

CITY OF CROWLEY
REGULAR MEETING
SEPTEMBER 8, 2009

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 September, 2009 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: J. Elliot Doré, Jeff Doré, Vernon Martin, Mary Melancon, Laurita Pete, Steven Premeaux, Kitty Valdetero, and Todd Whiting. Alderman Lyle Fogleman Jr. was absent.

Alderman Jeff Doré led the Pledge of Allegiance to the flag and Alderman J. Elliot Doré gave the invocation.

AGENDA AMENDMENTS:

Alderman Steven Premeaux offered a motion to amend the agenda to consider authorization to prepare, complete and submit the 2010-2011 Capital outlay request application. Seconded by Alderman J. Elliot Doré and duly adopted after a unanimous vote.

READING & APPROVAL OF MINUTES / BILLS:

Alderman Vernon Martin moved to dispense with the reading of the minutes of the August 11th, 2009 regular council meeting. Seconded by Alderwoman Mary Melancon and duly adopted.

Alderwoman Kitty Valdetero moved to dispense with the reading of the minutes of the August 18th, 2009 special council meeting. Seconded by Alderman Steven Premeaux and duly adopted.

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

PRESENTATIONS:

Sarah Bercier, representing St. Michael's Social Justice Committee, appeared before the assembly to speak on the importance of anti-litter within the city and ways to achieve that goal.

PUBLIC HEARINGS:

- 1) Mayor Greg A. Jones opened the public hearing on Rule to Show Cause for Condemnation of Property situated on Lots 13 & 14 and the North 25 feet of the West 100 feet of Lot 15 of Block 7 of Duson 4th Addition, having a municipal address of 902 East 7th Street, Crowley, Louisiana belonging to Julia Fontenot Carlin. City Inspector, Danny Hebert said he found the building was not in compliance with building codes and should be demolished

Mayor Greg A. Jones called the public hearing to a close.

- 2) Mayor Greg A. Jones opened the public hearing on proposed ordinance no. 1400, the ordinance was read by title as follows:

AN ORDINANCE TO AMEND AND RE-ENACT SECTION 7-27 OF ARTICLE II OF CHAPTER 7 OF THE CRIMINAL CODE OF THE CODE OF ORDINANCES OF THE CITY OF CROWLEY, ACADIA PARISH, LOUISIANA, TO PROVIDE THE DOLLAR AMOUNT OF THEFT FOR MISDEMEANOR VIOLATION AND THE PENALTY THEREFOR; TO PROVIDE FOR THE PROVISIONS HEREOF TO BE SEVERABLE; AND TO REPEAL ALL ORDINANCES OR PARTS OF ORDINANCES INCONSISTENT HERewith ON IN CONFLICT HERETO.

Mayor Jones asked for proponents to the proposed ordinance no. 1400. A third and final call was made with no one coming forward to speak.

The call for opponents of the proposed ordinance no. 1400 was made and there were no comments after the third and final call.

Mayor Greg A. Jones called the public hearing on ordinance no. 1400 to a close.

3) A motion was offered by Alderman Vernon Martin and seconded by Alderwoman Mary Melancon to accept Mayor Jones's continuation of the public hearing on proposed ordinance no. 1401 until the next regular scheduled council meeting on October 13, 2009. This ordinance is to amend the section on permits for the sale of alcoholic beverages and the conditions and terms under which they may be issued. Motion carried.

MAYOR'S REPORT:

Mayor Greg A. Jones presented the Sales Tax chart and User Fee chart that track the collection trend since fiscal 1995.

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 J. Elliot Doré to approve Partial Payment No. 15 in the amount of \$268,417.56 to Merrick Construction Company for the Historic Parkerson Avenue Redevelopment Project. Motion carried.

A motion was offered by Alderwoman Mary Melancon and seconded by Alderman Vernon Martin to approve Change Order No. 13 under the contract with Merrick Construction Company for the Historic Parkerson Avenue Redevelopment Project in the amount of \$14,007 (an increase). Motion carried.

A motion was offered by Alderwoman Mary Melancon and seconded by Alderwoman Laurita Pete to approve Change Order No. 14 under the contract with Merrick Construction Company for the Historic Parkerson Avenue Redevelopment Project in the amount of -\$6,929 (a decrease). Motion carried.

