

CITY OF CROWLEY
REGULAR COUNCIL MEETING
SEPTEMBER 11, 2007

The Mayor and Board of Councilmen 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 11th day of September, 2007 at the regular meeting place of said Mayor and Board of Councilmen, the Council Chambers, 426 North Avenue F, Crowley, Louisiana.

Mayor Greg A. Jones presided with the presence of all Councilmen: Elliot Doré, Jeff Doré, Lyle Fogleman, Jr., Vernon Martin, Mary Melancon, Laurita Pete, Steven Premeaux, Kitty Valdetero and Todd Whiting.

Councilwoman Kitty Valdetero led the Pledge of Allegiance to the flag and Councilman Vernon Martin gave the invocation.

AGENDA AMENDMENTS:

Councilwoman Mary Melancon offered a motion to consider the request of the Fire Chief on personnel for his department. Seconded by Councilwoman Laurita Pete and duly adopted after a unanimous vote.

PRESENTATION OR APPEARANCES:

Dr. Mark Dawson came before the assembly to state his desire to continue serving as Coroner of Acadia Parish.

Mr. Mark Abraham made it known that his intentions are to seek the position of State Senator of District 25.

PUBLIC HEARINGS:

- 1) Mayor Greg A. Jones opened the public hearing on Rule to Show Cause for Condemnation of Property on Lots 7-8, Block 3, Standard Mill Sub, having a municipal address of 107 Easley Street, Crowley, Louisiana belonging to Forest Synegal Estate. City Inspector, Danny Hebert said he found the building was not in compliance with building codes. No one was present to represent the owners of the property.

The following resolution was offered by Councilman Lyle Fogleman, duly seconded by Councilman Vernon Martin and unanimously carried:

RESOLUTION OF THE MAYOR AND BOARD OF
ALDERMEN OF THE CITY OF CROWLEY,
ACADIA PARISH, LOUISIANA, ORDERING THE
CONDEMNATION OF IMPROVEMENTS ON LOTS
7 AND 8, BLOCK 3, STANDARD S/D TO THE CITY
OF CROWLEY, LOUISIANA.

WHEREAS, a Condemnation Hearing was held regarding the above described property on the 11th day of September 2007; and

WHEN AFTER, considering the evidence presented, the testimony of all parties interested, after due consideration of the circumstances and condition of the building, the report of the Building Inspector; 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 they do hereby Order the buildings and/or structures situated on Lots 7 and 8, Block 3, Standard S/D being the property of Forest L. Synegal Est. c/o Willie Jerry, having a municipal address of 107 Easley Street, Crowley, Louisiana, be and the same is hereby condemned; and

IT IS FURTHER ORDERED that the said building and/or structure be demolished and/or removed together with all trash and debris within ninety (90) days from the date of receipt of notice.

THUS DONE AND ADOPTED by the Mayor and Board of Aldermen of the City of Crowley, Acadia Parish, Louisiana, in regular session duly convened on this the 11th day of September, 2007 at Crowley, Acadia Parish, Louisiana.

GREG A. JONES, Mayor

ATTEST:

JUDY L. ISTRE, City Clerk

Mayor Jones called the public hearing to a close.

- 2) Mayor Greg A. Jones opened the public hearing on Rule to Show Cause for Condemnation of Property on Lot 3, Block 20, Duson 3rd Addition, having a municipal address of 1023 & 1025 West Hutchinson Avenue, Crowley, Louisiana belonging to Albert Deville, Jr. Mr. Deville was present at the hearing.

A motion was offered by Councilman Vernon Martin and seconded by Councilman Elliot Doré to table the hearing on Lot 3, Block 20, Duson 3rd Addition. Motion carried.

Mayor Jones called the public hearing to a close.

- 3) Mayor Greg A. Jones opened the public hearing on Rule to Show Cause for Condemnation of Property on Lot 2, Block 66, CICO #1, having a municipal address of 405 East Pine Street, Crowley, Louisiana belonging to Edward Rider. No one was present to represent the owners of the property.

The following resolution was offered by Councilman Vernon Martin, duly seconded by Councilwoman Mary Melancon and unanimously carried:

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF CROWLEY, ACADIA PARISH, LOUISIANA, RESCINDING NOTICE OF RULE TO SHOW CAUSE FOR CONDEMNATION OF LOT 2 OF BLOCK 66 OF THE CICO#1.

WHEREAS, Notice of Rule to Show Cause of condemnation was issued on the above described property by the City of Crowley on the 14th day of August, 2007; and

WHEREAS it was determined that the property owner has repaired and/or demolished the building and/or structure as ordered and has removed and cleaned the debris and trash from the property as required by the Code of Ordinances and the Order of Condemnation; and

WHEREAS, it is necessary to cancel said notice of record in the office of the Clerk of Court;

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 Acadia Parish Clerk of Court to cancel the Notice of Rule to Show Cause for condemnation of Lot 2 of Block 66 of the CICO#1 of the City of Crowley belonging to Edward Rider recorded on the 17th day of August, 2007 under Original Act No. 771669 in Mortgage Book 772 at Page 419 and in Conveyance Book V-62 at Page 922; and.

THUS DONE AND ADOPTED in regular session at Crowley, Acadia Parish, Louisiana, on this the 11th day of September, 2007.

