

Minutes Of The

June 14, 2005

Broussard City Council Meeting

Present: Mayor Charles 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 Kenny Higginbotham, District V  
 Councilman Albert Romero, District VI  
 Councilman Johnnie Foco, At Large  
 Mark Savoie, City Engineer  
 Don Landry, City Attorney  
 Gene Chiarulli, City Auditor  
 Brannon Decou, Chief of Police  
 Walter Comeaux, Engineer  
 Larry Champagne, City Supervisor  
 Mel Bertrand, City Foreman  
 Elmer Girouard, City Supervisor

Mayor Langlinais called the meeting to order and Elmo lead with the Pledge of Allegiance and a silent prayer was said for our troops in Iraq and for Lois Broussard who is still in the recovery stage of her illness.

**Adopt minutes of the May 24, 2005 Regular City Council Meeting** = Councilman Bonin stated that he does have a revision. He voted nay for the variance for Louis Anzalone. Moved by Councilman Johnson and second by Councilman Bonin to adopt the minutes of the May 24, 2005 City Council Meeting subject to changing the vote on the resolution for the variance for Louis Anzalone on Albertson Parkway, recording Councilman Bonin also as voting nay to the variance. Roll call:

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

**NEW BUSINESS:**

**Approval of bills for the Broussard Environmental Enhancement Sewage District =** Discussions were held about the bills. The council was not happy about the length of time; Mr.

Boese is taking to send his bills. His bills are from August 2004 till now. Mayor Langlinais stated he would contact tell Mr. Boese and inform him to submit his bills monthly. Moved by Councilman Rousseau and second by Councilman Johnson to approve the following bills be paid for the Broussard Environmental Enhancement Sewage District Board: Champagne Welding & Repair for \$265.00, Boese Environmental Law for \$27,100.80, Grooms Engineering, LLC for \$7,750.00, The LaBorde Law Firm for \$2,450.95, Lafayette Winwater Works for \$16,019.95, M. J. Broussard, Inc. for \$4,965.00 and Swampland Dirt Service, LLLC for \$16,036.20, for a total amount of \$74,587.90. Roll call:

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

Discussion was held about the clearing at the pond. Mel explained the acreage content to be cleaned was underestimated. More acreage needs to be cleaned out. It is 40 acres not 10 acres. Mel stated Oscar informed him that we would need to bid it out again. This area is a much lighter area. Mel stated at the time he estimated, there were no property lines marked. Councilman Rousseau questioned if it will delay us? Mel stated no. Mayor Langlinais stated that the property line is at the edge of the trees.

**Adopt Resolution #164-05/Appointing an Inspector to provide inspection services for the LCDBG Program for the Water and Sewer for the Nursing Home** = Councilman Rousseau stated that he would like to go into executive session to discuss this matter, because of all of the calls he received from concerned constituents. Attorney Landry stated he doesn't know if we can go into executive session if this is not a city employee. Mark stated that he would be an inspector, but there would be certain provisions that he would have to go by from us. Mayor Langlinais stated that we needed an inspector for the inspection, so he asked Jerry to amend his contract so that he could give someone local a chance for work and he only had one application for the job, which was Mitchell Scimemi. Councilman Higginbotham questioned why do we have to get involve in the selection of an engineer? Mayor Langlinais stated because he specifically asked the engineer to amend his contract for the inspection service. Question was asked on how long would the project take? Mark stated that the project shouldn't take any more than up to 5 months. Attorney Landry read the resolution to the council and explained that it is fulfilling a requirement of the state. Attorney Landry stated the question is whether to go into executive session for this matter. Right now he is not an employee of the town, so he doesn't know if he would be a potential employee. The money comes from the state, but the city pays him. Attorney Landry recommended we wait till the end of the meeting to go into executive session, if that is what the council wants to do.

## **ENGINEER'S REPORT:**

### **Mark's Report:**

**Storm Water Retention Ordinance** = Mark stated that he met with Ian Trahan last week about the storm water retention ordinance and he is working on it and he will get back with Mark

as soon as he has made some changes to it.

**Walter's Report:**

**Cruise Drive** = Walter stated he is waiting for the contractor to start on Cruise Drive. Councilman Higginbotham recommended that Walter get him a cost breakdown of the Cruise Drive Project so that he can get it to President Guy Cormier at his request. Walter stated he would get that to him.

**AUDITOR'S REPORT:**

**Re-financing of the Bonds** = Gene stated he receive a letter from bond attorneys and they are going before the bond commission on July 16<sup>th</sup> to apply for the bonds.

