

CITY OF CROWLEY
SPECIAL COUNCIL MEETING
JANUARY 30TH, 2020

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 6:00 p.m. Thursday the 30th, day of January 2020 at the special meeting place of said Mayor and Board of Aldermen, the City Hall Council Chambers, 426 North Avenue F, Crowley, Louisiana, after the giving and posting of prior notice of said meeting in the manner provided by law.

Mayor Tim Monceaux presided with the presence of the following Aldermen: Jeff Cavell, Thompson Bradford Core, Clint Cradeur, Samuel J. Reggie, III, Kim Stringfellow, Byron Wilridge, Sr. Alderman Lyle Fogleman, Jr. Vernon Martin and Steven Premeaux. Alderman Sammy Reggie led the Pledge of Allegiance to the flag and Alderman Brad Core gave the invocation.

The following call was read:

January 29th, 2020

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 Thursday, January 30th, 2020 at 6:00 p.m. in the City Council Chambers at 426 North Ave. F, Crowley, LA.

The purpose of said meeting will be to:

1. Ordinances:

A) Consider adoption of Ordinance 1505:

AN ORDINANCE TO AMEND AND RE-ENACT SECTION 10-30, DIVISION 1.5 SEWER SERVICE USER FEE CHARGES OF ARTICLE II OF CHAPTER 10 OF THE CODE OF ORDINANCES OF THE CITY OF CROWLEY TO AMEND THE SEWER USER FEES AND CHARGES SET FORTH THEREIN; TO REPEAL ALL ORDINANCES OR PARTS OF ORDINANCES CONTRARY THERETO OR IN CONFLICT THEREWITH; TO PROVIDE FOR THE PROVISIONS HEREOF TO BE SEVERABLE; AND TO PROVIDE FOR ALL MATTERS RELATIVE THERETO.

2. Adjournment.

S/Tim Monceaux, Mayor

-In accordance with the Americans with Disabilities Act, if you need special assistance, please contact Erin S. Cradeur at (337) 788-4103, describing the assistance that is necessary.

- The Notice of Call was posted at City Hall on January 29, 2020 at 9:45 a.m.

- The call was circulated on January 29, 2020 at 9:45 a.m. and copies of the call were delivered to the following:

| | | | |
|------------------|---|--------------|-----------|
| Jeff Cavell | January 29 th , 2020 at 9:45 | o'clock a.m. | by e-mail |
| Brad Core | January 29 th , 2020 at 9:45 | o'clock a.m. | by e-mail |
| Clint Cradeur | January 29 th , 2020 at 9:45 | o'clock a.m. | by e-mail |
| Lyle Fogleman | January 29 th , 2020 at 9:45 | o'clock a.m. | by e-mail |
| Vernon Martin | January 29 th , 2020 at 9:45 | o'clock a.m. | by e-mail |
| Steven Premeaux | January 29 th , 2020 at 9:45 | o'clock a.m. | by e-mail |
| Sammy Reggie | January 29 th , 2020 at 9:45 | o'clock a.m. | by e-mail |
| Kim Stringfellow | January 29 th , 2020 at 9:45 | o'clock a.m. | by e-mail |
| Byron Wilridge | January 29 th , 2020 at 9:45 | o'clock a.m. | by e-mail |
| Jimmy Broussard | January 29 th , 2020 at 9:45 | o'clock a.m. | by e-mail |
| Jody Viator | January 29 th , 2020 at 9:45 | o'clock a.m. | by e-mail |

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|---|---|--------------|---------------------|
| M'elise B. Trahan | January 29 th , 2020 at 9:45 | o'clock a.m. | by e-mail |
| Glenn Deville | January 29 th , 2020 at 9:45 | o'clock a.m. | by e-mail |
| Tony Duhon | January 29 th , 2020 at 9:45 | o'clock a.m. | by e-mail |
| Erin Cradeur | January 29 th , 2020 at 9:45 | o'clock a.m. | by e-mail |
| Albert John | January 29 th , 2020 at 9:45 | o'clock a.m. | by e-mail |
| Gilbert Onezine | January 29 th , 2020 at 9:45 | o'clock a.m. | by e-mail |
| Tim Cradeur | January 29 th , 2020 at 9:45 | o'clock a.m. | by e-mail |
| Peter Kirsch | January 29 th , 2020 at 9:45 | o'clock a.m. | by e-mail |
| Tom Regan | January 29 th , 2020 at 9:45 | o'clock a.m. | by e-mail |
| Tim Mader | January 29 th , 2020 at 9:45 | o'clock a.m. | by e-mail |
| Crowley Post Signal | January 29 th , 2020 at 9:45 | o'clock a.m. | by e-mail |
| KATC Channel 3 | January 29 th , 2020 at 9:45 | o'clock a.m. | by e-mail |
| KLFY Channel 10 | January 29 th , 2020 at 9:45 | o'clock a.m. | by e-mail |
| Charles King | January 29 th , 2020 at 9:45 | o'clock a.m. | by e-mail |
| Theresa Richard | January 29 th , 2020 at 9:45 | o'clock a.m. | by e-mail |
| Margaret Young | January 29 th , 2020 at 9:45 | o'clock a.m. | by e-mail |
| Crowley Main St. | January 29 th , 2020 at 9:45 | o'clock a.m. | by e-mail |
| Erin Cradeur on January 28 th , 2020 at 3:45 | | o'clock p.m. | by personal service |

