

Minutes Of TheOctober 10, 2007Broussard City Council Meeting

Present:

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
 Chief Blair Rivette, Fire Chief
 Mr. Don Landry, City Attorney
 Gene Chiarulli, City Bookkeeper
 Jerry Grooms, City Engineer
 Al Reaux, City Engineer
 Walter Comeaux, City Engineer
 Larry Champagne, City Supervisor
 Mel Bertrand, City Foreman
 Elmer Girouard, City Supervisor
 Adam Mouton, Citizen
 James Theaux, Citizen
 Roy Brown, Citizen

Absent: Mayor Charles Langlinais

Councilman Foco called the meeting to order and Councilman Rousseau lead with the Pledge of Allegiance and a silent prayer was done for our troops that are still in Iraq.

Adopt minutes of the September 26, 2007 Regular Meeting = Moved by Councilwoman Rousseau and second by Councilman Romero to adopt the minutes of the September 26, 2007 Regular Meeting. Roll call:

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

Councilman Guilbeau stated the only correction he has is that he picked up two branches not two trees.

NEW BUSINESS:

Adopt Resolution #221-07/ FY2008—2009 LA Community Development Block Grant Program for Sewage Grant = Moved by Councilman Bonin and second by Councilman Rousseau to adopt resolution #221-07, which grants the authority to the Mayor to sign and submit all necessary documents, appoint an administrative consultant and engineer and to commit costs for the FY 2008—2009 Louisiana Community Development Block Grant Program for improvements to the city's existing sewer collection system. 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 #220-07/Endorsing Knight Oil Tools Third Floor Expansion Project for the La Enterprise Zone Program = Moved by Councilman Guilbeau and second by Councilman Higginbotham to adopt Resolution #220-07, which states the City of Broussard is endorsing the Knight Oil Tools' Third Floor Expansion Project 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	

Adopt Resolution #222-07/Act of dedications of streets and/or servitudes from Hogan Investments, LLC = Councilman Bonin questioned Larry if he went thru the subdivision and reviewed it? Larry stated yes he did. Therefore it was moved by Councilman Rousseau and second by Councilman Bonin to adopt Resolution #222-07, accepting the dedication of streets and/or servitudes from Hogan Investments, LL to the City of Broussard and the General Public as a result of the subdivision Hogan Estates. Roll call:

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

Adopt Policy of Street Name Changes = Councilman Guilbeau stated that this is a policy he would like to see implemented. Attorney Landry stated this merely a policy that the city can go by. He had no specific comments about it. Councilman Rousseau questioned what is the difference with just a policy or a resolution or ordinance? Attorney Landry stated the resolution or ordinance would be more legal binding. Councilman Rousseau stated we have to take into consideration the businesses. Attorney Landry stated the organization could also included the businesses on #2. It will still come to the council for adoption. Councilman Rousseau stated his concern is if a business is skipped when the signatures are obtained to change the name of the road. Walter stated it is a really big pain for businesses when road name changes are done. He feels it should be 80 or 90% of signatures that have to be obtained. Attorney Landry stated he would have no problem with working with Councilman Guilbeau to

re-do the policy. Mr. Brown stated Lafayette's policy is 50% + 1. Brown also added that talking to some residents, some people might not live in the city limits that sign the petition, but are the property owners. The business owners would still have the expense more than the property owner or the renters. Attorney Landry stated whatever policy we come up, it will always come back to the council. Councilman Higginbotham stated we don't ever have to approve the request if we choose not to. The council would like to have Attorney Landry address it and prepare a resolution after he gets with Councilman Guilbeau. Therefore it moved by Councilman Rousseau and second by Councilman Bonin to table this matter, until Attorney Landry gets with Councilman Guilbeau and prepares a resolution for this. Roll call:

