

Minutes Of The

June 10, 2008

Broussard City Council Meeting

Present: Mayor Charles E. Langlinais  
 Tina M. Emert, 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  
 Mr. Don Landry, City Attorney  
 Mark Savoie, City Engineer  
 Al Reaux, City Engineer  
 Mel Bertrand, City Foreman  
 Larry Champagne, City Supervisor  
 Elmer Girouard, City Supervisor  
 Chief Brannon Decou, Police Chief  
 Chief Blair Rivette, Fire Chief  
 Brian Guilbeau, owner of Whiz-bang Thunder  
 Corey Richard, with Central Control

Councilman Foco called the meeting to order and Adam Mouton lead with the Pledge of Allegiance and a silent prayer was done for boys still overseas.

**Adopt minutes of the May 28, 2008 Meeting** = Moved by Councilman Rousseau and second by Councilman Romero to adopt the minutes of the May 28, 2008 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:**

**Mr. Brian Guilbeau....re: Fireworks Display on the 4<sup>th</sup> of July** = Mr. Guilbeau addressed the council. Brian stated the Mayor asked him to prepare some sort of discount for a New Year's Eve show and he does have a contribution from Cox Communications in the amount

of \$15,000, but they want to be the sponsor for both events. He has ordered the materials for both events and he is on the hook for this, but he doesn't have a consensus for New Year's Eve. Another proposal was we increase the 4<sup>th</sup> of July display. He can't increase the display until next year. For the 4<sup>th</sup> of July the normal budget is \$30,000. Broussard Economic Development pays for the show, but Guilbeau stated he doesn't have a written commitment from Economic Development. Mayor Langlinais stated he doesn't have any numbers for the budget. Mayor Langlinais stated he got Cox Communications to donate \$15,000. He would like to see the show twice a year. Mayor Langlinais stated he doesn't feel there will be any additional money needed. Cox will sponsor \$15,000 for both events. Mayor Langlinais stated he addressed it, but he doesn't have an answer. Attorney Landry stated he needs to go to Economic Development and they need to come to the council. Councilman Foco stated he will not spend \$30,000 for the 4<sup>th</sup> and another \$30,000 for New Year's Eve. Mr. Guilbeau stated that won't be; because for New Year's Eve supply he can get enough supplies at a discount rate and New Year's Eve will be \$15,000. The \$15,000 will be a \$20,000 show with the discount received. Councilman Bonin questioned how much of a turnout that he thinks he will receive, because a lot of people go out of town? Attorney Landry stated the only thing is Cox wants to be the sponsor. And this is for Economic Development and that is who Mr. Guilbeau needs to talk to. Councilman Guilbeau questioned how much extra cost is that for the police department? Chief Decou stated he will have to check into that and he will get back with them.

**Mr. Lannie Richardson...re: Billeaud land swap for Central Control = Cory**  
Richardson addressed the council, because Mr. Richardson couldn't be here. The new land swap doesn't include any pipelines and the new property faces Heart D Farm Road. The only question is the value of the property. Cory stated the land is 3.06 acres for \$300,000. Mayor Langlinais stated they will have a \$75 million assisted living housing behind the sandbag facility. By law we have to require an auction or an exchange of equal land value to get rid of the property. Councilman Guilbeau questioned if we have to build a road, if the state doesn't come thru? Mayor Langlinais stated no. They will reduce the by sell with the Billeaud Companies. The council had no problem with the land swap. Attorney Landry that we have to build the road from Ambassador Caffery to Heart D Farm Road. Attorney Landry stated he feels we need further clarification, because if the road has to be built. Mayor Langlinais asked Cory to get a clarification on when the road has to be built. Don stated it needs to be clarified with the Billeaud Companies about the road being built. Cory clarified so in the sale document we want no time frame that the road has to be built. Attorney Landry stated he will prepare an ordinance to be introduced at the next meeting on June 24<sup>th</sup>.

