

February 24, 2010

NEW IBERIA, LOUISIANA

IBERIA PARISH COUNCIL

The Parish Council of Iberia Parish, Louisiana met in Regular Session in the Parish Council Chambers, Main Courthouse Building, New Iberia, Louisiana, on Wednesday, February 24, 2010.

The following members were recorded PRESENT:

Maggie F. Daniels, Curtis Boudoin, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, Barry Verret, Glenn Romero, John Berard, Roger Duncan, Jerome Fitch, Charles Williams, and Naray Hulin.

ABSENT: M. Larry Richard.

OTHERS IN ATTENDANCE: Ernest Freyou, Parish President  
Sally Angers, Chief Administrative Officer  
Kimberly Segura, Finance Director  
Kevin Hagerich, Public Works Director  
Donna McDonald, Personnel Director  
Dean Wattingy, Legal Counsel

The Parish Council of the Parish of Iberia, State of Louisiana, was duly convened as the Governing Authority of the Parish of Iberia by Mr. Jerome Fitch, its Chairman, who announced that the Council was now ready to conduct its business.

# 14651

## PERSONS TO ADDRESS THE COUNCIL:

1. No applicants came forward.

The Chairman then recognized twelve students in the audience from NISH.

Councilman M. Larry Richard, District 13, entered the Chambers at 5:10 P.M.

## SPECIAL BUSINESS:

1. The Chairman requested that the Executive Session to discuss pending litigation in the City of New Iberia vs. Iberia Parish Council, Docket No. 115420, which is scheduled for trial for March 8-10th, be deferred until the end of the meeting. Hearing no objection from those members present, the Chairman continued with the meeting.

## STANDING COMMITTEE ITEMS:

ITEM NO. 2010-02-F (Introduced by Bernard Broussard, District 6)  
The Council discussed and considered an initial presentation by the Administration of a proposed road list for Iberia Parish. Following general discussion regarding the number of roads to be repaired being more than funds allocated, Parish President Ernest Freyou stated that he hoped to provide the cost estimates for the road repairs at the next Council meeting.

A motion was made by Mr. Bernard E. Broussard, seconded by Mr. Thomas J. Landry, that this item be moved forward to the next agenda of March 3, 2010.

This motion having been submitted to a vote, the vote thereon was as follows:

YEAS: Maggie F. Daniels, Curtis Boudoin, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Barry Verret, Glenn Romero, Roger Duncan, Jerome Fitch, Charles Williams, M. Larry Richard, and Naray Hulin.

NAYS: None.

ABSENT: None.

And the motion was declared adopted this 24th day of February, 2010.

ITEM NO. 2010-02-G (Introduced by Insurance Committee)  
The Council then discussed and considered a Resolution reviewing and ratifying recommended changes in employee group health insurance coverage for Parish employees effective April 1, 2010, all as recommended by the Employee Group Health Insurance Committee.

Volunteer Consultant, Mr. Mark Romero answered questions from

Councilman Curtis Boudoin, Chairman Jerome Fitch and Councilwoman Maggie F. Daniels, noting that the proposed plan had two modifications of 1)a \$100 prescription deductible which has to be met before a co-pay will be provided and 2)the proposed plan will have a generic prescription program, along with other incentives for the consumer. He also noted that the deductible will still be \$1,000 per person, along with a 2% increase for mental nervous conditions, due to changing Federal laws. Councilwoman Maggie F. Daniels brought up her own experience with the plan, saying that after the deductible/out-of-pocket fee is met, the plan does not always cover at 100%, but rather covers only what is allowable. Mr. Romero stated that if the doctor/services are within the network plan, the costs should be covered in full and suggested further investigation on the remaining costs.

A motion was made by Mr. Thomas J. Landry, seconded by Mr. Roger Duncan, that this item be moved forward to the next agenda of March 3, 2010.

This motion having been submitted to a vote, the vote thereon was as follows:

YEAS: Maggie F. Daniels, Curtis Boudoin, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Barry Verret, Glenn Romero, Roger Duncan, Jerome Fitch, Charles Williams, M. Larry Richard, and Naray Hulin.

NAYS: None.

ABSENT: None.

And the motion was declared adopted this 24th day of February, 2010.