GREG A. JONES, Mayor

ATTEST:

JUDY L. ISTRE, City Clerk

Mayor Jones called the public hearing to a close.

- 4) Mayor Greg A. Jones opened the public hearing on Rule to Show Cause for Condemnation of Property on Lot 10, Block 84, Crowley – West Addition, having a municipal address of 712 West 5th Street, Crowley, Louisiana belonging to Rosa Payne Young. No one was present to represent the owners of the property.

A motion was offered by Councilman Vernon Martin and seconded by Councilwoman Mary Melancon to reset the public hearing on October 9, 2007 for Rule to Show Cause for Condemnation of Property on Lot 10, Block 84, Crowley – West Addition. Motion carried.

Mayor Jones called the public hearing to a close.

- 5) Mayor Greg A. Jones opened the public hearing on Rule to Show Cause for Condemnation of Property on Lot 10, Block 9, Duson 3rd Addition, having a municipal address of 813 West 6th Street, Crowley, Louisiana belonging to Delores Scott. Ms. Scott was present at the public hearing.

A motion was offered by Councilman Vernon Martin and seconded by Councilman Elliot Doré to table the hearing on Lot 10, Block 9, Duson 3rd Addition. Motion carried.

Mayor Jones called the public hearing to a close.

- 6) Mayor Greg A. Jones opened the public hearing on proposed ordinance no. 1373, the ordinance to “amend the fiscal 2007 budget” was read by title.

Mayor Jones asked for proponents to the proposed ordinance no. 1373. A third and final call was made with no one coming forward to speak.

The call for opponents of the proposed ordinance no. 1373 was made and there were no comments after the third and final call.

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

- 7) Mayor Greg A. Jones opened the public hearing on proposed ordinance no. 1374 the ordinance to “reduce the maximum number of members of the tree board to seven (7) and to restructure the qualifications of the membership of the board” was read by title.

Mayor Jones asked for proponents to the proposed ordinance no. 1374. A third and final call was made with no one coming forward to speak.

The call for opponents of the proposed ordinance no. 1374 was made and there were no comments after the third and final call.

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

READING & APPROVAL OF MINUTES / BILLS:

Councilman Steven Premeaux moved to dispense with the reading of the minutes of the August 14th, 2007 regular council meeting and approve them as written and distributed. Seconded by Councilwoman Kitty Valdetero and duly adopted.

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

MAYOR'S REPORT:

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

STANDING COMMITTEE REPORTS:

PUBLIC WORKS: Councilwoman Mary Melancon, Chairperson

A motion was offered by Councilwoman Mary Melancon and seconded by Councilman Vernon Martin to approve Partial Payment No. 6 to R. Cloud Construction Co. for the East Andrus Street and West Andrus Street LCDBG FY'04 -'05 Street Improvements Project in the amount of \$96,432.77. Motion carried.

A motion was offered by Councilwoman Mary Melancon and seconded by Councilwoman Kitty Valdetero to approve Partial Payment No. 10 in the amount of \$45,905.85 to Quality Construction Specialist for Work Order No. 1 under the FY 2005-2006 Crack Routing, Cleaning, and Sealing Contract. Motion carried.

A motion was offered by Councilwoman Mary Melancon and seconded by Councilman Lyle Fogleman to approve Change Order No. 3 for a reduction in cost of \$6,822.00 with the adjustment of original quantities to final quantities and adjustment of contract time to final contract time for Quality Construction Specialist on Work Order No. 1 under the FY 2005-2006 Crack Routing, Cleaning, and Sealing Contract. Motion carried.

A motion was offered by Councilwoman Mary Melancon and seconded by Councilman Steven Premeaux to authorize Change Order No. 2 under the Le Talley Ho Contract for FY 07-08 Annual Street Repairs to include:

1. Drainage repairs on Ave G near 14th Street,
2. Drainage improvements on Avenue E at Mill Street near Supreme Rice Mill, and
3. Catch basin repair at Blue Lake Drive and Azalea Drive.

The total cost is not to exceed \$27,500.00. Motion carried.

A motion was offered by Councilwoman Mary Melancon and seconded by Councilman Vernon Martin to authorize Mader Engineering to prepare the necessary easement plats to provide proper access and maintenance of the existing subsurface drainage system near Lot 121 of Beauvoir Subdivision, and authorize the City Attorney to acquire the easements from the affected property owners. Motion carried.

A motion was offered by Councilwoman Mary Melancon and seconded by Councilman Lyle Fogleman to authorize the installation of drainage improvements on Avenue E at Mill Street to resolve a drainage problem near Supreme Rice Mill. Motion carried.

A motion was offered by Councilwoman Mary Melancon and seconded by Councilman Steven Premeaux to authorize the City Attorney to take all necessary steps required to close the matter regarding any and all disputes about Emulsified Asphalt Products, Inc. contract with the City of Crowley for the 2002-2003 Annual Street Repair Contract, Work Order No. 1. Motion carried.

UTILITY: Councilman Vernon Martin, Chairperson

A motion was offered by Councilman Vernon Martin and seconded by Councilwoman Kitty Valdetero to approve Partial Payment No. 18 to M. P. Dumesnil Construction Co. for the North of I-10 Sewage Improvements contract in the amount of \$56,654.15. Motion carried.

