

Minutes Of The

June 9, 2009

Broussard City Council Meeting

Present: Mayor Charles 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  
 Mr. Allan Durand, City Attorney  
 Mr. Gene Chiarulli, City Bookkeeper  
 Jerry Grooms, City Engineer  
 Martin Poirrier, City Engineer  
 Walter Comeaux III, City Engineer  
 Larry Champagne, City Supervisor  
 Mel Bertrand, City Foreman  
 Elmer Girouard, City Supervisor  
 Kenneth Wainwright, City Foreman  
 Chief Brannon Decou, Police Chief  
 Justin Denais, Captain Broussard Fire Dept.  
 Adam Mouton, Citizen

Councilman Foco called the meeting to order and Allan Durand lead with the Pledge of Allegiance and a silent prayer was done our troops that are still overseas and the family from Lafayette whose plane went down.

**Adopt minutes of the May 26, 2009** = Councilman Guilbeau moved and second by Councilman Rousseau to adopt the minutes of the May 12, 2009 meeting. 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:**

Jerry stated that he didn't have anything to bring up.

**Martin's Report:**

**Sewage Pond** = Martin stated that they are working on the pond and making progress. They will finish ahead of schedule.

**Walter's Report:**

Walter stated that he didn't have anything to bring up.

**ACCOUNTANT'S REPORT:**

Gene stated that he didn't have anything to bring up.

**ATTORNEY'S REPORT:**

**Ordinances regarding dancers** = Attorney Landry stated this ordinance that he is presenting tonight is in reference to the pending litigation with Michael's. They have come up with a couple of ordinances. This will amend some ordinances, including ordinance #144. They had some discussion about repealing it. In section 2, section A, nude condition is described in accordance with state law. Section B was also added in accordance with state law. He will also put in the ordinance the state statute number in Section B. He is asking that they introduce this ordinance and it will be voted on at the next meeting. He feels this will save the city from any other litigation. They cannot say we are more restrictive than the state. Mr. Durand stated this is a constitutional as it will allow. He has presented this to their attorney's and this will be discussed in executive session.

**Introductory Ordinance #09-350, amending Ordinance #144, regarding exotic dancing** Moved by Councilman Rousseau and second by Councilman Romero to introduce Ordinance #09-350, which amends ordinance #144, which prohibits exotic, nude, semi-nude, and topless dancing on business premises required to hold an alcohol beverage permit, and located within the corporate limits of the City Broussard. Roll call:

District I = Yea  
 District II = Yea  
 District III = Yea  
 At Large = Yea

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

**Introduce Ordinance #09-351, amending Ordinance #05-289, registration of dancers**

= The next ordinance #05-289 requires the dancers to register is also be suggested to revise. The new ordinance calls it a certificate of registration. The Supreme Court stated to dance is a form of expressing themselves. Requiring someone to get permission from the government is unconstitutional. They have worked with the attorneys just to change some things in the ordinance. This is important to know who works there for the police department. The ordinance will make it a little easier to work with for the dancers. Moved by Councilman Rousseau and second by Councilwoman Batiste to introduce Ordinance #09-351, which amends Ordinance #05-289, and provides for the registration of all employees and entertainers commonly known as “exotic dancers” who are employed in any establishment which sells alcohol. 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:**

**Budget** = Chief Decou stated if any of the council has any questions about the budget to let him know. He will work together to get the budget the best he can.

**FIRE DEPARTMENT:**

**Approve Bids for Turnout Gear** = Capt. Justin Denais addressed the council regarding the bids for the turnout gear. The cost of the gear is \$1761 a set. They received only one bid for \$21,132.00; therefore it was moved by Councilman Guilbeau and second by Councilman Higginbotham to award the bid to Casco Industries Incorporated for 12 sets of turnout gear at \$1,761 per set for a total of \$21,132.00. Roll call:

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

**COUNCIL BUSINESS:**

**District I/Councilman Guilbeau:**

Councilman Guilbeau stated the few items he has, he will get with Larry.

**District II/Councilman Bonin:**

Councilman Bonin did not have anything to bring up.

**District III/Councilman Rousseau:**

**St. Etienne Road** = Councilman Rousseau questioned when will St. Etienne Road be opened? Mayor Langlinais stated the lighting and intersection will be finished in 2 months.

**Ambassador Caffery** = Councilman Rousseau questioned if we have received anymore correspondence about opening up from Youngsville Highway to Verot School for Ambassador Caffery. Mayor Langlinais stated he has received only e-mail. Hopefully at end of July our section will be open.

**District V/Councilman Higginbotham:**

**Lakeview Drive** = Councilman Higginbotham stated that there is still one road in town that is gravel road, Lakeview Drive. The estimated cost to overlay the road is \$66,000 - \$70,000. He is asking the council to consider this project in the upcoming budget. Councilman Bonin stated we will probably have to beef up that road.

**District IV/Councilwoman Batiste:**

**Washington Property** = Councilwoman Batiste stated that she is working with the Washington's in reference to their house on Knight Street that burned. She is helping them out.

**District VI/Councilman Romero:**

Councilman Romero stated that he doesn't have anything to bring up.

**At Large/Councilman Foco:**

Councilman Foco stated that he doesn't have anything to report on.

**Mayor Langlinais:**

**Sales Tax Revenues** = Mayor Langlinais stated he received the sales tax report today. It has dropped a little, but he feels it will level out.

**Citizen complaint regarding use of dumpster** = Mayor Langlinais stated last month we had a citizen come to the meeting and complain about not being able to use the dumpster. His ex-wife telephoned us today and informed us that his tenants were dumping their garbage in her container and so was he and she is paying the bill. Mayor Langlinais stated that he instructed his people to deliver 4 cans to him and the tenants and they will be charged. The point is we do have recourse; he just wanted to pass it on.

**TESI Meeting** = Jerry and Mark set up a meeting with TESI. They spoke to an office manager about their plants. They expressed willingness to in reference to the sewer improvement

plan off of Heart D Farm Road.

**Councilman Foco.....continued:**

**Animal Control Request** = Councilman Foco stated that he would like to tell the Mayor he is behind him on the animal control thing. We need some answers to some questions. Councilman Foco questioned if we can ask them for an accounting of where our money goes? Gene stated absolutely. All the taxes are dedicated to something. He would like to know if they are going to charge per dog, he wants to know how much people use the library, the airport, the Cajundome. Mayor Langlinais stated they have answered some questions. They are dancing around whose responsibility it is. It is the parish's responsibility for the animal shelter and it is the sheriff's responsibility for picking up the animals. If we do it based on the calls thru the police department it is about \$800 a call. We will get some more information. Dee Stanley contacted Attorney Landry to see if we could be on board for this. Mayor Langlinais stated the City of Lafayette is saying it is their animal control shelter. He always thought it was a parish owned facility. Scott will not agree to this and Duson will not either. Councilman Foco stated if they handle this the way they handle Cypress Bayou we don't need to worry about this. Councilman Foco stated we always send money, but we don't get anything for the money. The council deferred this discussion for later.

**Executive session** = Moved by Councilman Bonin and second by Councilman Guilbeau to discuss the pending litigation and settlement strategy. Roll call:

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

Moved by Councilwoman Batiste and second by Councilman Rousseau to come out of executive session. Roll call:

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

**ADJOURN:**

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