

CITY OF CROWLEY
REGULAR MEETING
JULY 9THTH, 2019

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 9th day of July 2019 at the regular meeting place of said Mayor and Board of Aldermen, the Council Chambers, 426 North Avenue F, Crowley, Louisiana.

Mayor Tim Monceaux presided with the following Aldermen present: Jeff Cavell, Thompson Bradford Core, Clint Cradeur, Lyle Fogleman, Jr Samuel J. Reggie, III, Kim Stringfellow, Byron K. Wilridge, Vernon Martin and Steven Premeaux.

Alderman Lyle Fogleman led the Pledge of Allegiance to the flag. Police Chief Jimmy Broussard gave the invocation.

PUBLIC HEARING:

City Attorney Thomas Regan opened the public hearing on proposed ordinance no. 1499, the ordinance was read by title as follows:

AN ORDINANCE TO AMEND AND RE-ENACT SECTION 11-2(b) OF ARTICLE I OF CHAPTER 11 OF THE CODE OF ORDINANCES OF THE CITY OF CROWLEY, ACADIA PARISH, LOUISIANA, RELATIVE TO OCCUPATIONAL LICENSES TO PROVIDE THE ANNUAL LICENSE FEE FOR ALL BUSINESSES NOT OTHERWISE COVERED BY OR SPECIFICALLY EXEMPTED UNDER THIS CHAPTER SHALL BE BASED ON 1/10 OF 1% OF THE ANNUAL GROSS RECEIPTS WITH A MAXIMUM AND MINIMUM TAX THEREON AS PROVIDED BY THE LOUISIANA REVISED STATUTES; TO REPEAL ALL ORDINANCES OR PARTS OF ORDINANCES CONTRARY THERETO OR IN CONFLICT THEREWITH; AND TO PROVIDE FOR ALL MATTERS RELATIVE THERETO.

Mr. Thomas Regan asked for proponents to the proposed ordinance no. 1499. A third and final call was made with no one coming forward to speak. The call for opponents of the proposed ordinance no. 1499 was made with no one coming forward to speak. No other comments were made after the third and final call. Thomas Regan asked for comments from the council. Alderwoman Kim Stringfellow expressed her concern on raising taxes on businesses and suggested that the fee be raised in steps. Alderman Vernon Martin questioned on the amounts of fees. Alderman Clint Cradeur expressed the City of Crowley is only being brought up to meet the formulas used by State of Louisiana. Alderman Jeff Cavell clarified by naming all other businesses of professionals listed that have a current flat fee of \$50.00. Alderman Steven Premeaux expressed that he only sees that the ordinance is bring the professionals up the same level as all other businesses in Crowley. Thomas Regan called the public hearing on ordinance no. 1499 to a close.

APPEARANCES:

Mr. Chance Henry addressed the council announcing his candidacy for District 3 Police Juror.

Representative John Stefanski informed the council on update from the session of the State of Louisiana Legislature.

Pastor Dale Morgan with Love of Christ Church informed the council of the roof caving in and questioned on procedure of fund raising for Love of Christ Church.

Mr. Daniel Nugier chairman with Acadia Parish Chamber Board addressed the council on blighted properties.

Mr. Rickey Robinson questioned for an update on a blighted property with a burnt house. Mayor Tim Monceaux informed Mr. Robinson that a demo permit has been purchased for the said property.

READING & APPROVAL OF MINUTES:

Alderman Vernon Martin moved to dispense with the reading of the minutes of the June 11th, 2019 council meeting and approve them as written and distributed. Seconded by Alderman Jeff Cavell and duly adopted.

MAYOR'S REPORTS:

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

Mayor presented the monthly budget-to-actual comparisons that report the spending of major funds.

RESOLUTIONS:

