

CITY OF CROWLEY
REGULAR MEETING
MARCH 11TH, 2020

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. Wednesday the 11th day of March 2020 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., Steven Premeaux, Samuel J. Reggie, III, Kim Stringfellow, Byron K. Wilridge and Vernon Martin.

Alderman Byron Wilridge led the Pledge of Allegiance to the flag. Alderman Brad Core gave the invocation.

APPEARANCES:

Dr. Tina Stefanski, Regional Medical Director for Acadiana Region 4 of the Louisiana Department of Health/Office of Public Health, and the Medical Director, Bureau of Regional and Clinical Operations addressed the Council regarding the new coronavirus.

PUBLIC HEARINGS:

City Attorney, Tom Regan opened the Public Hearing on Rule to Show Cause for Condemnation of property belonging to Wayne Dailey, by the City situated on 8 lots or 1.20 Acres in Section 37, Township 19 South, Range 1 East, Acadia Parish, Louisiana, bearing a municipal address of 1228 West 8th Street, Crowley, Louisiana. Mr. Regan requested that anyone representing the Dailey property to approach the council. The City Inspector, Tony Duhon offered his testimony and stated that the demolition is approximately 50% complete and his recommendation is to no longer move forward with the hearing. The public hearing was closed after no more comments.

City Attorney, Tom Regan opened the Public Hearing on Rule to Show Cause for Condemnation of property belonging to Wayne Dailey, by the City described as Lot 10 and the East Half of Lot 11 of Block 1 of the South Crowley Addition to the City of Crowley Addition bearing municipal address of 420 East Cedar Street, Crowley, Louisiana. Mr. Regan requested that anyone representing the Dailey property to approach the council. The City Inspector, Tony Duhon offered his testimony and stated that the repair work is approximately 90% complete and his recommendation is to no longer move forward with the hearing. The public hearing was closed after no more comments.

City Attorney, Tom Regan opened the Public Hearing on Rule to Show Cause for Condemnation of property belonging to Jason M. Montz, described as Lot 8 and the E 50' of Lots 9 & 10 of Block 2 of the Conway Addition to the City of Crowley, Acadia Parish, Louisiana, having a municipal address of 907 W. 10th Street. Mr. Jason Montz approached the council and stated his position. The City Inspector, Tony Duhon offered his testimony and stated that his recommendation is to condemn the property. The public hearing was closed after no more comments.

Mayor, Tim Monceaux opened the public hearing on proposed ordinance no. 1506, the ordinance was read by title as follows:

AN ORDINANCE TO AUTHORIZE THE SALE OF IMMOVEABLE PROPERTY, INCLUDING ALL IMPROVEMENTS THEREON, CONSISTING OF LOTS 6 AND 7 OF BLOCK 34 OF THE SOUTH CROWLEY ADDITION TO THE CITY OF CROWLEY, ACADIA PARISH, LOUISIANA, FIXING A MINIMUM PRICE AND THE TERMS AND CONDITONS OF THE SALE; TO

PROVIDE FOR ALL MATTERS RELATIVE THERETO; 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.

Mayor asked for proponents to the proposed ordinance no. 1506. Mr. Robbie Trahan, who owns Falcon Rice Mill spoke in favor of the ordinance. Amy Thibodeaux spoke in favor of the ordinance. Mr. Lee Lawrence spoke in favor of the ordinance. Mr. Tracy Young spoke in favor of the ordinance. Mr. Keeffer Kelbaugh spoke in favor of the ordinance. A third and final call was made with no one further coming forward to speak. The call for opponents of the proposed ordinance no. 1506 was made and there were no comments after the third and final call. The public hearing on ordinance no. 1506 was closed.

Mayor, Tim Monceaux opened the public hearing on proposed ordinance no. 1507, the ordinance was read by title as follows:

AN ORDINANCE TO AMEND AND RE-ENACT SECTION 3-2 OF ARTICLE I OF CHAPTER 3 OF THE CODE OF ORDINANCES OF THE CITY OF CROWLEY TO ADD SECTION (b) THERETO TO PROVIDE FOR THE AUTHORIZATION OF SPECIAL EVENT PERMITS FOR THE SALE OF ALCOHOLIC BEVERAGES IN OR ON PREMISES LOCATED WITHIN THREE HUNDRED (300) FEET OF A CHURCH, SYNAGOGUE, LIBRARY, PLAYGROUND OR SCHOOL WHEN A SPECIAL EVENT PERMIT IS ISSUED UNDER THE PROVISIONS OF SECTION 3-20.1 OF THIS CHAPTER, IN ACCORDANCE WITH ALL THE LIMITATIONS, REGULATIONS AND RESTRICTIONS THEREIN; TO PROVIDE THE ORDINANCE SHALL BECOME EFFECTIVE IMMEDIATELY UPON ADOPTION; 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.

Mayor asked for proponents to the proposed ordinance no. 1507. Mr. Lee Lawrence spoke in favor of the ordinance. Chief Jimmy Broussard spoke in favor of the ordinance. Kyle Gordon spoke in favor of the ordinance. A third and final call was made with no one else coming forward to speak. The call for opponents of the proposed ordinance no. 1507 was made and there were no comments after the third and final call. The public hearing on ordinance no. 1507 was closed.

READING & APPROVAL OF MINUTES:

Alderman Vernon Martin moved to dispense with the reading of the minutes of the February 12th, 2020 council meeting seconded by Alderman Byron Wilridge and duly adopted.

Alderman Byron Wilridge moved to dispense with the reading of the minutes of the February 20th, 2020 special council meeting and approve them as written and distributed. Seconded by Alderman Clint Cradeur 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.

PUBLIC WORKS COMMITTEE:

Chairperson – Alderman Clint Cradeur
Vice-Chairperson – Alderman Brad Core
Members – Aldermen Byron Wilridge, Lyle Fogleman, Jr. and Vernon Martin

A motion was offered by Alderman Clint Cradeur and seconded by Alderman Brad Core to award a construction contract for the 2019-2020 City-Wide Drainage Improvements Project in accordance with the bid tabulation and letter of recommendation to Southern Constructors, Inc. in the amount of \$4,317,001.90 contingent upon review of all bids by the City Attorney. Motion carried.

