

Minutes Of The

April 13, 2010

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 Johnnie Foco, At Large
 Mr. Don Landry, City Attorney
 Mr. Gene Chiarulli, City Bookkeeper
 Mark Savoie, City Engineer
 Al Reaux, City Engineer
 Walter Comeaux, III, City Engineer
 Chief Brannon Decou, Broussard Police Department
 Captain Justin Denais, Fire Department
 Elmer Girouard, City Supervisor
 Larry Champagne, City Superintendent
 Mel Bertrand, City Foreman
 Kenneth Wainwright, City Foreman
 Several citizens
 Mr. Toby Armentor, Chairman of the Festival du Bon Temps

Absent: Councilman Albert Romero, District VI

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

Adopt minutes of the March 23, 2010 Regular Meeting = Moved by Councilwoman Batiste and second by Councilman Rousseau to adopt the minutes of the March 23, 2010 Regular Meeting. Roll call:

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

NEW BUSINESS:

Mr. Toby Armentor re: Broussard Bon Temp Festival Events and request for Variance to Noise Ordinance for the Festival = Mr. Armentor addressed the council. Mr. Armentor stated that he is here tonight to request a variance to the noise ordinance for the festival this upcoming weekend. They are expecting a very large crowd. Don stated we have the ordinance on the agenda, but it won't be adopted till the next meeting. Chief Decou stated that they had very few complaints last year with the festival. The council had no objections to the festival and could not give Mr. Armentor a variance being the ordinance will not be adopted tonight.

Introduce Ordinance #10-359 re: N. Larriviere Road/Mary Verna Sonnier Annexation = Moved by Councilman Rousseau and second by Councilman Guilbeau to introduce Ordinance #10-359, which provides for the annexation of certain property located in section 5, township 11 south, range 5 east, Lafayette Parish, Louisiana, being known as the North Larriviere Road/Mary Verna Sonnier Annexation. Roll call:

District I = Yea

District IV = Yea

District II = Yea

District V = Yea

District III = Yea

District VI = Absent

At Large = Yea

Councilman Foco stated that Fairfield Extension is supposed to run thru her property, but she is willing to be in the city.

Introduce Ordinance #10-360 re: Use and Operation of Public Parks = Don read the stipulations of the ordinance to the council. He did review Lafayette's procedures regarding using their parks. Councilman Foco questioned how do they treat the insurance issue? Don stated it is treated in the application process. Councilman Foco questioned what about a family reunion? Don stated that there would be no problem with that; because only if it is a fundraiser would insurance be required. Councilman Foco stated he thinks we have some people who want to speak about this. His understanding was that this park was for the children and family functions. Councilwoman Batiste stated that after everyone speaks, she would like to table this until she can meet with her groups that have come to her to use the park. Councilman Foco stated this is an introductory ordinance. Councilman Rousseau stated he would like to see what the parish does; he would like some guidelines. Attorney Landry stated he will send the council some guidelines on that from the parish. Mr. Harold Johnson stated a fundraiser and family reunion is 2 different things. He doesn't know why anyone would want to charge admission to that park. Councilman Rousseau stated it would be if someone would go to the park and make po-boys and charge for them. Ms. Lovenia Lee stated there was never a fundraiser in the park. She stated you can't go to the park and tell them what they can and cannot do. Councilman Rousseau stated when it is an exchange of money, and then it is a fundraiser. Mayor Langlins stated if you bring a fun jump it is a family outing party and the person who is bringing it, his insurance won't cover the city's liability. Don stated there has to be rules in our society. Don stated this is only an introductory ordinance. Councilwoman Batiste stated they were not aware about