ITEM NO. 2010-02-H (Introduced by John Berard, District 7)  
The Council discussed and considered a Resolution of appreciation to Dr. Charles Miller for his years of service to the Parish relating to the Sugar Cane Festival Building.

Councilman John Berard, District 7, stated that Sugar Cane Festival Building Funds would be used to pay for the plaque. Mr. Berard requested that the plaque information be forwarded the to Mrs. Miriam Krepper, who will be having the plaque made.

A motion was made by Mr. Barry Verret, seconded by Mr. John Berard that this item be moved forward to the next agenda of March 3, 2010.

This motion having been submitted to a vote, the vote thereon was as follows:

YEAS: Maggie F. Daniels, Curtis Boudoin, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Barry Verret, Glenn Romero, Roger Duncan, Jerome Fitch, Charles Williams, M. Larry Richard, and Naray Hulin.

# 14653

NAYS: None.

ABSENT: None.

And the motion was declared adopted this 24th day of February, 2010.

ITEM NO. 2010-02-I (Introduced by Maggie F. Daniels, District 1)  
The Council discussed and considered a Resolution to the Iberia Parish School Board requesting the use of the Lee Street Building as a storage facility for the Sheppard's Food Pantry.

Councilwoman Maggie F. Daniels stated that the Iberia Parish School Board would make the final decision as to where the Sheppard's Food Pantry would be housed.

A motion was made by Ms. Maggie F. Daniels, seconded by Mr. John Berard that this item be moved forward to the next agenda of March 3, 2010.

This motion having been submitted to a vote, the vote thereon was as follows:

YEAS: Maggie F. Daniels, Curtis Boudoin, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Barry Verret, Glenn Romero, Roger Duncan, Jerome Fitch, Charles Williams, M. Larry Richard, and Naray Hulin.

NAYS: None.

ABSENT: None.

And the motion was declared adopted this 24th day of February, 2010.

ITEM NO. 2010-02-J (Introduced by John Berard, District 6)  
The Council then discussed and considered a Resolution requesting special State legislation to amend the Ethics Code to require that individuals and/or entities which have acquired payments in violation of the Louisiana Ethics Code to be required to reimburse said payments in full when the total amounts paid are over an established limit.

Councilman John Berard explained that after this item was submitted, he found that the Civil Court would handle this matter with the owner and therefore suggested that this item be deleted.

A motion to delete was made by Mr. John Berard, seconded by Ms. Maggie F. Daniels.

This motion having been submitted to a vote, the vote thereon was as follows:

YEAS: Maggie F. Daniels, Curtis Boudoin, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Barry Verret, Glenn Romero, Roger Duncan, Jerome Fitch, Charles Williams, M. Larry Richard, and Naray

Hulin.

NAYS: None.

ABSENT: None.

And the motion to delete was declared adopted this 24th day of February, 2010.

ITEM NO. 2010-02-K (Introduced by Parish President)

Discuss and consider a Resolution adopting the Hazard Mitigation Plan.

Parish President, Ernest Freyou explained that he would invite Dewberry to speak at the next Council meeting.

A motion was made by Mr. Barry Verret, seconded by Mr. Glenn Romero that this item be moved forward to the next agenda of March 3, 2010.

This motion having been submitted to a vote, the vote thereon was as follows:

YEAS: Maggie F. Daniels, Curtis Boudoin, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Barry Verret, Glenn Romero, Roger Duncan, Jerome Fitch, Charles Williams, M. Larry Richard, and Naray Hulin.

NAYS: None.

ABSENT: None.

And the motion was declared adopted this 24th day of February, 2010.

A motion was made by Mr. Roger Duncan, seconded by Mr. Charles Williams, that the Iberia Parish Council does hereby recess its Regular Session and convene as a Public Hearing to obtain public comments regarding Ordinances and Resolutions being considered for final adoption.

This motion having been submitted to a vote, the vote thereon was as follows:

YEAS: Maggie F. Daniels, Curtis Boudoin, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Barry Verret, Glenn Romero, Roger Duncan, Jerome Fitch, Charles Williams, M. Larry Richard, and Naray Hulin.

NAYS: None.

ABSENT: None.

And the motion was declared adopted this 24th day of

# 14655

February, 2010.

Chairman Jerome Fitch gave the floor to Mr. Craig Romero who praised the Iberia Parish Council for their decision two weeks ago to go out for bids for the Parish property insurance and noted the positive outcome of this process was in receiving across-the-board lower bids.