ORDINANCES:

The following substitute ordinance was offered by Alderman Jeff Cavell, duly seconded by Alderman Lyle Fogleman, and failed with a 6-3 vote.

ORDINANCE NO. 1505

AN ORDINANCE TO AMEND AND RE-ENACT SECTION 10-30, DIVISION 1.5 SEWER SERVICE USER FEE CHARGES OF ARTICLE II OF CHAPTER 10 OF THE CODE OF ORDINANCES OF THE CITY OF CROWLEY TO AMEND THE SEWER USER FEES AND CHARGES SET FORTH THEREIN AND TO AMEND AND RE-ENACT SECTION 10-36, REVIEW OF USER FEES, TO PROVIDE FOR A COMMITTEE TO PERFORM AN ANALYSIS OF THE REVENUES AND EXPENSES AND MAKE RECOMMENDATIONS; TO REPEAL ALL ORDINANCES OR PARTS OF ORDINANCES CONTRARY THERETO OR IN CONFLICT THEREWITH; TO PROVIDE FOR THE PROVISIONS HEREOF TO BE SEVERABLE; AND TO PROVIDE FOR ALL MATTERS RELATIVE THERETO.

WHEREAS, pursuant to the requirements of Section 10-36 of this ordinance, the City Engineer has examined the records of operation and maintenance costs, the financial information provided by the City Auditor, the records of transactions and expenses and the projection of maintenance and replacement costs to provide an analysis therefor and report to the Mayor and Board of Aldermen with recommendations for the fixing of fees and charges for the base rates for the minimal amount used and rates charged for discharge of wastewater above the base gallons provided; and

WHEREAS, the information presented to the Mayor and Board of Aldermen has been reviewed and made available to the public; and

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

WHEREAS, a public hearing having been held in accordance with law in special session on the 23rd day of January, 2020, at 5:00o'clock p.m. at Council Chambers in the Criminal Justice Building, Crowley, Louisiana; and

WHEREAS, in order to provide for the orderly analysis of revenues and costs of operations, maintenance, repair and replacement, it is necessary to create a committee to assist the engineer with same; and

WHEREAS, the Mayor and Board of Aldermen find that in order to provide adequate revenue for the operation, maintenance, repair and replacement and to secure the financial obligations of the wastewater fund, it is necessary to increase the rates presently being charged and after due deliberation and consideration of comments from the public;

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

SECTION 1: Section 10-30 of Article II of Chapter 10 of the Code of Ordinances of the City of Crowley be and the same is hereby amended and re-enacted to read as follows, to-wit:

Sec. 10-30. – User fee.

(a) There is hereby authorized to be collected by the city from each contributor, for bills rendered after the 1st day of March, 2020, a monthly sewerage service charge or user fee to pay the reasonable and necessary costs of administration, operation, maintenance, replacement and improvement of the sewerage system, including the payment of debt services and reserve requirements on sewer revenue bonds of the city issued for the purposes of acquiring and construction of additions and improvements to the sewerage system of the city as follows:

(1) In the utility service area, for the first Three Thousand (3,000) gallons or less of wastewater discharge, a base user fee of Fourteen & No/100 (\$14.00) Dollars per month for each contributor; plus

(2) In the utility service area, for wastewater discharge in excess of Three Thousand (3,000) gallons, a user fee in the amount of Five & 40/100 (\$5.40) Dollars per One Thousand (1,000) gallons of wastewater discharge or portion thereof will be added to the sewer user fee.

