

**Minutes Of The**

**November 8, 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  
 Jerry Grooms, City Engineer  
 Al Reaux, City Engineer  
 Gene Chiarulli, City Auditor  
 Walter Comeaux, Engineer  
 Brannon Decou, Chief of Police  
 Elmer Girouard, City Supervisor  
 Larry Champagne, City Supervisor  
 Mel Bertrand, City Foreman  
 Residents of Cajun Estates

Mayor Langlinais called the meeting to order and Adam Mouton lead with the Pledge of Allegiance.

**Adopt minutes of the October 25, 2005 Regular City Council Meeting =**

Moved by Councilman Rousseau and second by Councilman Guilbeau to adopt the minutes of the October 25, 2005, 2005 Regular City Council Meeting.

Roll call:

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

**NEW BUSINESS:**

**Introduce Ordinance #05-291/Regulatin the Drainage Design of Developments within the City Limits of Broussard =** Moved by Councilman Higginbotham and second by Councilman Rousseau to introduce Ordinance #05-291, which enacts ordinances and sections to

authorize to provide for drainage regulations in the corporate limits of the City of Broussard, Louisiana. Roll call:

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

Councilman Higginbotham stated one change they did make is for the 2.5 acres for commercial and 4 acres for residential for retention. Mayor Langlinais stated also included was the apartment complexes as 2.5 because non-commercial. He also stated he is comfortable with this.

**Adopt Resolution #170-05/Endorsement of Knight Oil Tools to participate in the benefits of the Louisiana Enterprise Zone Program** = Mayor Langlinais stated this is pretty much standardized. It allows the business to collect tax credits. We have never waived the wand on the 2% sales though; therefore he recommends that we add we will not waive our 2%. Gene stated it doesn't affect us on that issue. Moved by Councilman Foco and second by Councilman Johnson to adopt Resolution #170-05, which endorses Knight Oil Tools to participate in the benefits of the Louisiana Enterprise Zone Program. Roll call:

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

#### **OLD BUSINESS:**

**Adopt Ordinance #05-283/Regulating the Hours of Solid Waste Collection within the City Limits of Broussard** = Moved by Councilman Guilbeau and second by Councilman Rousseau to adopt Ordinance #05-283, which regulates the hours of collection of solid waste collection within the city limits of Broussard for commercial and residential between the hours of 6:00 a.m. and 8:00 p.m. on the weekdays. Roll call:

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

**Adopt Ordinance #05-292/Amending Ordinance #05-289 regarding Exotic Dancers being Permitted** = Moved by Councilman Rousseau and second by Councilman Romero to adopt Ordinance 05-292, which amends ordinance #05-289 to delete the requirement that employees, other than "exotic dancers", obtain a certificate of qualification from the Chief of Police of the City of Broussard, Louisiana, and to now have ordinance # 05-289 read as follows: "an ordinance of the city council of the City of Broussard, Louisiana, requiring entertainers, commonly known as "exotic dancers", to obtain a certificate of qualification from the Chief of Police of the City of Broussard, Louisiana." Roll call:

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

At Large = Yea

Councilman Higginbotham questioned if they are in compliance now in reference to the initial ordinance that was adopted? Attorney Landry stated yes, the Chief did take care of this and they have come in.

**Adopt Resolution #167-05/Authorizing Due Date Extensions on Sales Tax Returns =** Moved by Councilman Higginbotham and second by Councilman Bonin to adopt Resolution #167-05, authorizing the Sales Tax Director for the Lafayette Parish School System to extend the timely filing due date for Sales Tax Returns beyond the 20<sup>th</sup> of the month, when the twentieth (20<sup>th</sup>) of the month falls on a Saturday, Sunday, or any legal holiday, as observed by the State of Louisiana or the United States Postal Service. Roll call:

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

**Adopt Resolution #168-05/Authorizing the Sales Tax Director for the Lafayette Parish School System to grant an automatic sixty day extension =** Moved by Councilman Foco and second by Councilman Rousseau to adopt Resolution #168-05, which authorizes the sales tax director for the Lafayette Parish School System to grant automatic sixty (60) day extension to file parish sales and use tax returns due October 1 and November 1, 2005 for businesses in disaster areas; and authorizing an additional extension not to exceed sixty (60) days if a written request is received from the affected business. Roll call:

