

CITY OF CROWLEY
SPECIAL COUNCIL MEETING
MARCH 9, 2004

The Mayor and Board of Aldermen of the City of Crowley, Louisiana, the governing authority of the City of Crowley, met in a special session at 5:00 p.m. Tuesday the 9th day of March, 2004 at the regular meeting place of said Mayor and Board of Aldermen, the City Hall, 426 North Avenue F, Crowley, Louisiana, after the giving and posting of prior notice of said meeting in the manner provided by law.

Mayor Pro-Tem Buatt presided with the following Aldermen present: Tiger Istre, Woody Marceaux, Vernon Martin, Mary T. Melancon, Laurita D. Pete, Steven C. Premeaux, Ira Thomas and Kitty Valdetero.

Alderwoman Melancon led the Pledge of Allegiance to the flag and Alderwoman Valdetero gave the invocation.

March 8, 2004

City of Crowley
Special Council Meeting Notice:

You are hereby notified that a Special Council Meeting of the Mayor and Board of Aldermen of the City of Crowley will be held on Tuesday, March 9, 2004 at 5:00 p.m. in the City Council Chambers at City Hall. The purpose of said meeting will be:

1. To consider the proposed settlement of the lawsuit and all claims and causes of actions related thereto in the matter of the City of Crowley v. Louis Jody Viator and Roxie Istre Viator bearing Docket No. 80816.-D on the docket of the 15th Judicial District Court in and for the Parish of Acadia, State of Louisiana.
Notice is hereby given that this matter may be considered in Executive Session
2. Any Other Legal Items to Come before the Council.

S/ Isabella L. de la Houssaye
Isabella L. de la Houssaye, Mayor

The call was posted at City Hall on March 8, 2004 at 9:00 o'clock a.m.

The Police Dept. received the call for circulation on March 8, 2004 at 9:00 o'clock a.m. and copies of the call were delivered to the following:

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| James M. Buatt | on March 8, 2004 at 9:31 o'clock a.m. by facsimile |
| Tiger Istre | on March 8, 2004 at 9:39 o'clock a.m. by facsimile |
| Woody Marceaux | on March 8, 2004 at 9:44 o'clock a.m. by facsimile |
| Vernon Martin | on March 8, 2004 at 10:55 o'clock a.m. personal service |
| Mary T. Melancon | on March 8, 2004 at 9:20 o'clock a.m. by telephone |
| Laurita Pete | on March 8, 2004 at 9:25 o'clock a.m. by telephone |
| Steven Premeaux | on March 8, 2004 at 3:30 o'clock p.m. personal service |
| Ira Thomas | on March 8, 2004 at 9:29 o'clock a.m. by facsimile |
| Kitty Valdetero | on March 8, 2004 at 9:30 o'clock a.m. by telephone |
| K. P. Kibson | on March 8, 2004 at 9:10 o'clock a.m. by personal service |
| Thomas K. Regan | on March 8, 2004 at 9:43 o'clock a.m. by facsimile |
| Judy L. Istre | on March 8, 2004 at 9:00 o'clock a.m. personal service |

Alderwoman Melancon moved that the Board adjourn and go into Executive Session. Seconded by Alderman Istre and duly adopted.

The Board of Aldermen returned to the chamber from executive session.

Mayor Pro-Tem Buatt reconvened the meeting from Executive Session and the roll was called with the following members present: Tiger Istre, Woody Marceaux, Vernon Martin, Mary T. Melancon, Laurita D. Pete, Steven C. Premeaux, Ira Thomas and Kitty Valdetero.

Alderwoman Valdetero made a motion to offer a \$10,000 settlement agreement to Louis Jody Viator and Roxie Istre Viator with the same provision on the building as negotiated by the attorneys. Seconded by Alderman Istre.

The following resolution was offered as a substitution by Alderman Marceaux, duly seconded by Alderman Martin, and duly resolved and adopted.