The following resolution was offered by Alderman Jeff Cavell and 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 AND CALLING A SPECIAL ELECTION TO BE HELD IN THE CITY OF CROWLEY, ACADIA PARISH, LOUISIANA, FOR THE SUBMISSION OF PROPOSITIONS FOR THE RENEWAL OF AND TO AUTHORIZE THE COLLECTION AND LEVY OF THE (1) EXISTING FIVE (5) MILL TAX ON ALL PROPERTY SUBJECT TO TAXATION SITUATED IN THE SAID CITY FOR A PERIOD OF TEN (10) YEARS, ONE-HALF (1/2) OF WHICH SHALL BE FOR THE PURPOSE OF AND DEDICATED TO THE PAYMENT OF SALARIES OF THE PERSONNEL OF THE FIRE DEPARTMENT OF SAID CITY AND ONE-HALF (1/2) OF WHICH SHALL BE FOR THE PURPOSE OF AND DEDICATED TO THE PAYMENT OF SALARIES FOR PERSONNEL OF THE POLICE DEPARTMENT OF SAID CITY, (2) EXISTING FIVE (5) MILL STREET MAINTENANCE TAX ON ALL PROPERTY SUBJECT TO TAXATION SITUATED IN THE SAID CITY FOR A PERIOD OF TEN (10) YEARS FOR THE PURPOSE OF CONSTRUCTING AND MAINTAINING STREETS, ROADS, HIGHWAYS AND AVENUES IN SAID CITY, (3) EXISTING FIVE (5) MILL PUBLIC BUILDINGS & DRAINAGE MAINTENANCE TAX ON ALL PROPERTY SUBJECT TO TAXATION SITUATED IN THE SAID CITY FOR A PERIOD OF TEN (10) YEARS FOR THE PURPOSE OF MAINTAINING PUBLIC BUILDINGS, CONSTRUCTING AND MAINTAINING BRIDGES AND MAINTAINING PUBLIC GROUNDS, PUBLIC PARKS AND DRAINAGE SYSTEM OF THE SAID CITY, (4) EXISTING THREE-FOURTHS (3/4) MILL CEMETERY MAINTENANCE TAX ON ALL PROPERTY SUBJECT TO TAXATION SITUATED IN THE SAID CITY FOR A PERIOD OF TEN (10) YEARS FOR THE PURPOSE OF MAINTAINING CEMETERIES TITLED IN THE NAME OF SAID CITY; AND

TO PROVIDE FOR ALL MATTERS RELATIVE THERETO AND IN CONNECTION THEREWITH.

WHEREAS, the City of Crowley currently collects a five (5) mill tax on all property situated in the City dedicated one-half (1/2) for the payment of salaries of personnel of the Fire Department and one-half (1/2) for the payment of salaries of personnel of the Police Department which will expire at the end of 2019; and

WHEREAS, the City of Crowley currently collects a five (5) mill tax on all property situated in the City for the purpose of constructing and maintaining streets, roads, highways and avenues in the City of Crowley which will expire at the end of 2020; and

WHEREAS, the City of Crowley currently collects a five (5) mill tax on all property situated in the City for the purpose of maintaining public buildings, constructing and maintaining bridges and maintaining public grounds for parks and drainage system of the City of Crowley which will expire at the end of 2020; and

WHEREAS, the City of Crowley currently collects a three-fourths (3/4) mill tax on all property situated in the City for the purpose of maintaining cemeteries which are titled in the name of the City of Crowley which will expire at the end of 2020; and

WHEREAS, the said millage taxes represent a significant portion of the funding for these purposes which will expire at the end of 2019; and

WHEREAS, it is necessary and desirable to renew the ad valorem millages and continue to levy and collect said taxes for the above stated purposes; and

NOW THEREFORE, BE IT RESOLVED by the Board of Aldermen of the City of Crowley, Acadia Parish, Louisiana, in regular session duly convened, that:

SECTION 1: Under the authority conferred by Article VI, Section 22, Section 27(B), Section 30(A) and Section 32 of the Constitution of the State of Louisiana of 1974, and the applicable provisions of Chapter 5, Chapter 6-A and Chapter 6-B of Title 18 of the Louisiana Revised Statutes of 1950, as amended, and other constitutional and statutory authority supplemental thereto, (the "Act"), a special election, be and the same is hereby called and ordered to be held in the City of Crowley, Louisiana, on November 16, 2019, between the hours of seven o'clock (7:00) a.m. and eight o'clock (8:00) p.m., in compliance with the provisions of the General Election Code of the State of Louisiana, at which election there shall be submitted to all registered voters of the City of Crowley, qualified and entitled to vote at said election under the Constitution and laws of this State and the Constitution and laws of the United States, the following propositions, together with a simple and unbiased, concise **summary** in easily understood language which sets forth the substance of the propositions as required by Act 426 of 1993 Regular Session of the Louisiana Legislature, to-wit:

PROPOSITION NO. 1

**RENEWAL OF EXISTING FIVE (5) MILL FIRE & POLICE
PERSONNEL SALARAY TAX**

Summary: To authorize the City of Crowley to levy and collect a Five (5) Mill Tax ("Renewal") annually for a period of ten (10) years for the purpose of Fire & Police personnel salary.