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

**Adopt Resolution #169-05/Authorizing the Sales Tax Director for the Lafayette Parish School System to grant an automatic 60 day extension to file Parish Sales and Use Tax Returns for businesses in federally declared disaster areas =** Moved by Councilman Romero and second by Councilman Guilbeau to adopt Resolution #169-05, authorizing the Sales Tax Director for the Lafayette Parish School System to grant and automatic (60) day extension to file parish sales and use tax returns for businesses in federally declared disaster areas; and authorizing an additional extension not to exceed sixty (60) days if a written request is received from the affected business. Roll call:

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

**Residents of Cajun Estates RE/Water Situation =** Mayor Langlinais stated he previously sent an estimate to the council regarding running the line on Marteau Road. He also spoke to the potential developer and he hasn't had anything come forward yet off of Highway

92. He did ask the property owner near Deer Meadow if would he grant a waterline easement on the south end of his property, which would be back side of Deer Meadow Village towards Marteau Road and he said yes. The estimated prices of the materials are based on the yearly contract. This goes to meet Marteau only at a total cost of \$26,907.22. Mayor Langlinais stated we could do it condition with the Lafayette Water District North approval. We cannot loop Highway 92 to any part of that because we cannot mix the water. Mayor Langlinais stated we can do it with the condition that Cajun Estates will be served with water district North. Councilman Foco stated we had talked about running three hydrants on Marteau Road. Councilman Foco questioned if we can loop it the back way thru Deer Meadow? Mel stated yes. Mel stated we don't have the cost coming down Marteau to Fairfield. Attorney Landry stated he feels they should give them some input on what they want to do. It is the consensus of the council to run the line from Deer Meadow to Marteau Road for the purpose of looping that line, contingent with the Lafayette Water District North executing an Intergovernmental Agreement. Councilman Rousseau stated he feels we should move forward being we have the property owner's agreement for the easement. Mayor Langlinais instructed the citizens to come back to us after they get with Lafayette Water District North.

## **ENGINEER'S REPORT:**

### **Jerry's Report:**

**Hulin Road** = Councilman Rousseau questioned Jerry about the Hulin Road drainage project? Jerry stated he is waiting for the map form surveyor. Mayor Langlinais instructed Jerry to get that map by the end of the week.

**Ditch on Larriviere Road** = Councilman Rousseau questioned Jerry if that project will be emptying into the ditch on Larriviere Road? Councilman Rousseau stated that everything is just piled into there near the bridge; you can't really see the ditch.

**La Neuville Road** = Councilman Foco stated he spoke to one representative from the Parish Council today and he wasn't there when this was voted on, but the only the other district person was there and only Lenwood Broussard was the only councilman who voted on the agreement from the City of Broussard for the \$200,000 towards the overlay and re-construction of La Neuville road. Councilman Foco stated he only remembers the parish coming to the town one time to aid us. People don't realize how much of their millage taxes are paid to the parish and nothing is given back to the parish in return. Mayor Langlinais presented the council only a draft letter that he will be sending to the parish. The Parish council refused to accept only \$200,000 that the city approved for their part of the road improvements.

### **Reaux's Report:**

Mr. Reaux had nothing to report on.

### **Walter's Report:**

Walter had nothing to report on.

### **AUDITOR'S REPORT:**

**Monthly Report** = Gene stated that the Sales Tax collections are up. The only significant thing is the transfers because of the Sales Tax Bonds. Moved by Councilman Rousseau and second by Councilman Johnson to accept the monthly report for September 2005. Roll call:

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

### **ATTORNEY'S REPORT:**

**Question of Councilman Higginbotham** = Attorney Landry stated that in reference to Councilman Higginbotham's question about the dancers being permitted, Chief Decou did indicate to him that about 20 dancers have come in and registered.

### **FIRE DEPARTMENT:**

**Fire Station Damages to Station # 1** = Chief Decou stated that the station has been repaired and is back to normal. They are waiting for reimbursement from the insurance company.

**Letters on Station # 3** = Councilman Rousseau stated that he noticed there are letters mixing from the new fire station? Chief Decou stated that was caused by the storm.