UTILITY COMMITTEE:

Chairperson – Alderman Vernon Martin
Vice-Chairperson – Alderman Sammy Reggie
Members – Aldermen Jeff Cavell, Lyle Fogleman, Jr., and Clint Cradeur

A motion was offered by Alderman Vernon Martin and seconded by Alderman Jeff Cavell to authorize ordinance 1505 to amend and re-enact Section 10-30(a)1 and 10-30(a)2 to substitute the user fees as follows:

Section 10-30(a)1: Base user fee of \$13.20 per month for the first 2,000 gallons or less of water discharge. Section 10-30(a)2: User fee of \$3.42 per 1,000 gallons of wastewater discharge above 2,000 gallons; and further, to charge the City Engineer with running an analysis using the above cost per gallon with LAWCO's consumption records to verify the amount of increase in percentage and dollars, and to present the analysis at the regular council meeting on March 11th; and further, to amend Section 10-36(a) to insert the City CPA as a member of the review committee; and further, to charge the City Engineer with computing the actual transfer of funds from the General Fund to the Utility Fund to cover any deficits in the Utility Fund for the past 7 years.

Alderman Jeff Cavell offered an amendment to substitute motion to amend the fee structure of base rate of \$15.00 for the first 2,000 gallons or less of water discharge and a User fee of \$5.50 per 1,000 gallons of wastewater discharge above 2,000 gallons thereafter. Seconded by Alderman Lyle Fogleman. Motion failed with a 3 yay and 6 nay votes.

A vote was held for original amended motion and the motion passed with a vote of 5 yeas and 4 nays.

PUBLIC SAFETY COMMITTEE:

Chairperson – Alderman Brad Core.
Vice-Chairperson – Alderman Byron Wilridge
Members – Aldermen Vernon Martin, Kim Stringfellow and Steven Premeaux

Mr. Richard Hughes approached the council and stated that he would be willing to volunteer his services to assist the Code Enforcement Department. Mayor Tim Monceaux told him that he would be willing to meet with him.

Alderman Brad Core offered a motion to consider the condemnation of property belonging to Jason M. Montz, described as Lot 8 and the E 50' of Lots 9 & 10 of Block 2 of the Conway Addition to the City of Crowley, Acadia Parish, Louisiana, having a municipal address of 907 W. 10th Street.

Alderman Jeff Cavell offered an amendment to the condemnation order regarding Lot 8 and the East Half of Lots 9 and 10 of Block 2 of the Conway Addition of the City of Crowley bearing a municipal address of 907 West 10th Street, Crowley, Louisiana, being the property owned by Jason

M. Montz to allow his permit to stand and condemnation proceedings be put on hold with a 30 day inspection by the City inspector. Seconded by Alderman Clint Cradeur and duly adopted.

COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEE:

Chairperson – Alderman Sammy Reggie
Vice-Chairperson – Alderman Jeff Cavell
Members – Aldermen Brad Core, Clint Cradeur and Byron Wilridge

A proclamation was offered by Alderman Sammy Reggie and seconded by Alderman Byron Wilridge proclaiming the Month of April 2020 as Fair Housing Month. Motion carried.

Proclamation

Whereas, the 52nd Anniversary of the National Fair Housing Law, Title VIII of the Civil Rights Act of 1968, during the month of April, is an occasion for all Americans – individually and collectively – to rededicate themselves to the principle of freedom from housing discrimination whenever it exists; and
Whereas, this law guarantees each citizen the critical, personal element of the freely choosing a home; and
Whereas, a fair housing law has been passed by the state of Louisiana, and implementation of the law requires the positive commitment, involvement, and support of each of our citizens; and
Whereas, the department and agencies of the state of Louisiana are to provide leadership in the effort to make fair housing not just an idea, but an ideal for all our citizens; and
Whereas, barriers that diminish the rights and limit the options of any citizen to freely choose a home will ultimately diminish the rights and limit the options of all.
Now, Therefore, I, Tim Monceaux, Mayor of the City of Crowley, do hereby proclaim April 2020, as

Fair Housing Month

in the City of Crowley. I urge all citizens to celebrate the diversity and value the harmonious communities of neighbors to support the goal of equal housing opportunities for all people.

In Witness Whereof, I have hereunto set my hand to be affixed the Great Seal of the City of Crowley, Acadia Parish, Louisiana this the 11th day of March, 2020.

Tim Monceaux, Mayor
CITY OF CROWLEY, LOUISIANA

A proclamation was offered by Alderman Sammy Reggie and seconded by Alderman Byron Wilridge proclaiming April 13 - 18, 2020, as National Community Development Week. Motion carried.

Proclamation

Whereas, the Community Development Block Grant (CDBG) Program has operated since 1974 to provide local governments with the resources required to primarily meet the needs of persons of low- and moderate-income persons; and

Whereas, the Community Development Block Grant (CDBG) Program is among the few remaining federal programs available to address the needs of low- and moderate-income persons and small cities; and

Whereas, the Community Development Block Grant (CDBG) Program has provided the state of Louisiana with important and flexible assistance to meet the needs of low and moderate income residents of small cities by funding sewer, water, and street improvements projects, economic development projects, and other public improvement projects; and

Whereas, Congress and the nation acknowledge the critical value of the Community Development Block Grant (CDBG) Program and the significant projects that rely on its funds for support; and

Whereas, the week of April 13 - 18, 2020, has been reserved for recognition and appreciation of the Community Development Block Grant (CDBG) Program

Now, Therefore, I, Tim Monceaux, by virtue of the authority vested in me as Mayor of the City of Crowley, Louisiana, do hereby proclaim the week of April 13 – April 18, 2020, as

National Community Development Week

in the City of Crowley, Louisiana, and urge all citizens to join in recognizing the Louisiana Community Development Block Grant Program and the important role it plays in our community.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the City of Crowley, Louisiana to be affixed this the 11th day of March, 2020.

Tim Monceaux, Mayor
City of Crowley, Louisiana

A motion was offered by Alderman Sammy Reggie and seconded by Alderman Brad Core approving the request of Crowley Main Street for the City of Crowley to co-sponsor the Art and Wine Stroll to be held on Friday, May 1, 2020, from 5:00 p.m. to 8:00 p.m. in the Main Street District. Motion carried.

A motion was offered by Alderman Sammy Reggie and seconded by Alderman Kim Stringfellow approving the request of Crowley Main Street for the City of Crowley to co-sponsor Kids Day in the downtown historic district to be held on Saturday, August 22, 2020. Motion carried.