**Adopt Resolution #229-08/Approving the application submittal to the State of LA for the Recreational Trails Grant for Arceneaux Park =** Mayor Langlinais commented that the parish is looking to dump the park on us; but we will not let them do that without some sort of funding. Moved by Councilman Higginbotham and second by Councilman Romero to adopt Resolution #229-08, approving the submittal of the application for financial assistance to the State of Louisiana under the Recreational Trails Grant Program for Arceneaux Park. Roll call:

District I = Yea  
District II = Yea  
District III = Yea

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

At Large = Yea

**Proposed Drainage Ordinance Regulations revisions** = Mark gave the council a copy of the storm-water ordinance revisions to be requested. The revisions are as follow: On page 2, item #1 is changing to “no rise certification”; basically the language is being changed. On page 3, item #C-1 is to require building in a commercial or residential area to build 12 inches above the base flood elevation. Additionally the floor should be set at a minimum of twelve (12) inches above the centerline of the adjacent roadway and in accordance with other applicable regulations. Also on the same page, item #D-1, any structure enclosed on three or more sides, built on property in the one hundred year flood zone shall be elevated so as to insure the lowest floor is located at a minimum of 12 inches above the base flood elevation height for that area at that time. Additionally the floor should be set at a minimum of 12 inches above the centerline of the adjacent roadway and in accordance with other applicable regulations. Mark stated now people are developing in the flooded property. Walter stated you have to understand 40% of the surface area of Lafayette Parish is in a flood plain. The problem is Lafayette Parish is the smallest parish in Louisiana. A lot of the good properties are gone. You can develop safely in a flood plain area. On page 4, item F-1, this requirement is that if the development of 5 acres or 50 lots located within a flood hazard a flood plan analysis has to be done and then approved by the city only in Zone A. Councilman Foco stated if it is open ditch drainage he wants it to stay open ditch drainage. On page 6, Item #D, the subdivision drainage impact analysis and the development drainage design shall be based on the five year storm event for residential developments and the ten year storm event for commercial developments. On page 10, Table 1-3.2, the runoff coefficient for aggregate surfaces is 0.45. On page 11, item #C, the storm event for commercial is 10 years. On page 11, item #1-e, the hydraulic analysis of the drainage design for the outlet discharge structures and/or outlet discharge culverts shall take into account the tail-water elevation in the outfall channel. The tail-water elevation of the outfall channel shall be set at one foot of freeboard from the top bank unless otherwise determined through a hydraulic analysis for a 25 year design storm event to be lower. Tail-water (TW) is defined as the flow dept of the down-stream channel measured from the flow line of the outlet structure or culvert. On page 13, item #2-b, the design shall be based on the 10 year storm event with analysis of the one hundred year storm event included. On page 14, item #IV, if have a commercial development and don’t want to put detention pond, they can put individual lot detention, but has to be put on the plat. On page 15, item #c, the 100 year storm again is for commercial. Mark stated he did delete roadside ditches for detention. Councilman Higginbotham questioned if 2.5 acres have to put storm water retention? Mayor Langlinais stated this is more commercial and it can be lowered anytime. Mayor Langlinais stated it can be changed later. Mark stated you never see a development like that. Councilman Higginbotham questioned about the old parts of town that have open ditch and want to close them in, will we allow that? Mark stated this is only for new subdivisions. Councilman Foco stated if it open ditch, it needs to stay open ditch. These revisions will come forward an intro ordinance to be adopted.

**South Bernard/Fairfield Road Extension Cost Estimates** = Walter gave the council the cost estimates for this project. Right now we are in the early stages of this. The cheapest is the two-lane. He would recommend not doing the 5 lane. He recommended a four lane with a grass median. If these businesses develop we can then see about a turn lane. Mayor Langlinais

stated that he spoke to Mike Hollier and Tom to prepare a map to give to the bond commission.

They have to come up with a 4 or 5 lane map with the development around that. The question is if we can get the bond commission's approval for 5 million dollars. Walter stated this is open ditch with a four lane road; it is a very simple road. Walter is not recommending building the center lane. All his string crossings are to be built to handle the future. Mayor Langlinais stated he is trying to get a plan to bring to the bond commission for some approval. Walter requested that we also look at what could be done with the existing South Bernard to Highway 90. It is 3.4 miles. This does not include water and sewage, these cost estimates for the road. Walter stated he is meeting with Bill Fontenot tomorrow at 2:00 p.m. They are doing the surveying now. Walter stated this will be a flat median. This is to shuttle traffic. The council directed Walter to go with the 4 lane cost estimate at a total cost of \$6,420,000.00