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

Introduce Ordinance #07-325/ Stuller Parkway = Councilman Foco stated that we might have a problem with some people coming on Highway 90 looking for Ambassador Caffery not Stuller Parkway. He feels we should put it as a Memorial Parkway. Attorney Landry stated he only prepared this ordinance because he was asked to. The council stated they are grateful for what Matt Stuller did to get the road, but they would like to see it remain Ambassador Caffery Extension/Stuller Memorial Parkway. Therefore it was moved by Councilman Rousseau and second by Councilman Romero to introduce Ordinance #07-325, which names the street from US Highway 90 to LA Highway 89, all within the corporate limits of the City of Broussard, Louisiana and presently known as Ambassador Caffery Parkway Extension, will still be name Ambassador Caffery Parkway Extension/Stuller Memorial Parkway. 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 #07-321/Improper Drainage Structures, removal or alterations = Attorney Landry stated there was some discussions a few meetings back about concrete trucks dumping the excess concrete into our ditches also our citizens damming up our drainage ditches. This is to protect our drainage, which we will be penalizing anyone dumping concrete, or someone damming up our drainage ditches. Councilman Bonin stated in section 4 it states trees, trash, limbs, branches and everything else should not be put in the ditches and drainage canals. If the people cannot put them in their ditches where will they put them? Attorney Landry stated they need to put on the edge of their property not in the right of way. Councilman Bonin stated people will have to be aware of this. Councilman Foco questioned if his neighbor fills the ditch and we have rain and his house floods, what happens? Attorney Landry stated the neighbor has a problem. Councilman Bonin stated in his district especially people have small yards and no where to put the branches. Councilman Rousseau stated it is the city's discretion to push the issue, but if you have people circumstances where people deliberately do it then there is a problem. Attorney Landry stated there is a section that we can give the owner time to correct the

violation. This will help with the hard cases that we continuously have a problem with. Councilman Higginbotham stated he would like to see it passed for the concrete trucks that we have problems with. Councilman Guilbeau stated he agrees with Councilman Bonin that we have problems in the older section of town that people have been putting their branches in the ditches for years. Councilman Rousseau stated he would like us to send us a mail out to notify the citizens about this. Moved by Councilman Rousseau and second by Councilman Higginbotham to adopt Ordinance #07-321, providing for the penalties for improper drainage structures, removal of alterations of improper drainage structure and other matters relating to improper drainage. 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 #07-322/Removal of Junked Motor Vehicles = Councilman Higginbotham stated he believes someone would like to address the council about this ordinance prior to it being adopted. Mr. James Theaux addressed the council. He sees the purpose of it in one sense. But old cars and poor people are dear to him. He made a living on selling using cars to poor people. He personally has two antique vehicles. He contacted Attorney Landry and thought they were covered, but he got the ordinance and a section in that doesn't cover the vehicle, because the vehicle doesn't have a battery. He feels that with every policeman it would be different. Attorney Landry stated he feels his definition is too strict. Councilman Guilbeau stated what about the vehicle that doesn't have an updated license plate or an inspection sticker on it? Attorney Landry stated you also have to look at your neighbors that have been looking at these vehicles for years that are tired at looking at this. Mr. Theaux stated there are flaws in the ordinance, according to a city police officer in Lafayette. This ordinance has some similarities to Lafayette. According to this ordinance if someone has to drop the insurance on a vehicle, they have to turn the tag in and then they could be in violation of this ordinance. Mr. Theaux stated a lot of people just have a driveway and no garage and keep the vehicle in the yard especially the old people who don't have insurance and keep the vehicle as a crime deterrent. Councilman Rousseau stated he would like to go to 30 days instead of 15 days. We have to trust the judgment of the police officer or the individual doing the inspection. There is a process to send a letter to the owner of the vehicle and the property owner. Councilman Rousseau stated we can't write an ordinance that is 100%. Councilman Rousseau stated his problem is the 15 days time instead of 30 days. Mr. Mouton suggested putting a sign on antique vehicle that it is in storage and if it is a public nuisance then you have to do something. Councilman Bonin questioned what is the difference with this one and the one we have in place? Chief Decou stated city hall was sending workers to residents to handle the problems. The city worker was going there and they were getting confronted and people wanted them off of their property. This ordinance is only making a legal complaint. Councilman Bonin questioned if they will be going on a full fledged campaign throughout the city to do this. Chief Decou stated it is not a matter of getting every piece of junk out of the city; it is only a legal way of handling the complaint. Councilman Guilbeau stated he would like it to include in the ordinance that the Chief be the one to go tag the vehicles. Mr. Theaux stated he would like to see in the ordinance that the change from stored to carport or garage should be also include covered with a tarpaulin. Councilman