A motion was offered by Alderman Sammy Reggie and seconded by Alderman Clint Cradeur approving the request of Crowley Main Street for the City of Crowley to co-sponsor Taste of Crowley to be held on Thursday, November 5, 2020. Motion carried.

RESOLUTIONS:

The following resolution was offered by Alderman Clint Cradeur and seconded by Alderman Lyle Fogleman, and duly resolved and adopted.

A RESOLUTION APPROVING THE SCOPE OF THE CITY-WIDE STREET IMPROVEMENTS PROJECT AS PREPARED AND PRESENTED BY THE CITY ENGINEER, CHARLES T. MADER, MADER ENGINEERING, INC., IN AN EXHIBIT ENTITLED, "2020 CITY-WIDE STREET IMPROVEMENTS FOR THE CITY OF CROWLEY" DATED MARCH 2020, AND AUTHORIZING MADER ENGINEERING, INC. TO PROCEED WITH THE PREPARATION OF CONSTRUCTION PLANS AND SPECIFICATIONS FOR THE APPROVED PROJECT.

WHEREAS, city-wide street improvements consisting of asphaltic concrete patching, overlays, and road reconstruction of an estimated 85 miles of city streets were completed in 1997-1998; and

WHEREAS, the expected lifespan of asphaltic concrete pavement infrastructure is about 20 years, after which time the compounds that make up asphaltic concrete break down and become increasingly more susceptible to water, heat, sunlight, storm water and the effects of traffic; and

WHEREAS, pavement deterioration accelerates quickly when nearing the end of its useful life and, if left alone, will lead to significantly more costly pavement reconstruction; and

WHEREAS, the Mayor and Board of Aldermen wish to proceed with improvements immediately to preserve the street infrastructure and reduce costs; and

WHEREAS, the City Engineer has prepared the scope and cost estimate of a city-wide street improvement project and presented this information to the Mayor and Board of Alderman in an exhibit entitled "2020 City-Wide Street Improvements for the City of Crowley" dated March 2020; and

WHEREAS, the total cost of this project is estimated at \$18 Million to \$20 Million; and

WHEREAS, a funding method for this project recommended by the City Attorney, Bond Counsel, and Financial Advisors and Consultants has been presented to the Revenue and Finance Committee for consideration and approval;

NOW THEREFORE BE IT RESOLVED by Mayor and Board of Alderman of the City of Crowley that the scope of the project presented by City Engineer Charles T. Mader, Mader Engineering, Inc., in an exhibit entitled "2020 City-Wide Street Improvements for the City of Crowley" dated March 2020 is hereby approved.

BE IT FURTHER RESOLVED that Mader Engineering, Inc. is hereby authorized and directed to proceed immediately with preparation of construction plans and specifications for the approved project.

THUS DONE AND ADOPTED in regular session duly convened on the 11th day of March, 2020, at Crowley, Acadia Parish, Louisiana, at which a quorum was present and acting throughout.

TIM MONCEAUX, Mayor

ATTEST:

ERIN S. CRADEUR, City Clerk

The following resolution was offered by Alderman Vernon Martin and seconded by Alderman Sammy Reggie, and duly resolved and adopted.

MWPP RESOLUTION

WHEREAS: The Louisiana Department of Environmental Quality requires that the City of Crowley, Louisiana performs an annual Municipal Water Pollution Prevention (MWPP) audit on its Wastewater Treatment Facility located on Conrad Road and;

WHEREAS: The City has prepared and reviewed the attached MWPP audit and;

WHEREAS: The City of Crowley, Louisiana wishes to guard the public health and assure discharge compliance;

BE IT THEREFORE RESOLVED THAT the City of Crowley, Louisiana hereby informs the Louisiana Department of Environmental Quality (LDEQ) that it has set forth through the Mayor and Board of Aldermen the following actions necessary to attain and maintain permit discharge compliance contained in LPDES Permit Number LA0041254:

- 1) The City of Crowley expects to continue the rehabilitation of public leaks through an ongoing smoke testing/repair maintenance crew.
- 2) The City has a notification program for private leaks. Private property owners are notified of defects on their property and such repairs are monitored and cataloged.
- 3) The City has increased its efforts toward combating I/I, through an application for \$1,600,000 funding under the FY 2020-2021 LCDBG Program.

THUS DONE, SIGNED AND ADOPTED in regular session at Crowley, Acadia Parish, Louisiana, on this the 11th day of March, 2020, at which a quorum was present and acting throughout.

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

NAYS: None

ABSENT: None

TIM MONCEAUX, MAYOR

ATTEST:

ERIN S. CRADEUR, CITY CLERK

The following amended resolution was offered by Alderman Brad Core and seconded by Alderwoman Kim Stringfellow, and duly resolved and adopted.

A RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN
OF THE CITY OF CROWLEY, ACADIA PARISH, LOUISIANA,
CONTINUING THE CONDEMNATION HEARING; AND
PROVIDING FOR ALL MATTERS RELATIVE THERETO.

WHEREAS, a Condemnation Hearing was scheduled to be held regarding Lot 8 and the East Half of Lots 9 and 10 of Block 2 of the Conway Addition of the City of Crowley bearing a municipal address of 907 West 10th Street, Crowley, Louisiana, being the property owned by Jason M. Montz; and

WHEREAS, a building permit was issued by the City Inspector and obtained by the property owner; and

WHEREAS, the Board of Aldermen continued the condemnation pending compliance with the building permit by the property owner;

NOW THEREFORE BE IT RESOLVED by the Board of Aldermen of the City of Crowley, Acadia Parish, Louisiana, in regular session duly convened that they DO HEREBY ORDER the Condemnation Hearing regarding the building and/or structure situated on Lot 8 and the East Half of Lots 9 and 10 of Block 2 of the Conway Addition to the City of Crowley bearing a municipal address of 917 West 10th Street, Crowley, Louisiana; belonging to Jason M. Montz be and the same is hereby continued indefinitely and the building permit issued by the City Inspector's office to Jason M. Montz is recognized for one hundred eighty (180) days from the date of issue of the building permit contingent upon the work being faithfully prosecuted continuously to completion; and

BE IT FURTHER RESOLVED by the Board of Aldermen that the City Inspector shall make an inspection at least thirty (30) days from the date hereof, and at least every thirty (30) days thereafter, to determine the work is actually being continuously prosecuted and in the event the City Inspection finds it is not, the City Inspector shall request the City Clerk reschedule the rule to show cause for the next available Council meeting and Mr. Montz shall be provided written notice of the date, time and place of the hearing via certified mail or personal service by the City Inspector.