A motion was offered Alderwoman Mary Melancon and seconded by Alderman Jeff Dore' to approve Partial Payment No. 2 in the amount of \$11,893.37, to Pavement Markings, Inc. for the City-Wide Pavement Markings contract. Motion carried.

UTILITY COMMITTEE:

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

A motion was offered by Alderman Vernon Martin and seconded by Alderwoman Kitty Valdetero to engage the consulting engineering services of Neef Engineering Corporation for the Wastewater Pretreatment Program. Motion carried.

PUBLIC SAFETY COMMITTEE:

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

A motion was offered by Alderman Todd Whiting and seconded by Alderwoman Mary Melancon to approve a New 2009 Class A Retail Outlet Beer Permit and 2009 Class A Retail Outlet Liquor Permit for Ronnie Daigle for Ronnie's City Bar located at 123 East First Street Street, Crowley, LA. Motion carried.

ZONING & ANNEXATION COMMITTEE:

Chairperson – Alderman J. Elliot Doré
Vice-Chairperson – Alderman Vernon Martin
Members – Aldermen Kitty Valdetero, Laurita Pete and Steven Premeaux

A motion was offered by Alderman J. Elliot Doré and seconded by Alderman Vernon Martin to authorize the Mayor to request the consent of the Acadia Parish Police Jury to annex a portion of West Northern Avenue right of way for the Boudin Leasing Annexation. Motion carried.

COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEE:

Chairperson – Alderman Jeff Doré
Vice-Chairperson – Alderwoman Mary Melancon
Members – Aldermen Kitty Valdetero, J. Elliot Doré and Todd Whiting

A motion was offered by Alderman Jeff Doré and seconded by Alderman Steven Premeaux to co-sponsor with the Acadiana Sportsmen's League the "Hunter Awareness Day". This will be held on September 26, 2009 and is open to the public at no cost. Motion carried.

RESOLUTIONS:

The following resolution was offered by Alderwoman Mary Melancon, duly seconded by Alderwoman Laurita Pete, and duly resolved and adopted.

A resolution authorizing and directing the Mayor to execute for and on behalf of the City of Crowley, a Notice of Termination for Pavement-Markings, a Division of Gulf

Industries, Inc., Contractor, pertaining to the substantial completion of the contract for "City Wide Pavement Marking Restoration (2007)" for the City of Crowley in accordance with the plans and specifications contained in the contract documents pertaining thereto.

WHEREAS, Pavement-Markings, a Division of Gulf Industries, Inc., as Contractor, has substantially completed "City Wide Pavement Marking Restoration (2007)" for the City of Crowley in accordance with the plans and specifications contained in the contract documents pertaining thereto; and

WHEREAS, the City of Crowley desires to accept the completed work;

NOW, THEREFORE, BE IT RESOLVED by the City of Crowley Board of Aldermen that the Mayor of said City of Crowley be, and is hereby empowered, authorized and directed to execute a Notice of Termination for and on behalf of the City of Crowley accepting the work as being substantially completed, and that the Mayor be authorized and directed to have a copy of said acceptance recorded in the Conveyance Records of the Parish of Acadia, State of Louisiana.

ADOPTED: September 8, 2009

GREG A. JONES, MAYOR

ATTEST:

JUDY L. ISTRE, CITY CLERK

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

A RESOLUTION COMMITTING THE CITY OF CROWLEY
TO THE ADMINISTRATIVE AND ENGINEERING COSTS
AND AUTHORIZING THE MAYOR TO NEGOTIATE AND
EXECUTE CONTRACTS FOR PROFESSIONAL SERVICES IN
CONNECTION WITH THE FY 2010-2011 LOUISIANA
COMMUNITY DEVELOPMENT BLOCK GRANT – PUBLIC
FACILITIES

WHEREAS, the City of Crowley deems it necessary and proper to submit an application for funding under the Fiscal Year 2010-2011 Louisiana Community Development Block Grant - Public Facilities; and

WHEREAS, this federal grant program is very competitive with a detailed numerical rating and ranking system; and

WHEREAS, in addition to the base rating factors and points, one bonus point will be assigned to those applicants who commit local funds to pay the administrative costs associated with the project, should the project be funded; and

WHEREAS, in addition to the base rating factors and points, one bonus point will be assigned to those applicants who commit local funds to pay for engineering costs associated with the project, should the project be funded; and

WHEREAS, this federal grant program is very competitive and involves a significant amount of documentation and reporting; and

WHEREAS, professional administrative consulting services are necessary for the application preparation and implementation of the grant, should the project be funded; and

WHEREAS, professional engineering consulting services are necessary for the design, surveying and inspection, should the project be funded.