Upon hearing no further comments, the Chairman requested a motion to adjourn the Public Hearing and to reconvene into Regular Session.

A motion was made by Mr. Naray Hulin, seconded by Mr. Roger Duncan, that the Iberia Parish Council does hereby recess its Public Hearing and return to Regular Session.

This motion having been submitted to a vote, the vote thereon was as follows:

YEAS: Maggie F. Daniels, Curtis Boudoin, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Barry Verret, Glenn Romero, Roger Duncan, Jerome Fitch, Charles Williams, M. Larry Richard, and Naray Hulin.

NAYS: None.

ABSENT: None.

And the motion was declared adopted this 24th day of February, 2010.

A motion was made by Mr. Roger Duncan, seconded by Mr. M. Larry Richard, that the following be adopted:

RESOLUTION NO. 2010-56

A RESOLUTION AUTHORIZING A REDUCTION IN THE DRAINAGE EASEMENT ON CHANNEL L-1A-1A FROM 100' TO 50' FROM THE TOP BANK FOR A DISTANCE OF 350' FROM THE NORTH SIDE OF SMITH ROAD AND ON THE EAST SIDE OF SAID CHANNEL, LOCATED IN DISTRICT 10, ALL AS REQUESTED BY THE PUBLIC WORKS DEPARTMENT.

WHEREAS, the Iberia Parish Council established a drainage easement on Channel L-1A-1A at one hundred (100) feet, District 9, as recorded in the Official Records of Iberia Parish at Plat Book 6, Folio No. 87; and

WHEREAS, a request has been made to reduce the one hundred (100) foot easement to fifty (50) feet from top bank, located in District 10, for a distance of 350' from the north side of Smith Road, and on the east side of said channel; and

WHEREAS, Resolution No. 2010-09, adopted January 13, 2010, authorized this reduction pending the review and approval of the Public Works Department.

WHEREAS, this request has been reviewed and approved by the Public Works Department.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby authorize a reduction in the drainage easement for Channel L-1A-1A from 100' to 50' from the top bank, located in District 10, for a distance of 350' from the north side of Smith Road, and on the east side of said channel.

BE IT FURTHER RESOLVED, that this request has been reviewed and approved by the Public Works Department.

BE IT FURTHER REVOLVED, that this Resolution shall be recorded in the Official Records of Iberia Parish.

BE IT FINALLY RESOLVED, that this Resolution shall become effective immediately upon adoption by the Iberia Parish Council and approval by the Parish President in accordance with Section 2-13 of the Iberia Parish Home Rule Charter.

This Resolution having been submitted to a vote, the vote thereon was as follows:

YEAS: Maggie F. Daniels, Curtis Boudoin, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Barry Verret, Glenn Romero, Roger Duncan, Jerome Fitch, Charles Williams, M. Larry Richard, and Naray Hulin.

NAYS: None.

**14657**

ABSENT: None.

And the Resolution was declared adopted this 24th day of February, 2010.

A motion was made by Ms. Maggie F. Daniels , seconded by Mr. Charles Williams , that the following be adopted:

RESOLUTION NO. 2010-57

A RESOLUTION APPOINTING ONE MEMBER TO THE IBERIA PARISH TOURIST COMMISSION, REPRESENTING THE IBERIA PARISH ATTRACTIONS ASSOCIATIONS, TO FILL A VACANCY CREATED BY THE EXPIRATION OF TERM FOR MS. MARGARET MELANCON, WHOSE TERM EXPIRED ON JANUARY 31, 2010. (Applications of interest on file: (a) Margaret Melancon)

WHEREAS, the Iberia Parish Council is desirous of appointing one member to the Iberia Parish Tourist Commission, representing the Iberia Parish Attractions Association, to fill a vacancy created by the expiration of term for Ms. Margaret Melancon, whose term expired on January 31, 2010; and

WHEREAS, an application of interest for appointment to this position has been received from Ms. Margaret Melancon; and

WHEREAS, the Iberia Parish Council does hereby waive Section 2-42 (e) of the Iberia Parish Compiled Ordinances requiring the submission of two applicants for said appointment.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby appoint Ms. Margaret Melancon as a member of the Iberia Parish Tourist Commission, representing the Iberia Parish Attractions Association, for a three year term to fill the vacancy created by the expiration of term of Ms. Margaret Melancon.