the insurance conditions for the park. Mayor Langlinais stated we don't want to open it up to commercial. Someone else stated they want to have a picnic in the park for Father's Day to see if that would be a problem. Don stated that we will have to look into this with Councilwoman Batiste. Ms. Lee requested speed bumps on Loul Street. Citizens questioned what about water fountains and bathrooms in the park, whether that will ever happen? Councilman Foco stated the cost of bathrooms is \$180,000 and the por-t-lets were replaced 5 times. We put water in the park and they were washing cars in the park with that water. The water faucet was demolished. These damages were in the past, stated Councilwoman Batiste. Larry stated 4 time's graffiti was written on them and one other time they were set on fire. Larry stated he can put water at all 3 pavilions. Councilwoman Batiste stated she has asked for all of this. Larry stated our budget doesn't allow for this right now; she can put it in next year's budget. Councilman Foco asked that Larry to get a price on 3 fountains for the park. Ms. Lee questioned, how do we know that it has been broken by the citizens? Councilwoman Batiste stated she was told we cannot have fundraisers in the park. Councilman Foco stated we built this park for the citizens to use. Much discussion was held on this matter. Mayor Langlinais stated he doesn't have a problem with putting more money into the park; but he has intentions to build a walking track in the park for black and white individuals and make it a neighborhood park. Ms. Lee stated she really thinks they want to make it hard on them. Councilman Foco stated there is not one person on this council that is trying to do a nything to anyone; they are only concerned about activities in park that may get out of hand. Ms. Lee stated that it was said that this ordinance was being brought up because they didn't want them to use the park for functions. Councilman Foco stated that they are not saying they can't use the park. Chief Decou stated he didn't have any complaints because of those 2 events. We want people to use the park as a family park. Moved by Councilwoman Batiste and second by Councilman Guilbeau to introduce Ordinance #10-360, which enacts sections to provide for the use and operation of parks. Roll call:

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

Councilman Guilbeau stated he is open to whoever wants to meet with him about this.

Adopt Resolution #270-10 re: Dedication of Streets and/or Servitudes from =
 Mr. Manual addressed the council. He stated both phases I and II have been accepted by the city. Everything has been done. Mark stated the construction certifications have been done. The cracks in the road have been repaired. Mayor Langlinais stated that he feels Mr. Manual has gone above and beyond to repair the road. Councilman Bonin also complimented Mr. Manual on the project. Moved by Councilman Bonin and second by Councilman Higginbot ham to adopt Resolution #270-10, accepting the dedication of streets and/or servitudes from Waterford Ridge, LLC to the City of Broussard and the general public. Roll call:

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

OLD BUSINESS:

Introduce Ordinance #10-357 re: Excessive Noise Ordinance = Don stated that the Chief requested that the language be changed in the ordinance in regards that the measurement be taken from the source of the music or the noise. Mayor Langlinais stated that his only concern is that will it have to be measured. Councilman Foco stated it would have to be documented at any distance. The council requested a copy of the ordinance; stating they hadn't received one. A business owner stated that the sound is eminent. It can different when taken in different places. Attorney Landry stated the Lafayette ordinance states it comes from the property line. Don stated if someone wants to come to court, they will challenge whatever the ordinance is regardless of where it was measured from. Chief Decou stated they can set an internal policy. Councilman Guilbeau stated he feels we need to put this on hold for now. Councilman Guilbeau stated the last complaint we had the residents were 1500 feet away. Moved by Councilman Bonin and second by Councilwoman Batiste to introduce Ordinance #10-357, to regulate unreasonable or excessive noise within the corporate limits of the City of Broussard, LA. Roll call:

District I = Yea

District IV = Yea

District II= Yea

District V = Yea

District III= Yea

District VI = Absent

At Large = Yea

Status of Condemnation at 118 Windrow/Tillman House = Don stated Mr. Reed contacted him this morning. Mr. Reed has determined who Ms. Tillman's attorney is and he has spoken to him. He contacted the insurance company who is not paying because it is still under investigation. Captain Denais stated is still under investigation. Mayor Langlinais stated the owner is not talking to anyone. Don stated she is following her attorney's advice. Mayor Langlinais stated we have to worry about the people in the subdivision, their complaints about this. Don stated you can condemn it; but we can't tear it down. Don will check with the insurance company. Captain Denais stated if the investigators are finished with the physical evidence then we may be able to proceed with whatever needs to be done. Councilman Guilbeau questioned if it is still under investigation, can we spend our money and put a fence around it? Don stated no we can't. Don will talk to the investigators about this and report back to the council.