Shall the City of Crowley, State of Louisiana, (the "City") under the provisions of Article VI, Section 22, Section 27(B), Section 30(A) and Section 32 of the Constitution of the State of Louisiana of 1974, continue to levy and collect a Five (5) Mill Tax on all property subject to taxation situated within said City (current estimated annual amount of \$382,847.58), annually for a period of ten (10) years, commencing with the year 2020 and ending in the year 2029, one-half (1/2) of the avails of which shall be for the purpose of and dedicated to the payment of salaries of the personnel of the Fire Department of said City and one-half (1/2) of the avails of which shall be

for the purpose of and dedicated to the payment of salaries of the personnel of the Police Department of said City?

PROPOSITION NO. 2

RENEWAL OF EXISTING FIVE (5) MILL STREET MAINTENANCE TAX

Summary: To authorize the City of Crowley to levy and collect a Five (5) Mill Tax (“Renewal”) annually for a period of ten (10) years for the purpose of Street Maintenance.

Shall the City of Crowley, State of Louisiana, (the "City") under the provisions of Article VI, Section 22, Section 27(B), Section 30(A) and Section 32 of the Constitution of the State of Louisiana of 1974, continue to levy and collect a Five (5) Mill Tax on all property subject to taxation situated within said City (current estimated annual amount of \$382,847.58), annually for a period of ten (10) years, commencing with the year 2021 and ending in the year 2030 for the purpose of constructing and maintaining streets, roads, highways and avenues in the said City?

PROPOSITION NO. 3

RENEWAL OF EXISTING FIVE (5) MILL PUBLIC BUILDING & DRAINAGE MAINTENANCE TAX

Summary: To authorize the City of Crowley to levy and collect a Five (5) Mill Tax (“Renewal”) annually for a period of ten (10) years for the purpose of Public Building and Drainage Maintenance.

Shall the City of Crowley, State of Louisiana, (the "City") under the provisions of Article VI, Section 22, Section 27(B), Section 30(A) and Section 32 of the Constitution of the State of Louisiana of 1974, continue to levy and collect a Five (5) Mill Tax on all property subject to taxation situated within said City (current estimated annual amount of \$382,847.58), annually for a period of ten (10) years, commencing with the year 2021 and ending in the year 2030 for the purpose of maintaining public buildings, constructing and maintaining bridges and maintaining public grounds, public parks and the drainage system in the said City?

PROPOSITION NO. 4

RENEWAL OF EXISTING THREE-FOURTHS (3/4) MILL CEMETERY MAINTENANCE TAX

Summary: To authorize the City of Crowley to levy and collect a Three-Fourths (3/4) Mill Tax (“Renewal”) annually for a period of ten (10) years for the purpose of Maintaining Cemeteries.

Shall the City of Crowley, State of Louisiana, (the "City") under the provisions of Article VI, Section 22, Section 27(B), Section 30(A) and Section 32 of the Constitution of the State of Louisiana of 1974, continue to levy and collect a Three-Fourth (3/4) Mill Tax on all property subject to taxation situated within said City (current estimated annual amount of \$57,444.38), annually for a period of ten (10) years, commencing with the year 2021 and ending in the year 2030 for the purpose of maintaining cemeteries titled in the name of the said City?

SECTION 2: Publication of Notices. There shall be published in the Crowley Post Signal, newspaper published in the City of Crowley, Louisiana, having general circulation throughout the City, and being the official journal of the Mayor and Board of Aldermen of the City of Crowley once a week for four (4) consecutive weeks, with the first publication to be made not less than forty-five (45) days nor more than ninety (90) days prior to the date fixed for the election, Notice of Special Election and which notice shall be substantially in the form attached hereto as Exhibit "A" and incorporated herein by reference as if it were set forth herein in full.

SECTION 3: Canvas. The Board of Aldermen of the City of Crowley, the governing authority thereof (the "Governing Authority") shall meet in December session at its regular

meeting place, the Council Chambers at the Criminal Justice Building, 2nd Floor, 426 North Avenue F, Crowley, Louisiana, on 10th, 2019, at 6:00 o'clock p.m. and shall then and there in open and public session proceed to examine and canvass the returns and declare the results of said special election.