A motion was offered by Councilman Vernon Martin and seconded by Councilman Elliot Dore to approve Change Order No. 4 to M. P. Dumesnil Construction Co. for the North of I-10 Sewage Improvements contract to increase contract time by 120 calendar days. Motion carried.

A motion was offered by Councilman Vernon Martin and seconded by Councilwoman Kitty Valdetero to take under advisement the bid for “Sewerage System Emergency Point Repair in the 1100 Block of West 14th and West 15th Streets” and authorize Mader Engineering to explore for another possible method of the repair. Motion carried.

A motion was offered by Councilman Vernon Martin and seconded by Councilwoman Mary Melancon to authorize the City Attorney to take all necessary steps required to close the matter regarding any and all disputes about the construction contractor’s contract with the City of Crowley for the West Crowley Sewerage Improvements Project (LCDBG FY 2001-02 Program). Motion carried.

A motion was offered by Councilman Vernon Martin and seconded by Councilman Lyle Fogleman to authorize the City Attorney to take all necessary steps required to close the matter regarding any and all disputes about the ADS contract with the City of Crowley for the SCADA system. Motion carried.

PUBLIC SAFETY: Councilman Todd Whiting, Chairperson

A motion was offered by Councilman Todd Whiting and seconded by Councilwoman Mary Melancon to authorize the contractor to proceed with demolition of the dwelling described as Lots 15-16, Block 82, Crowley – West located at 504 West 5th Street owned by Winbush Funeral Home. Motion carried.

A motion was offered by Councilman Todd Whiting and seconded by Councilman Vernon Martin to authorize the contractor to proceed with demolition of the dwelling described as Lot 6, & North ½ Lot 5, Block 173, Original Crowley located at 1122 North Avenue D contingent upon the City Attorney accuracy of ownership. Motion carried.

A motion was offered by Councilman Todd Whiting and seconded by Councilwoman Kitty Valdetero to extend the time of condemnation proceedings to 30 days pending Robert Istre ownership of the property located at 512 East Elm Street. Motion carried.

A motion was offered by Councilman Todd Whiting and seconded by Councilwoman Laurita Pete to adopt a resolution to include the pre construction option to Ferrara Fire Apparatus for the two fire trucks in the amount of \$3949.83 per unit for additional supplies. Motion carried.

A motion was offered by Councilman Todd Whiting and seconded by Councilwoman Mary Melancon to approve a new 2007 Class B- Retail Package Beer Permit and Class B- Retail Package Liquor Permit for La C Store Management Association d/b/a Crowley Truck Stop located at 9002 South Hwy 13. Motion carried.

A motion was offered by Councilman Vernon Martin and seconded by Councilman Elliot Doré to authorize Fire Chief Jody Viator to obtain bids on air conditioning two fire trucks. Motion carried with the abstention of Councilwoman Kitty Valdetero.

ZONING & ANNEXATION: Councilman Elliot Doré, Chairperson

A motion was offered by Councilman Elliot Doré and seconded by Councilwoman Mary Melancon to accept the Planning Commission's recommendation and approve the minimum required width and lot size variance for Shamblin Family Trust, Phillip Dubose located at 205 West 10th Street. Motion carried with the abstention of Councilman Lyle Fogleman.

A motion was offered by Councilman Elliot Doré and seconded Councilman Steven Premeaux to accept the Planning Commission's recommendation and approve the Preliminary and Final Plat for the Shamblin Family Trust described as Lots 7, 8, 11, & 12, Block 146 Original Crowley contingent upon approval of the City Engineer and the City Attorney. Motion carried with the abstention of Councilman Lyle Fogleman.

A motion was offered by Councilman Elliot Doré and seconded by Councilwoman Mary Melancon to accept the Planning Commission's recommendation and approve the accessory building for Dave Bratton described as Lot 10, Lawrence Subdivision. Motion carried.

A motion was offered by Councilman Elliot Doré and seconded by Councilman Lyle Fogleman to accept the Planning Commission's recommendation and approve the Preliminary and Final Plat for Wayne Hollier located at 179 Forest Drive described as Lot 9, Block 1, McBride Subdivision contingent upon approval of the City Engineer and the City Attorney. Motion carried.

A motion was offered by Councilman Elliot Doré and seconded by Councilman Todd Whiting to create and employ a Deputy Zoning Administrator position to comply with the new building code regulations. Motion carried.

PUBLIC BUILDING: Councilman Lyle Fogleman, Jr. Chairperson

A motion was offered by Councilman Lyle Fogleman and seconded by Councilman Steven Premeaux to table the rental of the Wells Fargo building. Motion carried.

INSURANCE & PERSONNEL: Councilwoman Laurita Pete, Chairperson

A motion was offered by Councilwoman Laurita Pete and seconded by Councilman Vernon Martin to promote Ryan Landry from Permanent Firefighter to Probational Firefighter First Class effective September 11, 2007. Motion carried.

A motion was offered by Councilwoman Laurita Pete and seconded by Councilman Todd Whiting to confirm Kendall Monte from Probational Firefighter to Permanent Firefighter effective September 18, 2007. Motion carried.