THUS DONE AND ADOPTED in regular session duly convened on the 11^h day of March, 2020, at Crowley, Acadia Parish, Louisiana, at which a quorum was present and acting throughout.

TIM MONCEAUX, Mayor

ATTEST:

ERIN S. CRADEUR, City Clerk

The following resolution was offered by Alderman Sammy Reggie 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, AUTHORIZING A BOUNDARY AGREEMENT BETWEEN SUPREME RICE, L.L.C., A LOUISIANA LIMITED LIABILITY COMPANY, AND THE CITY OF CROWLEY TO DESIGNATE THE LOCATION OF THE CORRECT BOUNDARY OF THE 0.635 ACRES BELONGING TO SUPREME RICE, L.L.C. AND THE PROPERTY BELONGING TO THE CITY OF CROWLEY LOCATED ON WEST MILL STREET WEST OF BLOCK 18 OF THE SOUTH CROWLEY ADDITION; AND TO PROVIDE FOR ALL MATTERS RELATIVE THERETO AND IN CONNECTION THEREWITH.

WHEREAS, by virtue of that certain Act of Cash Sale from the Acadia Parish Police Jury dated the 3rd day of January, 2020, and recorded under Act No. 911004 in Conveyance Book R-71 at Page 193, records of the Clerk and Recorder of Acadia Parish, Louisiana, Supreme Rice, L.L.C. is the owner of that certain tract of parcel of land situated in the City of Crowley, Acadia Parish, Louisiana, and more fully described as beginning at a point on the South line of Mill Street located South 64° 15' West, 564.1 feet from the Northeast corner of Block Eighteen (18), South Crowley Addition, and running thence South 25° 45' East, 109.0 feet; thence South 64° 15' West, 200.0 feet; thence South 79° 40' West, 60.2 feet; thence North 25° 45' West, 93.0 feet; thence North 64° 15' East, 258.0 feet to the point of beginning, containing 0.63 acres, all as per plat of survey prepared by Frank R. Lyman, Civil Engineer, dated October 12, 1962, attached to that certain Cash Sale Deed recorded at Original Act No. 334050; and

WHEREAS, the above described property is contiguous to and surrounded by property which is owned by the City of Crowley on the eastern, western and southern boundary; and

WHEREAS, in order to determine the correct location of the property, Supreme Rice, L.L.C. has caused a survey to be made of the property to stake the boundaries thereof by physically locating the property corners and appropriately marking same with survey markers and to provide a plat of survey thereof; and

WHEREAS, the survey crew was able to locate two metal rods representing two corners on the westerly boundary of the property which corners appear to be consistent with the location of the property possessed by the Acadia Parish Police Jury used as the site for the Acadia Parish Health Unit since its acquisition in 1963 by the Acadia Parish Police Jury; and

WHEREAS, the other metal rods marking the remaining corners of the property have been destroyed over the years by construction, demolition or otherwise and were unable to be located; and

WHEREAS, the location of the point of beginning of the 0.635 acres can now be determined from the west boundary thereof in reference to the northwesterly corner of the said property and the northeast corner of Block 18 and the surveyor was able to calculate the distance along the south right of way of Mill Street which found a discrepancy exists from the location of the point of beginning between the the plat of survey for the City of Crowley dated October 12, 1962, by Frank R. Lyman and the plat of survey for Supreme Rice L.L.C. dated March 9, 2020 by Ryan P. Hebert, Registered Professional Land Surveyor; and

WHEREAS, the difference in the location of the point of beginning is calculated to be 20.90 feet which causes a discrepancy in the location of the boundaries of the adjacent and contiguous properties owned by Supreme Rice, L.L.C. and the City of Crowley; and

WHEREAS, in order to correct the location of the point of beginning and boundaries of their respective properties and to settle any differences which may exist by virtue of the difference in the descriptions of the beginning point shown on the above referenced plats of survey, it is necessary to fix the boundaries; and in order to settle any controversy or differences which may exist without resort to legal proceedings and to ensure the parties shall enjoy all rights and privileges of ownership and to recognize that each is in actual possession of the said land and has good title thereto, a Boundary Agreement is necessary wherein the parties agree to correct and/or reform the description of the location of the point of beginning and agree that the legal description of the property is shown on the plat of survey dated March 9, 2020, by Ryan P. Hebert, Registered Professional Land Surveyor;

NOW THEREFORE BE IT RESOLVED by the Board of Aldermen of the City of Crowley, Acadia Parish, Louisiana, in regular session duly convened, with a quorum present and acting throughout, that they do hereby authorize, empower and direct the Honorable Tim Monceaux, Mayor of the City of Crowley, to execute a Boundary Agreement with Supreme Rice, L.L.C., to fix and agree that the point of beginning of the correct boundary and the legal description of the property is and shall be the property as described and shown on the plat of survey dated March 9, 2020, for Supreme Rice, L.L.C. being 0.635 acres located in Section 4, Township 10 South, Range 1 East, City of Crowley, Acadia Parish, Louisiana, by Ryan P. Hebert, Registered Professional Land Surveyor, (which plat shall be attached to and made part of the said Boundary Agreement) to read as follows, to-wit:

That certain tract of parcel of land situated in the City of Crowley, Acadia Parish, Louisiana, and more fully described as beginning at a point on the South line of Mill Street located South 64° 41' 05" West, a distance of 585.00 feet from the Northeast corner of Block Eighteen (18), South Crowley Addition, and running thence South 25° 18' 55" East, a distance of 109.0 feet; thence South 64° 41' 05" West, a distance of 200.0 feet; thence South 80° 06' 05" West, a distance of 60.20 feet; thence North 25° 18' 55" West, a distance of 93.00 feet; thence North 64° 41' 05" East, a distance of 258.00 feet to the point of beginning, containing 0.635 acres, located in Section 4, Township 10 South, Range 1 East, City of Crowley, Acadia Parish, Louisiana, as per plat of survey for Supreme Rice L.L.C. dated March 9, 2020, by Ryan P. Hebert, Registered Professional Land Surveyor.