SECTION 4: Polling Places. Said election on each said date shall be held between the hours of 7:00 a.m. and 8:00 p.m. in compliance with the provisions of the General Election Code at the following designated polling places in the City of Crowley, to-wit:

Ward 6, Precinct 1(P) - North Crowley Middle School
Ward 6, Precinct 2(P) - Notre Dame High School
Ward 6, Precinct 3A(P) - North Crowley Kindergarten
Ward 6, Precinct 3B(P) - North Crowley Kindergarten
Ward 6, Precinct 4 – St. Michael’s Church Hall
Ward 6, Precinct 6 - Old Ross High School
Ward 6, Precinct 7(P) - Rice Festival Building
Ward 6, Precinct 8(P) - Immaculate Heart of Mary Church Hall
Ward 6, Precinct 9 - South Crowley Elementary School
Ward 6, Precinct 11(P) - Martin Luther King, Jr. Center
Ward 6, Precinct 12(P) - School Board Media Center
Ward 6, Precinct 13(P) - School Board Media Center
Ward 6, Precinct 14(P) - Acadia Animal Clinic
Ward 6, Precinct 15(P) - South Crowley Elementary School
Ward 6, Precinct 16(P) - LSU Rice Experiment Station

and the Commissioners-in-Charge and Commissioners, respectively, will be the same persons as those designated in accordance with law.

Notice is further given that a portion of the monies collected from the tax described in the above propositions shall be remitted to certain state and statewide retirement systems in the manner required by law.

SECTION 5: Election Commissioners and Voting Machines. The officers shall be designated to serve as Commissioner in Charge and Commissioners pursuant to Louisiana Revised Statute 18:434 and the compensation of said officers shall be fixed in accordance with Louisiana Revised Statute 18:424 and 18:425. The Parish Board of Election Supervisors shall appoint Commissioners of Election and alternate Commissioners for each precinct, all of whom shall meet the qualifications set forth in Part II of Chapter V of Title 18 of the Louisiana Revised Statutes of 1950. The Commissioner-in-Charge for each precinct shall be the Commissioner-in-Charge selected or appointed for such precinct under the provisions of Part II of Chapter V of Title 18 of the Louisiana Revised Statutes of 1950. All registered voters of the City are entitled to vote at the said election and voting machines shall be used in the conduct of said election. A compiled statement of qualified voters shall be provided to all polling places in the conduct of the election.

SECTION 6. Officers. The officers confirmed or designated to serve as Commissioners-in-Charge and Commissioners pursuant to Section 4 hereof, or such substitutes therefor as may be selected and designated in compliance with Section 1287 of Title 18 of the Louisiana Revised Statutes of 1950, as amended (R.S. 18:1287) shall hold the said special election as herein provided, and make due returns of said special election to the Honorable Secretary of State, the Honorable Mayor and Board of Aldermen of the City of Crowley, Louisiana, and the Honorable Clerk of Court of Acadia Parish, Louisiana; and the Mayor and Board of Aldermen shall promulgate the results of said election as provided in Section 3 hereof. The compensation of said officers be and the same is hereby fixed at the sum prescribed by R.S. 18:424 and R.S. 18:425.

SECTION 7: Authorization of Officer. The Clerk of the governing authority be and she is hereby empowered, authorized and directed to arrange for the said special election, and to furnish to the said election officers in ample time for the holding of said election the necessary equipment, forms and other paraphernalia essential to the proper holding of said election as provided by State and Federal Law.

SECTION 8: Furnish Call to Election Officials. Certified copies of this Resolution shall be forwarded to the Secretary of State and Commissioner of Elections of the State of Louisiana, the Clerk of Court and Ex-Officio Parish Custodian of Voting Machines in and for the Parish of Acadia, Chairman of the Board of Supervisor for the Parish of Acadia and to the Registrar of Voters in and for the Parish of Acadia, as notification of the special election herein called in order that each may prepare for said election and perform their respective functions as required by law.

SECTION 9: Application to State Bond Commission. Application be and the same is hereby formally made to the State Bond Commission for consent and authority to hold the aforesaid special election as herein provided and in the event the Propositions carry, for the Commission's consent and authority to levy said taxes, as provided for in the Propositions above. A certified copy of this resolution shall be forwarded to the State Bond Commission on behalf of the City, together with a letter requesting the prompt consideration and approval of this application.

SECTION 10: Effective Date. This resolution shall take effect immediately upon its adoption. All orders, resolutions and ordinances in conflict herewith to the extent of such conflict be and the same are hereby repealed.

