

Minutes Of TheJanuary 9, 2007Broussard 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
 Councilwoman Gertrude Batiste, District IV
 Councilman Kenny Higginbotham, District V
 Councilman Albert Romero, District VI
 Councilman Johnnie Foco, At Large
 Chief Brannon Decou, Chief of Police
 Don Landry, Attorney At Law
 Jerry Grooms, City Engineer
 Mark Savoie, City Engineer
 Larry Champagne, City Supervisor
 Mel Bertrand, City Foremen
 Elmer Girouard, City Supervisor
 Gene Chiarulli, Accountant

Councilman Foco called the meeting to order Councilwoman Batiste lead with the Pledge of Allegiance and a silent prayer was done for our boys that are still overseas and prayers .

Adopt minutes of the December 12, 2006 Regular Meeting = Moved by Councilman Rousseau and second by Councilman Higginbotham to adopt the minutes of the December 12, 2006 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:**Appointments for the new administration term 2007 – 2010:**

Mayor Langlinais stated before we make the appointments we need a senior councilman to adjourn the meeting since Councilman Johnson is gone and he used to do it; therefore Councilman Romero will do it.

City Clerk = Moved by Councilman Rousseau and second by Councilman Bonin to approve Tina Denais as the City Clerk for the 2007—2010 term. Roll call:

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

City Attorneys = Moved by Councilman Guilbeau and second by Councilman Rousseau to approve Don Landry with the firm Perrin, Landry, deLaunay and Durand as the City Attorneys for the 2007—2010 term. Roll call:

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

At Large = Yea

City Engineers = Moved by Councilman Guilbeau and second by Councilman Rousseau to approve Grooms Engineering, LLC as the City Engineers for the 2007—2010 term. Roll call:

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

City Auditors = Mayor Langlinois stated that he has gotten back to other thoughts. He would like to stay with Mr. J. L. Sonnier. Councilman Foco stated he would like to separate them, Mr. Chiarulli and Mr. Sonnier. Attorney Landry stated Mr. Chiarulli is a consultant and the J. L. Sonnier is the auditor. Moved by Councilman Guilbeau and second by Councilman Romero

to approve J. L. Sonnier as the City Auditors for the 2007—2010 term. Roll call:

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

Don stated that someone else would have to be nominated to move forward and at this time the council has no nominations; therefore this nomination would have to be tabled till the next meeting.

Street Commissioner = Moved by Councilman Romero and second by Councilman Rousseau to approve Ernest Guilbeau as the Street Commissioner for the 2007—2010 term. Roll call:

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

BEDC Board Members = Mayor Langlinois stated that the BEDC Board needs new members and does anyone want to volunteer Attorney Landry recommend that this be table till the next meeting till he researches how do we do the re-appointments.

Mayor Pro Tem = Moved by Councilman Rousseau and second by Councilman Guilbeau to approve Councilman Foco as the Mayor Pro Tem for the 2007—2010 term. Roll call:

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

Revocation/Abandonment of Ida Road Stub—Outs = Al stated back in August when we had the meeting a subdivision plat was approved. Since then the Walmart attorneys have come up with some concerns. We have revised the plat and taken out the shaded roads. This basically explains the concerns the attorney has. There were roads that are there that are perceived to be public roads, but they are not. The map has been filed and recorded therefore those roads need to be abandoned. This is the only thing left to clear the title issue. After this development is complete these roads will not be city roads, therefore we will not have any maintenance issue there. Moved by Councilman Rousseau and second by Councilman Bonin to approve the amended map which the date 01-08-07 which abandoned the Ida Road Stub-Outs, with the understanding that we do not maintain these passer roads. 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 #06-299/Garber Road—Paul Cummings Annexation =Moved by Councilman Rousseau and second by Councilman Guilbeau to adopt Ordinance #06-299, which provides for the annexation of certain property

located in sections 55 and 97, township 10 south, range 5 east, Lafayette Parish, Louisiana being known as the Garber Road/Paul Cummings Annexation. 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 06-310/LA 96—Troy Hebert Annexation = Moved by Councilman Guilbeau and second by Councilman Rousseau to adopt Ordinance #06-310, which provides for the annexation of certain property located in section 35, township 10 south, range 5 east, Lafayette Parish, Louisiana, being known as the LA 96/Troy Hebert Annexation. 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 06-311/East Fairfield-Jerry Speer Annexation = Moved by Councilman Higginbotham and second by Councilman Rousseau to adopt Ordinance #06-311, which provides for the annexation of certain property located in section 4, township 11 south, range 5 east, Lafayette Parish, Louisiana, being known as the East Fairfield Road/Jerry Speer Annexation. 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 #06-312/South Bernard—Randal Pitre Annexation = Moved by Councilman Bonin and second by Councilman Rousseau to adopt Ordinance #06-312, which provides for the annexation of certain property located in section 57, township 10 south, range 5 east, Lafayette Parish, Louisiana, being known as the South Bernard/Randal Pitre Annexation. Roll call:

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

ENGINEER'S REPORT:

Jerry's Report:

Thanks for Appointment = Jerry thanked the Mayor and Council for the appointment and on behalf of Mark also who is the owner of the company. Jerry stated the first work he did with Broussard was in January 1977.