A motion was offered by Councilwoman Laurita Pete and seconded by Councilwoman Mary Melancon to confirm Robbie Bott from Probational Firefighter to Permanent Firefighter effective September 19, 2007. Motion carried.

A motion was offered by Councilwoman Laurita Pete and seconded by Councilman Lyle Fogleman to confirm Curt Pointkowsky from Probational Firefighter to Permanent Firefighter effective September 22, 2007. Motion carried.

A motion was offered by Councilman Vernon Martin and seconded by Councilman Elliot Doré to employ Pharaboe Comeaux as Police Dispatcher effective September 12, 2007. Motion carried.

A motion was offered by Councilman Vernon Martin and seconded by Councilman Elliot Doré to re-employ Berton Gauthreaux as Probational Police Officer effective September 12, 2007. Motion carried.

A motion was offered by Councilman Vernon Martin and seconded by Councilman Lyle Fogleman to reclassify Shawna Senegal from police dispatcher to Probational Police Officer effective September 12, 2007. Motion carried.

A motion was offered by Councilman Vernon Martin and seconded by Councilwoman Mary Melancon to employ Jonathan Blanchard as Provisional Firefighter effective September 11, 2007, pending favourable results on his physical and drug screening test. Motion carried.

A motion was offered by Councilwoman Kitty Valdetero and seconded by Councilman Vernon Martin to employ Andrew Gibson as Provisional Firefighter effective September 11, 2007, pending favourable results on his physical and drug screening test. Motion carried.

A motion was offered by Councilman Vernon Martin and seconded by Councilman Elliot Doré to employ Darius Simon as Probational Police Officer effective August 28, 2007. Motion carried.

REVENUE & FINANCES: Councilwoman Kitty Valdetero, Chairperson

A motion was offered by Councilwoman Kitty Valdetero and seconded by Councilman Steven Premeaux to amend the budget to include the pre construction option to Ferrara Fire Apparatus for the two fire trucks in the amount of \$3,949.83 per unit for additional supplies. Motion carried.

A motion was offered by Councilwoman Kitty Valdetero and seconded by Councilman Jeff Doré to accept the auditor's recommendation to increase the capitalization policy from \$500.00 to \$1,500.00 or more, effective September 1, 2006. Therefore, all purchases of equipment, vehicles, land, and buildings with a purchase price of \$1,500 or more will be added to the fixed asset listing and depreciated. Motion carried.

RESOLUTIONS:

The following resolution was offered by Councilwoman Mary Melancon, duly seconded by Councilman Jeff Doré and unanimously carried:

RESOLUTION OF ACCEPTANCE

A resolution authorizing and directing the Mayor to execute for and on behalf of the City of Crowley, a Notice of Acceptance for Quality Construction Specialists, Contractor, pertaining to the substantial completion of the contract for "2005-2006 Streets & Drainage Maintenance Material and Repair – Proposal No. 3 – Work Order No. 1" for the City of Crowley in accordance with the plans and specifications contained in the contract documents pertaining thereto.

WHEREAS, Quality Construction Specialists, as Contractor, has substantially completed "2005-2006" Streets & Drainage Maintenance Material and Repair – Proposal No. 3 – Work Order No. 1" 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 Alderman that the Mayor of said City of Crowley be, and is hereby empowered, authorized and directed to execute a Notice of Acceptance 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 11, 2007

GREG A. JONES, Mayor

ATTEST:

JUDY L. ISTRE, City Clerk

The following resolution was offered by Councilman Todd Whiting, duly seconded by Councilman Steven Premeaux and unanimously carried:

A RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF CROWLEY, ACADIA PARISH, LOUISIANA, AUTHORIZING A MUNICIPAL LEASE WITH OPTION TO PURCHASE WITH SOVEREIGN BANK, FOR TWO (2) NEW FIRE PUMPERS, TO PROVIDE FOR THE TERMS AND CONDITIONS THEREOF AND TO PROVIDE FOR ALL MATTERS RELATIVE THERETO.

WHEREAS, the Mayor and Board of Aldermen have determined that a true and real need exists for the acquisition of two (2) new Fire Pumpers to replace older equipment to maintain the standards of fire protection for the fire rating of the City of Crowley; and

WHEREAS, the Mayor and Board of Aldermen have authorized the acquisition through the Division of Administration State of Louisiana under state contract in compliance with the bid laws and other applicable laws of the State of Louisiana; determined that excess revenue will exceed anticipated expenditures in this Fiscal Year and revenue is projected above anticipated annual expenditures for the next several Fiscal Years; and

WHEREAS, the Mayor and Board of Aldermen have determined that it is in the best interest of the City to commit excess revenues each year utilizing a Municipal Lease With Option to Purchase Agreement to spread the financial burden of the acquisition cost over time and at a reasonable cost; and

WHEREAS, Sovereign Bank is an experienced Municipal Finance Lender and has offered a Municipal Lease Agreement With Option to Purchase on favorable terms for five (5) years at an effective annual interest rate of 3.984% and including a non-appropriation clause for annual appropriations; and

WHEREAS, the Mayor and Board of Aldermen find that the terms of Municipal Lease With Option to Purchase Agreement presented to be favorable and in the best interest of the City of Crowley to acquire the Fire Apparatus upon the terms and conditions set forth in the Lease Agreement and documents presented herewith.