**Amount for amendments to the budget** = Councilman Guilbeau questioned about the numbers for the amendments to the budget? Gene stated he would have that for the meeting next week for the budget.

**Capital Outlay/Elmo** = Elmo stated that he has a truck in capital outlay that was budget this year, but it still not in. Elmer stated that the dealer said the truck might not be in by June 30<sup>th</sup>, so he wants to know if the council could rollover the funds to next year's budget. Gene stated it depends when it comes in, when we have to pay for it, but the council will look into that at the budget meeting next week.

**ATTORNEY'S REPORT:**

**St. Martin Parish Agreement for Cruise Drive** = Attorney Landry stated the St. Martin Parish Agreement was signed and forwarded to St. Martin Parish.

**Annexations** = All of the annexations that were adopted last month have been finalized.

**Exotic Dance Ordinance** = Attorney Landry stated that he is working on the exotic dance ordinance and he is in the process of getting it ready to introduce to the council.

**Agenda request for June 28<sup>th</sup>** = Mayor Langlinais stated that Mr. Wainwright wanted to be placed on agenda for June 28<sup>th</sup>, but there could be some potential liability. Attorney Landry stated there wouldn't be any spouting out by him, and if there is it can be handled. Attorney Landry recommended if he is requesting to be placed on the agenda, he should be allowed to be put on the agenda. Councilman Foco stated he met with Mr. Wainwright this morning and he did warn him that if he does become hostile he would be escorted out of the meeting. Mayor Langlinais stated he just wanted the council to be aware of this.

**FIRE DEPARTMENT:**

**Appointment for Fire Chief** = Moved by Councilman Rousseau and second by

Councilman Foco to re-appoint Jason Lopez as Fire Chief effective June 1, 2005. Roll call:

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

## **POLICE DEPARTMENT:**

**Exotic Dance Ordinance** = Chief Decou stated that there are a couple of things in the exotic dance ordinance that he is working on with Don Landry, before it is introduced. He would like to have it re-done so that they have to register with the Police Department. They will have to pay an application fee also. This will probably be introduced at the next meeting.

**Vehicles Purchase** = Chief Decou stated that he received a call from a state contract caller dealership today that they have a limited amount of cars left on their lot. He asked them if they could hold them till after the new budget year starts, because we haven't gone thru the budget process yet. Gene recommended he amend his budget for this year and purchase the cars and take it out of next year's proposed budget and just put the equipment in the next budget. Moved by Councilman Rousseau and second by Councilman Guilbeau to amend the capital outlay budget for the police department for \$32,500 to allow the purchase of two new police cars that are available immediately. Roll call:

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

Chief Decou stated he did do some cuts backs using the cheaper gas and cutting off cars when at a call to save on the gas. He feels that has helped out.

**Authorization for Forfeiture from the Federal Government** = Attorney Landry recommend that the council authorize the Chief to receive a forfeiture from the Federal Government and authorizing him as the Authorized Individual to receive the forfeiture. Chief Decou stated only thing he has to do is open a special account for the funds received, which is \$3,200 and the vehicles they receive. Basically they will come out ahead not much. They will get the proceeds from the sale of one truck and one other vehicle. Moved by Councilman Rousseau and second by Councilman Foco to authorize Chief Decou to be the authorized individual and receive forfeiture from the Federal Government for \$3,200 in funds and the proceeds from the sale of one vehicle and the use of another vehicle. Roll call:

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

**Street Near the Theatre** = Councilman Higginbotham questioned about the thru street by the theatre? Mayor Langlinais stated street is not dedicated to the city yet.

## **COUNCIL BUSINESS:**

### **District I/Councilman Guilbeau:**

**New Vehicles in Capital Outlay** = Councilman Guilbeau stated that he would like the supervisors to see which vehicles that need to be junked and how many they need to purchase prior to the budget meeting.

**Dumpster Pick-Ups** = Councilman Guilbeau stated that he has received more calls about the time of dumpsters being picked up. He said the haulers are still not abiding by the proposed times. Councilman Foco stated he spoke to Bobby Guidry personally and he said he would take care of this. Mayor Langlinais stated he did talk to the route manager for Waste Management. Attorney Landry stated he did prepare the ordinance and it is up to the council to approve it. Councilman Bonin stated there is also a problem at the Baptist Church. Mayor Langlinais stated the ordinance could be passed, so we might have more teeth to go on with violations. Attorney Landry stated there is parts in the ordinance that need to be revised and then it can be introduced at the next meeting.