Eola Pump Station Bid = Jerry stated that the bids came in way over budget. We think we can lower the price some with going with a submersible pump station. He is requesting the bids be rejected and they will re-bid a submersible pump station. Elmer stated they do have some in operation right now and none of them have broke down yet. We are not used to working on this. We can do some minor work to them now. We are going with as large of pumps as we can that can be accommodated by the life span. Jerry stated he will not give an estimated figure, because the bids sure surprise them. It was moved by Councilman Rousseau and second by Councilman Guilbeau to reject these bids and allow Jerry to re-bid this out as submersible pump with the alternate will being pumps above ground. Roll call:

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

South Girouard Road Bridge = Mark stated that this bridge was built in 1978 and has already been repaired. It would cost about \$12,000 more to put concrete caps instead of cresol caps. Mayor Langlinois questioned if we looked at any other ways. Mark stated pre-caps would be more. Mayor Langlinois asked Mark to get more cost estimates.

AI's Report:

St. Nazairre Road = Al stated we had to reschedule the pre-construction conference on the St. Nazairre widening. It was scheduled for Monday, January 15, 2007 but due to the to the holiday it will be the following Monday at 10:00 a.m.

AUDITOR'S REPORT:

Monthly Report = Gene gave the council the November report. Gene stated that we are in pretty good shape. We are ahead \$801,000. No one had any questions for Mr. Chairulli.

ATTORNEY'S REPORT:

Thanks = Attorney Landry thanked the Mayor and council for his re-appointment.

Re-Appointments for Magistrate Court = Attorney Landry stated that our judge and prosecutor for Magistrate Court have to be re-appointed. Therefore it was moved by Councilman Bonin and second by Councilman Guilbeau to appoint Carroll Spell, Jr. as the City Magistrate Court Judge. Roll call:

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

It was moved by Councilman Bonin and second by Councilman Higginbotham to appoint Ed Broussard as the City Prosecutor for Magistrate Court. Roll call:

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

Annexations Approval = Attorney Landry stated that he sent some information to Ms. Batiste about the Justice Department calling her about the annexation approvals. Attorney Landry stated that he is trying to send this to the Justice Department every 3 months.

FIRE DEPARTMENT:

Recent Calls = Chief Decou stated that they have had a lot of events occur this week. They have had a lot of calls. There were 2 house fires in the last couple of days. Councilman Foco stated that he didn't celebrate New Year's Eve, because his grandson wasn't home, so he pop fireworks 2 days later. And in turn the Fire Dept arrived because someone thought his house was on fire. He apologized to all of the fire departments and police department that were dispatched to his home. He was one of the first to complain about the way firefighters drive, but after seeing them do what they do he will never complain.

POLICE DEPARTMENT:

St. Nazairre Project = Chief Decou questioned if Mayor Langlinois if Judge Michot contacted us? Mayor Langlinois stated Dean Tekell and Bill Fontenot have answered that. Judge Michot was concerned about the traffic. Mayor Langlinois stated that it be far better than what it was before, but it won't be perfect.

Traffic Division = Chief Decou stated that he has implemented our traffic division as it was on the news. Speed bumps have been put in a lot of areas in town.

COUNCIL BUSINESS:

Monthly Meeting Date Change = Councilman Foco stated a lot of the council talked about moving the meetings to coincide with Lafayette. Councilman Foco stated there is a lot of times either he, the Mayor or the council members

have to take off to address the Parish at their meetings, because their meetings are at the same time as ours, therefore he feels we should have a presence at their meetings. Therefore it was moved by Councilwoman Batiste and second by Councilman Bonin to change the monthly meeting dates for the Broussard City Council to the 2nd and 4th Wednesday of each month rather than Tuesdays, effective for the next meeting. Roll:

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

COUNCIL BUSINESS:

District II/Councilman Bonin:

Cutting of Trees = Councilman Bonin gave the council pictures of trees that need to be trimmed and Entergy will not go back and trim them. This area is the major cause of the electricity going out on South Morgan to Highway 90. Entergy refuses to cut these trees anymore. With permission from the property owner and the council he would like to get these trees cut. Attorney Landry stated we will have to negotiate with Entergy to cut near the power-lines. Attorney Landry stated it is not our electricity. Councilman Bonin stated that Liz Duhon came out and look at them and she stated that is all they are going to cut on them. Attorney Landry stated he can research this and give the council an answer at the next meeting. Councilman Bonin stated the landowners have not been approached at all. He wanted to see what the council and the legal aspect was first.

District III/Councilman Rousseau:

Resignation Letter from a patrol officer= Councilman Rousseau stated that he received the resignation letter from Jason Haines about reason he resigning from the police department. Councilman Rousseau stated that he is willing to put a committee together to look at the wages of the police department if they want to be looked at.