BE IT FURTHER RESOLVED, that said term shall commence on February 25, 2010 and shall terminate on February 24, 2013.

BE IT FINALLY RESOLVED, that this Resolution shall become effective immediately upon adoption by the Iberia Parish Council and approval by the Parish President in accordance with Section 2-13 of the Iberia Parish Home Rule Charter.

This Resolution having been submitted to a vote, the vote thereon was as follows:

YEAS: Maggie F. Daniels, Curtis Boudoin, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Barry Verret, Glenn Romero, Roger Duncan, Jerome Fitch, Charles Williams, M. Larry Richard, and Naray Hulin.

NAYS: None.

ABSENT: None.

And the Resolution was declared adopted this 24th day of February, 2010.

# 14659

A motion was made by Mr. Troy Comeaux, seconded by Ms. Maggie F. Daniels, that the following be adopted:

## RESOLUTION NO. 2010-58

A RESOLUTION APPOINTING ONE MEMBER TO THE IBERIA PARISH COMMUNICATIONS DISTRICT, REPRESENTING THE IBERIA PARISH FIRE PROTECTION DISTRICT NO. 1, TO FILL A VACANCY CREATED BY THE EXPIRATION OF TERM FOR MR. MICHAEL VINCENT, WHOSE TERM EXPIRED FEBRUARY 23, 2010. (Applications of interest on file: (a) Guy M. Bonin)

WHEREAS, the Iberia Parish Council is desirous of appointing one member to the Iberia Parish Communications District, representing the Iberia Parish Fire Protection District No. 1, to fill a vacancy created by the expiration of term for Mr. Michael Vincent, whose term expired on February 23, 2010; and

WHEREAS, an application of interest for appointment to this position has been received from Mr. Guy M. Bonin; and

WHEREAS, the Iberia Parish Council does hereby waive Section 2-42 (e) of the Iberia Parish Compiled Ordinances requiring the submission of two applicants for said appointment.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby appoint Mr. Guy M. Bonin as a member of the Iberia Parish Communications District, representing the Iberia Parish Fire Protection District No. 1, for a four year term to fill the vacancy created by the expiration of term of Mr. Michael Vincent.

BE IT FURTHER RESOLVED, that said term shall commence on February 25, 2010 and shall terminate on February 24, 2014.

BE IT FINALLY RESOLVED, that this Resolution shall become effective immediately upon adoption by the Iberia Parish Council and approval by the Parish President in accordance with Section 2-13 of the Iberia Parish Home Rule Charter.

This Resolution having been submitted to a vote, the vote thereon was as follows:

YEAS: Maggie F. Daniels, Curtis Boudoin, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Barry Verret, Glenn Romero, Roger Duncan, Jerome Fitch, Charles Williams, M. Larry Richard, and Naray Hulin.

NAYS: None.

ABSENT: None.

And the Resolution was declared adopted this 24th day of February, 2010.

A motion was made by Mr. Charles Williams, seconded by Mr. Larry Richard, that the following be adopted:

RESOLUTION NO. 2010-59

A RESOLUTION APPOINTING ONE MEMBER TO THE IBERIA PARISH COMMUNICATIONS DISTRICT, REPRESENTING THE NEW IBERIA FIRE DEPARTMENTS, TO FILL A VACANCY CREATED BY THE EXPIRATION OF TERM FOR MR. KENNETH HEBERT, WHOSE TERM EXPIRES MARCH 10, 2010. (Applications of interest on file: (a) Ronald J. Bourque)

WHEREAS, the Iberia Parish Council is desirous of appointing one member to the Iberia Parish Communications District, representing the New Iberia Fire Department to fill a vacancy created by the expiration of term for Mr. Kenneth Hebert, whose term expires on March 10, 2010; and

WHEREAS, an application of interest for appointment to this position has been received from Mr. Ronald J. Bourque; and

WHEREAS, the Iberia Parish Council does hereby waive Section 2-42 (e) of the Iberia Parish Compiled Ordinances requiring the submission of two applicants for said appointment.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby appoint Mr. Ronald J. Bourque, as a member of the Iberia Parish Communications District, representing the New Iberia Fire Departments, for a three year term to fill the vacancy created by the expiration of term of Mr. Kenneth Hebert.

