Tim Monceaux and Steven Premeaux. Alderwomen Ezora J. Proctor and Kitty Valdetero were absent.

Alderman Tim Monceaux led the Pledge of Allegiance to the flag. Aldermen Bryan Borill gave the invocation.

**AGENDA AMENDMENTS:**

Alderman Bryan Borill offered a motion to amend the agenda to include and consider Termination of Provisional Appointment to Police Sergeant for Reginald Guidry effective June 6<sup>th</sup>, 2015. Seconded by Alderman Vernon Martin and duly adopted after a unanimous vote.

Alderman Bryan Borill offered a motion to amend the agenda to include and consider Provisional Appointment to Police Sergeant for Reginald Guidry effective June 7<sup>th</sup>, 2015. Seconded by Alderman Steven Premeaux and duly adopted after a unanimous vote.

**PUBLIC HEARING:**

AN ORDINANCE TO AMEND AND RE-ENACT CHAPTER 5 OF THE CODE OF ORDINANCES OF THE CITY OF CROWLEY TO REPLACE THE LOUISIANA ONE AND TWO FAMILY SUPPLEMENT TO THE 2006 INTERNATIONAL MECHANICAL CODE WITH THE 2012 IRC PART V-MECHANICAL, REPLACING THE 2006 IRC CHAPTER 11 REFERENCE WITH THE 2009 IRC CHAPTER 11 REFERENCE, ADOPTING APPENDIX G OF THE 2012 IRC AND TO ALLOW CURRENTLY EMPLOYED INDIVIDUALS TO HAVE PROVISIONAL CERTIFICATION IF PROMOTED TO A POSITION BY ADDING THERETO ARTICLE IX SECTIONS 5-200 THROUGH 5-225 IN ACCORDANCE WITH THE REQUIREMENTS OF LOUISIANA STATE UNIFORM CONSTRUCTION CODE TO ADOPT AS AN AMENDMENT THERETO SET FORTH IN LOUISIANA REVISED STATUTE 40:1730.28 EFFECTIVE JANUARY 1, 2015 AS ADOPTED AND REPLACE ALL REFERENCES THERETO AS MAY BE REQUIRED; 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.

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

Alderman Steven Premeaux moved to dispense with the reading of the minutes of the May 12<sup>th</sup>, 2015 regular council meeting and approve them as written and distributed. Seconded by Alderman Vernon Martin and duly adopted.

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

**MAYOR'S REPORT:**

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

**STANDING COMMITTEE REPORTS:**

**PUBLIC WORKS COMMITTEE:**

Chairperson – Alderman Tim Monceaux  
Vice-Chairperson – Alderwoman Ezora Proctor  
Members – Aldermen Jeff Doré, Lyle Fogleman, Jr. and Vernon Martin

A motion was offered by Alderman Tim Monceaux and seconded by Alderman Jeff Doré to approve Partial Payment No. 17 in the amount of \$52,200 to Coastal Bridge Co. for the Release of Punch List Retainage, contingent upon completion of the punch list items pertaining to removal of the two debris piles. Motion carried.

**UTILITY COMMITTEE:**

Chairperson – Alderman Vernon Martin  
Vice-Chairperson – Alderwoman Kitty Valdetero  
Members – Aldermen J. Elliot Doré, Jeff Doré, and Lyle Fogleman, Jr.

A motion was offered by Alderman Vernon Martin and seconded by Alderman Elliot Doré to authorize Option 1 to revamp the SCADA system. Motion carried.

A motion was offered by Alderman Vernon Martin and seconded by Alderman Tim Monceaux to approve Partial Payment No. 2 to Guinn Construction, LLC for “Repairs to the Facultative Pond Levee and Ultra-Violet Disinfection Systems at the Waste Water Treatment Facility” in the amount of \$177,373.08. Motion carried.

A motion was offered by Alderman Vernon Martin and seconded by Alderman Lyle Fogleman to approve Contract Change Order No. 1 for Guinn Construction, LLC for “Repairs to the Facultative Pond Levee and Ultra-Violet Disinfection Systems at the Waste Water Treatment Facility” in the amount of \$44,236.50. Motion carried.

A motion was offered by Alderman Vernon Martin and seconded by Alderman Elliot Doré to approve Contract Change Order No. 2 for Guinn Construction, LLC for “Repairs to the Facultative Pond Levee and Ultra-Violet Disinfection Systems at the Waste Water Treatment Facility” in the amount of \$805. Motion carried.

A motion was offered by Alderman Vernon Martin and seconded by Alderman Elliot Doré to approve Partial Payment No. 1 to Trek, Inc. for “LCDBG FY 2012-13 Project (Installation of Floating Aerators at the Crowley Waste Water Treatment Facility)” in the amount of \$149,158.53. Motion carried.