At Large/Councilman Foco:

Welcoming = Councilman Foco welcomed Councilwoman Batiste to the council.

District IV/Councilwoman Batiste:

Speed Bumps = Councilwoman Batiste stated that she is thankful for being on board. She stated right now she is awaiting answer regarding the speed bumps.

District V/Councilman Higginbotham:

Police Salaries = Councilman Higginbotham stated that he would like to reiterate the need for the committee for the salaries for the police department.

Culverts on Lafferty Drive = Councilman Higginbotham questioned about the culverts on the roadway off of Lafferty Drive. Mark stated he is preparing some plans on that. Larry stated that we no legal right to take the culverts out. Mayor stated that is a public safety issue. Councilman Higginbotham stated we annexed this area that was already piped and now it is hampering the integrity of the road. The pipe was put in by the parish. And it was public safety issue. Larry stated the ordinance states that if we take out culverts or replace culverts it is at our expense. Mayor Langlinais instructed Larry to pull the culverts out. Councilman Higginbotham stated that he would like the engineers to sign off on this. Attorney Landry stated if it is not functioning properly and we have a great liability of leaving the culverts in the property. Larry stated he was going by the ordinance. In spite of what the ordinance says, it is keeping water on the road stated Mayor Langlinais therefore we will remove it. We certainly will give the property owner notice first and allow him to make it right. Mel stated he thought we were going to give him a pipe size and a grade first and go to the landowner and see if he wants to make it right first and if he doesn't then we will remove it. Councilman Guilbeau stated he doesn't see how can we remove the pipe paid for by the property owner. Al stated he contributed to the pipe by putting it in. It is the ownership of the town. Larry will go meet with the property owner tomorrow to inform him we are taking the pipe out if he doesn't correct the problem and change the culverts out himself.

Mayor Langlinais:

TESI Water = Mayor Langlinais stated he received a call from Terry Huval about Shenandoah subdivision. Over a year ago we circulated petitions for the subdivision for annexation and they no. Huval would like us provide water to them and tell will provide to TESI, and they will in turn supply to Shenandoah. We do not provide services to non residents. Mayor Langlinais stated however when we ran the line for Coach House Manor we would re-coop our cost; however TESI is making 6 times more than us right now. Huval stated they will explore the legal ramifications of that contract. Mayor stated he told Huval that he will have to come to the council for approval to sell water to TESI who will sell water to everyone else. Mayor Langlinais stated he just wanted to brief the council about this. Councilman Higginbotham stated that is not our business, they are not in the city limits, they need to contact the Parish. Councilman Rousseau stated we don't want to be a gov't body who will gauge the people. Mayor Langlinais stated he just wants them to be ready.

Sewer and water for the south side of FMC = Mayor Langlinais requested that the water and sewer service be ran on the south side of St. Nazaire Road for FMC and 2 other companies prior to St. Nazaire being built, so that we will not have to bore under the new road. It was moved by Councilman Higginbotham and second by Councilman Rousseau to run the sewer and water on St. Nazaire road for the south side of FMC for an approximate cost of \$12,000. Roll call:

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

Popping of Fire Works = Mayor Langlinais informed the council that he did receive some complaints regarding popping of fireworks and he just wanted to bring it to the council's attention.

Don when brought Ida Road Stub Outs. Al has something entirely different.

Moved by Councilman Rousseau
 Second by Councilman Higginbotham
 Item agenda new business Ida Road passed mayor sign revocation and dedication
 It is the Ida Road Stub Out. Just want to be ratified.

Al stated those plats we revised the Walmart attorney.. Mayor will authorize to sign off on the plat and the ramifications

Speed Bump Issue = Larry give the form to the person who wants the speed bump on the road and get a 65% for the street the speed bump is put on. Attorney Landry stated at some point it seems a lot of speed bump. Feels there some professional advice. Councilman Foco stated we have traffic committee that can discuss it. Mayor if to much in that area we can send it to the committee.

Jerry stated maybe we could get some feedback from Dena Tekell. Signs notifying about speed bumps.

Mayor George Knox about the code. Attorney Landry about new regulation building code. Attorney Landry stated that this is some legislation that was passed and he is not sure the governor can give some extensions. Attorney Landry stated Scott is trying to make a deal with someone to do that for them. The law states that if the employee currently inspecting then there is some leeway for certification. But our inspectors are not employees. We have been sending people to pass the test. Raymond Hollier and Ted Martin. We have no idea when they will take the test. Wilson and the Mayor have decided to share the inspectors and share the costs. Right now we are talking about adopting the new code costs. Only way can get a permit have to send off to get approved. It will be a slow process. It is a serious problem for everyone. Al stated we have some liability.

Bonin questioned about the run off ordinance regarding silt with DEQ. Attorney Landry stated that is the ordinance Bob prepared that the council wasn't receptive too.

Adjourn the meeting = Moved by Councilman Romero 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

S/Charles E. Langlinais, MAYOR

S/Tina G. Denais, CITY CLERK