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Board of Aldermen of the City of Crowley that the City hereby commits local funds in the approximate amount of \$110,000 - \$120,000 to pay for the administrative consulting services fees as well as other administrative costs associated with the project and to pay for engineering costs for a sewerage improvement project under the FY 2010-2011 Louisiana Community Development Block Grant Program.

BE IT FURTHER RESOLVED that the Honorable Greg A. Jones, Mayor, is hereby authorized to negotiate and sign a contract with Mader Engineering, Inc., for the administrative consulting services necessary to prepare a Louisiana Community Development Block Grant application and to implement/administer the project, contingent upon the project being funded and contingent upon said firm being approved by the Division of Administration.

BE IT FURTHER RESOLVED, that the Honorable Greg A. Jones, Mayor, is hereby authorized to negotiate and sign a contract with Mader Engineering, Inc., for the professional engineering services necessary for the project contingent upon the project being funded and contingent upon said firm being approved by the Division of Administration.

THEREUPON, the above resolution was duly adopted.

GREG A. JONES, MAYOR

ATTEST:

JUDY L. ISTRE, CITY CLERK

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

A RESOLUTION GRANTING THE AUTHORITY TO THE
MAYOR TO SIGN AND SUBMIT ALL NECESSARY
DOCUMENTS AND AUTHORIZING AN APPLICATION FOR
EAST CROWLEY SEWERAGE IMPROVEMENTS UNDER
THE FISCAL YEAR 2010-2011 LOUISIANA COMMUNITY
DEVELOPMENT BLOCK GRANT PROGRAM

WHEREAS, the City of Crowley has determined that it is reasonable and necessary to submit an application for funding under the Fiscal Year 2010-2011 Louisiana Community Development Block Grant program; and

WHEREAS, after a public hearing, comments and questions were taken for the purpose of assessing the community's needs and developing a consensus; and

WHEREAS, the Mayor and Board of Alderman having determined that sewerage improvements in East Crowley will be most beneficial and cost effective for the citizens of the City of Crowley;

NOW, THEREFORE BE IT RESOLVED by the Board of Aldermen of the City of Crowley that the Honorable Greg A. Jones, Mayor is hereby authorized to sign and submit the application for funding and all necessary documents in connection to the Fiscal Year 2010 - 2011 Louisiana Community Development Block Grant.

BE IT FURTHER RESOLVED by the Mayor and Board of Alderman of the City of Crowley that they do hereby authorize an application to be made to the Louisiana Community Development Block Grant Program under the Fiscal Year 2010-2011 funding period for East Crowley Sewerage Improvements, within the City of Crowley.

THEREUPON, the above resolution was duly adopted.

GREG A. JONES, MAYOR

ATTEST:

JUDY L. ISTRE, CITY CLERK

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

A RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF CROWLEY, ACADIA PARISH, LOUISIANA, DECLARING HANDHELD AND VEHICLE RADIOS AS SURPLUS EQUIPMENT AND AUTHORIZING THE SALE TO THE ACADIA PARISH POLICE JURY ROAD DIVISION BY INTERGOVERNMENTAL AGREEMENT; AND TO PROVIDE FOR ALL MATTERS RELATIVE THERETO.

