

CITY OF CROWLEY
REGULAR MEETING
SEPTEMBER 14, 2010

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 14th day of September, 2010 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, Lyle Fogleman Jr., Vernon Martin, Mary Melancon, Laurita Pete, Steven Premeaux, Kitty Valdetero and Todd Whiting.

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

PUBLIC HEARINGS:

1. Mayor Greg A. Jones opened the public hearing on Rule to Show Cause for Condemnation of Property situated on Lot 10 of Block 169 of West Crowley Addition, City of Crowley, having a municipal address of 714 West 11th Street, Crowley, Louisiana belonging to Unopened Succession of Wadie Helen Bias

City Inspector, Danny Hebert said he found the building was not in compliance with building codes and recommended condemnation. There was no one present to represent the owners of the property.

Mayor Greg A. 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 situated on the east 1/2 of Lot 8 of Block 6 of Standard Mill Subdivision, City of Crowley, having a municipal address of 105 Senegal Street, Crowley, Louisiana belonging to Ulyess Landry.

City Inspector, Danny Hebert said he found the building was not in compliance with building codes and recommended condemnation. There was no one present to represent the owners of the property.

Mayor Greg A. 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 situated on Lots 13 and 14 of Block 14 of Duson's 3rd Addition, City of Crowley, having a municipal address of 1318 West Hutchinson, Crowley, Louisiana belonging to Edmond and Eva Mae Angel.

City Inspector, Danny Hebert said he found the building was not in compliance with building codes and recommended condemnation. There was no one present to represent the owners of the property.

Mayor Greg A. 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 situated on Lot 7 of Block 4 of Duson's 3rd Addition, City of Crowley, having a municipal address of 1201 West 7th Street, Crowley, Louisiana belonging to Willie Jerry.

City Inspector, Danny Hebert said he found the building was not in compliance with building codes and recommended condemnation. There was no one present to represent the owners of the property.

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

READING & APPROVAL OF MINUTES / BILLS:

Alderman Lyle Fogelman moved to dispense with the reading of the minutes of the August 10th, 2010 regular council meeting and approve them as written and distributed. Seconded by Alderman Jeff Doré and duly adopted.

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

MAYOR'S REPORT:

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

STANDING COMMITTEE REPORTS:

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 Alderman Elliot Doré to approve Partial Payment No. 1 to M. Matt Durand, Inc. for the Wastewater Treatment Facility Facultative Pond Improvements project in the amount of \$222,189.71. Motion carried.

A motion was offered by Alderman Vernon Martin and seconded by Alderman Elliot Doré to approve the Final Contract Change Order, Change Order No. 1, to the M. Matt Durand, Inc. Contract for the Wastewater Treatment Facility Facultative Pond Improvements project to include additional pay items and adjust plan quantities to constructed quantities, in the amount of \$-17,094.75. 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 Elliot Doré and seconded by Alderman Todd Whiting to make a onetime exception to the 120 day Moratorium being placed on Mobile or Manufactured homes for Alicia Damon to relocate the existing trailer from 716 West Second Street to 429 North Western Avenue.

An amendment to the motion was made by Alderman Lyle Fogleman and seconded by Todd Whiting to add “trailer will be on property owned by Alicia Damon and will be her residence”. Motion carried.

The main motion as amended was voted on and passed.

A motion was offered by Alderman Elliot Doré and seconded by Alderwoman Mary Melancon to approve the Planning Commission recommendation to approve a rear yard Size Variance of 253 square feet for John W Greenman located at 806 North Eastern Avenue described as 94.7' X 158' NBY Cole, SBY 8th St in Block 13 Duson 4th Addition. Motion carried.

Alderman Vernon Martin spoke on issues he has with the permit department.

REVENUE & FINANCES COMMITTEE:

Chairperson – Alderwoman Kitty Valdetero
Vice-Chairperson – Alderman Todd Whiting
Members – Aldermen Laurita Pete, Jeff Doré and Steven Premeaux

A motion was offered by Alderwoman Kitty Valdetero and seconded by Alderman Lyle Fogleman to designate and approve \$100,000 of the Utility Funds budget money for Capital Outlay to the LCDBG Fy 2010-11 Sewer Rehabilitation Project. Motion carried.

A motion was offered by Alderwoman Kitty Valdetero and seconded by Alderman Steven Premeaux to approve the application of Safer Grant in the amount of \$118,000 to \$138,000 that would pay the salary and fringe of two firemen for two years; the city would be obligated to employ these two people for one year after the two year period if the grant is awarded. Motion carried.