BE IT FURTHER RESOLVED, that said term shall commence on March 11, 2010 and shall terminate on March 10, 2013.

BE IT FINALLY RESOLVED, that this Resolution shall become effective immediately upon adoption by the Iberia Parish Council and approval by the Parish President in accordance with Section 2-13 of the Iberia Parish Home Rule Charter.

This Resolution having been submitted to a vote, the vote thereon was as follows:

YEAS: Maggie F. Daniels, Curtis Boudoin, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Barry Verret, Glenn Romero, Roger Duncan, Jerome Fitch, Charles Williams, M. Larry Richard, and Naray Hulin.

NAYS: None.

ABSENT: None.

And the Resolution was declared adopted this 24th day of February, 2010.

# 14661

A motion was made by Mr. Roger Duncan, seconded by Mr. Glenn Romero, that the following be adopted:

## RESOLUTION NO. 2010-60

A RESOLUTION APPOINTING ONE MEMBER TO THE LYDIA VETERANS MEMORIAL BOARD, TO FILL A VACANCY CREATED BY THE EXPIRATION OF TERM FOR MR. MELVIN ROGERS, SR., WHOSE TERM EXPIRES MARCH 22, 2010. (Applications of interest on file: (a) Melvin Rogers, Sr.)

WHEREAS, the Iberia Parish Council is desirous of appointing one member to the Lydia Veterans Memorial Board to fill a vacancy created by the expiration of term for Mr. Melvin Roger, Sr., whose term expires on March 22, 2010; and

WHEREAS, an application of interest for appointment to this position has been received from Mr. Melvin Roger, Sr.; and

WHEREAS, the Iberia Parish Council does hereby waive Section 2-42 (e) of the Iberia Parish Compiled Ordinances requiring the submission of two applicants for said appointment.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby appoint Mr. Melvin Rogers, Sr. as a member of the Lydia Veterans Memorial Board for a five year term to fill the vacancy created by the expiration of term of Mr. Melvin Rogers, Sr.

BE IT FURTHER RESOLVED, that said term shall commence on March 23, 2010 and shall terminate on March 22, 2015.

BE IT FINALLY RESOLVED, that this Resolution shall become effective immediately upon adoption by the Iberia Parish Council and approval by the Parish President in accordance with Section 2-13 of the Iberia Parish Home Rule Charter.

This Resolution having been submitted to a vote, the vote thereon was as follows:

YEAS: Maggie F. Daniels, Curtis Boudoin, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Barry Verret, Glenn Romero, Roger Duncan, Jerome Fitch, Charles Williams, M. Larry Richard, and Naray Hulin.

NAYS: None.

ABSENT: None.

And the Resolution was declared adopted this 24th day of February, 2010.

A motion was made by Mr. Barry Verret, seconded by Mr. Roger Duncan, that the following be adopted:

RESOLUTION NO. 2010-61

A RESOLUTION AMENDING THE 2010 RECREATION AND PLAYGROUND DISTRICT FUND BUDGET IN THE TOTAL AMOUNT OF \$174,214 TO PROVIDE FOR THE CARRYOVER OF CAPITAL IMPROVEMENTS PROJECT AND FOR THE LITTLE LEAGUE GRANTS.

WHEREAS, the Recreation and Playground District Fund Budget includes funding for the capital improvements and grants to the Little Leagues in Iberia Parish, which are in the Fund Balance - Previous Years line item; and

WHEREAS, it is necessary to amend the budget to carryover the budgetary amounts for these items to be available for funding in the 2010 Recreation and Playground District Fund Budget.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby amend the 2010 Recreation and Playground District Fund Budget in the total amount of \$174,214, as follows:

<u>ACCOUNT NO.</u>	<u>ACCOUNT TITLE</u>	<u>BUDGET</u>	<u>ADJUSTMENT</u>
499000 0000 0000 0000	Fund Balance-Prev Yrs	-0-	+ \$174,241
575000 5220 0021 0000	Contract Payments	\$50,000	+ \$173,745
600016 5220 0016 0000	Jeanerette League	\$1,000	+ \$158
600009 5220 0017 0000	Loreauville League	\$1,000	+ \$805
600013 5220 0044 0000	Evangeline League	\$1,000	+ \$466

BE IT FURTHER RESOLVED, that this funding shall be funded from the 2010 Recreation and Playground District Fund Budget, Fund Balance - Previous Years.