WHEREAS, the Crowley Police Department recently purchased and installed a new communication system with new handheld portable units and vehicle radios which are operating at a different frequency than the present system; and

WHEREAS, certain Kenwood radio units and portable radios are not compatible with the new equipment and are therefore no longer needed by the Crowley Police Department; and

WHEREAS, it is necessary to declare the radios and equipment to be surplus property; and

WHEREAS, the Acadia Parish Police Jury have expressed interest in purchasing the radio units and it is necessary to authorize the sale of the radios and equipment to the Acadia Parish Police Jury by Intergovernmental Agreement; and

WHEREAS, the equipment has been valued at a price between \$250.00 per unit;

NOW THEREFORE BE IT RESOLVED by the Mayor and Board of Aldermen of the City of Crowley, Acadia Parish, Louisiana, in regular session duly convened that they do hereby declare that the following radio units and portable radios are no longer needed for use by the Crowley Police Department and are hereby declared to be surplus property, to-wit:

- 1) One (1) Kenwood TK-980; Serial #40700256 w/microphone
- 2) One (1) Kenwood TK-980, Serial #20400479 w/microphone
- 3) One (1) Kenwood TK-980, Serial #20601197 w/microphone
- 4) One (1) Kenwood TK-980, Serial #21200603 w/microphone
- 5) One (1) Kenwood TK-980, Serial #40700230 w/microphone
- 6) One (1) Kenwood TK-980, Serial #40700260 w/microphone
- 7) One (1) Kenwood TK-980, Serial #40700258 w/microphone
- 8) One (1) Kenwood TK-980, Serial #60600247 w/microphone
- 9) One (1) Kenwood TK-980, Serial #50600608 w/microphone & charger
- 10) One (1) Kenwood TK-980, Serial #50400040 w/microphone & charger
- 11) One (1) Kenwood TK-980, Serial #50600617 w/microphone & charger;

BE IT FURTHER RESOLVED that Honorable Greg A. Jones, Mayor of the City of Crowley, be and he is hereby authorized, empowered and directed to offer for sale of the radio equipment described above "As Is and Without Any Warranty Whatsoever" to the Acadia Parish Police Jury for the sum of \$250.00 each and to satisfactorily conclude said transaction by execution of an Intergovernmental Agreement with the Acadia Parish Police Jury with the description of the surplus equipment and the amount sold therefor, to acknowledge receipt for the price of same and to do and perform all things necessary as may be required in conclude said transaction as may be meet and proper in the premises.

THUS DONE AND ADOPTED in regular session duly convened on the 8th day of September, 2009, in Crowley, Acadia Parish, Louisiana.

GREG A. JONES, MAYOR

ATTEST:

JUDY L. ISTRE, CITY CLERK

The following resolution was offered by Alderman J. Elliot Doré, duly seconded by Alderman Jeff Doré, 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, Acadia Parish, Louisiana; and

WHEREAS, the proposed ordinance must be introduced by its title and 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, date 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, in regular session duly convened 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 AMENDING AND ENLARGING THE CORPORATE BOUNDARIES OF THE CITY OF CROWLEY, ACADIA PARISH, LOUISIANA, DEFINING THE BOUNDARY OF A TRACT OF LAND OWNED BY BEVERLY ANN BARTELL DUCREST, GLORIA BARTELL GRAY AND PBN PROPERTIES L.L.C. CONTAINING 53.04 ACRES OF LAND, MORE OR LESS, SITUATED IN THE NORTHWEST QUARTER (NW/4) OF SECTION THIRTY-THREE (33), TOWNSHIP NINE (9) SOUTH, RANGE ONE (1) EAST, ACADIA PARISH, LOUISIANA, BOUNDED ON THE NORTH BY ODDFELLOWS ROAD AND LIMCO, WEST BY BICENTENNIAL PARK, SOUTH BY THE CITY LIMITS OF THE CITY OF CROWLEY (17TH STREET) AND ON THE EAST BY US HIGHWAY 90/LA 1111 AND TOWER ROAD, WHICH IS PROPOSED TO BE INCLUDED WITHIN THE CORPORATE LIMITS OF THE SAID CITY; TO PROVIDE THAT THE PROPERTY SO ANNEXED BE RE-ZONED FROM "R-1, RESIDENTIAL-1" TO "C-4, COMMERCIAL-4"; AND TO

REDEFINE THE CORPORATE LIMITS OF THE CITY OF CROWLEY TO INCLUDE SAID PROPERTY; TO PROVIDE FOR ALL MATTERS RELATIVE THERETO; TO PROVIDE FOR THE PROVISIONS HEREOF TO BE SEVERABLE; AND TO REPEAL ALL ORDINANCES OR PARTS OF ORDINANCES INCONSISTENT HERewith ON IN CONFLICT HERETO.

