

Minutes Of The
December 14, 2004
Broussard City Council Meeting

Present: Mayor Charles E. Langlinais
Tina G. Denais, City Clerk
Councilman Terry Guilbeau, District I
Councilman David Bonin, District II
Councilman Keith Rousseau, District III
Councilman Harold Johnson, District IV
Councilman Albert Romero, District VI
Councilman Johnnie Foco, At Large
Jerry Grooms, City Engineer
Mark Savoie, City Engineer
Al Reaux, City Engineer
Walter Comeaux, City Engineer
Brannon Decou, Chief of Police
Jason Lopez, Fire Chief
Heidi Viator, Applicant for Fireworks Sales
Brennon Vinet, Applicant for Fireworks Sales
Bob Austin, Developer

Absent: Councilman Kenny Higginbotham, District V

Mayor Langlinais called the meeting to order and lead with the Pledge of Allegiance and a silent prayer and he asked everyone to keep the troops in their prayers.

Adopt minutes of the November 23, 2004 Regular City Council Meeting =
Councilman Guilbeau stated in the minutes that were printed in the newspaper that is not what was said. He stated that he said that if we charge the people, but then Mr. Landry stated we could not charge the citizens; it would then go into a police matter, because it would be on the side of the road and the police would have to give the individual a ticket for littering. Attorney Landry stated that he actually doesn't remember exactly what was said. Mayor Langlinais stated he thinks Councilman Guilbeau is talking about leaving branches on the side of the road and having workers from the city go pick them up and charging the citizens, is that right? Attorney Landry stated that what he probably said was that this issue would be for the police department or a violation of the ordinance. Councilman Guilbeau stated that it was stated in the newspaper "like the councilman wants to charge the people to pick up their branches. It never came back to say, Mr. Landry said that we cannot charge them, because it is a police matter and they have to issue

a ticket for littering. The way it is stated on the newspaper, it is like he wants to charge everybody to pick up there litter.” Attorney Landry stated that we are not required to publish in the newspaper every single word from the meeting. We only have to put a summary on each issue and if there is an error, this is the perfect way to clarify it. Councilman Guilbeau stated that he also said “just like on Eola Road by the Post Office, they hired someone to cut their branches and they did cut them and they hauled the branches right across the street in the ditch. The next day the city workers punched in and went pick up those branches.” Mayor Langlinais stated that is one of the many instances of abusing a democracy. Mayor Langlinais stated that if he wants to discuss this in council business, he would encourage him to do so. If he can come up with a better plan, they would certainly talk about it, but this part of the meeting is to accept the minutes as amended. Councilman Guilbeau stated the he would also like to have Councilman Foco’s comment about the branches that were picked up by the Post Office, because he stated that is why we stopped picking up branches, because that was the straw that broke the camel’s back. .

Moved by Councilman Romero and second by Councilman Johnson to adopt the minutes of the November 23, 2004 City Council Meeting, subject to all of the above revisions and clarifications that were made. Roll call:

District I = Yea	District IV = Yea
District II= Yea	District V = Absent
District III= Yea	District VI = Yea
At Large = Yea	

NEW BUSINESS:

Adopt Resolution #151-04, Declaring a Moratorium on the Installation of Culverts and Pipe in the City of Broussard Right of Ways and Servitudes = Attorney Landry stated he prepared this resolution because we were constantly being asked where our policy could be found in reference to this matter. Councilman Bonin questioned if moratorium is for driveways?

Attorney Landry stated that it is only for closing in of ditches. Attorney Landry stated we have an ordinance regarding driveways already. This pertains to old and new ditches being closed in.

Attorney Landry stated he would amend the resolution to state about the driveways. Mayor Langlinais explained to the council why this is being done, pertaining to complaint about not being able to close in his ditch. Moved by Councilman Foco and second by Councilman Bonin to adopt Resolution #151-04, which declares a moratorium on the installation of culverts and pipe in the City of Broussard Right-of-Ways and Servitudes for the best interest and welfare of the citizens of the City of Broussard, LA, which will also include the language from Councilman Bonin regarding the driveways. Roll call:

District I = Yea	District IV = Yea
District II= Yea	District V = Absent
District III= Yea	District VI = Yea
At Large = Yea	

Approval of bills for the Broussard Environmental Enhancement Sewage District =
 Moved by Councilman Rousseau and second by Councilman Romero to approve the following bills be paid for the Broussard Environmental Enhancement Sewage District Board: Comite