BE IT FINALLY RESOLVED, that this Resolution shall become effective immediately upon adoption by the Iberia Parish Council and approval by the Parish President in accordance with Section 2-13 of the Iberia Parish Home Rule Charter.

This Resolution having been submitted to a vote, the vote thereon was as follows:

YEAS: Maggie F. Daniels, Curtis Boudoin, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Barry Verret, Glenn Romero, Roger Duncan, Jerome Fitch, Charles Williams, M. Larry Richard, and Naray Hulin.

NAYS: None.

ABSENT: None.

And the Resolution was declared adopted this 24th day of February, 2010.

# 14663

A motion was made by Mr. John Berard, seconded by Mr. Lloyd Brown, that the following be adopted:

## RESOLUTION NO. 2010-62

A RESOLUTION REQUESTING THE IBERIA PARISH LEGISLATIVE DELEGATION TO APPROPRIATE \$25,000 FUNDING FOR THE PURCHASE OF THREE (3) PASSENGER VANS WITH LIFTS TO BE UTILIZED BY THE IBERIA PARISH COUNCIL ON AGING.

WHEREAS, the 2010 Regular Legislative Session is scheduled to begin on March 29, 2010 in Baton Rouge, LA; and

WHEREAS, there are funds in the budget available to be used for the purchase of passenger vans with lifts by various agencies if a request is made to the Legislative Delegation; and

WHEREAS, these funds are being made available through grants from the State (20%) and Federal (80%) Governments; and

WHEREAS, the Council on Aging has made a request that the Iberia Parish Council request the purchase of three (3) passenger vans with lifts for their use in their program, all at a total cost of \$25,000;

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby request the Iberia Parish Legislative Delegation to appropriate \$25,000 funding for the purchase of three (3) passenger vans with lifts to be utilized by the Iberia Parish Council on Aging.

BE IT FINALLY RESOLVED, that this Resolution shall become effective immediately upon adoption by the Iberia Parish Council and approval by the Parish President in accordance with Section 2-13 of the Iberia Parish Home Rule Charter.

This Resolution having been submitted to a vote, the vote thereon was as follows:

YEAS: Maggie F. Daniels, Curtis Boudoin, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Barry Verret, Glenn Romero, Roger Duncan, Jerome Fitch, Charles Williams, M. Larry Richard, and Naray Hulin.

NAYS: None.

ABSENT: None.

And the Resolution was declared adopted this 24th day of February, 2010.

A motion was made by Mr. Naray Hulin, seconded by Mr. John Berard, that the following be adopted:

RESOLUTION NO. 2010-63

A RESOLUTION AMENDING THE 2010 SOLID WASTE SALES TAX FUND IN THE AMOUNT OF \$10,000 FOR ENGINEERING FEES FOR DEVELOPMENT OF THE REQUEST FOR PROPOSALS FOR SOLID WASTE COLLECTION AND DISPOSAL AND CURBSIDE RECYCLING CONTRACTS, ALL TO BE FUNDED FROM THE 2010 SOLID WASTE SALES TAX FUND BUDGET, FUND BALANCE - PREVIOUS YEARS.

WHEREAS, Iberia Parish Government currently has a contract with Waste Management for Solid Waste Collection and Disposal and Curbside Recycling; and

WHEREAS, said contract is set to expire on February 1, 2011; and

WHEREAS, it is necessary to begin the process to receive bids and specifications for a new contract; and

WHEREAS, it is necessary to amend the budget to provide engineering fees for the development of the Request for Proposals.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby amend the 2010 Solid Waste Sales Tax Fund in the amount of \$10,000 for engineering fees for development of the Request for Proposals for Solid Waste Collection and Disposal and Curbside Recycling Contracts, as follows:

<u>ACCOUNT NO.</u>	<u>ACCOUNT TITLE</u>	<u>BUDGET</u>	<u>ADJUSTMENT</u>
499000 0000 0000 0000	Fund Balance-Prev Yrs	\$576,263 +	\$10,000
533100 3440 0001 0000	Engineering Fees	-0- +	\$10,000

BE IT FURTHER RESOLVED, that this funding shall be funded from the 2010 Solid Waste Sales Tax Fund Budget, Fund Balance - Previous Years.