### **POLICE DEPARTMENT:**

**Money Seizure** = Chief Decou stated that he received a call from the auditor's office questioning what did they do with the \$85,000 that was seized from a vehicle during a search the other night? The currency has been accounted for and a cashier's check has been issued to the district attorney's office and we should receive 60% of that after the process is done. Hopefully they will be able to do some things with that. The judges' court and the criminal court fund gets the rest.

**Wrecked police car** = Councilman Rousseau question if we replaced the police car that was stolen and wrecked? Chief Decou stated yes.

### **COUNCIL BUSINESS:**

#### **District III/Councilman Rousseau:**

**Traffic Light At Albertson Parkway and Highway 182** = Councilman Rousseau questioned when you are coming down Albertson towards highway 90 the first traffic light on

highway 182, if we could put a turn signal at that light? He was asked by a lot of people. Mayor Langlinais stated Dean Tekell is providing the study for the state, because that is a state highway.

**Thank everyone for the storm water retention ordinance** = Councilman Rousseau that everyone for their assistance on this storm water retention ordinance which has been about a 2 year deal, including Attorney Landry, Walter, Al, Jerry, Councilman Foco, Councilman Higginbotham, Ian and Mark all for working on this committee. Councilman Rousseau added that it was something he wanted to get done, but he apologizes it for taking so long to get it done.

**At Large/Councilman Foco:**

**Thanks for storm water retention ordinance** = Councilman Foco stated that he would like to reiterate what Councilman Rousseau said about the storm water retention ordinance and everyone's assistance on this.

**Thanks Councilman Higginbotham** = Councilman Foco stated that he would like to thank Councilman Higginbotham for his part at the TIF meeting for bringing to the public's attention about where does the property taxes go that the citizens pay. He appreciates him bringing it forward.

**District IV/Councilman Johnson:**

**Thanks Councilman Higginbotham** = Councilman Johnson stated that he would also like to thank Councilman Higginbotham for bringing that up at the TIF Meeting.

**Parking Problems** = Councilman Johnson stated he was approached by Ms. Patin off of Village Square Drive about houses being built in here subdivision and people are having problems coming out of their driveways, because the workers block the road. She wanted us to put up signs, but Councilman Johnson stated he told her we just don't put up signs for that. Chief Decou stated they do ask the construction crews not to block the road. Mayor Langlinais stated he feels this is a temporary situation.

**District V/Councilman Higginbotham:**

**Road Overlay** = Councilman Higginbotham questioned where are we with the bids for road overlay? Larry stated bids will be opened on Nov. 17<sup>th</sup>.

**Property Tax Money Millage Distribution** = Councilman Higginbotham questioned if there is there any legal means we can do to keep our tax money here? Attorney Landry stated feels we should get our representatives from this area involved. He feels it should be used for drainage and road improvements. Attorney Landry stated he did have a meeting with the Mayor and they did come up with some ideas. He is trying to initiate meeting with other mayors about this. Don stated we would have to change the form of government over the long term. Mayor Langlinais stated we can make the Consolidated Council understand that the citizens are paying

the money and a large amount of money is not being used for the outer towns. They are also subsidizing drainage improvements on the outlying parts of the parish. 50% of the money probably goes to pay for jobs, which will be the biggest resistance. The next thing would be a special election. He feels the people that are not incorporated in the rural areas would be against it, because then they would have to pass another tax. He is trying to face this situation with the letter he drafted up and then perhaps this would put the pressure on Consolidated Government. Mayor Langlinais stated in the fifteen years he has been here, nothing has been done here. We send them \$5.3 million a year approximately to the parish. Mayor Langlinais stated maybe out of this discussion there will a commitment from Consolidated Government. Councilman Rousseau stated he feels we need to look hard into the elections next year and who will represent the people of Broussard. Councilman Higginbotham stated it is the way the system is setup, it does not help the citizens in the other towns. Mayor Langlinais stated the system has changed several times, but not the way money is allocated. Adam Mouton made a suggestion we invite the two councilman of the Parish who represent the city here and lays it on the line to them. Councilman Bonin and Councilman Foco have both met with them, but still no success. Mayor Langlinais stated he feels in the end after Don sits down with Pat Ottigner they will want to work that out.

#### **ADJOURN:**

**Adjourn the meeting** = 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 = Yea  
 District VI = Yea

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

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