NOW THEREFORE BE IT RESOLVED by the Honorable Greg A. Jones, 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 Municipal Lease With Option to Purchase Agreement with Sovereign Bank for a term of five (5) years commencing on the 1st day of October 2007 with an effective rate of 3.984% per annual for the acquisition of two (2) new Ferrara Fire Pumpers through LaMAS State Contract No. 405733 as shown on Exhibit A description of equipment for the total price with annual payments of \$136,695.94 Dollars including interest as shown on Exhibit B schedule of payments; and

BE IT FURTHER RESOLVED they do hereby authorize, empower and direct Honorable Greg A. Jones hereto purchase the Fire Apparatus and authorize the acquisition through LaMAS State Contract No. 405733 and direct that the title be placed in the name of the Lessee; for the Municipal Title to the equipment be pledged to the Lessor, Sovereign Bank; 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 and attached as "Exhibit G"; and

BE IT FURTHER RESOLVED the City of Crowley as lessee hereby represents that the reasonably anticipated amount of qualified tax-exempt obligations which have been and will be issued does not exceed Ten-Million (\$10,000,000.00) for the calendar year 2007 which is the year the Municipal Lease and Option Agreement is to be executed and delivered as a "qualified tax-exempt obligation" pursuant to Section 265 (b) (3) of the Internal Revenue Code; and

BE IT FURTHER RESOLVED that Honorable Greg A. Jones, Mayor is hereby authorized to execute a "Bank Qualified Certificate" to be attached as "Exhibit F" to the said lease designating the Lease With Option to Purchase Agreement as a "qualified tax-exempt obligation" under Section 265 (b)(3) of the Internal Revenue Code and certifying that the City Of Crowley does not reasonably anticipate to issue obligations bearing interest exempt from Federal Income Taxation in an amount greater than \$10 million during this calendar year 2007 in which this agreement will be executed and delivered.

BE IT FURTHER RESOLVED that Thomas K. Regan, City Attorney be and is hereby engaged and is hereby requested to execute an "Opinion of Counsel" addressed to Sovereign Bank and/or its assignees to be attached to the Municipal Lease Agreement as Exhibit D to provide opinions as may be deemed necessary to satisfy the requirements of the Lender that the transaction constitutes a legal and binding obligation of the City.

THUS DONE AND ADOPTED in regular session duly convened on the 11th day of September, 2007, in Crowley, Acadia Parish, Louisiana.

GREG A. JONES, Mayor

ATTEST:

JUDY L. ISTRE, City Clerk

The following resolution was offered by Councilman Todd Whiting, duly seconded by Councilman Steven Premeaux and unanimously carried:

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 AMEND AND RE-ENACT CHAPTER 4 OF THE CODE OF ORDINANCES OF THE CITY OF CROWLEY, ACADIA PARISH, LOUISIANA TO AN ORDINANCE TO AMEND AND RE-ENACT CHAPTER 4 OF THE CODE OF ORDINANCES OF THE CITY OF CROWLEY TO DEFINE LIVESTOCK; TO PROHIBIT ANIMALS AND LIVESTOCK FROM RUNNING AT LARGE; TO DECLARE THE MAINTENANCE AND KEEPING OF LIVESTOCK A NUISANCE AND A DANGER TO THE PUBLIC TO PROVIDE; TO PROVIDE MINIMUM STANDARDS FOR KEEPING LIVESTOCK; AND TO PROVIDE FOR ALL MATTERS IN CONNECTION THEREWITH; TO PROVIDE THE PROVISIONS HEREOF 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 9th day of October, 2007 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 DEFINE LIVESTOCK; TO PROHIBIT ANIMALS AND LIVESTOCK FROM RUNNING AT LARGE; TO DECLARE THE MAINTENANCE AND KEEPING OF LIVESTOCK A NUISANCE AND A DANGER TO THE PUBLIC TO PROVIDE; TO PROVIDE MINIMUM STANDARDS FOR KEEPING LIVESTOCK; AND TO PROVIDE FOR ALL MATTERS IN CONNECTION THEREWITH; TO PROVIDE THE PROVISIONS HEREOF 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 11th day of September, 2007.

JUDY L. ISTRE, City Clerk

THUS DONE AND ADOPTED in regular session duly convened on the 11th day of September, 2007 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 Councilman Todd Whiting, duly seconded by Councilwoman Mary Melancon and unanimously carried:

A RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF CROWLEY, ACADIA PARISH, LOUISIANA, RECOGNIZING AND COMMENDING THE CROWLEY FIRE DEPARTMENT, VOLUNTEER FIREFIGHTERS AND THE SURROUNDING VOLUNTEER FIRE DEPARTMENTS FOR THEIR EFFORTS IN CONTROLLING A LARGE BLAZE AT POWER PETROLEUM LOCATED AT 10 NORTH AVENUE C, CROWLEY, LOUISIANA AND TO PROVIDE FOR ALL MATTERS RELATIVE THERETO.