BE IT FURTHER RESOLVED that the said Boundary Agreement shall recognize that Supreme Rice, L.L.C. and the City of Crowley are each presently in actual corporeal possession of their respective properties and establish the boundaries as shown on the plat of survey of Ryan P. Hebert dated March 9, 2020, and confirm and recognize the respective title to the parties by which they acquired the said property in accordance with the actual possession as each owner thereof, or their successors in title, continuously, uninterruptedly and publicly for more than 30 years; and

BE IT FURTHER RESOLVED that the Honorable Tim Monceaux, Mayor of the City of Crowley, be and he is hereby authorized, empowered and directed to execute the said Boundary Agreement as an authentic act and to sign any and all documents as may be meet and proper in connection herewith.

THUS DONE AND ADOPTED in regular session convened on the 11th day of March, 2020, in Crowley, Acadia Parish, Louisiana, at which a quorum was present and acting throughout, by roll call vote as follows:

YAYS: YEAS: Jeff Cavell, Brad Core, Clint Cradeur, Lyle Fogleman, Steven Premeaux, Samuel J. Reggie, Kim Stringfellow, Byron K. Wilridge and Vernon Martin.
NAYS: None
ABSENT: None

TIM MONCEAUX, Mayor

ATTEST:

ERIN S. CRADEUR, City Clerk

The following resolution was offered by Alderman Jeff Cavell and seconded by Alderman Steven Premeaux, and duly resolved and adopted.

A RESOLUTION AUTHORIZING THE CITY OF CROWLEY, LOUISIANA, TO INCUR DEBT AND TO BORROW FROM THE LOUISIANA LOCAL GOVERNMENT ENVIRONMENTAL FACILITIES AND COMMUNITY DEVELOPMENT AUTHORITY AN AMOUNT NOT TO EXCEED \$20,000,000 TO MATURE NOT LATER THAN 20 YEARS FROM DATE OF ISSUANCE, IN ONE OR MORE SERIES, AT A RATE OR RATES NOT EXCEEDING 7.00% PER ANNUM, FOR THE PURPOSE OF FINANCING THE COSTS OF ENGINEERING, CONSTRUCTION, ADDITIONS, ACQUISITIONS, REPAIRS AND/OR EXPANSIONS NEEDED FOR CITY WIDE STREET IMPROVEMENTS INCLUDING DRAINAGE, AND TO PAY COSTS OF ISSUANCE OF THE BONDS; AUTHORIZING PREPARATION AND DISTRIBUTION OF THE PRELIMINARY OFFICIAL STATEMENT AND THE OFFICIAL STATEMENT AND AUTHORIZING THE FORM OF AND EXECUTION OF THE BOND PURCHASE AGREEMENT; AUTHORIZING

EMPLOYMENT OF A FINANCIAL ADVISOR; AND PROVIDING FOR
OTHER MATTERS IN CONNECTION WITH THE FOREGOING.

WHEREAS, the City of Crowley, Louisiana, a political subdivision of the State of Louisiana (the "City"), after examining available data, determined on December 11, 2018, that there is a substantial need in the City to borrow from the Louisiana Local Government Environmental Facilities and Community Development Authority (the "Authority") an amount not to exceed \$20,000,000 to be financed by the Authority's Revenue Bonds, in accordance with the provisions of Chapter 10-D of Title 33 of the Louisiana Revised Statutes of 1950, as amended (the "Act"); and

WHEREAS, issuance by the Authority of not to exceed \$20,000,000 (the "Bonds") on behalf of the City will assist the City in financing the cost of engineering, construction, additions, acquisitions, repairs, and/or expansions needed for city-wide street improvements, including drainage, and to pay the costs of issuance of the Bonds, including the premiums for a bond insurance policy and a debt service reserve fund surety policy, if necessary (the "Project"); and

WHEREAS, on April 24, 2019, the Louisiana State Bond Commission members present at said meeting gave unanimous approval and authority to the Authority to issue, sell and deliver not to exceed \$20,000,000 in one or more series of bonds; and

WHEREAS, pursuant to and in accordance with the Act and a loan agreement dated as of June 1, 2020 (the "Loan Agreement") to be entered into by and between the Authority and the City, the City will borrow not to exceed \$20,000,000 from the Authority for purposes of financing acquisition of the Project under the terms and conditions more fully described in the Loan Agreement; and

WHEREAS, in order to provide for payment and security of the Bonds, the Loan Agreement will provide for a pledge by the City of the funds, income, revenue, fees, receipts or charges of any nature from any source whatsoever on deposit with or accruing from time to time to the City not otherwise legally dedicated and required for other purposes, or by operation of law ("*Lawfully Available Funds*"), thereby obligating the City to pay to the Authority amounts necessary to allow the Authority to make principal and interest payments on the Bonds; and

WHEREAS, it is expected that the first series to be issued and sold will not exceed \$20,000,000 in aggregate principal amount, which are expected to be marketed and sold in June, 2020;

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN, GOVERNING AUTHORITY OF THE CITY OF CROWLEY, LOUISIANA (the "Council"), in regular session convened, that:

SECTION 1. The statements of fact expressly contained within the preamble to this Resolution have been specifically reviewed by the Council and are found to be factually true and correct, and are made resolutions of the City.

SECTION 2. In compliance with the applicable provisions of the Act and other constitutional and statutory authority supplemental thereto, there be and there is hereby authorized the incurring of indebtedness and borrowing by the City from the Authority of the proceeds of its not exceeding Twenty Million and No/100 Dollars (\$20,000,000) Revenue Bonds (City of Crowley, Louisiana Project), in one or more series, said Bonds to mature not later than twenty years from their date of issuance, at a fixed rate or rates not exceeding 7.00% per annum, to be secured by and payable from Lawfully Available Funds of the City.

SECTION 3. Prior to issuance of the Bonds, the City anticipates that it may pay a portion of the costs of the Project from other available funds. Upon issuance of the Bonds, the City reasonably expects to reimburse said expenditures from the proceeds of the Bonds. Any such allocation of the proceeds of the Bonds for reimbursement will be made with respect to the capital expenditures (as defined in Treasury Regulation 1.150-1 (h) and will be made upon the delivery of the Bonds and not later than one year after the date of (i) the date such expenditure was made or (ii) the date improvements were placed in service. This resolution is intended to be a declaration of intent to reimburse in accordance with the provisions of the Treasury Regulation 1.150-2.