Resources, Inc. for \$10,583.33; M. Broussard, Inc. for \$2,450.00 and C. B. Talley, L.C. for \$2,331.25. Roll call:

District I = Yea	District IV = Yea
District II = Yea	District V = Absent
District III = Yea	District VI = Yea
At Large = Yea	

Introduce Ordinance #04-279, amending Ordinance #99-205, which regulates truck use on Albertson Parkway = Mayor Langlinais stated he saw some abuse of the road from the sugarcane truckers. He also has seen a lot of concrete trucks using the roadway. Attorney Landry prepared an introductory ordinance regarding addressing this specific problem at this time. The sugar cane trucks are covered by the ordinance now and the only other problem is the concrete trucks. In addition to the 4 or more axle trucks it would also include the concrete trucks. Attorney Landry stated we are trying to save this road. Moved by Councilman Guilbeau and second by Councilman Bonin to introduce Ordinance #04-279, which amends Ordinance #99-205, to prohibit any trucks used to transport concrete from traveling on Albertson Parkway from its intersection with LA Highway 182 to its intersection with LA Highway 89. Roll call:

District I = Yea	District IV = Yea
District II = Yea	District V = Absent
District III = Yea	District VI = Yea
At Large = Yea	

Approve dedication of Sugar Crest Industrial Park, Phase II = Moved by Councilman Foco and second by Councilman Foco to approve Resolution #152--04 of the dedication of Sugar Crest Industrial Park, Phase II off of Ida Road for perpetual maintenance. This is a commercial industrial park. Roll call:

District I = Yea	District IV = Yea
District II = Yea	District V = Absent
District III = Yea	District VI = Yea
At Large = Yea	

Request to sell Fireworks in the City Limits of Broussard for the Christmas Holidays = Ms. Viator addressed the council. She is requesting she be allowed to sell fireworks at Shop Rite #48. She will be in compliance of state regulations, which state she has to be 50 feet away from gas pumps and 25 feet from roadway. Councilman Guilbeau stated that the property owner across the street wouldn't be allowed to pop fireworks, because they will be too close to the firework stand. Mayor Langlinais stated we are addressing the sale of fireworks, not that issue. He stated the police department would have to enforce that. Chief Decou recommended on the public safety side that they contact the Benezech's for use of their property. Ms. Viator's father is the owner of Shop Rite. Councilman Foco moved and Councilman Romero second to approve the permit for Ms. Heidi Viator to sell fireworks at the Shop Rite location off of Highway 90. Roll call:

District I = Yea	District IV = Yea
District II = Yea	District V = Absent
District III = Yea	District VI = Yea

At Large = Yea

Councilman Romero moved and Councilman Bonin second to approve the permit for Brennon Vinet to sell fireworks at the Blanchet Exxon location off of Highway 90. Roll call:

District I = Yea

District IV = Yea

District II = Yea

District V = Absent

District III = Yea

District VI = Yea

At Large = Yea

OLD BUSINESS:

Bids for the City of Broussard/BESED for: Sewage Force Main Installation/Sanitary Sewer Installation and Sanitary Sewer Material =

Mark stated that at the last meeting he gave the prices of the ongoing program. The Mayor then asked that a spreadsheet be done. Mark stated that is what he done and he compared them to the past cost. Mark gave the council a copy of the spreadsheets. This is a one-year contract, not an exclusive contract. This doesn't have to be done in 6 months. Councilman Foco stated he did not have a problem with any of the bidders; he had a problem with the contact going over \$100,00. But he checked into and it was properly advertised and everything else was properly done, so he has no problem. Jerry stated the bores are in the generalize work. Moved by Councilman Rousseau and second by Councilman Bonin to accept the Bid #1 for Sanitary Sewer Materials for \$151,836.46 from Coburn's Supply. Roll call:

District I = Yea

District IV = Yea

District II = Yea

District V = Absent

District III = Yea

District VI = Yea

At Large = Yea

Moved by Councilman Rousseau and second by Councilman Bonin to accept the bid for Sanitary Sewer Installation for \$381,485.00 from Teche Construction, Company. Roll call:

District I = Yea

District IV = Yea

District II = Yea

District V = Absent

District III = Yea

District VI = Yea

At Large = Yea

Moved by Councilman Foco and second by Councilman Johnson to accept the bid for the Sewage Force Main Installation for \$86,100.00 from M. P. Dumesnil Construction. Roll call:

District I = Yea

District IV = Yea

District II = Yea

District V = Absent

District III = Yea

District VI = Yea

At Large = Yea

Bid on Moulin Road Re-Construction = Walter stated we received two bids. These bids do not contemplate the entire Moulin Road. We are only improving what is the city limits from St. Etienne. Councilman Foco abstained from discussion and voting, because he is a landowner off of Moulin Road. The low bid was \$264,172.80 from Matt Durand, LLC. Walter recommended the council award the bid to Matt Durand, LLC. The council discussed postponing awarding the bid, till the next meeting to make sure that this project was in the budget. Councilman Rousseau stated road definitely needs to be done, because he has put it off

for 2 years doing anything to this road for sure. Walter stated to Mayor Langlinais that we can get the Parish to agree to paying this, then it could be done by change order and done all at the same time. Moved by Councilman Johnson and second by Councilman Rousseau to approve the bid from Matt Durand, LLC for \$264,172.80 subject to the budget being amended if it is not in the budget. Roll call:

District I = Nay	District IV = Yea
District II = Yea	District V = Absent
District III = Yea	District VI = Yea
At Large = Abstain	

City Property Next to Broussard Automotive = Mayor Langlinais stated that he doesn't like abandoning the property; but if we don't need it then he sees no need to keep it. Attorney Landry stated that we need to put up for public bid, not for abandonment. Attorney Landry stated that we have to get an appraisal first, because the bid price has to be at least the appraisal price. Moved by Councilman Rousseau and second by Councilman Foco to put up for public bid that is adjacent to Broussard Automotive. Roll call:

District I = Yea	District IV = Yea
District II = Yea	District V = Absent
District III = Yea	District VI = Yea
At Large = Yea	

ENGINEER'S REPORT:

Jerry's Report:

Sewer Improvements for the City = Jerry stated that Mayor Langlinais asked them to look into a sewer plant for city. All of newer parts of town are routed thru old parts of town. All of the engineers have met as a group to see what options they can take. The city has some immediate needs. We are looking at 1600 additional connections in the future. Some of the pump stations and gravity stations are being maxed at this point. They broke down the proposals. Some stuff needs to be done in the very near future. Phase IA is the Morgan and Fairfield area. Phase IB and Phase II is further along. Phase II will have to have within 3 years. Jerry stated the main purpose is it is imperative that the city be planning immediately for the sewage improvements to the current system. Right now we can speed up the pumps at Morgan Street. Al will be addressing that part of it. Mayor Langlinais stated we talked about the mechanical plants and we talked about sewage districts. What speeded this up is the development and he wants to accelerate this sewage district plan where everyone participates in it. Mayor Langlinais stated we need to do something in south Broussard. Councilman Bonin stated we can't forget about the people that have been here and still don't have sewage. Bob Austin addressed the council. Austin stated right now he is developing 119 lots. Altogether he will be developing 400 acres of land. This first development will be furnished with city sewage, but the remaining lots cannot be furnished with city sewage. He would prefer to invest with the city. Austin stated that he is here today to work with the city in any fashion if he can for the betterment of the community. Austin stated they have 117 for sale lots and he has 79 lots under contract right now. They are 3 to 4 months before the development begins. That will go pretty

fast. Mayor asked for volunteers to serve on committee to come up with avenues of answers for this issue. He feels Kenny and Keith should both be on committee and sit down with Mr. Austin about this. We need to start the process with public meetings to start a sewer district. Also we need to get engineers and Don Landry to see about other ordinances with the City of Lafayette and other communities for sewer districts and setting up these options. David also volunteered to be on this committee. The first meeting should be in early January. Keith will chair the committee and Jerry will be sitting on the committee. And the committee will come back for a public meeting. Attorney Landry stated he understands the deadline the Mayor set, but Mr. Austin has an earlier deadline. Jerry stated there are some items we could do now to relief that problem. Jerry stated the pump station at Broussard Street could be redone and Phase IA is the primary. Austin stated the balance of the 400 acres would not be developed for another 2 or 3 years. The first meeting is January 11th, so he asked the committee to meet prior to that date. We are talking about potential property taxes. If the residents of South Broussard want sewage they have to be willing to vote for this. Al stated this is very complex. Jerry stated Mark is taking the lead on this as the lead engineer.

AUDITOR'S REPORT:

Gene was no present.

ATTORNEY'S REPORT:

Attorney Landry stated that he had nothing to report on.

FIRE DEPARTMENT:

Chief Lopez stated that he had nothing to report on.