WHEREAS, the Crowley Fire Department responded to a fire call at Power Petroleum located at 10 North Avenue C Crowley; Louisiana on the night of August 4, 2007; and

WHEREAS, upon arrival, it was immediately recognized that the entire warehouse and storage facility was engulfed in flames and a call for all available volunteers and additional equipment was made and immediately dispatched to the scene by the Crowley Fire Department; and

WHEREAS, the fire continued to grow despite their best efforts and a call for mutual aid was placed with 911 for available units from surrounding volunteer fire Departments ; and

WHEREAS, as a result of the efforts of the Crowley Fire Department Firefighters; the Crowley Volunteer Firefighters, the Firefighters and equipment from the responding Volunteer Fire Departments, including but not limited to the City of Rayne, Lyons Point Volunteer Fire Department, Egan Volunteer Fire Department, the Village of Estherwood, Morse Volunteer Fire Department, Mermentau Volunteer Fire Department and Iota Volunteer Fire Department, the fire was contained to the warehouse, storage and office facility; and

WHEREAS, without the efforts of the Firefighters in controlling the blaze and limiting its spread the large diesel and gasoline fuel tanks nearby could have exploded and could have caused severe and injury and possible loss of life; and

WHEREAS, the Mayor and Board of Aldermen desire to recognize and commend their efforts and thank the members of the various Volunteer Fire Departments who responded to the blaze for their efforts and tireless work in containing the blaze and performing their jobs in such a professional manner; and

WHEREAS, it is appropriate that a resolution of commendation be spread upon the minutes of this body recognizing said efforts.

NOW THEREFORE BE IT RESOLVED by the Board of Aldermen of the City of Crowley, Acadia Parish, Louisiana, in regular session duly convened, they do hereby recognize, commend and publicly thank the Firefighters of the Crowley Fire Department, Volunteer Firefighters of the City of Crowley and the Volunteer Firefighters of the City of Rayne, Village of Mermentau, Village of Morse, Village of Estherwood, Lyons Point, Town of Iota and Egan Volunteer Fire Departments and further express their appreciation for their efforts and commend their extraordinary work and services to the community not only for this occasion but for all their good work and that on behalf of all the citizens of the City of Crowley recognize their good work and efforts of the Firefighters and accordingly do hereby order that this Proclamation and Resolution of Commendation be spread across the minutes of this meeting.

THEREFORE BE IT RESOLVED that certified copies of this Resolution duly signed, sealed and attested to by the Honorable Greg A. Jones, Mayor City of Crowley, and the Honorable Judy L. Istre, City Clerk of the City of Crowley, to all the responding Fire Departments and their Firefighters as an expression of the grateful thanks and appreciation of the City of Crowley.

THUS DONE AND ADOPTED in regular session duly convened on the 11th day of September, 2007, 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 Councilman Lyle Fogleman, duly seconded by Councilman Vernon Martin and unanimously carried:

A RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF CROWLEY, ACADIA PARISH, LOUISIANA, AUTHORIZING A LEASE TO THE ASSIST AGENCY FOR OFFICE SPACE IN THE CROWLEY ENTERPRISE CENTER LOCATED AT 11 NORTH PARKERSON AVENUE, CROWLEY, LOUISIANA; TO PROVIDE FOR THE TERMS AND CONDITIONS PROVIDED THEREIN; AND TO PROVIDE FOR ALL MATTERS RELATIVE THERETO.

WHEREAS, the "Assist Agency" is a participant in the Local Work Force Investment program known as the "Louisiana One Stop Program" and has been a lessee in the Crowley Enterprise Center located at 11 North Parkerson Avenue, Crowley, Louisiana; and

WHEREAS, the "Assist Agency" is funded by annual appropriations from the State of Louisiana and the United States of America to provide assistance to low and moderate income individuals and to improve employment opportunities, education and other public services; and

WHEREAS, the "Assist Agency" has requested renewal of the annual lease on the same terms and conditions and the City of Crowley desires to renew the lease;

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 of the City of Crowley, to execute a lease to the Assist Agency of approximately 3,121 square feet office space in the Crowley Enterprise Center with 50 parking spaces provided, located at 11 North Parkerson Avenue, Crowley, Louisiana, for use as office space by the Assist Agency at the rate of \$11.5283 per square foot per annum the said lease to include the following terms and conditions, to-wit:

1. A term of one year Effective on the 1st day of September, 2007 and ending on the 31st day of August, 2008;
2. Monthly payments in the amount of \$2,998.32;
3. A non-appropriation clause in favor of the lessee;
4. All other terms and conditions of the said lease shall remain the same as the prior lease of the facility;

BE IT FURTHER RESOLVED that the Honorable Greg A. Jones, Mayor, be and he is hereby authorized, empowered and directed to execute any and all necessary documents and certifications in connection with the said transaction as may be meet and proper in the premises.

THUS DONE AND ADOPTED in regular session duly convened on the 11th day of September, 2007, in Crowley, Acadia Parish, Louisiana.

GREG A. JONES, Mayor

ATTEST:

JUDY L. ISTRE, City Clerk

The following resolution was offered by Councilwoman Kitty Valdetero, duly seconded by Councilwoman Mary Melancon and unanimously carried:

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 TO AMEND AND RE-ENACT SUBSECTION (b) OF SECTION 2-4 OF CHAPTER 2 OF THE CODE OF ORDINANCES OF THE CITY OF CROWLEY TO FIX THE COMPENSATION OF THE MAYOR AND OTHER OFFICERS AND OFFICIALS OF THE CITY OF CROWLEY; 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 9th day of October, 2007, at 6:00 o'clock p.m. in the Council Chambers, Crowley, Louisiana, to consider the adoption of the following ordinance:

AN ORDINANCE TO AMEND AND RE-ENACT SUBSECTION (b) OF SECTION 2-4 OF CHAPTER 2 OF THE CODE OF ORDINANCES OF THE CITY OF CROWLEY TO FIX THE COMPENSATION OF THE MAYOR AND OTHER OFFICERS AND OFFICIALS OF

THE CITY OF CROWLEY; 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 11th day of September, 2007.