Higginbotham questioned why we are sending the city employees instead of the police department? Attorney Landry stated that the complaints are currently being lodged with City Hall. Attorney Landry stated he feels the new ordinance is stricter. Councilman Guilbeau questioned if it is at a mechanic shop, the ordinance says the mechanic and the vehicle owner will be fined. He feels the mechanic should not be fined. Councilman Foco stated he would like to change the wording from operable to complete. The council asked to table this and they would like to review this ordinance with the old ordinance. Therefore it was moved by Councilman Bonin and second by Councilman Higginbotham to table Ordinance #07-322, ordaining the procedures for removal of junked motor vehicles on public and private property within the city limits of Broussard. 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 #07-323/Annexation of The Pond @ Deer Meadow = Mr. Vidrine stated that they have a right of way to Marteau Road and a bridge to Highway 92 for access for the construction. Moved by Councilman Rousseau and second by Councilman Bonin to adopt Ordinance #07-323, which provides for the annexation of certain property located in section 9, township 11 south, range 5 east, Lafayette Parish, Louisiana, being known as The Pond at Deer Meadow 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 #07-324/Annexation of La 92/Richard Baker Annexation = Moved by Councilman Higginbotham and second by Councilman Bonin to adopt Ordinance #07-324, which provides for the annexation of certain property located in section 10, township 11 south, range 5 east, Lafayette Parish, Louisiana, being known as the LA 92/Richard Baker Annexation. Roll call:

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

South Morgan Street Sidewalk = Councilman Rousseau stated he had several residents request that the sidewalk be extended from Hulin Road to Sugartrace South. He asked Larry to get some prices. The sidewalk will be in our right of way. The sidewalk will be utilized for everyone. Councilman Guilbeau stated it is a good safety issue. Moved by Councilman Guilbeau and second by Councilman Rousseau to amend the budget for \$12,336.00 for the South Morgan Street Sidewalk Extension. The contractor is Teche Construction. Roll call:

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

At Large = Yea

Branch Limb Removal/Dirt Pit Use = Councilman Guilbeau questioned where is Mr. Boese? Attorney Landry stated he couldn't come to meeting. Attorney Landry stated that Mr. Boese stated that the dirt-pit was not designed for a regular pick up service by us or contractor. In the event of a storm we can pick up the branches or contract out as long as we closely supervise the burning, then we would it would probably be okay with DEQ. Just a regular pickup he feels we could have a problem. Councilman Guilbeau stated the permit says nothing about burning. Councilman Foco stated #4 stated that the site cannot be used for any other waste location and it cannot be used as a landfill. Councilman Guilbeau stated it says that there is another sentence that the debris should be used for burn. Councilman Foco stated he and Mel will go to Scott and look at the mulcher they just purchased. It is like a compose site. Councilman Foco stated the Mayor was asking to charge to the utility bill an extra amount of money, but a lot of people do not have trees. Councilman Guilbeau stated #4 he interprets it to read as trash. Councilman Foco stated he would like to get a letter from DEQ first before he votes on anything. Walter read the permit, and he said a lot of times the permit is issued on what you ask them to do. He feels they are giving you a special exception. Councilman Bonin questioned what about hauling it to the pulp plant? Councilman Foco stated that Youngsville has the same problem and they will be making a decision at their next meeting. He would like to table this till the next meeting till he goes to Scott and sees what Youngsville does. Councilman Foco questioned Walter if he thinks we can write them a letter and ask them if we could burn? Walter stated you don't tell them anything you don't want to tell them. Councilman Foco stated he would like to table this. Walter requested that we apply for a new permit or maybe modify what we want to do. Councilman Bonin stated he feels that we should let Bob Boese do this. Attorney Landry stated Mr. Bob Boese stated that he is always available. Moved by Councilman Bonin and second by Councilman Rousseau to table this matter. Roll call:

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| 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:

Jerry stated that he didn't have anything to report on.

Al's Report:

Al stated he had nothing to report on.

Walter's Report:

Walter stated he had nothing to report on.

South Bernard Extension and Fairfield Extension = Councilman Foco stated that the mayor is recommending we approve the engineering and right of way acquisition for South Bernard Ext. and Fairfield Ext. Councilman Foco stated that he would like to wait till the next meeting. Councilman Higginbotham stated he would like to wait to see what Youngsville does. Councilman Foco stated it was stated in the newspaper that he and Councilman Rousseau approve this project, because they live on Fairfield. Councilman Foco stated is not the truth; that is the furthest thing from their mind. This idea is to help alleviate the traffic. Councilman Foco stated we are trying to alleviate four-laning Morgan Street. Councilman Higginbotham stated he is all for Bernard Road, but he feels we need to wait and see what Youngsville decides. Councilman Higginbotham questioned do we do the project if part of the road is not in our city limits? Attorney Landry stated we can enter into an intergovernmental agreement. Councilman Higginbotham stated he feels we can go with Bernard Road and get a plan in place with Youngsville. After much discussion the council decided to discuss this matter further at the next meeting.

ACCOUNTANT'S REPORT:

Gene stated he had nothing to report on.

ATTORNEY'S REPORT:

Attorney Landry stated he had nothing to report on.