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, Acadia Parish, Louisiana, shall meet on the 13th day of October, 2009 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 AMENDING AND ENLARGING THE CORPORATE BOUNDARIES OF THE CITY OF CROWLEY, ACADIA PARISH, LOUISIANA, DEFINING THE BOUNDARY OF A TRACT OF LAND OWNED BY BEVERLY ANN BARTELL DUCREST, GLORIA BARTELL GRAY AND PBN PROPERTIES L.L.C. CONTAINING 53.04 ACRES OF LAND, MORE OR LESS, SITUATED IN THE NORTHWEST QUARTER (NW/4) OF SECTION THIRTY-THREE (33), TOWNSHIP NINE (9) SOUTH, RANGE ONE (1) EAST, ACADIA PARISH, LOUISIANA, BOUNDED ON THE NORTH BY ODDFELLOWS ROAD AND LIMCO, WEST BY BICENTENNIAL PARK, SOUTH BY THE CITY LIMITS OF THE CITY OF CROWLEY (17TH STREET) AND ON THE EAST BY US HIGHWAY 90/LA 1111 AND TOWER ROAD, WHICH IS PROPOSED TO BE INCLUDED WITHIN THE CORPORATE LIMITS OF THE SAID CITY; TO PROVIDE THAT THE PROPERTY SO ANNEXED BE RE-ZONED FROM "R-1, RESIDENTIAL-1" TO "C-4, COMMERCIAL-4"; AND TO REDEFINE THE CORPORATE LIMITS OF THE CITY OF CROWLEY TO INCLUDE SAID PROPERTY; TO PROVIDE FOR ALL MATTERS RELATIVE THERETO; TO PROVIDE FOR THE PROVISIONS HEREOF TO BE SEVERABLE; AND TO REPEAL ALL ORDINANCES OR PARTS OF ORDINANCES INCONSISTENT HERewith ON IN CONFLICT HERETO.

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 September, 2009.

JUDY L. ISTRE, City Clerk

THUS DONE AND ADOPTED in regular session duly convened on the 8th day of September, 2009 in Crowley, Acadia Parish, Louisiana, at which a quorum was present and acting throughout.

GREG A. JONES, Mayor

ATTEST:

JUDY L. ISTRE, City Clerk

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

WHEREAS, the commercial fishermen of the gulf coast and seafood consumers are being treated unfairly;

WHEREAS, commercial fishermen are receiving only \$1.05 for shrimp that are 10/15 count per pound in size;

WHEREAS, measures should be taken if allegations of unfair practices such as price fixing and mislabeling are found true. If allegations are true the United States Justice Department and the Louisiana Attorney General should investigate;

WHEREAS, we are asking the federal government to forgive or delay payments for SBA loans.

WHEREAS, we are asking the federal government to provide emergency grants for fishermen due to the seriousness of the financial burden the fishermen are experiencing;

WHEREAS, we are asking the federal government to impose quotas on imported shrimp and to make sure tariffs are strictly enforced;

WHEREAS, we are asking the federal government to purchase domestic surplus shrimp that are sitting in the processor's freezers along the gulf coast to enable the processors to have funding and freezer space to purchase gulf shrimp, which in return helps both the fishermen and the processors;

WHEREAS, this product can be used to feed military, schools, prisons and any other government use;

WHEREAS, we are asking the state and federal government to impose a labeling law that will mandate restaurants to show whether they are selling domestic or imported shrimp. This law should include a strict penalty for violators.

BE IT RESOLVED, by the Mayor and Board of Aldermen of the City of Crowley a municipal corporation domiciled in the Parish of Acadia acting as governing authority of said city.

THUS DONE AND ADOPTED in regular session duly convened on the 8th day of September, 2009, in Crowley, Acadia Parish, Louisiana.

This resolution was submitted to a vote and the vote was thereon as follows:

YEAS: J. Elliot Doré, Jeff Doré, Vernon Martin, Mary Melancon, Laurita Pete, Steven Premeaux, Kitty Valdetero and Todd Whiting

NAYS: None

ABSTAIN: None

ABSENT: Lyle Fogleman Jr.