ENGINEER'S REPORT:**Mark's Report:**

Patching = Mark stated that the on call patching contract expired today. Mayor Langlinais asked him to look at an overlay contract of Albertson Parkway and some parts of La Neuville. Mark asked if they want to re-bid it out. The Mayor and Council advised him to put together a package for Albertson Parkway and an alternate for La Neuville.

Walter's Report:

South Bernard Road = Walter stated that he has provided the Mayor and Councilman Foco with acquisition plats of South Bernard Road.

Al's Report:

Al stated that he had nothing to report on.

ACCOUNTANT'S REPORT:

Gene stated that he had nothing to report on.

ATTORNEY'S REPORT:

Ambassador Caffery Annexation = Attorney Landry stated that he saw a couple of correspondence on Ambassador Caffery Annexation. Councilman Foco thanked him for everything that he is doing on this. Don stated if we need to have a special meeting for this, we will. We will speed up the process.

POLICE DEPARTMENT:

Red-Flex = Chief Decou stated that he met with Charlie Buckles in reference to Red-Flex last week. Chief Decou stated that we are using our same standpoint that we want to make sure the red light cameras are approved by the state. Mayor Langlais stated it is going thru the legislature process.

FIRE DEPARTMENT:

Captain Denais stated that he had nothing to report on.

COUNCIL BUSINESS:**District I/Councilman Guilbeau:**

Thanks = Councilman Guilbeau thanked the Fire Department for their response at Mrs. Aubrey's house today for a grass fire. He also complimented Chief Decou with all of the patrol he has seen in the neighborhood.

District II/Councilman Rousseau:

Ida Park = Councilman Rousseau complimented everyone about their concerns about the

park. We try to provide and protect and serve for the people of Broussard. We put money into the park. He personally doesn't want to make anything hard for anyone.

District IV/Councilman Batiste:

Park Concerns = Councilwoman Batiste thanked the council for listening to the constituents and their opinions about Ida Park. She asked the Mayor if they can use the meeting room after 5. Mayor Langlinais stated yes.

District V/Councilman Higginbotham:

Park Meeting = Councilman Higginbotham stated that we have to watch how many attend, because more than 4 council members cannot attend. Councilwoman Batiste stated she get with the council and see who is interested in attending. Councilman Higginbotham stated that he liked the idea the public is interested in doing a fundraiser to put bathrooms for the park. He feels that is a positive thing.

At Large/Councilman Foco

Park = Councilman Foco stated he wants to thank everyone that came that was for or against the changes in the park. We have to have some order some time. He is sorry he got a little abrupt. We have to keep to the record about what we are talking about.

VA Hospital Resolution #271-10 = Councilman Foco stated that he spoke to Mr. Rodney Hamilton in reference to secure a drive to get a VA Hospital moved to the old Lourdes Hospital. He would like the council to support this. Moved by Councilman Rousseau and second by Councilman Guilbeau to adopt this resolution #271-10, to secure a drive and request that once the Lourdes Hospital is moved a VA Hospital be put there in its place. Roll call:

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

Mr. Harold Johnson/Qualifying Announcement = Mr. Johnson stated he wasn't here for the park which was on the agenda. His health is fine, and he spoke to his kids and if Ms. Hilda was here he would have her blessing too. He would like to announce that he will be a candidate for his old seat on Oct. 2 in District 4.

Mayor Langlinais:

Ambassador Caffery Ribbon Cutting = Mayor Langlinais stated the ribbon cutting for Ambassador Caffery will be tomorrow at 3:30.

Executive Session = Don stated we don't need to go into executive session this evening. We are looking at everything on Ambassador Caffery. He will get with Mr. Durand tomorrow morning about this. Councilman Foco stated they got elected to this council, they represent the citizens of Broussard and they have to answer to the citizens of Broussard. Councilman Foco also stated that we have strong difference of opinions towards other municipalities. We put up the money and we will do what we have to do. We provided fire protection for a subdivision not in the city and we provided them with fire hydrants. Mayor Langlinais stated we offer better water and sewer. Mark stated some other towns require subdivisions to get their water and sewer and streets fixed before they are annexed.

Adjourn the meeting = Moved by Councilman Higginbotham 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 = Absent

S/Charles E. Langlinais, MAYOR

S/Tina M. Emert, CITY CLERK