JUDY L. ISTRE, CITY CLERK

THUS DONE, SIGNED AND ADOPTED on this the 11th day of September, 2007, in Crowley, Acadia Parish, Louisiana.

GREG A. JONES, Mayor

ATTEST:

JUDY L. ISTRE, City Clerk

The following resolution was offered by Councilman Vernon Martin, duly seconded by Councilwoman Kitty Valdetero and unanimously carried:

A RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF CROWLEY, ACADIA PARISH, LOUISIANA, AUTHORIZING AN INTER-GOVERNMENTAL AGREEMENT WITH THE LOUISIANA DEPARTMENT OF PUBLIC SAFETY FOR A GRANT TO PROVIDE ADDITIONAL FUNDS FOR THE CONSTRUCTION CODE ENFORCEMENT OFFICE OF THE CITY OF CROWLEY AND TO PROVIDE FOR ALL MATTERS RELATIVE THERETO

WHEREAS, the adoption of the statewide Uniform Construction Code which mandates increased wind resistant and other enhanced building standards for hurricane protection will require additional code enforcement personnel and enhancements in office equipment to enforce the new requirements ; and

WHEREAS, the City applied for and has received a Grant from the Louisiana Department of Public Safety through Statewide Uniform Construction Code Council for additional funding of the Code Enforcement Office of the City of Crowley to purchase additional equipment and assist in paying for additional personnel for construction code enforcement purposes; and

WHEREAS, it is necessary that an Inter-governmental Agreement between the agencies now be executed to implement the project; 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 and authorize empower and direct Honorable Greg A. Jones, Mayor of the City of Crowley to execute an Inter-Governmental Agreement with Louisiana Department of Public Safety and Corrections Public Safety Services providing for a Grant in the amount of Eighty-one Thousand Five-Hundred (\$81,500.00) Dollars through the statewide uniform construction code council to be used solely for funding additional personnel and purchasing enhanced equipment for the Code Construction Enforcement Office which funds shall be expended only for the categories listed in the grant and upon the terms and conditions provided for therein and providing that no funds may be used to pay third party providers or be assigned to any other purpose to contain the usual terms and conditions thereof.

THUS DONE AND ADOPTED in regular session duly convened on the 11 day of September, 2007, in Crowley, Acadia Parish

GREG A. JONES, Mayor

ATTEST:

JUDY L. ISTRE, City Clerk

ORDINANCES:

The following Ordinance was offered by Councilwoman Mary Melancon, duly seconded by Councilman Steven Premeaux and duly ordained and adopted.

ORDINANCE NO. 1373

AN ORDINANCE AMENDING THE BUDGETS FOR THE CITY OF CROWLEY FOR THE FISCAL YEAR, BEGINNING SEPTEMBER 1, 2006 AND ENDING AUGUST 31, 2007; AND TO PROVIDE FOR ALL MATTERS RELATIVE THERETO; AND TO REPEAL ALL ORDINANCES OR PARTS OF ORDINANCES INCONSISTENT OR IN CONFLICT THEREWITH.

WHEREAS, the proposed Amended Operating Budgets and the accompanying budget ordinance have been submitted to this Board of Aldermen for review and consideration; and

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

WHEREAS, notice of a public hearing by the City of Crowley on the proposed Amended Operating Budgets and notice of the availability of the proposed amended budgets for review have been timely published in the official journal, the Crowley Post Signal; and

WHEREAS, the public hearing having been held in accordance with the law on the 11th day of September, 2007 at 6:00 o'clock p.m. at City Hall on the proposed Amended Operating Budgets have now been reviewed and considered; now.

THEREFORE BE IT ORDAINED by the Board of Aldermen of the City of Crowley, Acadia Parish, Louisiana, in Regular Session, duly convened on the 11th day of September, 2007 that the following Amended Operating Budgets are hereby approved, adopted and finalized.

	Account Name	Amendment	Amended Budget
Revenue			
1 & 1/2 Cent Sales Tax			
Other Revenues		160,000	4,026,000
1/2 Cent Sales Tax - Salary			
Other Revenues		53,000	1,327,667
1/2 Cent Sales Tax - Street Improvement			
Other Revenues		53,000	1,369,667
Youth Recreation Operation Budget			
Grants & Loans		7,500	7,500
Utility Fund - Sewage Budget			
Grants & Loans		(513,900)	836,100
LCDBG Budget			