GREG A. JONES, MAYOR

ATTEST:

JUDY L. ISTRE, CITY CLERK

The following resolution was offered by Alderwoman Kitty Valdetero, duly seconded by Alderwoman Mary Melancon, 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, Acadia Parish, Louisiana; and

WHEREAS, the proposed ordinance must be introduced by its title and 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, date 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, in regular session duly convened 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 REPEAL THE PROVISIONS OF SECTION 2-4 OF CHAPTER 2 OF THE CODE OF ORDINANCES OF THE CITY OF CROWLEY REQUIRING THE MAYOR TO BE FULL TIME AND FIXING THE COMPENSATION OF THE MAYOR AND OTHERS; TO PROVIDE FOR THE PROVISIONS HEREOF TO BE SEVERABLE; AND TO REPEAL ALL ORDINANCES OR PARTS OF ORDINANCES INCONSISTENT HEREWITH ON IN CONFLICT HERETO.

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, Acadia Parish, Louisiana, shall meet on the 13th day of October, 2009 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 REPEAL THE PROVISIONS OF SECTION 2-4 OF CHAPTER 2 OF THE CODE OF ORDINANCES OF THE CITY OF CROWLEY REQUIRING THE MAYOR TO BE FULL TIME AND FIXING THE COMPENSATION OF THE MAYOR AND OTHERS; TO PROVIDE FOR THE PROVISIONS HEREOF TO BE SEVERABLE; AND TO REPEAL ALL ORDINANCES OR PARTS OF ORDINANCES INCONSISTENT HEREWITH ON IN CONFLICT HERETO.

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 September, 2009.

JUDY L. ISTRE, City Clerk

THUS DONE AND ADOPTED in regular session duly convened on the 8th day of September, 2009 in Crowley, Acadia Parish, Louisiana, at which a quorum was present and acting throughout.

GREG A. JONES, MAYOR

ATTEST:

JUDY L. ISTRE, CITY CLERK

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

A RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF CROWLEY, ACADIA PARISH, LOUISIANA, ACCEPTING SCOTT CONSTRUCTION EQUIPMENT AS THE LOW BIDDER FOR THE PURCHASE OF A MULTIPURPOSE HYDRAULIC EXCAVATOR AND AUTHORIZING THE EXECUTION OF A LEASE WITH OPTION TO PURCHASE SAME IN THE SUM OF \$265,319.52 AND ALL DOCUMENTS ASSOCIATED THEREWITH; AND TO PROVIDE FOR ALL MATTERS RELATIVE THERETO.

WHEREAS, bids have been received by the City of Crowley for the purchase of one (1) Gradall XL3100 III 4x2 Multipurpose Hydraulic Excavator in accordance with the Bid Law of which Scott Equipment has been determined to be the lowest bidder; and

WHEREAS, Scott Equipment has presented the City of Crowley a Lease Agreement With Option to Purchase which the Mayor and Board of Aldermen find acceptable.

NOW THEREFORE BE IT RESOLVED by the Mayor and Board of Aldermen of the City of Crowley, Acadia Parish, Louisiana, in regular session duly convened that they do hereby authorize empower and direct the Honorable Greg A. Jones, Mayor the City of Crowley to execute a Lease With Option to Purchase Agreement with Scott Equipment under the terms and conditions acceptable to the City of Crowley for the acquisition of one (1) Gradall XL3100 III 4x2 Multipurpose Hydraulic Excavator for the total price of Two Hundred Sixty-Five Thousand Three Hundred Nineteen & 52/100 (\$265,319.52) Dollars; and

BE IT FURTHER RESOLVED they do hereby authorize, empower and direct Honorable Greg A. Jones to purchase one (1) Gradall XL3100 III 4x2 Multipurpose Hydraulic Excavator and authorize and direct that the title be placed in the name of the Lessee; to arrange for the delivery and to execute a Certificate Acceptance upon satisfactory delivery of the equipment; and to purchase insurance covering the loss of the equipment and to execute the agreement to provide insurance identified therein; and

BE IT FURTHER RESOLVED that this Lease with Option to Purchase shall not be a financing transaction but shall contain a non-appropriation clause and shall not contain an anti-substitution clause or any penalty clause whatsoever for early termination by the City for any reason whatsoever.