A motion was offered by Alderman Elliot Doré and seconded by Alderwoman Mary Melancon to rescind the motion on August 10, 2010 that changed October Committee meetings from October 6 -7, 2010 to October 4-5, 2010 due to the Mid Size Cities Conference that will be held in Crowley. Motion carried.

A motion was offered by Alderwoman Mary Melancon and seconded by Alderman Steven Premeaux to change November Committee meetings from November 3-4, 2010 to October 27-28, 2010 due to the rescheduling of the Mid Size Cities Conference that will be held in Crowley. Motion carried.

A motion was offered by Alderman Steven Premeaux and seconded by Alderwoman Mary Melancon to accept the low bid and award the contract to Habetz Roof Service Inc. for Reroofing of the Crowley Central Fire Station and Northern Crowley Substation with Duro-Last Roofing at a cost of \$62,472. Motion carried with an abstention from Alderman Vernon Martin.

RESOLUTIONS:

The following resolution was offered by Alderman Vernon Martin, 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 CROWEY, A *NOTICE OF TERMINATION* FOR M. MATT DURAND, LLC., CONTRACTOR, PERTAINING TO THE COMPLETION OF THE CONTRACT FOR "WASTERWATER TREATMENT FACILITY FACULTATIVE POND LEVEE IMPROVEMENTS" IN ACCORDANCE WITH THE PLANS AND SPECIFICATIONS CONTAINED IN THE CONTRACT DOCUMENTS PERTAINING THERETO.

WHEREAS, a final inspection on the above referenced project was performed on September 9, 2010 and no incomplete miscellaneous work items were identified; and

WHEREAS, M. Matt Durand, L.L.C., as Contractor, has substantially completed the "Wastewater Treatment Facility Facultative Pond Levee Improvements" 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 that the Mayor of said City 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 he be authorized and directed to have a copy of said Notice recorded in the Conveyance Records of the Parish of Acadia, State of Louisiana.

THUS DONE, SIGNED AND ADOPTED in regular session duly convened on the 14th day of September, 2010, in Crowley, Acadia Parish, Louisiana.

GREG A. JONES, Mayor

ATTEST:

JUDY L. ISTRE, City Clerk

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

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

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

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

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

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

NOW THEREFORE BE IT RESOLVED by the Mayor and Board of Aldermen of the City of Crowley, 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 ARTICLE V OF CHAPTER 5 OF THE CODE OF ORDINANCES OF THE CITY OF CROWLEY RELATIVE TO FLOOD DAMAGE PREVENTION, INCLUDING SECTION 5-110 THROUGH SECTION 5-130, TO PROMOTE PUBLIC HEALTH AND SAFETY, TO REDUCE OR MINIMIZE PUBLIC AND PRIVATE DAMAGES AND LOSSES CAUSED BY FLOODS AND TO PROVIDE DEFINITIONS OF WORDS AND PHRASES USED IN THE ORDINANCE, TO PROVIDE FOR THE LANDS TO WHICH IT APPLIES, TO PROVIDE FOR THE BASIS OF SPECIAL FLOOD HAZARD AREAS, TO PROVIDE FOR ADMINISTRATION THEREOF; 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 12th day of
October, 2010, 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 ARTICLE V OF
CHAPTER 5 OF THE CODE OF ORDINANCES OF THE CITY OF
CROWLEY RELATIVE TO FLOOD DAMAGE PREVENTION,
INCLUDING SECTION 5-110 THROUGH SECTION 5-130, TO
PROMOTE PUBLIC HEALTH AND SAFETY, TO REDUCE OR
MINIMIZE PUBLIC AND PRIVATE DAMAGES AND LOSSES CAUSED
BY FLOODS AND TO PROVIDE DEFINITIONS OF WORDS AND
PHRASES USED IN THE ORDINANCE, TO PROVIDE FOR THE LANDS
TO WHICH IT APPLIES, TO PROVIDE FOR THE BASIS OF SPECIAL
FLOOD HAZARD AREAS, TO PROVIDE FOR ADMINISTRATION
THEREOF; 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 14th day of September, 2010.

JUDY L. ISTRE, CITY CLERK

THUS DONE, SIGNED AND ADOPTED in regular session duly convened on the
14th day of September, 2010, in Crowley, Acadia Parish, Louisiana.

GREG A. JONES, Mayor

ATTEST:

JUDY L. ISTRE, City Clerk

The following resolution was offered by Alderman Lyle Fogleman, 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, ORDERING THE
CONDEMNATION OF IMPROVEMENTS SITUATED ON
LOT 10 OF BLOCK 169 OF WEST CROWLEY ADDITION
TO THE CITY CROWLEY.