Grants & Loans	(110,825)	288,882
Other Revenue	(150,293)	0
Employee Benefit Plan Budget		
Other Revenue	(149,500)	703,600
Expenditure		
General Fund		
Police		
Salary & Fringe	(38,000)	1,522,300
Capital Outlays	38,000	163,300
Code Enforcement		
Salary & Fringe	(35,000)	218,470
Street		
Capital Outlays	(208,600)	685,400
1 & 1/2 Cent Sales Tax		
Operational Expense	(100,000)	62,000
Utility Fund - Sewage Budget		
Sewage Budget		
Capital Outlays	(712,250)	1,212,750
LCDBG Budget		
Capital Outlays	(261,000)	289,000
Employee Benefit Plan Budget		
Other Expense	(145,000)	498,350
Workmen's Compensation Budget		
Other Expense	(26,500)	78,500
Other Financing Sources (Uses)		
General Fund Budget		
Transfers & Appropriations	(208,600)	5,054,395
1 & 1/2 Cent Sales Tax		
Transfers & Appropriations	305,000	4,077,145
1/2 Cent Sales Tax - Street Improvement		
Transfers & Appropriations	(208,600)	1,002,530
Youth Recreation Building Maintenance		
Transfers & Appropriations	5,000	136,835
Utility Fund - Sewage		
Transfers & Appropriations	300,000	300,000

BE IT FURTHER ORDAINED, the amounts shall be available for expenditures only to the extent and only as included within the amended 2006-2007 fiscal budget, however nothing shall be construed to prohibit the Governing Authority from making amendments to the budget.

BE IT FURTHER ORDAINED, the Mayor of the City of Crowley, Greg A. Jones, is hereby authorized and in his sole discretion, to make such changes within the various budget classifications as he may deem necessary.

BE IT FURTHER ORDAINED, 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.

BE IT FURTHER ORDAINED that all ordinances or parts of ordinances inconsistent with or in conflict herewith be and the same are hereby repealed.

THUS AMENDED, APPROVED, ADOPTED AND FINALIZED on this the 11th day of September, 2007 at Crowley, Acadia Parish, Louisiana, after a roll call vote as follows:

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

NAYS: None

ABSTAIN: None

ABSENT: None

GREG A. JONES, Mayor

ATTEST:

JUDY L. ISTRE, City Clerk

The following Ordinance was offered by Councilman Steven Premeaux, duly seconded by Councilwoman Mary Melancon and duly ordained and adopted.

ORDINANCE NO. 1374

AN ORDINANCE TO AMEND AND RE-ENACT SECTION 5-152 OF ARTICLE VII OF CHAPTER 5 OF THE CODE OF ORDINANCES OF THE CITY OF CROWLEY TO REDUCE THE MAXIMUM NUMBER OF MEMBERS OF THE TREE BOARD TO SEVEN (7) AND TO RESTRUCTURE THE QUALIFICATIONS OF THE MEMBERSHIP OF THE BOARD; TO PROVIDE THE PROVISIONS THEREOF TO BE SEVERABLE; TO REPEAL ALL ORDINANCES OR PARTS OF ORDINANCES CONTRARY THERETO AND PROVIDE FOR ALL MATTERS RELATIVE THERETO.

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

WHEREAS, a public hearing having been held in accordance with law on the 11th day of September, 2007, at 6:00 o'clock p.m. at City Hall, Crowley, 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:

SECTION 1: Subsection 5-152 of Article VII of Chapter 5 of the Code of Ordinances of the City of Crowley be and the same is hereby amended to read as follows, to-wit:

Sec. 5-152. City Tree Board—Created; membership

- a) There is hereby created and established a City Tree Board, which shall consist of seven (7) members no less than five (5) of whom shall be citizens of and residents of this city, and who shall be appointed by the Mayor with the approval of the governing body.
- b) The mayor shall be an ex-officio member of the tree board.

- c) The membership of the tree board shall consist of at least one (1) member who shall be affiliated with the LSU Cooperative Extension Service or the Acadia Parish School System and who, by reason of their profession or educational background or experience, deal with agriculture, horticulture or forestry.
- d) The term of office for board members shall be one year.
- e) Members of the board shall serve without compensation.

Section 2: This ordinance shall become effective immediately upon adoption; and

Section 3: If any provision, part, word, section, subsection, sentence, clause or phrase of this ordinance should be held invalid by a court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this ordinance and do hereby declare the provisions hereof to be severable, then in that event, only that particular provision, part, word, section, subsection, sentence, clause or phrase shall be deemed unconstitutional or invalid and the remaining provisions, parts, words, sections, subsections, sentences, clauses or phrases will not be affected and shall continue in full force and effect; and

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

THUS DONE AND ADOPTED in regular session duly convened on this the 11th day of September, 2007, at Crowley, Acadia Parish, Louisiana, after a roll call vote as follows:

- YEAS: Elliot Doré, Jeff Doré, Lyle Fogleman, Vernon Martin, Mary Melancon, Laurita Pete, Steven Premeaux, Kitty Valdetero and Todd Whiting
- NAYS: None
- ABSTAIN: None
- ABSENT: None

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 Councilman Elliot Doré and seconded by Councilwoman Mary Melancon the meeting was adjourned at 7:30 p.m.

GREG A. JONES, Mayor

ATTEST:

JUDY L. ISTRE, City Clerk

Presented rough draft to Mayor on September 13, 2007 at 3:00 p.m.
Presented for Mayor's signature on October 3, 2007 at 2:20 p.m.
Mayor signed & returned to City Clerk on October 3, 2007 at 2:20 p.m.