

Minutes Of The
May 25, 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 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
John Linahan, City Engineer
Al Reaux, City Engineer
Martin Poirier, City Engineer
Walter Comeaux, III, City Engineer
Chief Brannon Decou, Broussard Police Department
Chief Bryan Champagne, Fire Department
Elmer Girouard, City Supervisor
Larry Champagne, City Superintendent
Mel Bertrand, City Foreman
Kenneth Wainwright, City Foreman
Jeanne LaBorde, Candidate for Court of Appeals

Councilman Foco called the meeting to order and Jeanne LaBorde lead with the Pledge of Allegiance and a silent prayer was done for our troops that are still overseas and 1for the 11 oilfield workers killed in the offshore accident.

Adopt minutes of the May 11, 2010 Regular Meeting = Moved by Councilman Batiste and second by Councilman Romero to adopt the minutes of the May 11, 2010 Regular Meeting, subject to the following revision submitted by Councilman Guilbeau. In reference to the Noise Ordinance; Councilman Guilbeau requested that Chief Decou contact him to be involved in implementing the plan of using the decimal meter when it comes in. That was not included in

the minutes. 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:

Introduce Ordinance #10-362/Budget Ordinance = Moved by Councilman Rousseau and second by Councilman Romero to introduce Ordinance #10-362, which amends the Operating Budget of Revenues and Expenditures for the fiscal year beginning July 1, 2009 and ending June 30, 2010 and adopting the Proposed Operating Budget of Revenues and Expenditures for the fiscal year beginning July 1, 2010 and ending June 30, 2011. 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 #275-10/Confirming and Ratifying the acquisition of property west of Chemin Metairie = This is a piece of the property we purchased from Anzalone Real Estate for a proposed lift station site. This property came available. Moved by Councilman Rousseau and second by Councilman Romero to adopt Resolution #275-10, confirming and ratifying the acquisition of property west of Chemin Metairie and South of Ambassador Caffery Parkway from Anzalone Real Estate, Inc., located in Section 36; T-10-S, R-4-E, Lafayette Parish. 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 #10-363/Chemin Metairie Annexation = This property is the lift station site that we purchased from Anzalone Real Estate, Incorporated. Moved by Councilman Rousseau and second by Councilman Romero to introduce Ordinance #10-363, annexing certain property located in Section 36, township 10 south, range 4 east, Lafayette Parish, Louisiana, and located west of Chemin Metairie and south of Ambassador Caffery Parkway, being known as the Chemin Metairie 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 Resolution #274-10.....re: Acceptance of Precision Drive = This is the same issue that was brought up at the last meeting by Mr. Comeaux. Moved by Councilman Rousseau and second by Councilwoman Batiste to adopt Resolution #274-10, accepting the act of

dedication of Precision Drive and of utility servitudes. Roll call:

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

Amend 2009-2010 Budget for Purchase of New Time Clock System for all departments = Mayor Langlinais stated we previously talked about am hand system that reads someone handprint. Mayor Langlinais stated it stops the buddy punching. The estimated cost of this system is \$20,000.00. The cost of the systems will be divided between all departments. Moved by Councilman Rousseau and second by Councilman Guilbeau to amend the budget for \$20,000 to purchase the new time clock system. 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 had nothing to report on.

Walter's Report:

Walter stated that he had nothing to report on.

Al's Report:

Sewer Pond = Al stated that yesterday they received an e-mail from the contractor and he is getting some information from his sub-contractors. One good thing is that regarding the water in the pond, if something goes wrong, you still have a year for him to come back and fix it. He has another 2 or 3 months of work. He will e-mail the contractor and let him know that the council is eager for him to get started again. Councilman Rousseau questioned if the BESED Board needs to meet soon? Mayor Langlinais stated we can do that in a couple of weeks.

Mayor Langlinais requested that all of the engineers pick a date next week to see where they are at on the sewage pond project.

ACCOUNTANT'S REPORT:

Monthly Report = Gene stated that there are no real surprises. Last month we were down in sales tax revenues; we are still in the black however. Everything else is pretty much normal.