SECTION 4. This Council does hereby approve execution of the Loan Agreement with the Authority substantially in the form attached hereto as Exhibit A. The Mayor, Mayor Pro-Tem and/or City Clerk of the City be and they are hereby authorized and directed to execute said Loan Agreement for and on behalf of the City and are further authorized to make and approve any changes required therein, but not inconsistent with the intent of this Resolution, or as may be required by the City Attorney or Bond Counsel.

SECTION 5. The Council hereby authorizes preparation, use and distribution of a Preliminary Official Statement and Official Statement in connection with marketing and sale of the Bonds by Stifel, Nicolaus & Company, Incorporated (the "Underwriter") in substantially the form submitted to the City, with

such additions, omissions and changes as may be approved by the City Attorney and Bond Counsel to the City. The Council further authorizes and approves execution of the Preliminary Official Statement and Official Statement by the Mayor, Mayor Pro-Tem and/or City Clerk of the Council and the delivery of such Preliminary Official Statement and Official Statement to the Underwriter for use in connection with the public offering and sale of the Bonds.

SECTION 6. Upon sale of the Bonds, the Mayor, Mayor Pro-Tem and/or City Clerk of the Council, as Executive Officers, are each authorized, empowered and directed, at or about the time sale of the Bonds, to execute on behalf of the City, a purchase agreement between the Authority, the City and the Underwriter (the “*Bond Purchase Agreement*”), and any and all other documents deemed necessary by the City Attorney and Bond Counsel, in order to finance the Project.

SECTION 7. The City covenants and agrees that, to the extent permitted by the laws of the State of Louisiana, it will comply with the requirements of the Internal Revenue Code of 1986, as amended (the “*Code*”) in order to establish, maintain and preserve the exclusion from “gross income” of interest on the Bonds under the Code. The City further covenants and agrees it will not take any action, fail to take any action, or permit any action within its control to be taken, or permit at any time or times any of the proceeds of the Bonds or any other funds of the City to be used directly or indirectly in any manner, the effect of which would be to cause the Bonds to be “arbitrage bonds” or would result in the inclusion of interest on any of the Bonds in gross income under the Code, including, without limitation, (i) the failure to comply with the limitation on investment of Bond proceeds or (ii) the failure to pay any required rebate of arbitrage earnings to the United States of America or (iii) the use of proceeds of the Bonds in a manner which would cause the Bonds to be “private activity bonds.”

SECTION 8. The Mayor, Mayor Pro-Tem and/or City Clerk of the City be and they are hereby authorized to take and perform any and all actions required and necessary under the terms of the Loan Agreement, the Bond Purchase Agreement, including execution of certificates and other documents necessary therefor. The Mayor, Mayor Pro-Tem and/or Clerk of the City are hereby further empowered, authorized and directed to take any and all action and to execute and deliver any instrument, document or certificate necessary to effectuate the purposes of this Resolution.

SECTION 9. Government Consultants, Inc., Baton Rouge, Louisiana, is hereby selected and engaged to serve as Independent Registered Municipal Advisor (the “*Municipal Advisor*”) to the City in connection with the sale and issuance of the Bonds and the City hereby acknowledges that it is represented by the Municipal Advisor. The fee paid to the Municipal Advisor shall be contingent on the issuance, sale and delivery of the Bonds. The Mayor is hereby authorized and directed to execute the acknowledgment of the independent Registered Municipal Advisor disclosure letter upon receipt.

SECTION 10. All resolutions, ordinances or orders in conflict herewith, be to the extent of such conflict, and they are hereby repealed.

THUS DONE, SIGNED AND ADOPTED in regular session at Crowley, Acadia Parish, Louisiana, on this the 11th day of March, 2020, at which a quorum was present and acting throughout.

YEAS: Jeff Cavell, Brad Core, Clint Cradeur, Lyle Fogleman, Vernon Martin, Steven Premeaux, Kim Stringfellow, Byron Wilridge

NAYS: Sammy Reggie

ABSENT: None

TIM MONCEAUX, MAYOR

ATTEST:

ERIN S. CRADEUR, CITY CLERK

The following resolution was offered by Alderman Jeff Cavell and seconded by Alderman Steven Premeaux, with a dollar amount set at \$7,500. Motion failed with a 4 to 5 vote. An amended motion was offered by Alderman Vernon Martin and seconded by Alderman Byron Wilridge to fund the full amount of \$10,000 with the contingency that the money is available in the budget. Motion carried.

A RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF CROWLEY, ACADIA PARISH, LOUISIANA, AUTHORIZING AN INTERGOVERNMENTAL AGREEMENT WITH THE ASSIST AGENCY TO PROVIDE PUBLIC FUNDING TO CONTRIBUTE TO THE SALARIES OF A SITE DIRECTOR, PROGRAM FACILITATOR OR COORDINATOR AND OTHER PERSONNEL FOR THE SUMMER FOOD SERVICE AND ACTIVITIES PROGRAM FOR ELEMENTARY AND PRE-SCHOOL CHILDREN; AND TO PROVIDE FOR ALL MATTERS RELATIVE THERETO.

WHEREAS, the Assist Agency, a non-profit corporation, administers a Summer Food Service and Activities Program for elementary and pre-school age children which includes a meal, educational programs, games and sports activities during the summer months; and

WHEREAS, the Acadia Parish School Board has agreed to co-sponsor with the Assist Agency the program by providing the Crowley Middle School facilities on Northern Avenue in the City of Crowley to house and conduct the program; and

WHEREAS, the Mayor and Board of Aldermen of the City of Crowley desire to co-sponsor the program together with the Assist Agency and the Acadia Parish School Board by contributing a portion of the funding for the salaries of the director, program facilitator/coordinator and other personnel to administer the Summer Food Service and Activities Program for the summer of 2020; and

WHEREAS, the City of Crowley will agree to provide the amount of Ten Thousand & No/100 (\$10,000.00) Dollars as a contribution to be used for the payment of the salaries of the site director, program facilitator/coordinator and other personnel to coordinate and administer the program; and

WHEREAS, the City of Crowley agrees to contribute to the payment of a portion of the salaries only and not to provide or perform any administrative functions or to provide personnel for the program which is to be solely and exclusively controlled by the Assist Agency; and