A motion was offered by Alderman Vernon Martin and seconded by Alderman Jeff Doré for implementation of new guidelines for franchisees after utility work is performed on city streets and right of ways. Motion carried.

**PUBLIC SAFETY COMMITTEE:**

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

A motion was offered by Alderman Lyle Fogleman and seconded by Alderman Jeff Doré to approve a new 2015 Class A Retail Outlet Beer Permit and a 2015 Class B Retail Outlet Liquor Permit for Duane M. Richard d/b/a Richard's Café & Seafood located at 322 South Eastern Avenue. Motion carried.

**INSURANCE & PERSONNEL COMMITTEE:**

Chairperson – Alderwoman Ezora Proctor  
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 Vernon Martin to authorize the interruption of working test period (sick leave) for Probational Robert Thibodeaux effective February 16, 2015. Motion carried.

A motion was offered by Alderman Jeff Doré and seconded by Alderman Bryan Borill to authorize the interruption of working test period (sick leave) for Probational Evan Smith effective March 23, 2015. Motion carried.

A motion was offered by Alderman Jeff Doré and seconded by Alderman Steven Premeaux to terminate the provisional appointment of Police Sergeant Reginald Guidry effective June 6<sup>th</sup>, 2015. Motion carried.

A motion was offered by Alderman Lyle Fogleman and seconded by Alderman Steven Premeaux to approve the provisional appointment to Police Sergeant for Reginald Guidry effective June 7<sup>th</sup>, 2015. Motion carried.

**RESOLUTION:**

The following resolution was offered by Alderman Tim Monceaux, duly seconded by Alderman Elliot Jeff Doré, and adopted.

A RESOLUTION AUTHORIZING THE PREPARATION OF PLANS AND SPECIFICATIONS AND AUTHORIZING THE ADVERTISEMENT FOR BIDS AND DESIGNATING THE TIME AND PLACE THAT THE BIDS WILL BE RECEIVED FOR THE “2015-2016 MATERIALS CONTRACT“ PROJECT.

BE IT RESOLVED by the Mayor and Board of Aldermen of the City of Crowley that the preparation of the Plans and Specifications for the “2015-2016 MATERIALS CONTRACT” Project prepared by Mader Engineering is hereby authorized and;

BE IT FURTHER RESOLVED that the Advertisement For Bids for said Project is hereby authorized, that bids will be received at 9:30 a.m. on July 30<sup>th</sup>, 2015 at Crowley City Hall, located at 425 N. Parkerson Avenue, Crowley, LA 70527, at which time the bids will be publicly opened and read aloud, and that said date, time, and location may be amended as long as changes are processed in accordance with the Public Bid Law.

THUS DONE AND ADOPTED in regular session on this the 9<sup>th</sup> day of June, 2015, in Crowley, Acadia Parish, Louisiana.

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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 Alderman Steven Premeaux and adopted.

A RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF CROWLEY DESIGNATING THE CROWLEY POST SIGNAL AS THE OFFICIAL JOURNAL OF THE CITY OF CROWLEY

WHEREAS, the City of Crowley is required by R.S. 43:141 to designate an official journal of the City of Crowley; and

WHEREAS, the Crowley Post Signal is a daily newspaper printed in the City of Crowley; and

WHEREAS, the City of Crowley has used same as its official journal for many years previously;

NOW THEREFORE BE IT RESOLVE, by the Mayor and Board of Aldermen, City of Crowley, in regular session, duly convened, that the Crowley Post Signal, a daily newspaper printed in the City of Crowley, is hereby designated as the official journal of the City of Crowley for the fiscal year, beginning September 1, 2015 and ending August 31, 2016; and the Mayor and Clerk are hereby authorized to notify the Secretary of State of said designation by providing him with a copy of said Resolution.

THUS DONE AND ADOPTED in regular session on this the 9<sup>th</sup> day of June, 2015, in Crowley, Acadia Parish, Louisiana.

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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 Alderman Steven Premeaux, and adopted.

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF CROWLEY, ACADIA PARISH, LOUISIANA, ADOPTING THE AD VALOREM MILLAGE RATE ON ALL PROPERTY SUBJECT TO TAXATION WITHIN THE CORPORATE BOUNDARIES OF THE CITY OF CROWLEY FOR THE YEAR 2015

BE IT RESOLVED, that the following millages are hereby levied on the 2015 tax roll on all property subject to taxation by the City of Crowley

<u>Ad Valorem Millage 2015</u>		
General Alimony Tax (Corporation Tax)	7.00	Mills
Streets Maintenance Tax	5.00	Mills
Public Buildings & Drainage Tax	5.00	Mills
Public Recreation & Parks Tax	3.00	Mills
Wastewater Disposal Facility Maintenance Tax	3.50	Mills
Cemetery Maintenance Tax	.75	Mills
Youth Recreation Building Tax	1.00	Mills
Fireman & Policeman Salary Tax	<u>5.00</u>	<u>Mills</u>
Total	30.25	Mills

BE IT FURTHER RESOLVED that the proper administrative officials of the Parish of Acadia, State of Louisiana, be and they are hereby empowered, authorized, and directed to spread said taxes, as hereinabove set forth, upon the assessment roll of said Parish for the year 2015, and to make collection of the taxes imposed for and on behalf of the taxing authority, according to law, and that the taxes herein levied shall become a permanent lien and privilege on all property subject to taxation as herein set forth, and collection thereof shall be enforceable in the manner provided by law.