THUS DONE AND ADOPTED in regular session duly convened on the 8th day of September, 2009, in Crowley, Acadia Parish, Louisiana, at which a quorum was present and acting throughout.

GREG A. JONES, MAYOR

ATTEST:

JUDY L. ISTRE, CITY CLERK

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

A RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF CROWLEY, ACADIA PARISH, LOUISIANA, ORDERING THE CONDEMNATION OF IMPROVEMENTS SITUATED ON LOTS 13 & 14 AND THE NORTH 25 FEET OF THE WEST 100 FEET OF LOT 15 OF BLOCK 7 OF DUSON'S 4TH ADDITION TO THE CITY OF CROWLEY.

WHEREAS, a Condemnation Hearing was held regarding the above described property on the 8th day of September, 2009; and

WHEN AFTER considering the evidence presented, the testimony of all parties interested and after due consideration of the circumstances and condition of the building and the report of the City Inspector;

NOW THEREFORE BE IT RESOLVED by the Mayor and Board of Aldermen of the City of Crowley, Acadia Parish, Louisiana, in regular session duly convened that they do hereby order the building and/or structure situated on Lots 13 and 14 and the North 25 feet of the West 100 feet of Lot 15 of Block 7 of Duson's 4th Addition to the City of Crowley, being the property of Julia Fontenot Carlin, having a municipal address of 902 East 7th Street, Crowley, Louisiana, be and the same is hereby condemned; and

BE IT FURTHER ORDERED that the said building and/or structure be brought up to building code requirements or demolished and/or removed together with all trash and debris within sixty (60) days from the date of receipt of notice; and

BE IT FURTHER ORDERED that the owner shall have five (5) days in which to obtain a building permit and shall commence renovations within ten (10) days of the date of receipt of notice.

THUS DONE AND ADOPTED in regular session duly convened on the 8th day of September, 2009 at Crowley, Acadia Parish, Louisiana, at which a quorum was present and acting throughout.

GREG A. JONES, MAYOR

ATTEST:

JUDY L. ISTRE, CITY CLERK

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

A RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF CROWLEY, ACADIA PARISH, LOUISIANA, AUTHORIZING AN APPLICATION TO THE LOUISIANA OFFICE OF COMMUNITY DEVELOPMENT, DIVISION OF ADMINISTRATION UNDER THE LOUISIANA GOVERNMENT ASSISTANCE PROGRAM (LGAP) TO PROVIDE FUNDS FOR THE CONSTRUCTION AND REHABILITATION OF WASTEWATER FACILITIES IN THE CITY OF CROWLEY; AND TO PROVIDE FOR ALL MATTERS RELATIVE THERETO.

WHEREAS, the City of Crowley has determined that it is reasonable and necessary to submit an application for funding to the Louisiana Office of Community Development, Division of Administration under the Louisiana Government Assistance Program (LGAP) which provides a grant up to Fifty Thousand (\$50,000.00) Dollars; and

WHEREAS, the Mayor and Board of Aldermen having determined that the construction and rehabilitation of the wastewater facilities in the City of Crowley will be most beneficial and cost effective for the citizens of the City of Crowley; and

NOW THEREFORE BE IT RESOLVED by the Mayor and Board of Aldermen of the City of Crowley, Acadia Parish, Louisiana, in regular session duly convened that they do hereby authorize an application to be made in the Louisiana Office of Community Development, Division of Administration under the Louisiana Government Assistance Program (LGAP) for funding for construction and rehabilitation of wastewater facilities in the City of Crowley.

THUS DONE AND ADOPTED in regular session duly convened on the 8th day of September, 2009, in Crowley, Acadia Parish, Louisiana, at which a quorum was present and acting throughout.

GREG A. JONES, MAYOR

ATTEST:

JUDY L. ISTRE, CITY CLERK

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

A RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF CROWLEY, ACADIA PARISH, LOUISIANA, REQUESTING FUNDS BE INCLUDED IN THE CAPITAL OUTLAY BUDGET OF THE STATE OF LOUISIANA; AND TO PROVIDE FOR ALL MATTERS RELATIVE THERETO.