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

YEAS: Jeff Cavell, Thompson Bradford Core, Clint Cradeur, Lyle Fogleman, Jr, Samuel J. Reggie, III, Kim Stringfellow, Byron K. Wilridge, Vernon Martin and Steven Premeaux.

NAYS: NONE

ABSENT: NONE

The Resolution was declared adopted in regular session on this the 9th day of July, 2019, at Crowley, Acadia Parish, Louisiana, at which a quorum was present and acting throughout.

TIM MONCEAUX, Mayor

ATTEST:

ERIN S. CRADEUR, City Clerk

ORDINANCE:

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

ORDINANCE NO. 1499

AN ORDINANCE TO AMEND AND RE-ENACT SECTION 11-2(b) OF ARTICLE I OF CHAPTER 11 OF THE CODE OF ORDINANCES OF THE CITY OF CROWLEY, ACADIA PARISH, LOUISIANA, RELATIVE TO OCCUPATIONAL LICENSES TO PROVIDE THE ANNUAL LICENSE FEE FOR ALL BUSINESSES NOT OTHERWISE COVERED BY OR SPECIFICALLY EXEMPTED UNDER THIS CHAPTER SHALL BE BASED ON 1/10 OF 1% OF THE ANNUAL GROSS RECEIPTS WITH A MAXIMUM AND MINIMUM TAX THEREON AS PROVIDED BY THE LOUISIANA REVISED STATUTES; TO REPEAL ALL ORDINANCES OR PARTS OF ORDINANCES CONTRARY THERETO OR IN CONFLICT THEREWITH; AND TO PROVIDE FOR ALL MATTERS RELATIVE THERETO.

WHEREAS, a flat rate of \$50.00 for the Occupational License fee for professions and businesses not otherwise exempted from or covered by this Chapter has not been increased since its adoption in 1987; and

WHEREAS, a comparison with other license fees charged by other municipalities of similar size indicates most municipalities have levied an Occupational License fee on gross receipts as provided for by Louisiana Revised Statutes; and

WHEREAS, the Mayor and Board of Aldermen deem it appropriate to increase the license fee from a flat fee to an Occupational License schedule based on gross annual receipts; and

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

WHEREAS, a public hearing having been held in accordance with law on the 9th day of July, 2019, at 6:00 o'clock p.m. at Council Chamber in the Criminal Justice Building, Crowley, Louisiana; and

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

SECTION 1: That Section 11-2(b) of Article I of Chapter 11 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:

Sec. 11-2. Adoption of state laws; peddler's license.

(b) However, in the case of all other businesses not otherwise covered by or specifically exempted under this Chapter, as defined in Louisiana Revised Statute Title 49, Section 359, Subparagraph (J), a license shall be One-Tenth (1/10) of One Percent (1%) of the annual gross receipts for professional fees for services rendered by the taxpayer, with a minimum tax of Fifty & No/100 (\$50.00) Dollars and a maximum tax of Two Thousand & No/100 (\$2,000.00) Dollars.

SECTION 2: If any provision, part, word, section, subsection, sentence, clause or phrase of this ordinance should be held invalid by a court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this ordinance and do hereby declare the provisions hereof to be severable, then in that event, only that particular provision, part, word, section, subsection, sentence, clause or phrase shall be deemed unconstitutional or invalid and the remaining provisions, parts, words, sections, subsections, sentences, clauses or phrases will not be affected and shall continue in full force and effect.

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

THUS DONE, SIGNED AND ADOPTED in regular session duly convened on this the 9th day of July, 2019, at Crowley, Acadia Parish, Louisiana, after a roll call vote as follows:

YEAS: Jeff Cavell, Thompson Bradford Core, Clint Cradeur, Lyle Fogleman, Jr, Samuel J. Reggie, III, Byron K. Wilridge, Vernon Martin and Steven Premeaux.

NAYS: Kim Stringfellow

ABSENT: NONE

TIM MONCEAUX, MAYOR

ATTEST:

ERIN S. CRADEUR, CITY CLERK

OTHER BUSINESS:

There being no further business to come before the Council upon motion duly made by Alderman Lyle Fogleman and seconded by Alderman Steven Premeaux the meeting was adjourned at 7:56 p.m.

Presented rough draft to Mayor on July 16, 2019 at 2:30 p.m.
Presented for Mayor signature on July 16, 2019 at 2:30 p.m.
Mayor signed & returned to City Clerk on July 17th, 2019 at 10:00 a.m.
Publish in newspaper on July 31st, 2019