The foregoing resolution was read in full, the roll was called on the adoption thereof, and the resolution was adopted on the 9<sup>th</sup> day of June, 2015, by the following votes:

YEAS: Bryan Borill, Elliot Doré, Jeff Doré, Lyle Fogleman, Vernon Martin, Tim Monceaux and Steven Premeaux

NAYS: None

ABSTAIN: None

ABSENT: Ezora Proctor and Kitty Valdetero

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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 Lyle Fogleman, duly seconded by Alderman Steven Premeaux, 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 regular meeting of the Mayor and Board of Aldermen, to-wit:

AN ORDINANCE TO AMEND AND RE-ENACT CHAPTER 4 OF THE CODE OF ORDINANCES OF THE CITY OF CROWLEY TO AMEND THE DEFINITIONS; TO PROVIDE FOR IMMUNIZATION AND VACCINATION, TAGGING, LICENSING; TO ADD THERETO ARTICLE III PROVIDING FOR LICENSING FOR KENNELS AND BREEDERS AND THE FEES, REGULATIONS AND REQUIREMENTS THEREFOR; 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.

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 14<sup>th</sup> day of July, 2015, 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 TO AMEND AND RE-ENACT CHAPTER 4 OF THE CODE OF ORDINANCES OF THE CITY OF CROWLEY TO AMEND THE DEFINITIONS; TO PROVIDE FOR IMMUNIZATION AND VACCINATION, TAGGING, LICENSING; TO ADD THERETO ARTICLE III PROVIDING FOR LICENSING FOR KENNELS AND BREEDERS AND THE FEES, REGULATIONS AND REQUIREMENTS THEREFOR; 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.

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 9<sup>th</sup> day of June, 2015.

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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 9<sup>th</sup> day of June, 2015, in Crowley, Acadia Parish, Louisiana.

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GREG A. JONES, MAYOR

ATTEST:

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JUDY L. ISTRE, CITY CLERK

**ORDINANCE:**

The following ordinance no. 1469 has been previously introduced at a regular meeting convened on May 12<sup>th</sup>, 2015, published by title in the official journal of the City, and a public hearing held thereon on June 9<sup>th</sup>, 2015. It was offered for final adoption by Alderman Vernon Martin, seconded by Alderman Elliot Doré and duly adopted.

ORDINANCE NO. 1469

AN ORDINANCE TO AMEND AND RE-ENACT SECTION 5-2 OF ARTICLE I OF CHAPTER 5 OF THE CODE OF ORDINANCES OF THE CITY OF CROWLEY TO REPLACE THE LOUISIANA ONE AND TWO FAMILY SUPPLEMENT TO THE 2006 INTERNATIONAL MECHANICAL CODE

WITH THE 2012 IRC PART V-MECHANICAL, REPLACING THE 2006 IRC CHAPTER 11 REFERENCE WITH THE 2009 IRC CHAPTER 11 REFERENCE, ADOPTING APPENDIX G OF THE 2012 IRC AND TO ALLOW CURRENTLY EMPLOYED INDIVIDUALS TO HAVE PROVISIONAL CERTIFICATION IF PROMOTED TO A POSITION BY AMENDING SECTION 5-2(B) IN ACCORDANCE WITH THE REQUIREMENTS SET FORTH IN LOUISIANA REVISED STATUTE 40:1730.28 EFFECTIVE JANUARY 1, 2015 AS ADOPTED AND REPLACE ALL REFERENCES THERETO AS MAY BE REQUIRED IN THE CODES LISTED HEREUNDER; 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, under the rules adopted by the Louisiana Department of Public Safety and Corrections Uniform Construction Code Council, in accordance with the provisions of LA R.S. 40:1730.22 relative to the authority to promulgate and enforce rules in accordance with the Administrative Procedure Act and in accordance with the requirements of LA R.S. 40:1730.28 requiring public entities to adopt same; and

WHEREAS, the Board of Aldermen of the City of Crowley find it is a requirement of state law to adopt same; and

WHEREAS, this ordinance was duly introduced 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 9<sup>th</sup> day of June, 2015, at 6:00 o'clock p.m. at City Hall, Crowley, Louisiana; and