BE IT FINALLY RESOLVED, that this Resolution shall become effective immediately upon adoption by the Iberia Parish Council and approval by the Parish President in accordance with Section 2-13 of the Iberia Parish Home Rule Charter.

This Resolution having been submitted to a vote, the vote thereon was as follows:

YEAS: Maggie F. Daniels, Curtis Boudoin, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Barry Verret, Glenn Romero, Roger Duncan, Jerome Fitch, Charles Williams, M. Larry Richard, and Naray Hulin.

NAYS: None.

ABSENT: None.

And the Resolution was declared adopted this 24th day of

**14665**

February, 2010.

A motion was made by Mr. Bernard Broussard, seconded by Mr. Lloyd Brown, that the following be adopted:

RESOLUTION NO. 2010-64

A RESOLUTION EXPRESSING APPRECIATION TO WARDEN BURL CAIN, ASSISTANT WARDENS KENNY NORRIS AND PERRY STAGG, WITH ANGOLA STATE PENITENTIARY FOR ALLOWING IBERIA PARISH DELEGATES OPEN ACCESS TOUR THROUGH THE ENTIRE FACILITY.

WHEREAS, Warden Burl Cain, Assistant Wardens Kenny Norris and Perry Stagg extended an invitation to the Iberia Parish delegation to tour the Angola State Penitentiary; and

WHEREAS, the Iberia Parish delegation toured the facility on January 23, 2010, which provided the opportunity to learn from having questions answered regarding the facility and its operations; and

WHEREAS, the Iberia Parish Council appreciates the opportunity to tour said facility and to inquire about its operations; and

WHEREAS, Iberia Parish looks forward to assistance from the Angola staff for the development of a prison ministry system for the Iberia Parish jail; and

WHEREAS, the Iberia Parish Council looks forward to continued open communication and assistance from the Angola staff.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby express appreciation to Warden Burl Cain, Assistant Wardens Kenny Norris and Perry Stagg, with Angola State Penitentiary for allowing Iberia Parish Delegates open access tour through the entire facility.

BE IT FINALLY RESOLVED, that this Resolution shall become effective immediately upon adoption by the Iberia Parish Council and approval by the Parish President in accordance with Section 2-13 of the Iberia Parish Home Rule Charter.

This Resolution having been submitted to a vote, the vote thereon was as follows:

YEAS: Maggie F. Daniels, Curtis Boudoin, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Barry Verret, Glenn Romero, Roger Duncan, Jerome Fitch, Charles Williams, M. Larry Richard, and Naray Hulin.

NAYS: None.

ABSENT: None.

And the Resolution was declared adopted this 24th day of February, 2010.

# 14667

A motion was made by Mr. John Berard, seconded by Mr. Naray Hulin, that the following be adopted:

## RESOLUTION NO. 2010-65

A RESOLUTION AUTHORIZING THE ACCEPTANCE OF THE LOW PROPOSALS FOR ALL PORTIONS OF THE GENERAL LIABILITY INSURANCE COVERAGE, INCLUDING COVERAGE FOR BUILDINGS, ALL AS RECOMMENDED BY THE PARISH PRESIDENT.

WHEREAS, Iberia Parish Government has requested and received proposals for all portions of the General Liability Insurance Coverage, including coverage for buildings; and

WHEREAS, the lowest proposals were received from the following:

Apple Adjusters	TPA Service GL/AL/WC/PO	\$33,999.96
ASTM	Safety and Training Services	\$9,000.00
A J Gallagher	EDP Coverage	\$4,270.00
	Liability Package	\$103,650.00
	Guaranteed Cost Workers Comp	\$105,577.00
	Commercial Crime	\$1,921.00
Regions Insurance	Property Insurance	\$233,026.50
	Boiler and Machinery	\$4,056.00
	Auto Physical Damage	\$24,703.35
	Pollution Liability (annual)	\$11,704.35
Schwing Insurance	Inland Marine	\$8,813.00

WHEREAS, it is the recommendation of the Administration to accept the lowest proposals received for all portions of the General Liability Insurance Coverage.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby authorize the acceptance of the low proposals for all portions of the general liability insurance coverage, including coverage for buildings, all as recommended by the Parish President, all as noted above.