POLICE DEPARTMENT:

Officer Replacement = Chief Decou stated that he had an officer resign. Chief Decou stated that he needs to hire a replacement officer. Moved by Councilman Rousseau and second by Councilman Johnson to hire Troy LeBlanc as a fulltime police officer effective December 16, 2004 at a starting pay of \$1,775 per month, per the recommendation of Chief Decou. Roll call:

District I = Yea	District IV = Yea
District II = Yea	District V = Absent
District III = Yea	District VI = Yea
At Large = Yea	

Surplus Vehicles = Chief Decou requested that the council declare B-5 and B-8 surplus and put them out for bid. Moved by Councilman Guilbeau and second by Councilman Higginbotham to declare B-5, Vin # 2FALP71W6TX153675 which is a 96 Crown Victoria and B-8, Vin # 2FAFP71WOXX123090 which is a 99 Crown Victoria as surplus and put them out for bid. Roll call:

District I = Yea	District IV = Yea
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District II= Yea
 District III = Yea
 At Large = Yea

District V = Absent
 District VI = Yea

COUNCIL BUSINESS:

District IV/Councilman Johnson:

207 Gustave Street = Councilman Johnson questioned what is the status on the house at 207 Gustave Street? Mayor Langlinais stated that Tina sent them a letter to clean up their property and the adjacent property and she will follow thru on it.

At Large/Councilman Foco:

Christmas Parade = Councilman Foco stated that the parade went off well, except for a few problems after the parade.

District III/Councilman Rousseau:

Christmas Parade = Councilman Rousseau also complimented on how the parade was very nice.

School Lights = Councilman Rousseau stated that the light at Broussard Middle School still needs to be changed due to the time change. Mel stated that he would take care of this.

Hulin Road Ditches = Councilman Rousseau stated that the ditches on Hulin Road need to be cleaned out. Mayor Langlinais instructed Tina to send all of the residents a letter on Hulin Road informing that that the ditches will be cleaned out and if they have any problems with this they must attend the meeting on January 11, 2005 to state their concerns or complaints. The ditches will be cut and cleaned to elevation of culverts. Walter stated that he thinks that he has some information on this that he will get back to the city.

Infrastructure = Councilman Rousseau stated that he feels we really need to start looking at infrastructure in the city, especially on the south end of the city.

District II/Councilman Bonin:

Congratulations and Merry Christmas = Councilman Bonin congratulated Councilman Johnson and his wife on their 50th year anniversary and he wished everyone a Merry Christmas!

District I/Councilman Guilbeau:

Picking Up Branches = Councilman Guilbeau questioned Mel, how long would it take two contract labor operators to pick up branches? Mel stated probably 2 days right now, then it

could be longer depending how much branches we are talking about. Councilman Guilbeau suggested that we could take the two contract labor operators and have them work 5 days a week, 8 hours a day and on Fridays they could pick up the branches. He also stated perhaps on rainy days the operators could operate the equipment to pick up the branches? Mel stated they also clean drains that are stopped up on rainy days. Guilbeau added that this would be at no cost to the town. He stated on the four workdays when everyone else works, they would be going home 2 hours earlier. Mayor Langlinais stated that would mess up the work crew schedule. Attorney Landry stated that is an administrative problem; it is the Mayor's responsibility. Mayor Langlinais stated that would entail taking existing workers from other crews. There was quite a lengthy discussion held on this matter. Mayor Langlinais stated that if the council wants to set up a committee to see about getting rid of the trash on the side of the streets, we could do that. Councilman Rousseau stated that he doesn't think everyone knows about the free use of the loaner cans to put their excess trash or branches in. Councilman Bonin stated that he feels Terry is concerned about how do the elderly people get rid of their trash or branches. Councilman Guilbeau stated he guess he will have to continue loading up branches on his trailer for the people.

Mayor Langlinais:

Hearing on Verot School Road Widening and Ambassador Caffery = Mayor Langlinais stated that the MPO is due to hear the options about the widening of Verot School Road and Ambassador Caffery It is at tomorrow morning at 10:00. This meeting will be to prioritize it. He thinks Ambassador Caffery is far more important. He urges the council to attend the meeting with him.

ADJOURN:

Meeting Adjourn =Moved by Councilman Johnson and second by Councilman Rousseau to adjourn the meeting. Roll call:

District I = Yea
 District II= Yea
 District III= Yea
 At Large = Yea

District IV = Yea
 District V = Absent
 District VI = Yea

S/Charles E. Langlinais, MAYOR

S/Tina G. Denais, City Clerk