WHEREAS, the City of Crowley desires to submit a request for funds to be included in the Capital Outlay Budget of the State of Louisiana for the Fiscal Year 2010/2011; and

WHEREAS, a formal request for funds to be included in the Capital Outlay Act must be submitted in accordance with the provisions of Title 30 and other applicable provisions of the State of Louisiana; and

NOW THEREFORE BE IT RESOLVED by the Mayor and Board of Aldermen of the City of Crowley, Acadia Parish, Louisiana, in regular session duly convened that they do hereby authorize the filing of a Capital Outlay request to be submitted on behalf of the City of Crowley in the Capital Outlay Budget of the State of Louisiana; and

BE IT FURTHER RESOLVED that the Honorable Greg A. Jones, Mayor of the City of Crowley, be and he is hereby authorized, empowered and directed to execute the appropriate Capital Outlay Budget Request Form as may be required and to submit necessary certifications regarding funding available for the City of Crowley and all other necessary documents and actions as may be necessary to complete said request.

THUS DONE AND ADOPTED in regular session duly convened on the 8th day of September, 2009, in Crowley, Acadia Parish, Louisiana, at which a quorum was present and acting throughout.

GREG A. JONES, MAYOR

ATTEST:

JUDY L. ISTRE, CITY CLERK

ORDINANCES:

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

ORDINANCE NO. 1400

AN ORDINANCE TO AMEND AND RE-ENACT SECTION 7-27 OF ARTICLE II OF CHAPTER 7 OF THE CRIMINAL CODE OF THE CODE OF ORDINANCES OF THE CITY OF CROWLEY, ACADIA PARISH, LOUISIANA, TO PROVIDE THE DOLLAR AMOUNT OF THEFT FOR MISDEMEANOR VIOLATION AND THE PENALTY THEREFOR; TO PROVIDE FOR THE PROVISIONS HEREOF TO BE SEVERABLE; AND TO REPEAL ALL ORDINANCES OR PARTS OF ORDINANCES INCONSISTENT HERewith ON IN CONFLICT HERETO.

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

WHEREAS, a public hearing having been held in accordance with law on the 8th day of September, 2009 at 6:00 o'clock p.m. at City Hall, Crowley, Louisiana; and

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

SECTION 1: Section 7-27 of Chapter 7 of Article II of the Criminal Code of the Code of Ordinances of the City of Crowley be and it is hereby amended and re-enacted to read as follows, to-wit)

Section 7-27. Theft.

(a) Theft is the misappropriation or taking of anything of value which belongs to another, either without the consent of the other to the misappropriation or taking or by means of fraudulent conduct, practices or representations. Intent to deprive the other permanently of whatever may be the subject of the misappropriation or taking is essential.

(b) Whoever commits theft and the misappropriation or taking is valued at less than three hundred (\$300.00) dollars, the offender is guilty of a misdemeanor and shall be fined not less than fifty (\$50.00) dollars nor more than five hundred (\$500.00) dollars or imprisoned for 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 there in that event, only that particular provision, part, word, section, subsection, sentence, clause or phrase shall be deemed unconstitutional or invalid and the remaining provisions, parts, words, sections, subsections, sentences, clauses or phrases will not be affected and shall continue in full force and effect; and

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

THUS DONE AND ADOPTED in regular session duly convened on the 8th day of September, 2009 at Crowley, Acadia Parish, Louisiana, after a roll call vote as follows:

YEAS: J. Elliot Doré, Jeff Doré, Lyle Fogleman Jr., Vernon Martin, Mary Melancon, Laurita Pete, Steven Premeaux, and Kitty Valdetero

NAYS: None

ABSTAIN: None

ABSENT: Todd Whiting

GREG A. JONES, MAYOR

ATTEST:

JUDY L. ISTRE, CITY CLERK

OTHER BUSINESS:

There being no further business to come before the Council upon motion duly made by Alderman Vernon Martin and seconded by Alderwoman Mary Melancon the meeting was adjourned at 6:55 p.m.

GREG A. JONES, MAYOR

ATTEST:

JUDY L. ISTRE, CLERK

Presented rough draft to Mayor on September 9th, 2009 at 2:00 p.m.

Presented for Mayor's signature on September 16th, 2009 at 10:00 a.m.

Mayor signed & returned to City Clerk on September 17th, 2009 at 9:30 a.m.