## **OLD BUSINESS:**

**Junk Vehicle Ordinance....re: Reconsideration of the suspension of the ordinance =**  
 Attorney Landry stated as he was leaving the meeting last time, and some council questioned how long this suspension is for; so he is questioning if we might have to pass another ordinance to suspend this ordinance. Mayor Langlinais stated there are 2 ordinances involved. The other ordinance was written in 1991, when the BFI pick-up station was built. It applies to everybody. However these are 2 separate ordinances. Maybe we could write another ordinance dealing with the true mechanics to re-coop their money so that this doesn't affect them. Mayor Langlinais stated we can't suspend an ordinance; we are trying to clean up the neighborhoods. Councilman Higginbotham questioned how much will we get in people's business with antiques or mechanics, by enforcing this ordinance. What constitutionally do we have? Attorney Landry stated the problem is people with a carport, can put the cars under them. Attorney Landry stated no one has challenged our ordinance and we don't have a problem with it. Mayor Langlinais stated if there are any other issues that we need to deal with, we will deal with them. Councilman Guilbeau stated he sees a problem in the ordinance that it penalizes the mechanic if he gets served for a car that the vehicle owner doesn't pick up. The mechanic will be fined also. Chief Decou stated we serve the mechanic and the vehicle owner. Attorney Landry stated it's the discretion of the city to serve the mechanic and vehicle owner. Mayor Langlinais stated we are talking about someone who has an occupational license and if someone brings him a car and then the owner of the vehicle doesn't pick up the vehicle because he doesn't have the money. Councilman Higginbotham questioned if we can make an addendum to the ordinance. Attorney Landry if the car doesn't belong to him, we have to notify the mechanic shop and the owner, we can go after the mechanic or the owner. Mayor Langlinais stated we are not going to penalize any mechanic; instead we are going to penalize the vehicle owners. Attorney Landry stated it's the City of Broussard's choice who to penalize. Chief Decou explained how the ordinance came about at the request of the city. After a lengthy discussion it was moved by Councilman Higginbotham and second by Councilman Romero to lift the suspension of the junk vehicle ordinance after the clarification from Attorney Landry that the mechanics will not be penalized, only the vehicle owner, if the mechanic is a licensed mechanic. Roll call:

District I = Yea

District II = Yea

District III = Yea

District IV = Yea

District V = Yea

District VI = Yea

At Large = Yea

## **ENGINEER'S REPORT:**

### **Al's Report:**

**New Sewer Pond** = Al stated the payment estimate for the sewer pond for May is in and the pond is almost 20% complete.

**St. Nazairre Road** = At 2:00 pm this afternoon H & S gave the amount of \$231,352.48 for the change order for widening of St. Nazairre Road on the unfinished section. Attorney Landry stated the ordinance will be adopted on June 24<sup>th</sup> for this project. The next item is \$17,651.19 extra is for the reclaimed asphaltic concrete delivered to the city. This is another amount that needs to be added to change order. Larry stated it is the same price they are paying for recycled asphalt. The ordinance will have to be amended to \$250,000.00 and the next meeting on June 24, 2008.

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

Mark stated that he had nothing to report on.

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

Walter stated that he had nothing to report on.

## **ACCOUNTANT'S REPORT:**

Gene was not present.

## **ATTORNEY'S REPORT:**

Attorney Landry stated that everything has been covered that he has.

## **POLICE DEPARTMENT:**

**Red Flex** = Mayor Langlinais stated that Red-flex will eat the maintenance for all expenses from the state to insure this project gets put in place in Broussard.

## **FIRE DEPARTMENT:**

Chief Rivette stated that he had nothing to report on.

## **COUNCIL BUSINESS:**

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

**Street Overlay** = Councilman Guilbeau stated he has a copy of all the streets in the city that need to be re-surfaced to put in next year's budget. Mayor Langlinais stated we may spend about \$600,000 for overlay. Councilman Guilbeau stated he forgot the copies, but he will get them to the council. Prior to the meeting being Councilman Guilbeau received the copies and gave them to the council.

**District Iv/Councilwoman Batiste:**

**Project of Leon Street sidewalk** = Councilwoman Batiste stated that she has a cost estimate of \$8213.40 for a sidewalk from Gustave Street to the Pine Apartments. This is for the safety of the children. The council said gave the approval to get it done, because we do have money in the budget for this.

**CITIZENS:**

**Yvette Foreman regarding resource officer for Broussard Middle School** = Ms. Yvette Foreman addressed the council regarding the resource officer for Broussard Middle School. She stated she spoke to Chief Decou about a resource officer at the school. She expressed her concerns for that officer at school. Mayor Langlinais stated they don't have a problem doing it, but we send money to the sheriff over a million dollars a year and the sheriff's department doesn't want to contribute to the funding for this officer. The council wants the sheriff department to contribute. Ms. Foreman stated her concern for the resource officer that is needed after the tragic situation with her son at the school. The council stated the resource officer will happen. Ms. Foreman stated the Fire Department and Police Department were very helpful for this tragic event in her life and she begged the council to approve this.

**ADJOURN:**

**Adjourn the meeting** = Moved by Councilman Romero and second by Councilwoman Batiste 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 M. Emert, CITY CLERK