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

SECTION 1: That Section 5-2 of Article I of Chapter 5 of the Code of Ordinances of the City of Crowley be and the same is hereby amended and reenacted to read as follows, to-wit:

**Sec. 5-2. Louisiana State Uniform Construction Code Adopted.**

(A) There is hereby adopted by the city, for the purpose of regulating the construction, reconstruction, alteration, repair, installation of mechanical devices and equipment, the use and occupancy and maintenance of every building or structure or any appurtenance connected or attached to such buildings or structures, excluding farm structures and recreational camps, the Louisiana State Uniform Construction Code as adopted and amended by the Louisiana State Uniform Construction Code Council. The Louisiana State Uniform Construction Code is incorporated as fully as if set out at length herein and shall be controlling within the corporate limits of the city.

(B) The following nationally recognized codes and standards are hereby adopted fully by reference, to-wit:

(1) International Building Code, 2006 Edition, not including Chapter 1 – Administration, Chapter 11 – Accessibility, Chapter 27 – Electrical and Chapter 29 – Plumbing Systems. The applicable standards referenced in that code are included for regulation of construction within this city and the specific appendixes referenced by name or letter designation adopted by the Louisiana State Uniform Construction Code Council.

(2) International Existing Building Code, 2006 Edition, not including Chapter 1 – Administration and the standards referenced in that code for regulation of construction within this city and the specific appendixes referenced by name or letter designation adopted by the Louisiana State Uniform Construction Code Council.

(3) International Residential Code, 2012 Edition, not including Parts 1 – Administrative, V – Mechanical, VII – Plumbing and VIII – Electrical. The applicable standards referenced in that code are included for regulation of construction within this city. Appendix J, Existing Buildings and Structures, is also included for mandatory regulation of construction within this city and the specific appendixes referenced by name or letter designation adopted by the Louisiana State Uniform Construction Code Council. The enforcement of such standards shall be mandatory only with respect to new construction, reconstruction, additions to homes previously built to the International Residential Code and extensive alterations, Appendix G, Swimming Pools, Spas and Hot Tubs is adopted. For the purposes of this Part, IRC R301.2.1.1 (Design Criteria) is amended as follows and shall only apply to the International Residential Code, 2012 Edition:

(a) Amendment of R301.2.1.1 (Design Criteria)

(b) Item 6, The American Concrete Institute, Guide to Concrete Masonry Residential Construction in High Winds Areas, is added.

(c) Item 7, Institute for Business & Home Safety, Optional Code-plus Fortified for Safer Living, is added.

(d) Item 8, Federal Alliance for Safe Homes, Optional Code-plus Blueprint for Safety, is added.

(4) International Mechanical Code, 2012 Edition, and the standards referenced in that code for regulation of construction within this city and the specific appendixes referenced by name or letter designation adopted by the Louisiana State Uniform Construction Code Council.

(5) Nothing in this part shall be construed so as to prevent the State Health Officer, acting through the public health of the Department of Health and Hospitals, from enforcing Part XIV (Plumbing) of the State Sanitary Code, the enforcement of which is his statutory and regulatory responsibility.

(6) International Fuel Gas Code, 2006 Edition, and the standards referenced in that code for regulation of construction within this city and the specific appendixes referenced by name or letter designation adopted by the Louisiana Uniform Construction Code Council.

(7) National Electrical Code, 2005 Edition.

(8) Temporary Exemption to Certification Requirement.

(a) Upon employment or if currently employed and promoted to a specific certification by a parish, municipality or other political subdivision, an individual must be granted a provisional certificate of registration without certification by a recognized code organization or testing agency, provided that such individual is under the supervision of a registered code enforcement officer who is certified by the International Code Council.

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.

SECTION 4: This Ordinance shall become effective immediately upon adoption.

THUS DONE, SIGNED AND ADOPTED in regular session duly convened on this the 9<sup>th</sup> day of June, 2015, at Crowley, Acadia Parish, Louisiana, after a roll call vote as follows:

YEAS: Elliot Doré, Jeff Doré, Lyle Fogleman Jr., Vernon Martin, Tim Monceaux and Steven Premeaux

NAYS: None

ABSTAIN: None

ABSENT: Kitty Valdetero and Ezora J. Proctor

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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 J. Elliot Doré and seconded by Alderman Jeff Doré was adjourned at 6:23p.m.

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GREG A. JONES, MAYOR

ATTEST:

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JUDY L. ISTRE, CLERK

Presented rough draft to Mayor on June 16<sup>th</sup>, 2015 at 9:30 a.m.

Presented for Mayor's signature on June 16<sup>th</sup>, 2015 at 9:30 a.m.

Mayor signed & returned to City Clerk on June 16<sup>th</sup>, 2015 at 4:30 p.m.

Publish in newspaper on June 24<sup>th</sup>, 2015