WHEREAS, a Condemnation Hearing was held regarding the above described
property on the 14th day of September, 2010; 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 Lot 10 of Block 169 of West Crowley Addition to the City of Crowley, being the property of the Unopened Succession of Wadie Bias, having a municipal address of 714 West 11th 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 thirty (30) days from the date of receipt of notice which may be extended in the event the property owner demonstrates a good faith effort to complete demolition and/or removal but has been unable to do so through no fault of his own; 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 14th day of September, 2010 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 Jeff Doré, 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 THE EAST ½ OF LOT 8 OF BLOCK 6 OF STANDARD MILL SUBDIVISION OF THE CITY CROWLEY.

WHEREAS, a Condemnation Hearing was held regarding the above described property on the 14th day of September, 2010; 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 the East ½ of Lot 8 of Block 6 of Standard Mill Subdivision of the City of Crowley, being the property of Ulyess Landry, having a municipal address of 105 Senegal 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 thirty (30) days from the date of receipt of notice which may be extended in the event

the property owner demonstrates a good faith effort to complete demolition and/or removal but has been unable to do so through no fault of his own; 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 14th day of September, 2010 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, ORDERING THE CONDEMNATION OF IMPROVEMENTS SITUATED ON LOTS 13 AND 14 OF BLOCK 14 OF DUSON'S 3RD ADDITION TO THE CITY CROWLEY.

WHEREAS, a Condemnation Hearing was held regarding the above described property on the 14th day of September, 2010; 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 of Block 14 of Duson's 3rd Addition to the City of Crowley, being the property of Edmond and Eva Mae Angel, having a municipal address of 1318 West Hutchinson, 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 thirty (30) days from the date of receipt of notice which may be extended in the event the property owner demonstrates a good faith effort to complete demolition and/or removal but has been unable to do so through no fault of his own; 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 14th day of September, 2010 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 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 LOT 7 OF BLOCK 4 OF DUSON'S 3RD ADDITION TO THE CITY CROWLEY.

WHEREAS, a Condemnation Hearing was held regarding the above described property on the 14th day of September, 2010; 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 Lot 7 of Block 4 of Duson's 3rd Addition to the City of Crowley, being the property of Willie Jerry, having a municipal address of 1201 West 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 thirty (30) days from the date of receipt of notice which may be extended in the event the property owner demonstrates a good faith effort to complete demolition and/or removal but has been unable to do so through no fault of his own; 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 14th day of September, 2010 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 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, CALLING FOR A PUBLIC HEARING AND SPECIAL MEETING CONCERNING A PROPOSED ORDINANCE.

WHEREAS, a proposed ordinance has been introduced by its title on August 10, 2010; and

WHEREAS, a public hearing must be held prior consideration for adoption; and

WHEREAS, it is necessary to set a public hearing and publish the title of the proposed ordinance 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 set for a public hearing on the 27th day of September, 2010, to-wit:

AN ORDINANCE TO AMEND ORDINANCE NO. 1159 GRANTING A FRANCHISE TO CLECO POWER LLC (FORMERLY KNOWN AS CENTRAL LOUISIANA ELECTRIC COMPANY INC.) (“COMPANY”), TO AMEND THE FRANCHISE FOR A PERIOD OF TWENTY (20) ADDITIONAL YEARS FOR THE CONSTRUCTION, MAINTENANCE AND OPERATION OF ELECTRICAL UTILITIES, ELECTRIC GENERATING FACILITIES AND/OR TRANSMISSION AND DISTRIBUTION SYSTEMS IN, THROUGH AND ACROSS THE CITY OF CROWLEY (“MUNICIPALITY”), AND FOR THE USE OF THE STREETS, ALLEYS AND PUBLIC PLACES OF SAID MUNICIPALITY, IN CONNECTION THEREWITH, FOR THE GENERATION, TRANSMISSION, DISTRIBUTION AND SALE OF ELECTRIC ENERGY, FIXING THE TERMS, CONSIDERATIONS AND LIMITATIONS THEREOF AND PROVIDING FOR PAYMENT BY THE COMPANY, ITS SUCCESSORS AND ASSIGNS (CLECO POWER LLC) OF A SUM EQUAL TO FOUR (4%) PERCENT OF AMOUNTS RECEIVED BY SAID COMPANY FROM THE SALE AND DELIVERY OF ELECTRIC ENERGY AT RETAIL FOR RESIDENTIAL AND COMMERCIAL PURPOSES BASED ON RESIDENTIAL AND COMMERCIAL NET RATES BILLED FOR SERVICE WITHIN THE CORPORATE LIMITS OF SAID MUNICIPALITY, AS SAME MAY NOW OR MAY HEREAFTER LAWFULLY EXIST; TO PROVIDE OTHER FRANCHISE RIGHTS AND OBLIGATIONS WHICH SHALL EXTEND WITHIN THE CORPORATE LIMITS AS IT EXIST NOW OR HEREAFTER; TO PROVIDE THAT THE FRANCHISE SHALL BE EXTENDED UNTIL MAY 10, 2034; TO PROVIDE THAT THE PROVISIONS OF ORDINANCE NO 1159 AND THE FRANCHISE AGREEMENT NOT OTHERWISE AMENDED SHALL REMAIN IN FULL FORCE AND EFFECT; TO PROVIDE FOR THE PROVISIONS THEREOF 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 in special session and hold a public hearing on the 27th day of September, 2010, at 4:30 o'clock p.m. in the Council Chambers, City Hall, Crowley, Louisiana, to consider the adoption of the following ordinance:

AN ORDINANCE TO AMEND ORDINANCE NO. 1159 GRANTING A FRANCHISE TO CLECO POWER LLC (FORMERLY KNOWN AS CENTRAL LOUISIANA ELECTRIC COMPANY INC.) (“COMPANY”), TO AMEND THE FRANCHISE FOR A PERIOD OF TWENTY (20) ADDITIONAL YEARS FOR THE CONSTRUCTION, MAINTENANCE AND OPERATION OF ELECTRICAL UTILITIES, ELECTRIC GENERATING FACILITIES AND/OR TRANSMISSION AND DISTRIBUTION SYSTEMS IN, THROUGH AND ACROSS THE CITY OF CROWLEY (“MUNICIPALITY”), AND FOR THE USE OF THE

STREETS, ALLEYS AND PUBLIC PLACES OF SAID MUNICIPALITY, IN CONNECTION THEREWITH, FOR THE GENERATION, TRANSMISSION, DISTRIBUTION AND SALE OF ELECTRIC ENERGY, FIXING THE TERMS, CONSIDERATIONS AND LIMITATIONS THEREOF AND PROVIDING FOR PAYMENT BY THE COMPANY, ITS SUCCESSORS AND ASSIGNS (CLECO POWER LLC) OF A SUM EQUAL TO FOUR (4%) PERCENT OF AMOUNTS RECEIVED BY SAID COMPANY FROM THE SALE AND DELIVERY OF ELECTRIC ENERGY AT RETAIL FOR RESIDENTIAL AND COMMERCIAL PURPOSES BASED ON RESIDENTIAL AND COMMERCIAL NET RATES BILLED FOR SERVICE WITHIN THE CORPORATE LIMITS OF SAID MUNICIPALITY, AS SAME MAY NOW OR MAY HEREAFTER LAWFULLY EXIST; TO PROVIDE OTHER FRANCHISE RIGHTS AND OBLIGATIONS WHICH SHALL EXTEND WITHIN THE CORPORATE LIMITS AS IT EXIST NOW OR HEREAFTER; TO PROVIDE THAT THE FRANCHISE SHALL BE EXTENDED UNTIL MAY 10, 2034; TO PROVIDE THAT THE PROVISIONS OF ORDINANCE NO 1159 AND THE FRANCHISE AGREEMENT NOT OTHERWISE AMENDED SHALL REMAIN IN FULL FORCE AND EFFECT; TO PROVIDE FOR THE PROVISIONS THEREOF 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 14th day of September, 2010.

JUDY L. ISTRE, CITY CLERK

THUS DONE, SIGNED AND ADOPTED in regular session duly convened on the 14th day of September, 2010, in Crowley, Acadia Parish, Louisiana.

GREG A. JONES, MAYOR

ATTEST:

JUDY L. ISTRE, CLERK

OTHER BUSINESS:

There being no further business to come before the Council upon motion duly made by Alderman Steven Premeaux and seconded by Alderwoman Kitty Valdetero the meeting was adjourned at 7:15 p.m.

GREG A. JONES, Mayor

ATTEST:

JUDY L. ISTRE, City Clerk

Presented rough draft to Mayor on September 16, 2010 at 3:00 p.m.
Presented for Mayor's signature on September 16, 2010 at 3:00 p.m.
Mayor signed & returned to City Clerk on September 17, 2010 at 8:30 a.m.