BE IT FINALLY RESOLVED, that this Resolution shall become effective immediately upon adoption by the Iberia Parish Council and approval by the Parish President in accordance with Section 2-13 of the Iberia Parish Home Rule Charter.

This Resolution having been submitted to a vote, the vote thereon was as follows:

YEAS: Maggie F. Daniels, Curtis Boudoin, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Barry Verret, Glenn Romero, Roger Duncan, Jerome Fitch, Charles Williams, M. Larry Richard, and Naray Hulin.

NAYS: None.

ABSENT: None.

And the Resolution was declared adopted this 24th day of February, 2010.

## SPECIAL BUSINESS:

1. The Chairman requested that the Council convene into Executive Session to discuss pending litigation in the City of New Iberia vs. Iberia Parish Council, Docket No. 115420, which is scheduled for trial for March 8-10th.

A motion was made by Mr. Glenn Romero, seconded by Mr. Barry Verret, that the Iberia Parish does hereby convene into Executive Session to discuss pending litigation in the City of New Iberia vs. Iberia Parish Council, Docket No. 115420, which is scheduled for trial for March 8-10th.

This motion to go into Executive Session having been submitted to a vote, the vote thereon was as follows:

YEAS: Maggie F. Daniels, Curtis Boudoin, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Barry Verret, Glenn Romero, Roger Duncan, Jerome Fitch, Charles Williams, M. Larry Richard, and Naray Hulin.

NAYS: None.

ABSENT: None.

And the motion to go into Executive Session was declared adopted this 24th day of February, 2010.

Chairman Jerome Fitch declared that the Iberia Parish Council was now in Executive Session and requested that all persons except members of the Iberia Parish Council, Attorney Dean Wattigny and Attorney Jason Akers exit the room.

A motion was made by Mr. John Berard, seconded by Mr. Naray Hulin, that the Iberia Parish Council does hereby reconvene into Regular Session.

This motion to go into Regular Session having been submitted to a vote, the vote thereon was as follows:

YEAS: Maggie F. Daniels, Curtis Boudoin, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Barry Verret, Glenn Romero, Roger Duncan, Jerome Fitch, Charles Williams, M. Larry Richard, and Naray Hulin.

NAYS: None.

ABSENT: None.

And the motion to go into Regular Session was declared adopted this 24th day of February, 2010.

A motion was made by Mr. Naray Hulin, seconded by Ms. Maggie F. Daniels to authorize the District Attorney's Office to continue negotiations with the City of New Iberia on behalf of the Iberia

Parish Council.

\_\_\_\_\_The motion to authorize the District Attorney's Office to continue negotiations with the City of New Iberia on behalf of the Iberia Parish Council having been submitted to a vote, the vote thereon was as follows:

This motion to go into Regular Session having been submitted to a vote, the vote thereon was as follows:

YEAS: Maggie F. Daniels, Curtis Boudoin, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Barry Verret, Glenn Romero, Roger Duncan, Jerome Fitch, Charles Williams, M. Larry Richard, and Naray Hulin.

NAYS: None.

ABSENT: None.

And the motion was declared adopted this 24th day of February, 2010.

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**COUNCIL MEMBERS/PRESIDENT ANNOUNCEMENTS**

1. Chairman Jerome Fitch explained that the basketball game to be played between the City of New Iberia Council and the Iberia Parish Council will be held on March 31, 2010 at 6:30 P.M. Admission will be \$3 for adults and \$1 for children.
2. Attorney Jason Akers noted that the Iberia Medical Bonds Agreements has not been renewed with Iberia Medical since 2003 and requested that a Resolution be made re-authorizing the supplemental agreement between the Parish and Iberia Medical.
3. Parish President Ernest Freyou explained that a presentation on the Severance Tax Act will be made at the Police Jury Association Conference on Thursday, February 25<sup>th</sup>, at 4:30 P.M. in the hotel.

**ORDINANCES INTRODUCED FOR PUBLICATION**

None.

A motion was made by Mr. Barry Verret, seconded by Mr. Bernard Broussard, that the Iberia Parish Council does hereby adjourn.

And the motion to adjourn was declared adopted this 24th day of February, 2010.

I HEREBY CERTIFY THE FOREGOING TO BE EXACT AND TRUE:

/s/ Diane B. Phillips  
Clerk of the Council