(3) In the utility service area, customers outside of the corporate limits shall pay for wastewater discharge for the first Three Thousand (3,000) gallons or less, a base user fee of Twenty-Two & 50/100 (\$22.50) Dollars per month for each contributor; plus

(4) In the utility service area, customers outside of the corporate limits shall pay for wastewater discharge in excess of Three Thousand (3,000) gallons, a user fee of Eight & 25/100 (\$8.25) Dollars per One Thousand (1,000) gallons of wastewater discharge or portion thereof will be added to the sewer user fee;

(5) In the utility service area, in addition to the amounts above, the surcharge referred to in Subsection 10-32(7) for discharge of wastewater exceeding the strength of Two Hundred (200) parts per million in biochemical oxygen demand or Two Hundred Fifty (250) parts per million in total suspended solids.

(6) In the utility service area, in addition to the amounts above, the connection, reconnection charges and late charges, including interest for nonpayment or late payment of the user fee.

(b) There is hereby additionally authorized to be collected by the city from each contributor, for bills rendered after the 1st day of March, 2020, and each year thereafter, for the purposes provided for above, a monthly sewer service charge or user fee in the aggregate amounts described in Subsections (a)(1) through (a)(3) above, subject to adjustments as may hereafter be adopted and approved by the governing authority of the city each year in accordance with the provisions of this division.

SECTION 2: Section 10-36 of Article II of Chapter 10 of the Code of Ordinances of the City of Crowley be and the same is hereby amended and re-enacted to read as follows, to-wit:

Sec. 10-36 – Review of user fee; review committee.

(a) A review committee is hereby established consisting of the Mayor, City Clerk, Chairman of the Revenue and Finance Committee, Chairman of the Utility Committee, City Auditor, City Attorney, City Engineer and a citizen appointed by the Mayor and confirmed by the Board of Aldermen, which

committee shall be responsible for an annual review of the rates established herein and the findings and recommendations shall be presented to the Mayor and Board of Aldermen during the annual budget process.

(b) The review shall be initiated by the City Clerk on or before May 1st of each year by calling a duly noticed Special Committee Meeting wherein available information shall be presented by the City Clerk/Chief Financial Officer, the City Auditor and the City Engineer, including information from the water company/franchisee for consumption and usage comparison.

(c) The rate established herein shall be reviewed annually by the committee on or before September 1st of each year and shall be revised upward or downward as necessary to reflect, at a minimum, revenues to pay the actual cost of administration, operation, maintenance, extension, development, replacement and improvement, including debt service and reserve requirements on any sewerage revenue bond of the sewerage system.

(d) The city engineer and city auditor shall compile information from revenues collected from the monthly user fees and other user fees and assessments available to project the estimated revenues necessary to pay the annual cost as set forth in subsection (c) above.

(e) The city engineer and city auditor shall compile information of revenues collected from monthly sewer user fees and other fees and assessments available, obtain amounts of consumption and other information from the water franchisee of potable water purchased by users and other information as may be required to project the revenues necessary to pay the annual cost set forth above. The city engineer shall compile and analyze the information from the water company and the city auditor. The city clerk shall provide up to date financial information. The city clerk, city engineer and city auditor shall certify to the committee the parameters and rate adjustments which they believe necessary to provide adequate revenue therefore. Upon receipt of the certification, the city clerk shall issue notice for a Special Committee Meeting whereat the committee shall consider, analyze and certify to the mayor and board of aldermen the rate adjustment necessary to provide adequate revenue to pay for operation, maintenance, extension, development and improvement, including the debt service and reserve requirements on any sewerage revenue bond of the sewerage system.

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.

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

SECTION 5: This ordinance shall become effective immediately upon its adoption.

THUS DONE, SIGNED AND ADOPTED in special session pursuant to notice thereof duly published and called in accordance with law at Crowley, Acadia Parish, Louisiana, on this the 30th day of January, 2020, at which a quorum was present and acting throughout.

YEAS: Jeffry Cavell, Lyle Fogleman, Steven Premeaux

NAYS: Thompson Bradford Core, Clint Cradeur, Vernon Martin, Samuel Reggie, III,
Byron Wilridge Sr., Kim Stringfellow

ABSENT: None

TIM MONCEAUX, MAYOR

ATTEST:

ERIN S. CRADEUR, CITY CLERK

There being no further business to come before the Council upon motion duly made by Alderman Brad Core and seconded by Alderwoman Kim Stringfellow the meeting was adjourned at 8:19 p.m.

Presented rough draft to Mayor on January 31st, 2020 at 11:30 a.m.

Presented for Mayor's signature on January 31st, 2020 at 11:30 a.m.

Mayor signed & returned to City Clerk on January 31st, 2020 at 11:30 a.m.

Publish in newspaper on February 25th, 2020