WHEREAS, the Assist Agency has agreed to indemnify and hold harmless the City of Crowley from any and all claims or liability for property damages and personal injuries resulting from any incident(s) or accident(s) which occurs under the supervision of the Assist Agency for the Summer Food Service and Activities Program during the summer of 2020, including but not limited to providing food, transportation, Ross Head Start facilities, personnel/employees administering and coordinating the program and other personnel involved in conducting the program; 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 they do hereby authorize, empower and direct the Honorable Tim Monceaux, Mayor of the City of Crowley, to enter into an Intergovernmental Agreement with the Assist Agency to co-sponsor the Summer Food Service and Activities Program for the year 2020 with the Assist Agency, to provide the amount of Ten Thousand & No/100 (\$10,000.00) Dollars to be used to fund a portion of the salaries of the director, program facilitator/coordinator and other personnel for educational and sport activities for elementary and pre-school age children enrolled in the summer program provided that the said Intergovernmental Agreement shall contain an indemnity and hold harmless clause in favor of the City of Crowley and shall require the Assist Agency to name the City of Crowley as an additional insured on any insurance policy issued to the Assist Agency for claims for injuries or damages or lawsuits occurring during or as a result of the program, including but not limited to providing food, transportation to the Crowley Middle School facilities, personnel/employees administering and coordinating the program and all others personnel involved in conducting the program; and

BE IT FURTHER RESOLVED that the Honorable Tim Monceaux, Mayor, be and he is hereby authorized, empowered and directed to execute any and all other documents or attachments and/or provide additional information as may be deemed necessary in connection therewith; and

BE IT FURTHER RESOLVED that an appropriation is hereby made from the General Fund Balance in the amount of Ten Thousand & No/100 (\$10,000.00) Dollars to the Community and Economic Development Expenditures Budget.

THUS DONE AND ADOPTED in regular session duly convened on the 11th day of March, 2020, 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. Alderwoman Kim Stringfellow offered an amendment to the ordinance to include the stipulation that if the Utility or Finance Chairperson cannot attend then they are to appoint a proxy in their absence. Seconded by Alderman Brad Core and duly adopted.

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 April, 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 Two Thousand (2,000) gallons or less of wastewater discharge, a base user fee of Thirteen & 20/100 (\$13.20) Dollars per month for each contributor; plus

(2) In the utility service area, for wastewater discharge in excess of Two Thousand (2,000) gallons, a user fee in the amount of Three & 42/100 (\$3.42) 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 April, 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 or designee in the event of absence, Chairman of the Utility Committee or designee in the event of absence, City Auditor, City Attorney, City Engineer, City CPA 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 regular session at Crowley, Acadia Parish, Louisiana, on this the 11th day of March, 2020, at which a quorum was present and acting throughout.

YEAS: Brad Core, Clint Cradeur, Kim Stringfellow, Byron Wilridge, and Vernon Martin

NAYS: Jeff Cavell, Lyle Fogleman, Steven Premeaux, Sammy Reggie

ABSENT: None

TIM MONCEAUX, MAYOR

ATTEST:

ERIN S. CRADEUR, CITY CLERK

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

ORDINANCE NO. 1506

AN ORDINANCE TO AUTHORIZE THE SALE OF IMMOVEABLE PROPERTY, INCLUDING ALL IMPROVEMENTS THEREON, CONSISTING OF LOTS 6 AND 7 OF BLOCK 34 OF THE SOUTH CROWLEY ADDITION TO THE CITY OF CROWLEY, ACADIA PARISH, LOUISIANA, FIXING A MINIMUM PRICE AND THE TERMS AND CONDITIONS OF THE SALE; TO PROVIDE FOR ALL MATTERS RELATIVE THERETO; 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, the City of Crowley purchased the property described as Lots 6 and 7 of Block 34 of the South Crowley Addition to the City of Crowley on February 21, 2003; and

WHEREAS, the Mayor and Board of Aldermen of the City of Crowley have received inquiries about the possible purchase of the above referenced property; and

WHEREAS, the Mayor and Board of Aldermen find that the property is no longer needed for public use and believe it to be in the best interest of the City of Crowley to authorize the sale of the property and any improvements situated thereon; 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 11th day of March, 2020, at 6:00 o'clock p.m. at Council Chambers in the Criminal Justice Building, Crowley, Louisiana;

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 they do hereby declare the property described as Lots 6 and 7 of Block 34 of the South Crowley Addition and any improvements situated thereon is no longer needed for public use by the City of Crowley and is hereby declared to be surplus property and available for sale, the said property being more particularly described as follows:

Those certain lots or parcels of ground together with all buildings and improvements thereon located in the City of Crowley, Acadia Parish, Louisiana, and being more particularly described as being Lots Six (6) and Seven (7) of Block Thirty-Four (34) of the South Crowley Addition to said City as per plat of said Addition filed in the office of the Clerk of Court for Acadia Parish, Louisiana.

BE IT FURTHER ORDAINED that all costs of this transaction shall be paid for by the Purchaser, including all charges for publication of notice and of the ordinance, which shall be added to the sale price; and

BE IT FURTHER ORDAINED that the property shall be sold "as is, where is" and without any warranty whatsoever and the price shall be cash paid in full at the time of the closing of the transaction, including the costs of the transaction as aforesaid; and

BE IT FURTHER ORDAINED that the minimum amount of any bid shall be not less than Fourteen Thousand One Hundred & No/100 (\$14,100.00) Dollars and the City will receive sealed proposals from the bidders which shall be addressed to the City of Crowley, Attention Mayor Tim Monceaux, which bids shall be opened at the next regular meeting after the adoption of this Ordinance; and

BE IT FURTHER ORDAINED that they do hereby authorize, empower and direct the Honorable Tim Monceaux, Mayor of the City of Crowley, to execute the Cash Sale at not less than the minimum price for the sale and costs of advertising, etc. as provided by the City Clerk, to receive the funds therefor and to deposit same into the City's account; and

BE IT FURTHER ORDAINED that they do hereby authorize Thomas K. Regan, City Attorney for the City of Crowley, to prepare the necessary resolutions and ordinances and procedures as may be required under state statutes to sell the property in accordance with law; and

BE IT FURTHER ORDAINED the Mayor and Board of Aldermen of the City of Crowley do hereby authorize, empower and direct the Honorable Tim Monceaux, Mayor, and Thomas K. Regan, City Attorney, to take any and all actions and to performed such duties as may be necessary under law to accomplish the sale of Lots 6 and 7 of Block 34 of the South Crowley Addition to the City of Crowley; and

BE IT FURTHER ORDAINED that 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

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 DONE, SIGNED AND ADOPTED in regular session duly convened on this the 11th day of March, 2020, at Crowley, Acadia Parish, Louisiana, at which a quorum was present and acting throughout, after a roll call vote as follows:

YEAS:	Jeff Cavell, Lyle Fogleman, Steven Premeaux, Sammy Reggie, Kim Stringfellow
NAYS:	Brad Core, Clint Cradeur, Byron Wilridge
ABSENT:	None
ABSTENTION:	Veron Martin

TIM MONCEAUX, MAYOR

ATTEST:

ERIN S. CRADEUR, CITY CLERK

The following ordinance was offered by Alderman Brad Core and seconded by Alderman Sammy Reggie, and duly resolved and adopted.