### **District II/Councilman Bonin:**

**Littering** = Councilman Bonin questioned on the procedure if someone sees someone littering? Can something be done if a license plate number is taken? Chief Decou stated it is difficult if they are not there, but if you have a plate number that is okay. He has witnessed a lot of littering being done himself.

**Clogged Drains** = Councilman Bonin stated that there was an incident last week that we had had to pull drain cover off to unclog the sewer? He feels we need to go by and unclog drains in the area with the snake in the ditches. Several places need to be addressed all over town. Mayor Langlinais stated that we don't have the manpower to do that.

**Drainage/Huval Holiday Phase III** = Councilman Bonin complained about Huval Holiday Subdivision Phase III, because he doesn't see how the drainage will work, when they are not the same. Most of the ditches are covered flat. Mel stated there are actually 4 of them that are completed. Mel stated some homes we will have to come back and cut them back after the house is completed. Mayor Langlinais stated he also spoke to the builders and informed them that a final drainage inspection has to be done, before they are given a final building inspection. Councilman Bonin stated he attended a workshop at Lafayette Planning several months ago that they provide the service of input on plans. He would like to make a motion that we take this service and if we do their suggestions that's fine. The city would send it to them and they would review them. Mark stated they only would review the plans, not the road, not the drainage, not the utilities. They are a planning commission. All they review are the plans. Mayor Langlinais stated he doesn't have a problem doing that, but it is clear that the planning commission only approves the subdivision with the lots. Councilman Foco questioned if they wouldn't pay us a fee and then we would pay them. Walter stated we fill out an application and

make a check out to them. The biggest thing you would get out of it is feedback from all utility companies. It is just a general concept review. Councilman Foco stated they met with Rebecca Raines, not the planning commission. Walter stated they send them a check and that is how they pay for their cost. Walter stated Youngsville was the first community to do this and they had an agreement with them to do this. They look at a lot of things. Councilman Bonin stated the way subdivisions are being built around here, he hopes every subdivision doesn't end up like that Huval Holiday. Walter stated it could be fixed after a drainage ordinance is adopted. Councilman Foco stated that's good as long as everyone has the same rules. Councilman Bonin stated he understands when you have new construction, you will have run off. Mayor Langlinais stated it is not fair to pick on one person. Councilman Higginbotham stated that is the only subdivision with the squash pipe. Councilman Rousseau stated maybe we should require new construction to put up a fence to prevent run-off when the construction is going on. Larry stated Joey stated he would clean the ditches, but what if he doesn't? Walter stated there is nothing that can be done. Councilman Foco stated they did approve the subdivision, but there was a restriction in the resolution that each property owner must enclose the ditches to stipulation.

#### **At Large/Councilman Foco:**

**Tire in Ditch** = Councilman Foco informed Larry that there is a big piece of tire in the ditch off of Fairfield Road.

**Thanks** = Councilman Foco stated that he knows there is an issue with a couple of people regarding Mr. Wainwright and he appreciates all of the help these people have given.

#### **District IV/Councilman Johnson:**

**Thanks** = Councilman Johnson stated he doesn't envy the workers, cause he knows how hard their job is.

#### **District V/Councilman Higginbotham:**

**Water on LaFlamme (LeBouef Property)** = Councilman Higginbotham stated that Lester LeBouef contacted him about property he owns off of LaFlamme Road. He has some commercial businesses he plans on building there. The property owner would like water ran to that property, which would be about \$26,000. Mayor Langlinais stated he doesn't have any resistance to it, but the idea of petitioning to be incorporated just to receive water, he feels the property owner should contribute to the cost. The line is an 8-inch line. Mayor Langlinais stated the proper way for them to do it, is to come to the council stating they will build with the request. Mayor Langlinais recommended that Councilman Higginbotham speak to the other council members about their feelings on this, before anything is done.

**St. Martin Parish Council Meeting** = Councilman Higginbotham stated he and Councilman Foco went to the St. Martin Parish Council Meeting and thanked them for the assistance of Cruise Drive and also he feels this helped in mending fences.

**Executive Session:**

Attorney Landry stated he feels the matter the council wanted to discuss earlier may not a true personnel matter. Gene requested the council table this matter and bring up at the next meeting after it has been reviewed. Moved by Councilman Rousseau and second by Council Bonin to table the matter regarding the hiring of the project inspector for the LCDBG. Roll call:

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

**ADJOURN:**

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

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

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**S/Charles E. Langlinais, MAYOR**

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**S/Tina G. Denais, City Clerk**