ATTORNEY'S REPORT:

Annexation Lawsuit = Mayor Langlinais asked Mr. Durand to come by this evening to give details for his plans. Mr. Durand stated that we filed suit this afternoon on the City of Lafayette on the original annexation they adopted. There were some legal requirements they did not meet and they brought it to the attention of their attorney. They didn't say they agreed, but they didn't say they didn't. But they did cancel the original annexation and introduced another one. Under the law you have 30 days to contest an annexation and if no one contests it then it is finalized. We have filed that suit as a protective measure. If they cancel that ordinance we will drop the suit is what he told their attorney. If you see anything in the paper that is what that is about. Their original ordinance included Will Mills, Mr. Carpenter and Mr. Gallet's property. They didn't get any signatures and had no registered voters in that area. They went to get a petition from Mr. Pellegrin. They never filed notice that they were filing the annexation under Mr. Pellegrin. Councilman Foco asked Mr. Durand to clarify that under any circumstances that the City of Broussard tried blocking anyone in this annexation process. Mr. Durand stated that there are 2 statues that allow you to annex property. You can annex property by property owners or if a city owns property not in the city limits, the city needs no notice to take that property in buy annexation. The property doesn't have to touch the city limits either. The city of Lafayette always had that. There was no reason for the City of Lafayette to take Ambassador Caffery to get Fabacher Field and the golf course. Every letter we wrote that stated we will cooperate. We even offered them the right to cross over our property. It is legal impossible for them to block it. The second annexation they went back in is completely different from what originally proposed. The original annexation was the golf course, Fabacher Field and Ambassador Caffery. This new annexation has all of this and some neighborhoods. In the Youngsville Annexation, Will Mills' property was taken into their annexation without his consent. He signed to be in the City limits of Broussard not Youngsville.

GE Lift Station = Don stated the only other thing he has, is they are still in conversation with the GE people about the lift station. We prepared a real simple agreement and it has gotten very complicated. He checked with the Mayor and Bob Boese will be assisting him with this. He will report back on this. What's really amazing they are the one who requested this.

POLICE DEPARTMENT:

Monthly Report = Chief Decou stated that he had nothing to report on.

Digital Meter = Councilman Guilbeau questioned if anyone has come in for that meter. Chief Decou stated they got in touch with the guy and he quoted them \$200 an officer and he requested some information on the meter and the ordinance. So they sent him the information. Don stated we are trying to find the right distance so it is uniform when the officer answers call. The distance will be from the building. One property owner could own a five acre tract area. You want to be able to measure from the actual offense. Councilman Guilbeau asked Don to send him a copy of the ordinance. Councilman Rousseau questioned how many officers we will

train? Chief Decou stated they all have to be certified, but he will only train a few at this time. Another officer cannot train another officer.

FIRE DEPARTMENT:

Chief Champagne stated that he had nothing to report on.

COUNCIL BUSINESS:

District I/Councilman Guilbeau:

Ambassador Caffery Signs = Councilman Guilbeau stated that he has received some phone calls about the signs for Ambassador Caffery. There are no signs saying Morgan Street or Broussard. There are no signs at all in the city limits of Broussard. Mayor Langlinais stated by e-mail we requested this be done by Parish Government. We went to pick up the signs and they demanded payment. One of our workers called and a heated exchange took place and she stated to our workers that we don't know who we playing with. Councilman Guilbeau stated he was just wondering what the delay was. Councilman Foco moved that when we finish with St. Etienne Road we wait 19 months to pay them, like it took them 18 months for them to pay us for La Neuville. Mayor Langlinais stated he talked to Tony Trammel today and he said there was a mis-communication and Tony Trammel stated they will deliver the signs to the State and they will get them put it up. We would have to hire someone to put up the signs. Councilman Guilbeau stated it upsets him because we were the first to put the money up and the last to get our signs put up. Mayor Langlinais stated he thinks we have signs for every crossing. Mayor Langlinais stated it is interesting that on the west side of Broussard there are some up in Youngsville. He would like to see an invoice for that.

Light at Morgan and Albertson = Councilman Guilbeau stated that he received a call that the light is staying longer on Morgan Street. Councilman Guilbeau stated during school season he feels we need more green time on Morgan Street. The other morning he timed it and it was 2 minutes. Councilman Foco stated all the people are on Ambassador Caffery now instead of Albertson Parkway. Mayor Langlinais stated it has been adjusted twice already.