ORDINANCE NO. 1507

AN ORDINANCE TO AMEND AND RE-ENACT SECTION 3-2 OF ARTICLE I OF CHAPTER 3 OF THE CODE OF ORDINANCES OF THE CITY OF CROWLEY TO ADD SECTION (b) THERETO TO PROVIDE FOR THE AUTHORIZATION OF SPECIAL EVENT PERMITS FOR THE SALE OF ALCOHOLIC BEVERAGES IN OR ON PREMISES LOCATED WITHIN THREE HUNDRED (300) FEET OF A CHURCH, SYNAGOGUE, LIBRARY, PLAYGROUND OR SCHOOL WHEN A SPECIAL EVENT PERMIT IS ISSUED UNDER THE PROVISIONS OF SECTION 3-20.1 OF THIS

CHAPTER, IN ACCORDANCE WITH ALL THE LIMITATIONS, REGULATIONS AND RESTRICTIONS THEREIN; TO PROVIDE THE ORDINANCE SHALL BECOME EFFECTIVE IMMEDIATELY UPON ADOPTION; 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, special event permits for the sale of alcoholic beverages are authorized by Section 3-20.1 of Article I of Chapter 3 of the Code of Ordinances of the City of Crowley to be issued for a period of not more than three (3) consecutive days to permit the sale of alcoholic beverages of low and high alcohol content for events sponsored or co-sponsored by the City of Crowley and/or a non-profit in accordance with the provisions of Section 3-5(e) provided that the limitations, restrictions and requirements of Section 3-20.1 are complied with; and

WHEREAS, most of the special events sponsored by non-profit organizations, churches and school and/or co-sponsored by the City of Crowley are held to provide support for the non-profit organization's activities, educational purposes and/or provide fundraising for worthy causes, cultural events, projects and assistance to persons in the community; and

WHEREAS, the sale of alcoholic beverages during such special events provides a source of funding for the cost of staging said event and allows a non-profit organization to raise funds to support its activities; and

WHEREAS, under the provisions of Section 3-5(e) of Article I of Chapter 3 of the Code of Ordinances of the City of Crowley, the sale and consumption of alcoholic beverages is permitted in public parks, places or facilities so long as the event is co-sponsored by the City of Crowley and/or a non-profit and a special events permit has been obtained issued by the Mayor and Chief of Police for a fair, festival, tournament or other public event specifying the date(s) and hour(s) in the special events permit authorizing the sale and consumption of alcoholic beverages of low and/or high alcohol content; and

WHEREAS, the provisions of Section 3-2 of Article I of Chapter 3 of the Code of Ordinances of the City of Crowley prohibits the issuance of permits of licenses for the sale and consumption of alcoholic beverages when the premises is located within the three hundred (300) feet of churches, synagogues, libraries, playgrounds or schools from the nearest point of the property line of the church, synagogue, library, playground or school as a person walks to the nearest point of the premises where the permittee proposed to conduct said sale and consumption of alcoholic beverages; and

WHEREAS, said Section prohibits the issuance of special events permits for the sale of alcoholic beverages without consideration of factors such as the temporary nature of the event and the terms of Section 3-20.1 regarding limitations, restrictions and regulations of permits; and

WHEREAS, the Mayor and Board of Aldermen find that such permits for special events can reasonably be issued for fairs, festivals, tournaments or other public events in public parks, playgrounds, streets and sidewalks under the limitations, restrictions and regulations provided for in Section 3-.20.1; 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 regular session on the 11th day of March, 2020, at 6:00 o'clock p.m. at Council Chambers in the Criminal Justice Building, Crowley, Louisiana;

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 3-2 of Article I of Chapter 3 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. 3-2. – Proximity of on-premises consumption establishment to schools, churches, playgrounds, libraries; exception for special events permits.

- (a) No permit or license for consumption on the premises shall be issued where the permittee or licensee proposes to conduct said business in a premises located within three hundred (300) feet of any church, synagogue, library, playground or school, except a school for business education conducted as a business college or school. The measurement of said distance shall be made as a person walks using the sidewalk from the nearest point of the property line of the church, synagogue, library, playground or school to the nearest point of the premises to be licensed.
- (b) The issuance of a special permit for the sale and consumption of alcoholic beverages on the premises shall be permissible in any public place, building, street, sidewalk, park, playground, parking lot or any other public rights of way or property, inside or outside the public building/premises/facility, so long as the event is sponsored or co-sponsored by the City of Crowley and/or a non-profit organization and provided the non-profit organization shall have applied for and obtained a special event permit from the Mayor and Chief of Police for a fair, festival, tournament or public event for the sale and consumption of alcoholic beverages with high and low alcohol content for the public park, playground, building or facility and the date(s) and hour(s) shall be specified in the special events permit provided that the special permit has been issued in accordance with Section 3-20.1(e) of Article II of Chapter 3,

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.

SECTION 4: This ordinance shall become effective immediately upon its adoption.

THUS DONE, SIGNED AND ADOPTED in regular session at Crowley, Acadia Parish, Louisiana, on this the 11th day of March, 2020, at which a quorum was present and acting throughout.

YEAS: Jeff Cavell, Brad Core, Clint Cradeur, Lyle Fogleman, Vernon Martin, Steven Premeaux, Sammy Reggie, Kim Stringfellow and Byron Wilridge

NAYS: None

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 Jeff Cavell and seconded by Alderwoman Kim Stringfellow the meeting was adjourned at 9:06 p.m.

Presented rough draft to Mayor on March 13, 2020 at .m.
Presented for Mayor signature on March 13, 2020 at .m.
Mayor signed & returned to City Clerk on March 13, 2020 at p.m.
Publish in newspaper on March 27th, 2020