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF CROWLEY APPROVING AND AUTHORIZING A SETTLEMENT OF ALL CLAIMS AND CAUSES OF ACTION AND THE LEGAL PROCEEDINGS CAPTIONED THE CITY OF CROWLEY V. LOUIS JODY VIATOR, ET UX. AND TO PROVIDE FOR ALL MATTERS IN CONNECTION THEREWITH.

WHEREAS, on the 17th day of June, 2003, the City of Crowley issued Notice of Violation of Zoning Ordinance to Louis Jody Viator and Roxie Istre Viator; and

WHEREAS, after no action was taken to correct the violations, suit was filed by the City of Crowley against Louis Jody Viator and Roxie Istre Viator in the 15th Judicial District Court in and for the Parish of Acadia, which suit bears Docket Number 880816-D on the docket of said Court; and

WHEREAS, building violations exist on Lot 4, the south 23 feet of Lot 5 and the south 73 feet of Lot 7 of Block 43, Original City of Crowley, which is zoned R-1, Residential District; and

WHEREAS, Louis Jody Viator and Roxie Istre Viator, through their counsels of record, Mark Andrus and Christopher Piasecki, and the City of Crowley through its attorney, Thomas K. Regan, reached a negotiate settlement and compromise which was entered into the record of the above captioned proceedings as a stipulated settlement subject to final approval by the Mayor and Board of Aldermen of the City of Crowley; and

WHEREAS, the Court sealed the record of the proceedings and issued a Gag Order prohibiting any discussion of the terms and conditions of the settlement agreement until the public vote of the Board of Aldermen after consideration of the matter in executive session if necessary; and

WHEREAS, the Board of Aldermen, after having heard the amount of compensation of four thousand & no/00 (\$4,000.00), rejected the settlement agreement and ordered a special meeting to be called with notice of an executive session at 5:00 o'clock p.m. on Tuesday, March 9, 2004, to consider the matter further; and

WHEREAS, the Board of Aldermen desire to increase the amount of cash consideration for the said settlement;

NOW THEREFORE BE IT RESOLVED by the Mayor and Board of Aldermen of the City of Crowley, in special session duly convened, that the consideration for the settlement be fixed at the amount of fifteen thousand & no/100 (\$15,000) and the Honorable Isabella L. de la Houssaye, Mayor of the City of Crowley, and the Honorable Judy L. Istre, City Clerk, are hereby authorized to issue payment to Louis Jody Viator and Roxie Istre Viator for and in consideration of a full, final and complete release and dismissal of all claims and causes of action from the Viators, as per the terms of the settlement agreement; and

BE IT FURTHER RESOLVED by the Board of Aldermen of the City of Crowley that all other terms and conditions of the settlement as stipulated to in the court proceedings are hereby approved.

THUS DONE AND ADOPTED after roll call vote as follows, to-wit:

YEAS: Tiger Istre, Woody Marceaux, Vernon Martin, Ira Thomas and Kitty Valdetero

NAYS: Mary T. Melancon, Laurita D. Pete and Steven C. Premeaux,

ABSENT: None

THUS DONE AND ADOPTED in special session at Crowley, Acadia Parish, Louisiana, on this the 9th day of March, 2004.

* Dr. James M. Buatt, Mayor Pro-Tem, Presided in the Absence of the Mayor

ISABELLA L. DE LA HOUSSAYE, MAYOR

JUDY ISTRE, CITY CLERK

There being no further business to come before the Council upon motion duly made by Alderman Marceaux and seconded by Alderman Thomas the meeting was adjourned at 6:05 p.m.

* Dr. James M. Buatt, Mayor Pro-Tem, Presided in the Absence of the Mayor

ISABELLA L. DE LA HOUSSAYE, MAYOR

JUDY ISTRE, CITY CLERK

Presented rough draft to Mayor on March 10, 2004 at 3:45 p.m.
Presented for Mayor's signature on March 30, 2004 at 10:25 a.m.
Mayor signed & returned to City Clerk on March , 2004 at .m.