St. Etienne Road = Councilman Guilbeau stated that the overlay on St. Etienne Road has started. He has been working on this for 2 years now with the Parish councilmen to get this project done.

Baggy Pants Ordinance = Councilman Guilbeau stated that he received some calls about the city adopting a baggy pants ordinance. Councilman Guilbeau stated that he knows this law did not pass in the legislature, but how can a town like Delcambre pass it? Don stated you can pass it, you just can't enforce it. Don stated they haven't prosecuted anyone on it. If anyone challenges it will be ruled unconstitutional. It doesn't pay to pass it if you can't enforce it. Councilman Higginbotham stated he doesn't feel we should go that route, being it hasn't passed in Baton Rouge.

District II/Councilman Bonin:

Ambassador Caffery Signs = Councilman Bonin stated that he was thinking about a comment to make about Lafayette about the signs, But they leave him speechless. Councilman Foco stated then second his motion to hold their payment for St. Etienne Road.

District II/Councilman Rousseau:

Funding for Ambassador Caffery = Councilman Rousseau stated that he would like to set the record straight. Since the opening of Ambassador he has heard on several channels on TV and the newspaper that Broussard put up 5 million. The truth is Broussard put up 10 million dollars.

District IV/Councilwoman Batiste:

Speed Bumps on Loul Street = Councilwoman Batiste stated on behalf of her constituents of District 4, she would like to say that they are thankful for the speed bumps on Loul Street.

Improvements in Ida Park = They are also thankful for the additional plans for the fountain in the park. They have decided up one fountain. Larry stated the \$500 fountain there is no more, so they will put one fountain for \$1,600 that is sturdier and they will run the pipe for the other two fountains. Councilman Guilbeau stated he wished it would have been brought back to the council. Councilwoman Batiste stated we are putting only one because the fountains cost more than originally quoted. All the water and drains will be run for 2 later. She came up of the idea to put up one fountain and next budget year we would see about two other fountains. She is intending on putting the other two, in the next budget year. One will be put in the beginning in June and 2 in July. Councilman Guilbeau was upset that this was not brought back to the council, before Councilwoman Batiste made the decision to put only one fountain and wait on the other 2 next budget year. Councilman Rousseau stated is it worth waiting for or do we do it now? Larry will bring the prices to the council. Larry stated he has to see the exact cost of that fountain. We will still have to amend the budget at the next meeting. Councilman Foco told Larry to get the prices and get with Ms. Gert and she will call the council about this.

District V/Councilman Higginbotham:

Councilman Higginbotham stated that he had nothing to report on.

District VI/Councilman Romero:

Councilman Romero stated that he had nothing to report on.

At Large/Councilman Foco:

Councilman Foco stated that he had nothing to report on.

Mayor Langlinais:

Ambassador Caffery = Mayor Langlinais stated that Bill Fontenot came to him 8 months ago. And he asked what sections of State Highway the city would trade off for maintaining this new road. He told Bill he was welcomed to come to the council, but he didn't think that going to happen. Mayor Langlinais stated that he told him that if indeed there was going to be a swap out it should have been in the agreement. The Highway Dept wants us to do the maintenance and he said no way. Consolidated Government did not do anything. Our sister city did nothing but sip off money for a new road. And that is the issue.

Budget = Mayor Langlinais stated that he told Gene not to put no capital outlay in the budget, no increase in pay and no additional personnel. We don't know what's going on with offshore oil spill? In the end he feels there will be more regulations for offshore drilling. That is the reason he is being conservative. Councilman Higginbotham stated that we didn't give raises last year, we put in the retirement plan. If Gene tells him we can't afford to give a 4% raise or something then he is fine, but he needs a suggestion. Mayor Langlinais stated they need to bring the budget to where they want to bring it. The point is he is trying to be conservative. He doesn't know how the impact of this oilfield will impact us. Councilman Higginbotham stated if we freeze hiring and freeze capital outlay; he doesn't see why we can't give the raises. Mayor Langlinais asked him to be thinking about this. But he would prefer to sit back and watch for the next couple of months.

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