POLICE DEPARTMENT:

School Resource Officer = Chief Decou gave the council some information on a school resource officer. He met with Burnell Lemonine with the school board. They are trying to put a plan in place to make our high schools and middle schools safer. He gave the council a plan of what they want to do. They asked him if they would fund half of the salary of the officer, if the city would fund the other half and the benefits. They want us to split the officer between Youngsville Middle and Broussard Middle. Chief Decou stated feels this wouldn't work. This would a fulltime person's everyday job. It is not official if the school board will put up half of the funding. Broussard Middle would like to have an officer just at their school. The only thing this would put a resource officer in our school all of time. Councilman Higginbotham questioned what would the Sheriff's office do? Chief Decou stated they will pay for the schools in Judice and Milton. Chief Decou stated the only thing is it is the investment into our children's lives. Councilman Foco questioned on low long will it be? Chief Decou stated that nothing is set in stone. He wanted to give the council the information so they wouldn't be blindsided. Chief Decou stated they would set-up a safe school's task force with every high school and middle school in the parish. The school board feels addressing problems early in the middle schools will help in the high schools. Councilman Rousseau stated he has heard in the news about all of the problems with the fights in the high schools and he understood they are trying to implement the program. Right now they don't have a presence everyday with the same person; however this would give them a presence though. Chief Decou stated a lot of things in the school start in the community and vice versa. Councilman Guilbeau questioned what the

Sheriff's office is contributing? Chief Decou stated the school board will pay for the training. He currently has two officers that are interested in this program. Those two people will be going to the Sheriff's office next week for training in this field. Councilman Bonin questioned if these 2 officers will be able to train other officers? Chief stated no, they have to be certified by the state. The council agreed they will have no problem with this plan, but they would like the program permanent.

FIRE DEPARTMENT:

No one was present.

COUNCIL BUSINESS:

District 4/Councilwoman Batiste:

No Name Road Drainage = Councilman Batistes stated she spoke to our attorneys and there are two females who do not want to give us the easement. She discussed the possibility of expropriating the part of their property that is needed for the drainage project. There would be two successions involved, because of some of the property owners. You have to have a certified appraiser and a certified surveyor. Attorney Landry stated the succession would be about \$4,000 - \$5,000. The council had allocated \$25,000 for this project if there would be no resistance. Councilman Foco stated we had talked about if there was any opposition we wouldn't do the project. Councilwoman Batiste stated she feels if we send a letter from the attorney then she feels they will come forward. The right of way is 35 feet. There are only two property owners that have resistance. The council made no decision on this matter.

Cleaning of property = Councilwoman Batiste stated she is still working on getting the property cleaned that had burned. The gentleman stated he is waiting on his brother. She will check back with him

Hebert repair business = Councilwoman Batiste stated she spoke to the Mayor and he stated it is a civil property regarding having Mr. Hebert put up a fence at his property on St. Des Porres. Councilman Higginbotham stated he has been in business along time.

District III/Councilman Rousseau:

Thanks = Councilman Rousseau thanked the council for approving the Morgan Street Sidewalk Extension project.

Speed Bumps = Councilman Rousseau also thanked Chrissy for obtaining the signatures in Sugar Trace to install the speed bumps. He wanted to thank Larry also for his help. He only had one resistance yesterday and he went explain to him the reason and then the gentleman was fine with this.

At Large/Councilman Foco:

Thanks = Councilman Foco thanked everyone for coming to the meeting. Mayor Langlinais wrote the council a letter and stated he is comfortable going out of town and he trusts the council. Councilman Foco added that we are going to have a new parish council and these will be coming to our meetings and they will see that we get things done. He thanked the council for that. All he is hearing is that Lafayette council does not get along and they can't get things done.

Others:

Roy Brown /Comment Hebert mechanic shop = Mr. Brown stated he would also like to also include the Williams mechanic shop on St. Des Porres. He feels we need to give the kids in the community a good environment to live in and that will in turn impact the city of Broussard with crimes and drugs.

Roy Brown/Nightclub = Mr. Brown stated that the night club on St. Des Porres the coloring on the outside is deploring. You have school kids coming down that road everyday. He feels this council need to do something regarding those 3 problems.

District I/Councilman Guilbeau

Congratulation to Walter Comeaux = Councilman Guilbeau congratulated Walter on the roundabout at Fairfield. He stated that Mr. Comeaux did a good job developing this roundabout and it works very well.

ADJOURN:

Adjourn the meeting = Moved by Councilman Romero and second by Councilman Higginbotham to adjourn the meeting. Roll call:

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

S/Charles E. Langlinais, MAYOR

S/Tina G. Denais, CITY CLERK